

LEE COUNTY

NORTH CAROLINA

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MINUTES OF THE WORK SESSION AND REGULAR MEETING
OF THE
BOARD OF COMMISSIONERS
FOR THE
COUNTY OF LEE, STATE OF NORTH CAROLINA

JULY 17, 2006

The regular meeting of the Board of Commissioners for the County of Lee, State of North Carolina, convened at 1:30 p.m. in the Gordon Wicker Community Conference Room, Room #106, Lee County Government Center, 106 Hillcrest Drive, Sanford, North Carolina, to conduct a work session to discuss the proposed location of a new Administrative Building. Commissioners present were W. Chad Adams, Robert H. Brown, Herbert A. Hincks, Jerry M. Lemmond, Nathan E. Paschal, Robert T. Reives, and Amy L. Stevens.

Chairman Hincks presided and called the work session to order.

Assistant County Manager Kenny Cole presented a power point presentation recapping property that has been submitted for consideration for a new Administrative Building. Property presented includes the following:

1. Buggy Factor, 115 Chatham Street;
2. Koury Building, 633 Chatham Street;
3. First Federal Building, 155 South Steele Street;
4. First Federal extension building, 130 Wicker Street;
5. Old National Bank Building, 100 Wicker Street;
6. Summey Property, 1620 South Third Street;
7. Perry Property (2.3 acres), Carthage Street;
8. Sandhills Storage property, 1508 South Third Street; and
9. Property adjacent to the Heins Education Building, 106 Gordon Street.

A recommendation from Commissioner candidate Mr. Darryl Davis was also presented to build an Allied Health Building for the Health Department on the Central Carolina Community College campus.

The existing Youth Services Building next to the Lee County Government Center on Hillcrest Drive was also discussed.

Commissioner Adams stated he feels an extensive search for property has not been conducted, as was done for the new high school site.

Commissioner Reives asked that he be furnished with the number of people that would be affected in each building.

After some discussion, Commissioner Reives stated with all the other pressing issues the County is facing at this time, he feels the timing isn't right to build or renovate a building. Mr. Reives further stated he feels the County should make do with what we have for another year or two.

Commissioner Stevens stated the new Administrative Building was part of the Capital Improvements Project (CIP) that was adopted and therefore should be addressed at this time. Ms. Stevens also questioned the overcrowding at the Planning and Inspection Departments that is an issue now.

Chairman Hincks stated he feels something should be done in the Health Department now because of the current overcrowding problem. Mr. Hincks asked that the Board be furnished with statements from Health Director Mike Hanes and Social Services Director Brenda Potts concerning space requirements and projected needs.

After further discussion, County Manager David Smitherman and Assistant County Manager Kenny Cole were asked to provide additional information on all the property presented in Mr. Cole's presentation and schedule another work session following the regular August meeting of the Board.

Chairman Hincks recessed the meeting to the Commissioners Room, Lee County Government Center, for the regular scheduled 3:00 p.m. meeting.

Chairman Hincks called the regular meeting to order with all Commissioners present.

County Attorney K. R. Hoyle delivered the invocation.

Chairman Hincks led the pledge of allegiance.

The following new employees were introduced to Commissioners:

- Ms. Summer Emerson, Sheriff's Department
- Ms. Sherri Galvin, Sheriff's Department
- Mr. David McKee, Sheriff's Department
- Ms. Sandra Molina, Social Services
- Ms. LeAnn McKoy, Social Services
- Mr. Roy Haddock, Jr., Youth & Family Services
- Mr. Marvin Sapp, Animal Control

- Dr. Justin Olsen, Children's Dental Clinic

The Board considered changes/additions to the agenda. Commissioner Lemmond asked that the Board discuss an ordinance to regulate towing and recovery services. Commissioner Adams asked that the Board discuss the appointment of a citizens advisory committee to discuss school issues. County Manager David Smitherman asked the Board to (1) consider a recommendation from the Director of Senior Citizens for an appointment to the Senior Services Advisory Board, (2) consider a *Resolution in Support of a Kids Voting Program in Lee County*, and (3) supplemental information furnished by the Board of Education concerning a request for additional budget funding. Commissioner Adams moved to approve the agenda as amended. Upon a vote, the results were as follows:

Aye: Adams, Brown, Hincks, Lemmond, Paschal, Reives, and Stevens

Nay: None

The Chairman ruled the motion had been adopted unanimously.

Commissioner Adams moved to approve the Consent Agenda as amended, which consisted of the following items:

- Minutes from the June 5, 2006 closed session
- Minutes from the June 19, 2006 regular meeting
- *Standard Work First* County status approval for Social Services
- Contract between Lee County and the North Carolina Forest Service for FY 2006-08 (copy attached)
- June 2006 Tax Releases and Refunds (copy attached)
- Release of \$52,145.15 of Southern Lee High School construction project funds
- Budget amendment # 07/17/06/#26 (copy attached)
- *Resolution in Support of a Kids Voting Program in Lee County* (copy attached)

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

Mr. Tim Cain, Project Manager with Assessment Solutions gave the Board an update on the 2007 Revaluation Project. Mr. Cain stated he would be taking over the revaluation project due to recent changes in the Tax Office. Mr. Cain further stated that in his opinion there are major problems with the project, with the error rate being at 50%. This is due to the fact that none of the property tax cards had been corrected before they were submitted to Assessment Solutions. Mr. Cain further stated work is being completed and should be finalized on time. He further promised that Lee County will get a good revalue and praised

dedicated Tax Office staff for their work on the project. The Board took no action.

Ms. Lesa Price, Strategic Initiatives Director told the Commissioners that Mr. William Johnson, Residential Childcare Worker with Lee County Youth and Family Services, had been selected as the July 2006 *Employee of the Month*. Chairman Hincks presented Mr. Johnson his awards that included a day off with pay, a "Star Award", a framed certificate, a pizza from Papa Johns' Pizza, Coca Cola products from Sanford Coca Cola, and a movie rental from Movie Gallery. Mr. Williams will be considered for the *Employee of the Year Award* in December.

Mr. Darryl Jones from 4004 Lower River Road completed the required paperwork to appear before the Board to discuss a permit for a fire works display at the conclusion of each monthly event held at the Mud Motorsports Complex. Mr. Jones stated that at the close of each monthly event he would like to have a small fireworks display for the children. He further stated that to date, the three events held at the complex have raised approximately \$40,000 that will be donated to the Deep River Fire Department to assist with building a sub-station in the area. Mr. Jones' request was to close each monthly event with a small fireworks display while the Fire Department is still on scene. Mr. Derrick Clouston, Lee County Fire Marshal was present and discussed a permit that must be completed and approved by his office. After some discussion, Commissioner Reives moved to approve Mr. Jones' request to hold a fireworks display at the conclusion of each monthly event at the Mud Motorsports Complex, contingent upon permit approval from the Lee County Fire Marshal's Office. Upon a vote, the results were as follows:

Aye: Adams, Brown, Hincks, Lemmond, Paschal, Reives, and Stevens
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered a request from the Lee County Schools for an additional \$240,836 to cover salary increases for locally paid positions. Superintendent Jim McCormick and School Board member Frank Thompson told the Board that a 5% salary increase for teachers and a 4% salary increase for other school employees were incorporated in their original budget request to the Commissioners. These figures were based on information furnished by the Department of Public Instruction. With the signing of the 2006-07 budget by Governor Easley, the Schools are now able to accurately assess the impact of the State budget upon their local funding. In June it was estimated that an additional \$215,000 beyond their original county budget request would be needed to fund salary increases for locally paid positions. After review of the final State budget, it appears that the Schools will incur an additional expense of \$240,836 above the original projection. After some discussion, Commissioner

Brown moved to allocate the schools an additional \$215,000 for funding. Commissioner Reives stated that he would like to see the Board take the matter under advisement and get more information. After further discussion, Commissioner Brown amended his motion to table the matter until the August meeting. Upon a vote, the results were as follows:

Aye: Adams, Brown, Hincks, Lemmond, Paschal, Reives, and Stevens
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered text amendments to the Unified Development Ordinance (UDO). Assistant Community Development Director Marshall Downey told the Board that Planning Board members met after the joint public hearing and discussed revisions and approved all text amendments as presented by staff. After some discussion, Commissioner Adams moved to approve text amendments to the *Unified Development Ordinance (UDO)* 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: Adams, Brown, Hincks, Lemmond, Paschal, Reives, and Stevens
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered By-Laws for the BRAC Commission. Strategic Initiatives Director Lesa Price told the Board that the Executive Committee of the BRAC RTF (Base Realignment and Closure Regional Task Force) had met and prepared By-Laws that all eleven (11) member counties are asked to approve. The purpose of the By-Laws is to establish the purpose and authority of the BRAC organization. The eleven counties participating in BRAC RTF are Bladen, Cumberland, Harnett, Hoke, Lee, Montgomery, Moore, Richmond, Robeson, Sampson, and Scotland. Ms. Price stated that the above counties have been divided into two tiers. Tier One is defined as those counties determined by the organization that will suffer a significant adverse consequence from the impact of BRAC actions and other growth at Ft. Bragg. Tier One is made up of Cumberland, Harnett, Hoke, Moore, Richmond, and Robeson counties. Tier Two is defined as the other counties, which are Bladen, Lee, Montgomery, Sampson, and Scotland. Tier Two counties will participate in the planning and preparation for BRAC implementation and will share equally in all information obtained by the BRAC RTF for marketing and economic development purposes. After some discussion, Chairman Hincks moved to approve By-Laws for the BRAC Commission as presented. Upon a vote, the results were as follows:

Aye: Adams, Brown, Hincks, Lemmond, Paschal, Reives, and Stevens
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Chairman Hincks called for a ten-minute recess at this time.

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

The Board considered meeting dates for August and September 2006. Consensus of the Board was to hold one meeting in August at 9:00 a.m. on Monday, August 14, 2006, and one meeting in September at 9:00 a.m., on Monday, September 18, 2006. If joint public hearings with the Planning Board are required, the meetings will be changed to 3:00 p.m.

The Board considered a voting delegate for the annual NCACC Conference that will be held in Winston Salem on September 7-10, 2006. Chairman Hincks designated Commissioner Lemmond as the voting delegate for Lee County.

The Board considered appointments to various Boards and Commissions. The following individuals were nominated by various Commissioners and approved to serve for the terms shown:

<u>BOARD/COMMISSION</u>	<u>TERM</u>	<u>TERM EXPIRES</u>
Environmental Affairs Board Rev. David Jenkins	3-Years	June 2009
Lee County Board of Health Dr. Susan Bailey, Optometrist	3-Years	June 2009
Senior Services Advisory Board Ms. Janice Coleman	3-Years	June 2009
Rest Home-Nursing Home Advisory Board Ms. Carol Williams (filling unexpired 1-year term)		June 2007

Commissioner Lemmond discussed the need for an ordinance to regulate towing and recovery services and have the wrecker service be more responsible for cleanup when they tow vehicles after a wreck. Mr. Lemmond shared pictures with the Commissioners of a recent wreck near his home on Spring Lane showing large pieces of debris that the wrecker service did not clean up when the vehicles were towed from the scene. Mr. Lemmond stated he intends to address the matter with City Council at one of their Law and Finance meetings. County Attorney K. R. Hoyle stated that the Department of Transportation should be contacted to see if they would assist since it is a right-of-way matter.

Commissioner Lemmond stated he would report back to the Board after he discusses the matter with City Council. The Board took no action.

Commissioner Brown asked that all budget requests over \$50,000 be referred to the Finance Committee for review before being placed on the agenda.

Strategic Initiatives Director Lesa Price discussed the 2005-06 Work Plan final report. Ms. Price stated that six of the nine work plan items have been completed, with two in process, and one revised to August 2006. The Board took no action.

Strategic Initiatives Director Lesa Price gave the Board an update on the 2005-06 Customer Service Initiatives undertaken by each department. Ms. Price stated that in October 2005 all departments were charged with developing a customer service initiative that would align with the Board of Commissioner's vision statement, improve efficiency and be noticeable to customers. Seven of the eighteen departments that participated have completed their initiatives. The Board took no action.

Commissioner Adams discussed the forming of a citizens advisory committee as it relates to the school system. He feels such a committee would help us stay ahead of the game and stay involved. This committee would be similar to the committee formed a few years ago that addressed the new high issue. Mr. Adams feels the City of Sanford and the Lee County School System should endorse the committee. He will address the School Board and report back to the Commissioners with his findings.

Commissioner Lemmond moved to go into closed session to (1) discuss the location or expansion of a business in the area per N. C. General Statute 143-318.11(a)(4), and (2) to discuss a personnel matter per N. C. General Statute 143-318.11(a)(6). Upon a vote, the results were as follows:

Aye: Adams, Brown, Hincks, Lemmond, Paschal, Reives, and Stevens
Nay: None

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

Upon completing business in closed session, Commissioner Brown moved to go out of closed session. Upon a vote, the results were as follows:

Aye: Adams, Brown, Hincks, Lemmond, Paschal, Reives, and Stevens
Nay: None

The Chairman ruled the motion had been adopted unanimously.

Chairman Hincks called the regular meeting to order, with all members present.

Commissioner Brown moved to recess the meeting to 5:00 p.m., Monday, July 24, 2006, in the Commissioners' Room, Lee County Government Center, 106 Hillcrest Drive, Sanford, North Carolina. Upon a vote, the results were as follows:

Aye: Adams, Brown, Hincks, Lemmond, Paschal, Reives, and Stevens
Nay: None

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

Herbert A. Hincks, Chairman

ATTEST:

Gaynell M. Lee, Clerk