

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 20, 2015

The regular meeting of the Board of Commissioners for the County of Lee, State of North Carolina, convened at 4 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 joined the meeting at 4:05 p.m. and Commissioner Kirk D. Smith was only present for the public hearings held at 6 p.m.

Chair Dalrymple called the meeting to order and the following business was transacted:

Commissioner Oldham delivered the invocation.

The pledge of allegiance was recited.

The Board considered additions/changes to the Agenda. With no changes made, Commissioner Frazier 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 Frazier moved to approve the *Consent Agenda* which consisted of the following items:

- Minutes from the April 6, 2015 regular meeting, and
- Tax Releases and Refunds for March 2015 (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.

No one signed up to speak during the 3-minute *Public Comments* section of the meeting.

The Board considered the FY 2015-16 Juvenile Crime Prevention Council (JCPC) Annual County Plan. Ms. Pam Glover, Chairperson of JCPC stated the NC Department of Public Safety partners with Juvenile Crime Prevention Councils in each county to encourage community leaders, locally and statewide, to reduce and prevent juvenile crime. JCPC members are appointed by the County Board of Commissioners and meet monthly in each county. According to the NC Department of Public Safety, each JCPC must submit a written funding plan to the Commissioners for approval each year. At their March meeting, the JCPC approved funding for the following programs and are now asking for Commissioner approval to submit to the State:

Hope Thru Horses (Kickin Back)	\$51,161
Project Challenge – Restitution	\$67,122
Psychological Services	\$ 4,000
Road to Success Mentoring Program (Maggie’s Outreach)	\$32,878

After discussion, Commissioner Reives moved to approve the *FY 2015-16 JCPC Annual Plan* as presented above, 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, and Sloan
Nay: None
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

Commissioner Knecht joined the meeting during the above discussion at 4:05 pm.

The Board considered revisions to the Lee County Transportation Title VI Plan. Senior Services Director Debbie Davidson asked the Board to approve revisions to the North Carolina Department of Transportation and Federal Transit Administration Title VI Plan. The NCDOT Office of Equal Opportunity and Workforce Services conducted a Title VI Compliance Review of the County of Lee Transportation System (COLTS) and requested revisions be made to the Public Involvement Plan, the Title V Policy Statement and the Language Efficiency Plan. Ms. Davidson further stated that during compliance reviews, a Title VI Plan is required. Ms. Davidson stated this is a Federal plan that is required of all transportation services. The four deficiencies noted during the review were discussed and corrective actions addressed. After discussion, Commissioner Oldham moved to approve the *Revised County of Lee Transit System Title VI Policy* as presented. Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously.

The Board considered changes in the Consolidated Agreement for FY 2015-16 between the

North Carolina Department of Health & Human Services and the Lee County Health Department. Ms. Carol Thompson Finance Officer with the Lee County Health Department asked the Board to approve the following changes in the FY 2015-16 State Consolidated Agreement:

- 1) Revised due dates for the Community Health Assessment (CHA), Action Plans and State of the County Health (SOTCH),
- 2) Directions for discontinuance of Obstetrics Care Management (OBCM) or Care Coordination for Children (CC4C) programs,
- 3) Change how reporting is to be completed in the Aid-to-Counties database,
- 4) Compliance with E-Verify,
- 5) Clarify which records are covered by the State's record retention policy, and
- 6) All records must be kept for 5-years after approved.

After discussion, Commissioner Reives moved to approve the changes in the *Consolidated Agreement for FY 2015-16 between the North Carolina Department of Health & Human Services and Lee County Health Department* as referenced above. Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously.

The Board considered a Resolution and offer to purchase surplus property. County Attorney Kerry Schmid stated an offer to purchase vacant surplus property located at 1213 Crest Street had been received from Ms. Linda Ware. Ms. Ware's offer was in the amount of \$9,177.86, plus advertising costs. Ms. Schmid stated taxes and fees owned on the parcel are \$9,177.86, part of which includes taxes owed to the City of Sanford. Tax Administrator Mary Yow stated the property in question is valued on the County tax books at \$36,876.00. After discussion, Commissioner Reives moved to enter into the upset bid process for sale of said property, and approve a *Resolution Authorizing the Sale of Property Located at 1213 Crest Street, Sanford, North Carolina*, 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, and Sloan
Nay: None
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

The Board considered an Enterprise Agreement for Microsoft Software Licensing. IT Director Kyle Edwards stated this Agreement provides access, support, future version upgrades, enhancements, and licensing for compliance to Microsoft licensing agreements for server operating systems, desktops/laptops, and the county email system. Mr. Edwards further stated that every 3 years the County must undergo a renewal with the Microsoft Corporation for the licensing agreement that allows the legal use of various desktops, servers, and application packages throughout the Lee County system. For the past 3 years the annual payment has been \$88,000. The upcoming annual payment that will last for the next 3 years has increased to \$90,608 due to some structuring changes from Microsoft. The changes will allow us to take advantage and access to a licensing level that we have not had in the past. Money tied to this agreement is planned for in the FY 2015-16 budget, with Social

Services paying 1/3 of the cost. After discussion, Commissioner Oldham moved to approve the *Enterprise Agreement for Microsoft Software Licensing* as presented. Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously.

The Board considered network cabling bids for the Buggy Factory. IT Director Kyle Edwards stated bid and design specifications to provide necessary network cabling and infrastructure for the Buggy Factory were sent out using the RFP process. Bids were received from the following vendors:

AFL Network Services, Inc.
NC Communications, Inc.
Performance Cabling Technologies, Inc.
Premiere Communications & Consulting, Inc.

Mr. Edward recommended the Board approve NC Communications, Inc., Raleigh, as the lowest responsible bidder for the project in the amount of \$34,859.00. After discussion, Commissioner Oldham moved to approve *NC Communications, Inc.* for the Buggy Factory network cabling project. Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously.

The Board considered a loan to the Sanford-Lee County Airport Authority. County Manager John Crumpton stated that the Sanford-Lee County Airport Authority is continuously working on infrastructure improvements at the Airport. In the last year, the Authority completed a runway rehabilitation project that was funded 90% by Federal and State grants and 10% local funds. This \$4 million dollar project required a local match of \$400,000 which were taken from the Airport Reserve fund that the County keeps as part of an agreement with the City of Sanford. After using the \$400,000 from the reserve fund, the fund is basically depleted. Mr. Crumpton stated the Airport Authority now has an opportunity to use grant funds to widen and rehabilitate the taxi way and expand the ramp area. This grant requires a local match of \$450,000 and due to timing of the bids the Airport Authority needs to secure funds by the end of April to move forward with the project. The one-year loan would hold an interest rate of 3 to 3 ½ percent, depending on the market rate for tax-exempt financing. The Authority is therefore asking to borrow these funds from the City and County for 12-months until a new permanent loan can be secured by new t-hangars, paying off the City-County loan on the existing t-hangars and the match for this grant. Mr. Crumpton stated the Airport is growing, adding that the North Carolina Forest Service will be using space at the Airport beginning in July. After discussion, Commissioner Oldham moved to approve a loan to the Sanford-Lee County Airport Authority in the amount of \$225,000 for a 12-month period, review the market rate for loan at 3% interest (or higher), and enter into a loan agreement with the City and Airport Authority at the May 4th meeting. Upon a vote, the results were as follows;

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

The Chair ruled the motion had been adopted unanimously.

The Board next considered Budget Amendment # 04/20/15/13 for the Solid Waste Department to appropriate \$13,000 from fund balance to cover excess tire disposal fees associated with a major tire cleanup. Commissioner Frazier moved to approve *Budget Amendment # 04/20/15/13*, 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, and Sloan
Nay: None
Absent: Smith

The Chair ruled the motion had been adopted unanimously.

Finance Director Lisa Minter presented the *Monthly Financial Report* for month ending March 2015. No action was taken.

County Manager John Crumpton presented his *Monthly Report for April 2015*. The Board discussed summer meeting schedules for the August and September 2015 meetings. Consensus of the Board was to meet on August 17th at 4 p.m., and September 21st at 4 p.m. The regular meeting schedule of two meetings a month will resume in October.

Chair Dalrymple encouraged all Lee County residents to participate in a survey concerning the multi-sport complex at O.T. Sloan Park that is located on the City and County websites. She also stated the new stoplight at the intersection of Nash Street (Lee County High School) and Kelly Drive (Civic Center and CCCC) is now working.

Commissioner Frazier moved to go into closed session to consult with the attorney to protect the attorney-client privilege per N.C. General Statute §143-318.11(a) (3). Upon a vote, the results were as follows:

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

The Chair ruled the motion had been adopted unanimously and the Board was in closed session. Upon returning from closed session, with all members present, including Commissioner Kirk D. Smith, the regular meeting resumed.

At 6 p.m. Commissioners met jointly with members of the Lee County Planning Board to consider text amendments to the Unified Development Ordinance (UDO). Zoning Administrator Althea Thompson outlined the first text amendments as follows:

Amendments to Article 10 site Design Standards, to revise Section 10.7 title to read "**10.7 Design Standards for Commercial Development along Thoroughfares and Freeways**", and revise the standards throughout the section to apply to commercial development and land uses along

thoroughfares and freeways, and to add a new section “**Section 10.8 Design Standards for Industrial Development along Thoroughfares and Freeways**”, and add standards for industrial development and land uses along thoroughfares and freeways.

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

No one present spoke for or against the above referenced text amendment.

Chair Dalrymple closed the public hearing.

Ms. Thompson outlined the second text amendment as follows:

Amendment to Article 8, Subsection 8.2.6 Paving Required (8.2.6.1), to add a new Item (c) to allow the parking for all uses in the land use subheading *Industrial and Manufacturing Uses* and the Wholesale trade use in the land use subheading *General Sales or Service* to construct and maintain a gravel surface if the required parking is located in the Side Yard or Rear Yard of a site.

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

No one present spoke for or against the above referenced text amendment.

Chair Dalrymple closed the public hearing.

Ms. Thompson outlined the third and final text amendment as follows:

Amendment to Article 4, Section 4.12 Historic Preservation Overlay District, to rename Section 4.12.7 to “**Section 4.12.7 Off-Street Parking**”, and to add new standards for Off-Street Parking Requirements in the Rosemount McIver Park Historic District.

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

No one present spoke for or against the above referenced text amendments.

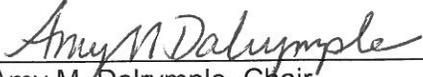
Chair Dalrymple closed the public hear.

At this time Planning Department staff and members of the Lee County Planning Board adjourned to the Gordon Wicker Conference Room to continue discussion. A recommendation will be provided to Commissioners for consideration at their May 4th meeting.

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

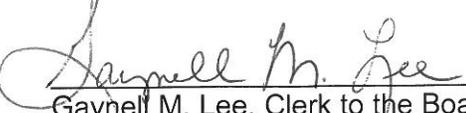
Aye: Dalrymple, Frazier, Knecht, Oldham, Reives, Sloan, and Smith
Nay: None

The Chair ruled the motion had been adopted unanimously and the meeting adjourned at 6:13 p.m.



Amy M. Dalrymple, Chair
Lee County Board of Commissioners

ATTEST:



Gaynell M. Lee, Clerk to the Board