YADKIN COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION MINUTES
Monday, July 6, 2015

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 Monday, July 6, 2015 at 9:00am.

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, Lisa Hughes; and Clerk to the Board, Tanya Gentry.

INVOCATION given by Chairman Austin.

CALL TO ORDER by Chairman Austin at 9:02am.

PLEDGE OF ALLEGIANCE led by Chairman Austin.

ADJUSTMENTS TO/ADOPTION OF THE AGENDA
Commissioner Hemric made a motion to adopt the Agenda as presented. Commissioner Zachary second.
Vote: 5/0.

PUBLIC COMMENTS
There were no public comments. Chairman Austin closed the Public Comments at 9:04am.

APPROVAL OF MINUTES
The June 15, 2015 Regular and Closed Session Minutes were reviewed. **Commissioner Welborn made a motion to approve both sets of minutes as presented. Vice Chairman Moxley second.**
Vote: 5/0.

REPORTS/REQUESTS OF THE BOARD
Human Services Update
Kim Harrell addressed the Board. Previously DSS had been placed under Program Improvement due to a backlog of fraud referral cases that needed to be reviewed. As of June 16th DSS had caught up sufficiently on the fraud referral cases to come out of Program Improvement. The last backlog case was taken care of on June 29th. They have a fulltime Fraud Investigator now so they should be able to remain caught up on those cases. The Work First drug screening has been put on hold until everything is sorted out in Raleigh. A Foster Care Age Expansion bill is going through the House and Senate. The House bill has a different age in it than the Senate bill does. The two ages being looked at are 21 and 19. Currently, children remain in foster care only until they are 18 so, if a bill passes that expands foster care beyond that age, there will be a financial impact associated with it. The Children Services Committee has presented a business plan to roll Child Welfare into NCFast. However there is some talk in the General Assembly about appropriating some money for a new system for Child Welfare and Adult Services and not putting Child Welfare in NCFast. A business plan is being put together to roll Subsidized Child Care into NCFast. Yadkin County DSS requested and received $34,800.00 in adoption promotion money. They also received their 2013 incentive settlement payments that totaled over $25,000.00. Kim Harrell went over some of the monthly program statistics with the Board. Dr. McGrath served as the Medical Director for the County's Medical Clinic through a contract with Yadkin Valley Community Hospital. Since the Hospital closed, a contract has been completed directly with Dr. McGrath so that he can continue serving as the Medical Director. Also, a contract has been done with Hugh Chatham Memorial Hospital to cover some of the other services Yadkin

Valley Community Hospital previously provided to the County. An administrative staff person resigned June 5th so they have suspended the extended Clinic hours until the position can be filled. The position has already been advertised and they should be able to start interviews soon. A participant in Impact Yadkin tested positive for whooping cough. The Medical Clinic got information out to the 700 to 1,000 people that were involved with Impact Yadkin. Information was also posted on the County website. The new Environmental Health Program Specialist came to work on June 15th. The Animal Shelter license was renewed on June 1st. Kim Harrell went over the intake and outcome numbers for the Shelter for March through May. They are looking at developing a foster program for the animals at the Shelter.

CONSENT AGENDA
Commissioner Zachary made a motion to approve the Consent Agenda items. Commissioner Welborn second.
Vote: 5/0.

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

Human Services/Medical Budget Amendment

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Project Lazarus	1045190-42224	0	3,284	3,284
Healthy Comm. Equipment	1055190-56010	0	1,000	1,000
Healthy Comm. Contract Serv.	1055190-51700	450	2,284	2,734

Human Services received State funding to be used for Project Lazarus.

Human Services/ Preparedness Budget Amendment

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Preparedness – Equipment	1055120-56010	12,168	20,000	32,168
Preparedness - Ebola	1045120-42224	0	20,000	20,000

Human Services received State funding to be used for Ebola preparedness.

Resolution Adopting the Northern Piedmont Regional Hazard Mitigation Plan
County and municipal governments are required to have FEMA approved plans to mitigate hazards and resource losses during natural disasters. Having these plans in place will make Yadkin County eligible for federal and state funds in the event of a natural disaster. The Northern Piedmont Region, of which Yadkin County is a part of, has completed a Regional Hazard Mitigation Plan. The Board approved the Resolution to Adopt the Northern Piedmont Regional Hazard Mitigation Plan.

Right of Way Encroachment Agreement with NCDOT
The Right of Way Encroachment agreement with the NCDOT is needed to allow for two independent water flushing systems to be installed at two locations on the HWY 21 waterline. One is to be installed in front of Starmount Middle School and the other one will be installed in front of Lydall. The Board approved the proposed agreement with the NCDOT.

Energy Programs Outreach Plan
The County receives state and federal Crisis Intervention Program and Low Income Energy Assistant Program funds each year. These funds are to be used to assist Yadkin County citizens. As part of the requirements to receive these funds, Human Services has to develop an outreach plan to inform other community agencies that these funds are available. The Board approved the Human Services Energy Outreach Plan and authorized the Chairman to sign the letter of support.

Batten Psychological & Family Services Contract
Batten Psychological & Family Services will provide psychological evaluation, clinical assessment, diagnoses, and therapy services for Child Welfare Services. The renewal contract is for the continuation of these services. The Board approved the contract and authorized the County Manager to sign it.

Ronald J. Davis Contract
Ronald Davis will provide counseling to families and children that are either in foster care or are involved with child protective services. The renewal contract is for him to continue providing those services to the County. The Board approved the contract and authorized the County Manager to sign it.

Professional Assessment & Counseling Center Contract
Professional Assessment & Counseling Center will provide substance abuse assessments, urine drug screens, and counseling services for Child Welfare Services. The Board approved the contract and authorized the County Manager to sign it.

Hugh Chatham Memorial Hospital Contract Amendment
Hugh Chatham Memorial Hospital will provide x-rays to clients enrolled in the TB Program. The Board approved the contract amendment and authorized the County Manager to sign it.

YVEDDI Migrant Head Start Contract for
The YVEDDI Migrant Head Start agreement is for Human Services to provide medical and health-related services to children who are enrolled at the YVEDDI-Migrant Head Start Center that is located in Yadkin County. This is a contract renewal. The Board approved the contract and authorized the County Manager to sign it.

YVEDDI Head Start Contract
The Yadkin County Medical Clinic will provide medical and health-related services to children who are enrolled in Head Start. This is a contract renewal. The Board approved the contract and authorized the County Manager to sign it.

Cape Fear Contract
Cape Fear Regional Transportation will provide transportation services to eligible Medicaid clients. This is a contract renewal. The Board approved the contract and authorized the County Manager to sign it.

Gentry Family Funeral Services Contract
Gentry Family Funeral Services will provide cremation services for unclaimed bodies in accordance with NCGS 130A-415. This is a renewal contract. The Board approved the contract and authorized the County Manager to sign it.

Outsource It Contract
Outsource It provides VisionsXT software, licensing, and support for Human Services. This is a contract renewal. The Board approved the contract and authorized the County Manager to sign it.

Security Storage Contract
Security Storage will provide storage for Human Services records. This is a contract renewal. The Board approved the contract and authorized the County Manager to sign it.

Jason Edsall, MD Contract
Dr. Jason Edsall serves as the Medical Director for EMS. This renewal contract is for him to continue acting as the Medical Director. The Board approved the contract and authorized the County Manager to sign it.

Transfer Human Services Employee #343
Employee #343 is at a pay grade 59 but has been performing duties associated with a pay grade 61 position since an Administrative Support Specialist went out on medical leave. The recent promotion of an employee into an Eligibility Specialist position has left a vacancy in position #630065, a pay grade 61 position. Human Services would like to transfer employee #343 from position #700023, pay grade 59, to position #630035, pay grade 61. Human Services would like to advertise for position #700023 to be filled. The Board approved transferring employee #343 as requested with an annual salary of $29,996.00, effective 07/13/2015.

Designate Tax Administrator as Party Responsible to Hold Debt Setoff Collection Hearings
GS 105A-5(c) of the Setoff Debt Collection Act requires that a debtor wishing to contest a proposed debt setoff must file a written request for a hearing. The Board of Commissioners, or someone designated by

them, must hold the hearing. The Board designated the Tax Administrator as the party responsible to hold the hearings related to appeals from proposed debt setoffs.

PUBLIC HEARING/ACTION TO SET PUBLIC HEARING

Public Hearing to Consider Rezoning of PIN# 4855047719

Mike Poston addressed the Board. PIN #4855047719 was rezoned to Community Business in 2011 when the owner intended to place a retail country store on the property. A country store was not placed on the property. The owner has decided to place a single family residence on the property instead and has requested that the property be rezoned to Rural Agriculture. The Planning Board has reviewed the request and recommends that the Board of Commissioners approve it. Chairman Austin opened the public hearing at 9:23am. No speakers came forward. Chairman Austin closed the public hearing at 9:24am.

BOARD ACTION

Rezoning of PIN# 4855047719

Chairman Austin read the Statement of Zoning Consistency. **Commissioner Zachary made a motion to approve the rezoning of PIN# 4855047719, located at 5503 St. Paul Church Rd., from Community Business (CB) to Rural Agriculture (RA) and adopt the Consistency Statement. Commissioner Hemric second.**
Vote: 5/0.

NC Wildlife Resources Commission MOA

Jason Walker addressed the Board. This is a new agreement with the NC Wildlife Resources Commission for the Donnaha Public Fishing Area. Donnaha is used for launching boats and fishing. The NC Wildlife Service will install an information kiosk there. They will also patrol the area and issue citations to anyone violating the rules. **Vice Chairman Moxley made a motion to approve the Memorandum of Agreement with the North Carolina Wildlife Resources Commission for the Donnaha Public Fishing Area. Commissioner Hemric second.**
Vote: 5/0.

Parks & Recreation Budget Amendment

In May Parks & Recreation ordered additional kayaks and picnic tables for the Yadkin Memorial Park. The items were not delivered by the end of June so the funds they had appropriated in FY2015 cannot be used to pay for them. They requested the funds to pay for these items be re-appropriated in FY2016's budget. The following budget amendment is needed to appropriate the funds:

Line Item	Account	Current Budget	Increase/(Decrease)	New Budget
Appropriate Fund Balance	1044000-49000	2,187,134	8,700	2,195,834
Parks – Non Departmental	1059000-51762	75,000	8,700	83,700

Commissioner Welborn made a motion to approve the budget amendment as presented. Commissioner Zachary second.
Vote: 5/0.

Resolution Supporting the Rural Emergency Acute Care Hospital Act

Senator Grassley, of Iowa, has introduced legislation that would allow hospitals to operate an emergency room without inpatient beds and receive 110% Medicaid/Medicare reimbursement. Medical residents and interns would also be able to provide treatment to emergency room patients and receive the same reimbursement rate. County Manager Hughes read the following resolution supporting the legislation for the Board to consider adopting:

RESOLUTION OF THE BOARD OF COMMISSIONERS FOR YADKIN COUNTY, NORTH CAROLINA SUPPORTING CONGRESSIONAL LEGISLATION

WHEREAS, Senator Chuck Grassley (R-Iowa) introduced Senate Bill 1648 in the 1st Session of the 114th Congress; and

WHEREAS, this bill is entitled the "Rural Emergency Acute Care Hospital Act"; and

WHEREAS, according to research conducted by the University of North Carolina's Center for Health Services, 55 rural hospitals have closed since January 2010; and

WHEREAS, iVantage conducted a study in 2014 that identified 283 rural hospitals at risk for closing based upon indicators similar to those that have already closed; and

WHEREAS, inpatient volume has been determined as a substantial factor for these at-risk hospitals having an average daily bed census of 2 or less; and

WHEREAS, closure of hospitals has a significant impact by the loss of medical services and emergency medical care to the citizens of the community, as well as the damage to the local economy; and

WHEREAS, SB 1648 creates a Rural Emergency Hospital designation under Medicare that will allow emergency medical services in rural areas without the requirement of inpatient beds; and

WHEREAS, rural emergency hospitals may convert the space previously used for inpatient beds to provide other medical services; and

WHEREAS, the term "rural emergency hospital" applies to facilities that, as of December 31, 2014 were 1) a critical access hospital, 2) a hospital with fewer than 50 beds in a rural community or, 3) a critical access hospital that ceased operations within 5 years prior to the enactment of SB 1648 and ending on December 30, 2014; and

WHEREAS, a rural emergency hospital would not provide acute care inpatient beds and has protocols in place for timely transfer of patients to inpatient facilities; and

WHEREAS, a qualifying rural hospital can elect this designation and can receive approval from the State to operate as a rural emergency hospital; and

WHEREAS, services provided by a rural emergency hospital are on an outpatient basis; and,

WHEREAS, payment to hospital medical providers for rural emergency hospital services or other providers of ambulance services to transfer patients who require acute care inpatient services from a rural emergency hospital is equal to 110 percent of the reasonable costs of providing such services; and

WHEREAS, costs associated with having a back-up physician available by telecommunications shall be considered reasonable costs; and,

WHEREAS, the State shall certify a facility as a rural emergency hospital by verifying that the facility is 1) verified by the American College of Surgeons as having the resources required of a level IV trauma center or higher or, 2) employs healthcare professionals who successfully completed the Advanced Trauma Life Support Course offered by the American College of Surgeons within the preceding 4 years; and,

WHEREAS, for every critical access hospital in a State designated as a rural emergency hospital, the State will have the option to waive the distance requirement; and,

WHEREAS, the Rural Emergency Acute Care Hospital Act permits hospitals with approved residency programs in emergency medicine to include time spent by interns and residents in the emergency room in the full-time equivalent count; and,

WHEREAS, Yadkin Valley Community Hospital, located in Yadkinville, NC was an approved 22-inpatient bed critical access hospital until its abrupt closure on May 22, 2015; and

WHEREAS, the Yadkin County Board of Commissioners is endeavoring to re-open the hospital as soon as possible with an Emergency Department.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners for the County of Yadkin, North Carolina that:

Section 1. The County of Yadkin strongly supports Senator Grassley's "Rural Emergency Acute Care Hospital Act" and encourages the Senate and the House of Representatives to enact it promptly into law; and

Section 2. The County Manager, County Attorney and Clerk to the Board of Commissioners are directed to forward copies of this resolution to Senator Richard Burr, Senator Thom Tillis, Congresswoman Virginia Foxx and all North Carolina county and municipal clerks.

Section 3. This resolution shall be effective upon its adoption.

ADOPTED this 6th day of July, 2015.

County Manager Hughes and County Attorney Powell have spoken with Senator Burr's office and Senator Tillis' office about the resolution. They also have spoken with Senator Krawiec about it. Chairman Austin has spoken with County Manager Hughes about forwarding it to the NCACC and requesting that they look at forwarding it to the NACo Conference that is to be held this weekend so it can possibly be a topic of conversation for all rural counties. County Attorney Powell believes that the legislation has a good chance of passing. The Board discussed the bill and its benefits to rural counties. **Commissioner Zachary made a motion to adopt the supporting resolution for the Rural Emergency Acute Care Hospital Act as presented. Commissioner Welborn second.**
Vote: 5/0.

Voting Delegate for NACo Conference
A voting delegate and alternate voting delegate needs to be designated for the NACo Conference that is being held in Charlotte, NC on July 10 – 13, 2015. The Board discussed it. **Vice Chairman Moxley made a motion to designate Chairman Austin as the voting delegate and himself as the alternate voting delegate for Yadkin County at the 2015 NACo Conference. Commissioner Zachary second.**
Vote: 5/0.

Voting Delegate for NCACC Conference
A voting delegate needs to be designated for the NCACC Conference that is being held in Pitt County on August 20 – 23, 2015. The Board discussed it. **Commissioner Zachary made a motion to designate Vice Chairman Moxley as the voting delegate for Yadkin County at the Annual Conference of the NCACC. Commissioner Welborn second.**
Vote: 5/0.

CALENDAR NOTES

1) July 10-13, 2015 – NACo Conference will be held in Charlotte, NC.
2) July 15, 2015 – The Board has been invited to a luncheon with UNIFI representatives. This will not be a Board meeting. It is a social luncheon and no County business will be conducted.
3) August 20-23, 2015 – NCACC Conference will be held in Pitt County at the Greenville Convention Center.
4) August 31, 2015 – Joint Board of Commissioners/Board of Education Meeting.

MANAGER'S REPORTS/BOARD ACTION
Yadkin Memorial Park Grant
The County has been made aware of a pre-application opportunity to apply for a grant for funds to be used for additional trails at the Yadkin Memorial Park. The pre-application has to be submitted by July 15th. The minimum amount of the grant is $10,000.00 and the maximum amount is $100,000.00. The grant will require a 25% match. If the County is chosen to proceed with submitting a full application for the grant, it will come before the Board for approval.

MANAGER'S BUDGET AMENDMENTS & CONTRACTS / NO ACTION REQUIRED

Funds Transfers

Department		Purpose
Fire Marshal		Transfer of funds to cover fuel costs for the remainder of the fiscal year.
Gas/Diesel	600	
Travel/Training	(400)	
Dues & Subscriptions	(200)	
Parks and Recreation		Transfer of funds to cover the costs of janitorial supplies for the remainder of the fiscal year.
Resale	(1,000)	
Janitorial	1,000	
Parks and Recreation		Transfer of funds to cover fuel costs for the remainder of the fiscal year.
Gas/Diesel	1,000	
Memorial Park Resale	(1,000)	
Public Buildings		Transfer of funds to cover fuel costs for the remainder of the fiscal year.
Vehicle Repair	(500)	
Fuel	500	
Services & Development		Transfer of funds to cover advertising costs for the remainder of the fiscal year.
Postage	(250)	
Advertisement	250	
Solid Waste		Transfer of additional funds needed to purchase Waste-WORKS software.
Gas/Diesel	(500)	
Service Contract	500	

Abatemaster Contract
Abatemaster will test for asbestos in various locations in the Courthouse and, if asbestos is found, provide a recommendation for handling it.

Dr. James McGrath Contract
Dr. McGrath will act as the Medical Director for the County's Medical Clinic and provide them with professional medical services.

BOARD VACANCIES/APPOINTMENTS
Human Services Advisory Committee
There is a vacancy for a dentist on the Committee.

Joint Nursing Home and Adult Care Home Community Advisory Committee
Tina Pendergrass has volunteered to serve on the Committee. **Commissioner Zachary made a motion to appoint Tina Pendergrass to the Nursing Home – Adult Care Home Community Advisory Committee. Vice Chairman Moxley second.**
Vote: 5/0.

Human Services Advisory Committee
Human Services requested that Jerry Ireland, Dr. Snyder, and Dr. Allred be reappointed to serve on their Advisory Committee. All three are willing to continue serving on the Committee. **Commissioner Zachary made a motion to reappoint Jerry Ireland, Dr. Alexander Snyder, and Dr. Lynn Allred to the Human Services Advisory Committee for a three year term beginning 07/06/2015. Commissioner Welborn second.**
Vote: 5/0.

COMMISSIONER COMMENTS
Commissioner Hemric thanked everyone for coming out today. He hoped everyone had a good 4th of July. He appreciated all of the information that Kim Harrell provided this morning.

Commissioner Welborn thanked everyone who came out. Everyone where he was had a good 4th of July. He went out to the Memorial Park last week. The speed bumps hadn't been put in yet but it really looked good. People drove slowly before so they wouldn't stir the dust up so much. Now that it is paved, the speed bumps will keep people from going to fast.

Commissioner Zachary thanked everyone for being here today. He was with Commissioner Welborn and his family Saturday night. They had a great 4th of July celebration. He hoped everyone had a good 4th. He appreciated Mike Poston's presentation and the public hearing that was held today. He also appreciated Kim Harrell's report. He always likes to hear about the County getting money from the State. The County's fiscal year started July 1st. He wished everyone a happy new year.

Vice Chairman Moxley thanked everyone for coming today. He hoped everyone had a very good 4th of July. The County has gotten some much needed rain in recent days. He thanked Kim Harrell for the information she shared with the Board. It was a good report. He hopes the resolution and hospital bill discussed earlier moves forward. It sounds like it may be the answer the County needs.

Chairman Austin stated he echoed the comments of the other Commissioners. We have charged in to year 240 of the Country's independence. It doesn't seem like it was 39 years ago that the bicentennial was celebrated in 1976. He remembers that being the biggest thing. Now we are almost halfway through another centennial already.

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 Hemric made a motion to approve New Atlantic Change Order #7 in the amount of $2,975.00 for unsuitable soils that had to be removed and replaced. Commissioner Welborn second.**
Vote: 5/0.

Vice Chairman Moxley made a motion to approve New Atlantic Change Order #8 in the amount of $1,547.00 with the understanding that the funding will come from Surry Community College per the Memorandum of Understanding that was signed on October 3, 2014. Commissioner Zachary second.
Vote: 5/0.

Commissioner Welborn made a motion to recuse Commissioner Zachary from the next vote. Vice Chairman Moxley second.
Vote: 5/0.

Commissioner Welborn made a motion to authorize the County to enter into a contract with Frank C. Zachary PLLC to conduct a title search and closing, for property discussed pertaining to the Yadkin Memorial Park, in accordance with NCGS 14-234. Vice Chairman Moxley second.
Vote: 4/0.

Commissioner Hemric made a motion to adjourn. Commissioner Welborn second.
Vote: 5/0.

Tanya Gentry

Prepared by Tanya Gentry
Clerk to the Board

7/20/15

Date approved by the
Yadkin County Board of Commissioners

Kevin Austin, Chairman
Yadkin County Board of Commissioners