

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

SEPTEMBER 10, 2007

The regular meeting of the Board of Commissioners for the County of Lee, State of North Carolina, convened at 12:00 Noon in the Commissioners' Room, Lee County Government Center, 106 Hillcrest Drive, Sanford, North Carolina, on said date. Commissioners present were Robert H. Brown, Nathan E. Paschal, Robert T. Reives, Linda A. Shook, and Kirk D. Smith. Commissioners James C. Kelly and Jerry M. Lemmond joined the meeting later.

Chairman Brown called the meeting to order.

Commissioner Shook moved to go into closed session per North Carolina General Statute 143-318.11(a)(6) to consider the qualifications, competence, performance, condition of appointment of a public officer or employee or prospective public officer or employee. Upon a vote, the results were as follows:

Aye: Brown, Paschal, Reives, Shook, and Smith

Nay: None

Absent: Kelly and Lemmond

The Chairman ruled the motion had been adopted unanimously and the Commissioners retired to the Small Conference Room located behind the Commissioners' Chambers.

The regular meeting resumed at 3:00 p.m. in the Commissioners' Room with all Commissioners present. Chairman Brown called the meeting to order and presided while the following business was transacted:

County Attorney K. R. Hoyle delivered the invocation.

The pledge of allegiance was recited.

Ms. Brenda Potts from the Employee Selection Committee introduced Mr. Steven Godfrey, San-Lee Park Operations Manager, with Lee County Parks and Recreation as the *September 2007 Employee of the Month*. Chairman Brown presented Mr. Godfrey with his awards which include a day off with pay, a *Star Award*, a framed certificate, a pizza (compliments of Papa John's Pizza), Coca Cola products from Sanford Coca Cola Bottling Company, and a movie rental from the Movie Gallery.

The following new employees were introduced to the Board and presented with a Lee County pin by Chairman Brown:

Henry Johnson	Youth Services
LouAnn Davis	Social Services
Faye Stone	Youth Services
Viridiana Villasenor	Social Services
Ronnie Bess	Sheriff's Department
Rebecca McCain	Sheriff's Department
Hope Riley	Jail
Karen Marosites	Board of Elections

The Board considered additions/changes to the agenda. Commissioner Shook asked that the Consent Agenda item pertaining to the addition of a General Services Director position to the Lee County Pay Plan be pulled for discussion. No other changes or additions were made. Commissioner Smith moved the above-referenced consent item be pulled and placed under New Business. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

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

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

The Chairman ruled the motion had been adopted unanimously.

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

- Minutes from the August 13, 2007 regular meeting;
- Minutes from the August 13, 2007 Finance Committee meeting;
- Minutes from the September 4, 2007 special meeting;
- Addition of Public Health Coordinator position to the Lee County Pay Plan;
- Annual software maintenance renewal with Tyler Technologies for Tax Appraisal System;
- Annual maintenance renewal with Tyler Technologies for Munis software program;
- Agreement with Clean Harbors Environmental Services, Inc. for annual household hazardous waste collection program;
- Tax Releases and Refunds for July 2007 (copy attached);
- Ordinance for Criminal Background Checks (copy attached);
- Budget Amendment # 09/10/07/#05 (copy attached);
- Strategic Plan for Library Facilities; and
- Resolution in memory of Mrs. Annie Laurie Pomeranz (copy attached)

Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Commissioner Reives read the resolution in memory of Mrs. Annie Laurie Pomeranz.

Mr. Don Godfrey of 3668 Avents Ferry Road, Sanford, signed up to speak during the *Public Comments* section of the meeting. Mr. Godfrey stated he was the owner of two small businesses in the Cape Fear Township and he asked the Board to consider placing a referendum on alcoholic beverages in that prescient. No action was taken.

At this time Chairman Brown opened the public hearing that had been advertised for this date and time in reference to the need for ambulance services with Central Carolina Hospital and the granting of a franchise to Central Carolina Hospital for ambulance services. County Attorney K. R. Hoyle stated this was the second and final required public hearing on this matter.

No one present spoke in favor of or in opposition to the above matters.

Chairman Brown closed the public hearing.

Commissioner Lemmond moved to approve the *Emergency Medical Services Agreement* between Lee County and AMISUB (Central Carolina Hospital), a copy of which is attached to these minutes and by this reference made a part hereof. Commissioner Smith asked to be excused from voting since his son is employed with Central Carolina Advanced Life Support. Upon a vote of the motion, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Commissioner Lemmond moved to approve an *Ordinance Granting a Franchise to AMISUB (Central Carolina Hospital) for Emergency and Non-Emergency Ambulance Service in Lee County*, a copy of which is attached to these minutes and by this reference made a part hereof. Commissioner Smith asked to be excused from voting since his son is employed with Central Carolina Advanced Life Support. Upon a vote of the motion, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

The Board considered a tax relief for the former Trailblazers Restaurant. Former owner Ms. Lillian Barrett, stated in a letter addressed to the Commissioners that Trailblazers Restaurant operated from October 1978 until July 2005 and was auctioned in August 2006. All details concerning the sale and closing were handled through Attorney Woods Doster, John Daniel, Johnston Properties, Dixon Hughes and herself. The attorney's office contacted the Lee County

Tax Office and was given the amount due on the real estate taxes and stated that no personal property taxes were due. In April 2007 the Tax Office sent Ms. Barrett a letter reminding her of past due taxes on personal property listed at \$1,067.39. Ms. Barrett asked the Board to waive the taxes due in part or whole. After some discussion, Commissioner Lemmond moved to table the matter until further information could be obtained. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Ms. Sara Sherman from the North Carolina Department of Transportation presented a power point presentation on the "Draft Comprehensive Transportation Plan". The presentation was for information only. No action was taken.

The Board considered a Time and Attendance agreement with KRONOS for the purchase of time-keeping hardware, software and professional services, along with a Project Management Services Estimate from HCG, Inc. Finance Director Lisa Minter stated that funds for an automated employee time-keeping system had been approved in the 2007-08 budget. The recommendation for an automated time-keeping system was made to assist county employees in developing an effective and efficient solution for managing payroll and leave of county employees. Some departments spend up to 20 hours per week working on time sheets. The new system would also allow the County to move from its current monthly payroll cycle to a bi-weekly payroll schedule. The projected total cost of the project is \$178,271.73. Funds of \$175,000 are included in the FY 2007-08 budget for the time-keeping project. In addition, the 2006-07 budget included \$12,500 for a time-keeping project that was unspent and could be rolled-over to the current year to cover the \$3,271.73 potential short-fall. Approximately \$26,000 of the cost can also be allocated to Social Services and qualify for 50% reimbursement, thus reducing the County's total cost by \$13,000. Commissioner Reives moved to authorize the Chairman to execute the KRONOS Order Form, and Project Management Services Estimate from HCG, Inc., after review of the County Attorney, copies of which are attached to these minutes and by this reference made a part hereof. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

The Board considered the purchase of several new vehicles for the Sheriff's Department. Chief Randall Butler presented the following quotes for the purchase of two (2) 2007 Dodge Charger's:

	<u>Car #1</u>	<u>Car #2</u>
US1 Chrysler Dodge, Sanford	\$26,720.00	\$26,513.00
Crown Dodge, Fayetteville	\$27,220.00	\$27,013.00
Ilderton Dodge, High Point	\$26,720.00	\$26,513.00

A total of \$21,825 per vehicle was approved in the FY 2007-08 budget. Chief Butler asked the Board to accept the low bid from US1 Chrysler Dodge, Sanford, in the amount of \$53,233.00 and approve the difference of \$9,583.00 from Drug Seizure monies. Commissioner Reives moved to accept Chief Butler's recommendation. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Chief Butler presented the following quotes for the purchase of two (2) 2007 Dodge Durango's:

	<u>Truck #1</u>	<u>Truck #2</u>
Ilderton Dodge, High Point	\$23,493.00	\$22,479.00
Crown Dodge, Fayetteville	\$26,231.00	\$26,231.00
US1 Chrysler Dodge, Sanford	\$24,993.00	\$24,993.00

A total of \$21,825.00 per vehicle was approved in the FY 2007-08 budget. Chief Butler asked the Board to accept the low bid from Ilderton Dodge, High Point, in the amount of \$45,972.00 and approve the difference of \$2,322.00 from Drug Seizure monies. Commissioner Reives moved to accept Chief Butler's recommendation. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Chief Butler presented the following quotes for the purchase of one (1) 2007 Dodge Ram 1500 Quad Cab 4x4:

Ilderton Dodge, High Point	\$25,741.00
Crown Dodge, Fayetteville	\$27,345.00
US1 Chrysler Dodge, Sanford	\$26,942.00

A total of \$21,825.00 was approved in the FY 2007-08 budget. Chief Butler asked the Board to accept the low bid from Ilderton Dodge, High Point, in the amount of \$25,741.00 and approve the difference of \$3,916.00 from Drug Seizure monies. Commissioner Reives moved to accept Chief Butler's recommendation. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

County Attorney K. R. Hoyle told the Board that an offer of \$200.00 had been received for an 8.8 feet x 60 feet strip of land on Fields Drive between Little Galilee Holiness Church and the American Legion Post No. 237. Mr. Hoyle recommended the Board declare the strip of land surplus and begin the upset bid process to dispose of the property. Commissioner Reives moved to approve a *Resolution Authorizing the Advertisement of an Offer to Purchase a Strip of Land on Fields Drive in the City of Sanford*, 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: Brown, Kelly, Lemmond, Paschal, Reives, Shook, and Smith
Nay: None

The Chairman ruled the motion had been adopted unanimously.

The Board considered a request from HR Director Joyce McGehee to add a General Services Director position to the Lee County Pay Plan. County Manager John Crumpton reported to the Board this position would replace the Public Works Director position held by former employee Kenny Cole, who was also the Assistant County Manager. Mr. Crumpton stated a current employee would be selected to oversee General Service duties, along with their current job responsibilities. Mr. Crumpton also stated he did not intend on filling the vacant Assistant County Manager position at this time. After some discussion, Commissioner Shook moved to approve the addition of a General Services Director position to the Lee County Pay Plan at Grade 78 and the removal of the Public Works Director position from the Pay Plan. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Finance Director Lisa Minter presented the *Monthly Financial Report* for the month ending July 2007, the *2006-2007 Sales Tax Distribution* report, and the *Historical Analysis of Sales Tax Received*. Commissioner Lemmond moved to accept the above reports as presented. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Commissioner Smith moved to call for an election in May 2008 on the issue of beer and wine sales in the unincorporated areas of Lee County. Commissioner Reives stated he felt the Board should discuss the matter before a decision is made to place the matter on the ballot. After further discussion, Commissioner Smith amended his motion to table the request. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Commissioner Kelly moved to approve a resolution appointing a Temporary Tax Collector, a copy of which is attached to these minutes and by this reference made a part hereof, and asked HR Director Joyce McGehee to proceed with background checks for a new Tax Administrator. Upon a vote, the results were as follows:

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

The Chairman ruled the motion had been adopted unanimously.

Chairman Brown recessed the meeting till 7:00 p.m.

Upon returning at 7:00 p.m. in Courtroom # 4 at the old Lee County Courthouse, 1408 S. Horner Blvd., the meeting resumed with Commissioners Brown, Lemmond, Shook, and Smith present. Commissioners Kelly, Paschal, and Reives had been excused by Chairman Brown.

Chairman Brown called the meeting back to order and opened the first public hearing.

Planner Althea Thompson outlined the petition submitted by Mr. Tony Ray Blakeley to rezone from Residential Restricted (RR) district to Residential Agricultural (RA) district two lots located on Cedar Lane Road, (SR 1182).

Mr. Scott Blakeley, 761 Union Church Road, Carthage, spoke in favor of the rezoning request. Mr. Blakeley stated his father submitted the rezoning request, but he, himself, wishes to place a single wide mobile home on the lots until such time a house can be built.

No one present spoke in opposition to the rezoning request.

Chairman Brown closed the public hearing.

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

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

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

Robert H. Brown, Chairman
Lee County Board of Commissioners

ATTEST:

Gaynell M. Lee, Clerk