

**YADKIN COUNTY BOARD OF COMMISSIONERS  
REGULAR SESSION MINUTES**

**Monday, April 21, 2014**

The Board of Commissioners of the County of Yadkin, State of North Carolina, met in Regular Session in the Commissioners' Meeting Room of the Yadkin County Human Services Building located at 217 East Willow Street, Yadkinville, NC on April 21, 2014 at 7:00pm.

**Present were:**

Chairman Kevin Austin  
Vice Chairman David Moxley  
Commissioner Gilbert Hemric  
Commissioner Marion Welborn  
Commissioner Frank Zachary

**Staff present:** County Attorney, Ed Powell; County Manager, Aaron Church; Deputy County Manager/Finance Officer, Lisa Hughes; and Deputy Clerk to the Board, Tanya Gentry.

**INVOCATION** led by County Manager Aaron Church.

**CALL TO ORDER** by Chairman Austin at 7:03pm.

**PLEDGE OF ALLEGIANCE** led by Chairman Austin.

**ADJUSTMENTS TO/ADOPTION OF THE AGENDA**

**Commissioner Zachary made a motion to adopt the Agenda as presented. Vice Chairman Moxley second.**

**Vote: 5/0.**

**PUBLIC COMMENTS**

There were no public speakers. Chairman Austin closed the Public Comments at 7:05pm.

**APPROVAL OF MINUTES**

The March 31, 2014 Joint Session Minutes were reviewed. The April 7, 2014 Regular and Closed Session minutes were reviewed. **Vice Chairman Moxley made a motion to approve all three sets of minutes as presented. Commissioner Welborn second.**

**Vote: 5/0.**

**REPORTS/REQUESTS OF THE BOARD**

There were no reports to the Board.

**CONSENT AGENDA**

**Commissioner Hemric made a motion to approve the Consent Agenda items as presented.**

**Commissioner Zachary second.**

**Vote: 5/0.**

The Consent Agenda items that were approved by the Board are as follows:

**Animal Control Budget Amendment**

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Salaries	1054380-51010	120,281.00	(4,000.00)	116,281.00
Contract Services	1054380-51700	2,100.00	(1,000.00)	1,100.00
Gas/Diesel	1054380-52350	7,100.00	(1,000.00)	6,100.00
Telephone	1054380-54200	5,000.00	(800.00)	4,200.00
Social Security	1054380-51300	7,515.00	(400.00)	7,115.00

Medicare	1054380-51310	1,780.00	(100.00)	1,680.00
Retirement	1054380-51330	8,705.00	(200.00)	8,505.00
401-k	1054380-51360	1,225.00	(785.00)	440.00
Professional Services	1054380-51500	11,099.00	3,200.00	14,299.00
Departmental Supply	1054380-52014	10,600.00	2,170.00	12,770.00
Rabies Vaccine	1054380-52044	1,050.00	185.00	1,235.00
Utilities	1054380-54300	9,235.00	2,470.00	11,705.00
Equipment	1054380-56010	1,500.00	260.00	1,760.00

Transfer of funds needed to cover expenses for the remainder of the fiscal year.

**EMS Control Budget Amendment**

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Salaries & Wages Part-Time	1054330-51030	335,000	(8,000)	327,000
Utilities	1054330-54300	22,000	8,000	30,000

Transfer of funds needed to cover utility expenses for the remainder of the fiscal year.

**Human Services/EH Budget Amendment**

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
EH Salary	1055180-51010	98,759	(1,500)	97,259
EH Travel	1055180-54010	3,000	1,500	4,500

Additional funds needed to cover travel/training costs for contracted employees and new employees.

**Human Services/SSBG Budget Amendment**

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
SSBG-Federal	1045320-42214	4,503	15,897	20,400
Permanency Planning	1045320-42258	26,299	(15,897)	10,402

The budget amendment that was approved on 03/03/14 needs to be reversed out because the wrong budget code was used.

**Solid Waste Budget Amendment**

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Vehicles	6054710-56100	226,000	(73,900)	152,100
Professional Services	6054710-51500	4,000	73,900	77,900

Transfer of funds needed to pay for Republic Services to collect solid waste and recyclables for three months.

**STD Drugs Agreement Addendum**

The STD Drugs Division of Public Health Agreement Addendum provides funds to local health departments to assist with the purchase of STD drugs. These funds are to be used exclusively for the treatment of local health department clients who either have been diagnosed with a STD or who are sexual partners with someone who has been diagnosed with an STD. The Board approved the addendum and accepted the State funding.

**Stephanie C. Johnson Contract Amendment**

Stephanie C. Johnson provides counseling services. This contract amendment is needed to increase the contract amount by \$7,000.00. The original contract amount is not sufficient to cover the costs of her services through the remainder of the fiscal year. The Board approved the contract amendment and authorized the County Manager to sign it.

**Neurofeedback Associates Contract**

Neurofeedback Associates will provide psychological testing and treatment for a foster child who is suffering from Post-Traumatic Stress Syndrome. The Board approved the contract and authorized the County Manager to sign it.

**Neopost and Affiliates Contract**

Neopost and Affiliates will provide postage meter services. The County is currently using Pitney Bowes but their contracts with the various departments are beginning to expire. Neopost will provide the postage meter services at a cheaper price than Pitney Bowes charges. The Board approved the contract and authorized the County Manager to sign it.

**CMS Insurance Consultant Agreement**

CMS acts as the County's agent for health and supplemental insurance. The CMS Insurance Consultant agreement is for CMS to continue providing consulting services for FY2014 through FY2016. The Board approved the agreement and authorized the County Manager to sign it.

**Joshua Brown Construction Contract**

The house located at 5-D needs a replacement roof. Joshua Brown Construction will remove the old roof, install a new roof, and replace the damaged sheathing. The Board approved the contract and authorized the County Manager to sign it.

**NC Community Conservation Assistance Program Application**

Animal Control is requesting approval to participate in the NC Community Conservation Assistance Program along with Yadkin County Soil & Water. The Program application agreement will reimburse up to 75% of the costs of two waste receptacles that Animal Control will purchase for the Animal Shelter. The Board approved the program application agreement and approved Animal Control participating in the program along with Soil & Water.

**Fireworks Display at Lila Swaim Park for the Jonesville Jubilee**

The Board was asked to approve the permit for the Jonesville Jubilee fireworks display at Lila Swaim Park. The fireworks will be May 3, 2014 at 9:30pm or on the alternate date of May 4, 2014. The Board approved the Fireworks Display Permit for the Jonesville Jubilee.

**Jail Change Order #008**

Change Order #008 is for changes required at the jail by the Building Inspector and changes required from the NCDHSR inspection. The change order returns unused funds that were allocated for video visitation and security electronics programming. The Time Extension for Phase I Substantial Completion of 87 days cost reduction is also included in the change order. The Board approved Change Order #008.

**Adopt Refund Policy for the Tax Office**

The Tax Administration Refund Policy states that when a tax payer is due a tax refund that refund amount will be applied first to unpaid taxes and then applied to the next year's taxes. The Board approved the Tax Administration Refund Policy.

**Ratify Resolution Honoring Gene Branon**

At the April 7, 2014 Board of Commissioners Meeting the Board discussed having a resolution written to honor Gene Branon and recognize his years of service to the community. The consensus of the Board was for the resolution to be written and signed later that week. The resolution was to be ratified at the April 21, 2014 Board of Commissioners Meeting. The Board adopted/ratified the Resolution Honoring Gene Branon, with any revisions the Commissioners approved before it was signed.

**PUBLIC HEARING/ACTION TO SET PUBLIC HEARING**

There were no public hearings or actions to set a public hearing today.

**BOARD ACTION**

**Children's Mental Health Awareness Week Proclamation**

County Manager Church read the following proclamation:

**Children's Mental Health Awareness Week 2014**

**A Proclamation**

WHEREAS, all our children, without regard to challenges they face, are valuable and a significant part of the rich and diverse resources of our present and our future; and

WHEREAS, support for our youth as they grow and develop from cradle to career is essential to the success of children, families, and the community; and

WHEREAS, mental health is essential to overall health and well-being; and

WHEREAS, according to the United States Department of Health and Human Services, one in five children has a mental health disorder, and one in ten adolescents aged 9-17 have a serious mental illness; and

WHEREAS, with proper treatment and support children with mental health disorders can succeed in all life domains and reach their full potential, moving from cradle to career; and

WHEREAS, as parents, doctors and nurses, teachers, guidance counselors, neighbors, friends, concerned citizens and faith based communities are among the many who can reach out to children, youth and their families in our community who are in need of support, education, information, encouragement and mental health resources; and

WHEREAS, community members can help establish safe and supportive communities that encourage and engage all young people, regardless of their challenges, to reach their full potential, and

WHEREAS, strong youth and young adults will strive to positively change the misconceptions about youth with mental illness diagnoses to a vision of strong and capable young people who can overcome challenges; and

WHEREAS, the Yadkin County Commissioners join with our mental health and community organizations in recognizing the need to raise awareness about our children and mental health, commending those who work to support our youth, and celebrating those children with mental health disorders who reach for their full potential.

NOW, THEREFORE, the Yadkin Board of County Commissioners hereby proclaims May 4-10, 2014, "CHILDREN'S MENTAL HEALTH AWARENESS WEEK" in Yadkin County, North Carolina and commends its observance to our citizens.

Monta Davis-Oliver addressed the Board. There will be a balloon release for Children's Mental Health Awareness Week on May 7, 2014 at 10:00am at the Park. **Commissioner Zachary made a motion to proclaim May 4-10, 2014 "Children's Mental Health Awareness Week" in Yadkin County.**

**Commissioner Welborn second.**

**Vote: 5/0.**

**Resolution of Appreciation, Support, and Respect in Honor of the Sacrifices of Our Purple Heart Recipients**

County Manager Church read the following resolution:

**RESOLUTION OF APPRECIATION, SUPPORT, AND RESPECT  
IN HONOR OF THE SACRIFICES OF OUR  
PURPLE HEART RECIPIENTS**

WHEREAS, the County of Yadkin of the State of North Carolina has always supported its military veteran population; and

WHEREAS, the Purple Heart is the oldest military decoration in present use and was initially created as the Badge of Military Merit by General George Washington in 1782; and

**WHEREAS**, the Purple Heart was the first American service award or decoration made available to the common soldier and is specifically awarded to members of the United States Armed Forces who have been wounded or killed in combat with a declared enemy of the United States of America; and

**WHEREAS**, the mission of the Military Order of the Purple Heart is to foster an environment of goodwill among the combat-wounded veteran members and their families, promote patriotism, support legislature initiatives and most importantly make sure we never forget; and

**WHEREAS**, the State of North Carolina has a proud history of supporting our military and North Carolina has a large, highly-decorated veteran population including more than 2,000 identified Purple Heart recipients; and

**WHEREAS**, Yadkin County desires to express appreciation for the sacrifices of our Purple Heart recipients and believes it is important that we acknowledge them for their courage and show them the honor and respect they have earned.

**NOW, THEREFORE, BE IT RESOLVED** that the Yadkin County Board of Commissioners hereby encourages the citizens of Yadkin County to show their appreciation, support, and respect for the sacrifices our Purple Heart recipients have made.

Adopted this the 21<sup>st</sup> day of April, 2014.

**Commissioner Welborn made a motion to adopt the Resolution of Appreciation, Support, and Respect in Honor of the Sacrifices of Our Purple Heart Recipients. Commissioner Hemric second.**  
**Vote: 5/0.**

**Resolution Supporting Local Control of School Calendars**

Both the Yadkin County Board of Education and the Yadkin County Board of Commissioners support local control over school calendars. To show that support a joint resolution has been written and adopted by the Board of Education. They have requested the Board of Commissioners also adopt the resolution. County Manager Church read the joint Resolution Supporting Local Control of School Calendars.

[The resolution is attached as Appendix A.]

**Vice Chairman Moxley made a motion to adopt the Resolution Supporting Local Control of School Calendars. Commissioner Zachary second.**  
**Vote: 5/0.**

**Paying Overtime to up to Six Eligibility Specialists**

The County's Personnel Policy does not typically allow for overtime pay. Per the Policy, comp time is earned in lieu of being paid overtime. When Human Services Agency employees work more than 40 hours a week they receive comp time and the only way they can deviate from the policy and receive overtime pay is if the Board of Commissioners authorizes it. Kim Harrell addressed the Board to request that up to six Eligibility Specialists be allowed to receive overtime pay for two months while they work on entering backlogged NCFast applications. They are still experiencing issues with the NCFast system not working properly. There are approximately 13 Eligibility Specialists and Kim Harrell is asking for up to six volunteers to put in some overtime hours during May and June. The volunteers will only be processing the backlogged applications while they are working the overtime hours that are to be paid out. Human Services has vacant positions that they have not filled so there are enough funds in lapse salary to cover the cost of paying the overtime hours. Kim Harrell does not want the employees to earn comp time because it would be very difficult, if not impossible, for the employees to use the amount of comp time they would accumulate in the time required by the Personnel Policy. If the employees are not paid overtime, she is anticipating the volunteers could possibly earn as much as 56 comp hours each of the two months. The Personnel Policy only allows 40 comp hours to roll into the next quarter. The Board discussed allowing the employees to be paid overtime. **Commissioner Welborn made a motion to pay overtime for up to six (6) eligibility specialists in DSS to process backlogged applications in the NCFast system during the months of May and June 2014. Commissioner Zachary second.**

**Vote: 5/0.**

## CALENDAR NOTES

- 1) May 28, 2014 – County Assembly Day begins at 9:30am at the Quorum Center in Raleigh.

## MANAGER'S REPORTS/BOARD ACTION

### Change Order for Thomas Hughes Architecture Contract for Geotechnical Services

Soil borings are needed for the new Agricultural Center project. This service was not included in the Thomas Hughes Architecture contract. S&ME has submitted a proposal to perform the necessary services for \$7,450.00. That price includes the cutting of trees needed to access the boring locations. The change order needed to increase the Thomas Hughes Architecture contract so this service can be performed will come before the Board for approval. County Manager Church has received the schematic designs for the Agricultural Center. Any Commissioner who would like to see the designs is welcome to come by his office. The County has not received the schedule for the project yet.

### Golden Leaf Grant

County Manager Church passed out the Golden Leaf Grant Letter of Inquiry documentation for the Board to review. Surry Community College has signed it already. The Board discussed the documentation with County Manager Church. The consensus was for County Manager Church to sign it as it is and submit it.

### EOC Training Exercise

Keith Vestal addressed the Board. The State of NC Emergency Management is conducting a state-wide hurricane training exercise that EMS is participating in. The exercise started back on Wednesday when EMS began tracking the hurricane. This fake hurricane is taking the track of hurricane Hugo. When Hugo came through several years ago it did create a lot of devastation in the state of North Carolina. The fake hurricane made landfall early this morning and has already passed through Charlotte with category 2 hurricane winds and is coming through here right now. Tomorrow is the operational period that EMS will be graded on. Yadkin County is going to open up the EOC and man it and operate it as the County would with any large-scale disaster. All the proper paperwork will be completed just like it would be if the disaster was real. Chairman Austin has already signed a fake Proclamation of State of Emergency for the training exercise. When a disaster occurs, the Proclamation is needed for the County to be able to recoup funds. Keith Vestal invited the Commissioners to come by anytime tomorrow and stay for as long as they would like so they can see what is happening with the training exercise. Lunch will be served for the staff at noon and the Commissioners were invited to eat lunch with them.

## MANAGER'S BUDGET AMENDMENTS & CONTRACTS / NO ACTION REQUIRED

### Brad Goodman Contract

The Brad Goodman contract is for scheduling services provided to EMS.

### Eveready Mix Concrete Contract

The Eveready Mix Concrete contract is for 15 cubic yards of concrete as specified by the County. The concrete will be delivered to the 5-D Recreational Park jobsite when it is needed.

### Surry & Mabry Fence Builders Contract

The Surry & Mabry contract is for the installation of a chain-link fence on the outfield of the lower baseball field at the Yadkin County Park.

## BOARD VACANCIES/APPOINTMENTS

### Joint Nursing Home and Adult Care Home Community Advisory Committee

There is a vacancy on the Committee.

### Appointment to Human Services Advisory Committee

Marty Driver is willing to serve on the Committee as the Registered Nurse. **Commissioner Zachary made a motion to appoint Marty Driver to the Human Services Advisory Committee. Commissioner Welborn second.**

**Vote: 5/0.**

### Appointment of TAC Member

Each year TAC Members are appointed/reappointed by their respective governing body. Chairman Austin is the County's TAC Member that is up for reappointment. He is willing to continue serving. **Commissioner Welborn made a motion to reappoint Kevin Austin to serve as a TAC Member. Commissioner Hemric second.**

**Vote: 5/0.**

### **COMMISSIONER COMMENTS**

**Vice Chairman Moxley** thanked everyone for coming out. He appreciated Dale Holcomb coming tonight. He had a very good Easter with his family. He has ridden out to 5-D to see the work that NC Wildlife has done so far. NC Wildlife is putting in a kayak, canoe, and boat launch; a boat ramp; and two fishing piers at 5-D. They have poured some of the cement that is needed. Tomorrow they will also do some work at the County Park for a fishing pier that will be handicap accessible. The lake at the County Park will be stocked with catfish on a regular schedule this summer so that people can come there and fish. He looks forward to work getting started with the trails that will be put in at 5-D.

**Commissioner Hemric** thanked everyone for coming out. He thanked the County employees for what they do. Their work helps make the Commissioners jobs easier. He appreciates the County employees for their hard work.

**Commissioner Welborn** thanked everyone for coming. He appreciated the information that Kim Harrell and Monta Davis-Olliver provided to the Board. He mentioned the Board of Commissioners attending the Surry Community College Board of Directors meeting last week. It was a very informative meeting.

**Commissioner Zachary** thanked everybody for being here tonight. He thanked Monta Davis-Olliver and Kim Harrell for their presentations. He hears a little about NCFast at the Human Service Advisory Committee meetings. NCFast has been a very difficult process. He believes Kim Harrell has a good plan to catch Yadkin County up. He appreciates the County staff and all that they do. It makes the Commissioners jobs easier. He continues to be proud of Yadkin County.

**Chairman Austin** appreciates the efforts of all the County staff. He wished Keith Vestal luck with the hurricane training exercise tomorrow. He believes that is going to be a good educational exercise. The get together with the Surry Community College Board of Directors last week was nice. The Board of Education and the Surry Community College Foundation Board were also in attendance. He mentioned to the group there that night that it is great to see everyone rowing in the same direction. He thinks that is very true right now in Yadkin County. He thinks we are going to see great things happen if we keep on going like this.

**Chairman Austin made a motion to go into Closed Session pursuant to NCGS 143-318.11(a) (1)(3)(4)(5)(6) to discuss Personnel Matters and to Protect Personnel Information that is Confidential under NCGS 153A-98, and to discuss the potential Location or Expansion of Industries or other Businesses in the County, to Establish the County's Negotiating Position for Acquiring Real Property and to Instruct the County Staff on that Position, and to have a Privileged Consultation with our County Attorney. Commissioner Hemric second.**

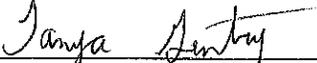
**Vote: 5/0.**

After a motion to come out of Closed Session was made and the Board was in **Open Session**, **Commissioner Zachary made a motion to approve the new contract with Shumate Services as discussed for HWY 21 waterline maintenance. Vice Chairman Moxley second.**

**Vote: 5/0.**

**Vice Chairman Moxley made a motion to adjourn. Commissioner Welborn second.**

**Vote: 5/0.**

  
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Prepared by Tanya Gentry  
Deputy Clerk to the Board

  
\_\_\_\_\_  
Kevin Austin, Chairman  
Yadkin County Board of Commissioners

5/5/2014  
\_\_\_\_\_  
Date approved by the  
Yadkin County Board of Commissioners

## **Resolution Supporting Local Control of School Calendars**

**WHEREAS**, the North Carolina General Statutes give local board of education powers of supervision and control of local school systems; and

**WHEREAS**, local control over establishing school calendars is an integral component of school system supervision and administrative powers with which local boards of education have been vested; and

**WHEREAS**, State law has usurped local control by imposing a one-size-fits-all mandate on how school calendars are to be set; and

**WHEREAS**, by usurping local control, the current calendar law has led to the calendar for high schools, community colleges and universities being out of alignment by approximately two weeks, causing scheduling problems since college courses begin before high school students complete their final exams in January; and

**WHEREAS**, by usurping local control, the current calendar law has led to a decrease in the amount of instructional time students have before taking Advanced Placement and International Baccalaureate tests; and

**WHEREAS**, by usurping local control, the current calendar law now does not allow for fall semester to be completed before the winter break, thus forcing exams to be after the break, resulting in students having no true break without pending assessments and assignments; and

**WHEREAS**, the State-mandated calendar law strictly limits the number of days that can be scheduled as inclement weather days, increasing the likelihood of unpopular days like the Wednesday before Thanksgiving, spring break and Saturdays being used as make-up days; and

**WHEREAS**, by mandating that every school calendar go into June, the current calendar law has forced retiring teachers who want to finish the school year to wait until July to retire, placing large burdens on the retirement system every July; and

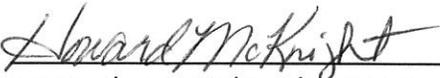
**WHEREAS**, the schedule for fall athletics has not changed to coincide with the State-mandated school calendar, resulting in most schools having played two football games before school even begins; and

**WHEREAS**, restoring local control of school calendars will allow local boards of education to best meet the unique educational needs and school calendar preferences of the children and families within their communities.

**THEREFORE**, be it resolved that the Yadkin County Board of Education and the Yadkin County Board of Commissioners requests that local control over school calendars be returned to local boards of education.

Adopted by the Yadkin County Board of Education on this 7<sup>th</sup> day of April, 2014.

  
\_\_\_\_\_  
Dr. Todd Martin, Superintendent

  
\_\_\_\_\_  
Howard McKnight, Chairman

Adopted by the Yadkin County Board of Commissioners on this 21<sup>st</sup> day of April, 2014.

  
\_\_\_\_\_  
Aaron Church, County Manager

  
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Kevin Austin, Chairman