

# LEE COUNTY

NORTH CAROLINA

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## MINUTES OF THE REGULAR MEETING OF THE BOARD OF COMMISSIONERS FOR THE COUNTY OF LEE, STATE OF NORTH CAROLINA

FEBRUARY 18, 2008

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The regular meeting of the Board of Commissioners for the County of Lee, State of North Carolina, convened at 3:00 p.m. in the Commissioners' Room, Lee County Government Center, 106 Hillcrest Drive, Sanford, North Carolina, on said date. Commissioners present were Robert H. Brown, James C. Kelly, Jerry M. Lemmond, Nathan E. Paschal, John T. Quiggle, Linda A. Shook, and Robert T. Reives.

Chairman Brown presided and called the meeting to order. The following business was transacted:

Chairman Brown delivered the invocation.

The pledge of allegiance was recited.

The Board considered additional agenda items. Commissioner Lemmond asked the Board to approve, as part of the Minutes, letters of support from Ms. Reinette Seaman and Mr. Jason Davenport, a Resolution of support from the Sanford Area Chamber of Commerce and a verbal request of support from Mr. Hubert Garner for the local option sales and use tax to be used for education facility needs in Lee County. Commissioner Reives moved to approve the above additions to the agenda. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook

Nay: None

The Chairman ruled the motion had been adopted unanimously.

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

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook

Nay: None

The Chairman ruled the motion had been adopted unanimously.

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

- Minutes from the February 4, 2008 regular meeting;
- Tax Releases and Refunds for January 2008 (copy attached);
- Audit Contract with Martin Starnes & Associates;
- Budget Amendment # 02/18/08#16 (copy attached);
- Resolution celebrating 100-years of county unity with the NC Association of County Commissioners (copy attached);
- Health Department Records Retention and Disposition Schedule;
- Amendment to County Manager's Employment Contract (copy attached); and
- Resolution to begin four-year cycle of tax reappraisal (copy attached)

Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook  
 Nay: None

The Chairman ruled the motion had been adopted unanimously.

The following individuals signed up to speak during the *Public Comments* section of the meeting:

- Mr. Keith Clark, 233 Chris Cole Road, Sanford
- Mr. Chet Mann, on behalf of the Sanford Area Chamber of Commerce
- Mr. Jerry Pedley, on behalf of the Sanford Area Chamber of Commerce
- Mr. Don Perry, 2311 Rockwood Drive, Sanford

At this time the Board heard a financial presentation by Mr. Ted Cole from Davenport & Company where he discussed the County's existing debt service, payout ratio, existing debt ratios, proposed bond issues, preliminary funding analysis, and historic and projected growth trends. No action was taken.

The Board considered a Resolution asking the Board of Elections to hold a special election on a ¼-cent sales tax. County Manager John Crumpton presented and read a resolution asking the Board of Elections to hold a special election advisory referendum on Tuesday, May 6, 2008, for all of Lee County for or against a local sales and use tax at the rate of one-quarter percent (0.25%) in addition to all other State and local sales and use taxes. The Finance Committee had adopted this Resolution at their meeting earlier in the day. After some discussion, Commissioner Lemmond moved to approve a *Resolution by the Lee County Board of Commissioners Requesting the Lee County Board of Elections Hold a Special Election Advisory Referendum for the Levy of a Local Sales Tax*, a copy of which is attached to these minutes and by this reference made a part hereof. Commissioner Kelly seconded the motion, and upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook  
 Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered a Resolution stating the intended use of the 2007 ¼-cent sales tax revenue if approved by the voters from the above discussion and vote. County Manager John

Crumpton presented and read a resolution stating that it was the intent of the Commissioners to use the revenue from the 2007 ¼-cent sales tax, if successful, for the following:

- Debt service on the financing of capital projects for the Lee County Board of Education and Central Carolina Community College; and
- Debt service on other Capital Projects listed in the County's FY 2009-2013 Capital Improvement Plan (CIP)

After some discussion, Commissioner Reives moved to approve a *Resolution by the Lee County Board of Commissioners Stating the Intended Uses of the 2007 ¼-Cent Sales Tax Revenue if the Advisory Referendum for the Levy of a Local Tax Passes by Majority Vote*, a copy of which is attached to these minutes and by this reference made a part hereof. Commissioner Lemmond seconded the motion, and upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Finance Director Lisa Minter presented the *Monthly Financial Report* for month ending January 2008. A report on the new Time and Attendance Program was also given. Commissioner Reives moved to accept the Financial Report as presented. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

County Manager John Crumpton stated the Lee County Health Department had asked for Commissioners to consider taking part in a table-top exercise on handling a Pandemic Flu Breakout with the Board of Health. Commissioners interested were asked to contact the County Manager. No action was taken.

Health Director Mike Hanes and Animal Control Officer Carl Iceman discussed animal control procedures for after hours and weekend calls. The Health Department will be doing public service announcements to make the public aware of procedures to follow. No action was taken.

The Board agreed to hold only one meeting during the month of March 2008 due to a National Conference in Washington, DC. By consensus, the Board agreed to meet at 3:00 p.m., Monday, March 17, 2008.

County Manager John Crumpton gave the Board an update on the Community Development Block Grant (CDBG) Program.

The Board discussed security issues for Commissioner meetings. After some discussion, County Manager John Crumpton and HR Director Joyce McGehee were asked to meet with Sheriff Tracy Carter to discuss concerns and bring a recommendation back to the Board for consideration. No action was taken.

There being no further business to come before the Board, Chairman Brown recessed the meeting until 7:00 p.m. Upon a vote, the results were as follows:

Aye: Brown, Kelly, Lemmond, Paschal, Quiggle, Reives, and Shook  
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Upon returning at 7:00 p.m., Vice Chairman Lemmond called the meeting to order in Courtroom #4 at the old Lee County Courthouse for the purpose of a joint public hearing with members of the Lee County Planning Board as advertised for this date and time. Commissioners present were James C. Kelly, Jerry M. Lemmond, Nathan E. Paschal, and Linda A. Shook. Commissioners Robert H. Brown, John T. Quiggle, and Robert T. Reives were absent.

Vice Chairman Lemmond opened the public hearing.

Planner Althea Thompson outlined the rezoning petition submitted by Timothy and Suzette Sloan to rezone approximately 20.38 acres of land located off Avent's Ferry Road from Residential Agriculture (RA) to "Sloan Mountain Vineyards & Winery Conditional Zoning District".

The following individuals spoke in favor of the rezoning petition:

- Mr. Bob Heuts on behalf of the Lee County Economic Development Corporation
- Mr. Cecil Cameron, 3459 Avents Ferry Road, Sanford
- Ms. Susan Condlin on behalf of the North Carolina Cooperative Extension Office
- Mr. and Mrs. Tim Sloan, 424 Sloan Lane, Sanford (presented a power-point presentation concerning their request)

No one present spoke in opposition to the rezoning request.

Vice Chairman Lemmond closed the public hearing.

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

Aye: Kelly, Lemmond, Paschal, and Shook  
Nay: None  
Absent: Brown, Quiggle, and Reives

The Vice Chairman ruled the motion had been adopted unanimously and the meeting adjourned in keeping with the motion.

ATTEST:

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Robert H. Brown, Chairman  
Lee County Board of Commissioners

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Gaynell M. Lee, Clerk