

YADKIN COUNTY BOARD OF COMMISSIONERS REGULAR SESSION MINUTES

Monday, October 15, 2012

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, October 15, 2012 at 7:00pm.

Present were:

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

Staff present: County Attorney, Bobby Sullivan; County Manager, Aaron Church; Assistant 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 7:00pm.

PLEDGE OF ALLEGIANCE led by Courtney Elementary 1st Grade Student Gavin Dill.

ADJUSTMENTS TO/ADOPTION OF THE AGENDA

**Commissioner Moxley made a motion to adopt the Agenda. Commissioner Hemric second.
Vote: 5/0.**

PUBLIC COMMENTS

None.

Chairman Austin closed the Public Comments portion at 7:02pm.

APPROVAL OF MINUTES

The October 1 Regular Session and Closed Session minutes were reviewed for Board approval.

Commissioner Welborn made a motion to approve both sets of minutes. Vice Chairman Zachary second.

Vote: 5/0.

REPORTS/REQUESTS OF THE BOARD

Jonesville Yadkin River Greenway Project Presentation

Scott Buffkin, Town Manager of Jonesville, addressed the Board. In 2008 the Town of Jonesville received a grant of \$455,000.00 to acquire property along the Yadkin River for a greenway. Jonesville has acquired property along the Yadkin River that is within the Town limits and its extraterritorial jurisdiction. The grant funds remaining can be used to acquire more property outside the Town's extraterritorial jurisdiction. Jonesville invited Yadkin County to partner with them on the development, maintenance, and operation of any part of the greenway that lies outside their jurisdiction. Jonesville has applied for two other grants that, if awarded, can be used for trail improvements. The Yadkin River Greenway could potentially tie in to other well established, longer trails. It should increase tourism and be beneficial to both Jonesville and Yadkin County. Chairman Austin thanked Scott Buffkin and the Town Boards for their work on this project.

Yadkin Data Report from the PTRC Area Agency on Aging

Blair Barton-Percival, Eddie Wooten, and Ashley Marcolivio were present. Eddie Wooten, Chairman of the Yadkin Aging Planning Committee, addressed the Board. He thanked the Commissioners for appointing such a good quality of people to the Committee. The Aging Planning Committee serves as the

voice for people who are 60 and over in Yadkin County. He thanked the Board for allowing this report to be presented tonight and thanked them for all they did for the seniors of Yadkin County. Blair Barton-Percival, Assistant Director of the Piedmont Triad Regional Council (PTRC) Area Agency on Aging, addressed the Board. The Area Agency on Aging serves twelve counties, including Yadkin County. They currently have a survey out. The information gathered from it will be used to support the development of a four-year area plan that will offer guidance to better support local services and new program development. Their two chief funding sources are the Home and Community Care Block Grant (HCCBG) and the Family Caregiver Support Program (FCSP). The Yadkin Data Report gives a demographic look at the county's senior population and the population of individuals with disabilities. He gave an overview of the report's findings. Baby Boomers are causing a spike in the numbers of seniors in the population. It is estimated that 10,000 "Boomers" turn 65 every day. In Yadkin County it is projected that the age 60+ segment of the population will increase 133% from 2010 to 2030. The challenges facing today's seniors are: transportation, food insecurity, poverty, disabilities, and becoming the caregivers for their grandchildren. Over 14% of the age 60+ population lives on less than \$11,100.00 a year. The Aging Planning Committee will study the report and discuss it in-depth. Over the next year, the Committee will bring their recommendations to the Board of Commissioners. Blair Barton-Percival asked that everyone here tonight fill out the survey. Chairman Austin complimented Blair Barton-Percival and everyone at the COG. The merger of the two COG's went seamlessly. Kim Berry has been a great resource to the County.

CONSENT AGENDA

Commissioner Hemric made a motion to approve the Consent Agenda. Commissioner Moxley second.

Vote: 5/0.

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

Accept Emergency Management Performance Grant and Approve MOA

The Emergency Management Performance Grant (EMPG) is a state and federally funded grant that assists local emergency management with preparedness funds. The Board accepted the grant funds for the 10/1/12 to 9/30/13 period, approved the MOA and authorized the County Manager to sign it.

Appalachian District Health Department Agreement for NWPPH Services

The Appalachian District Health Department serves as the fiscal agent for the Northwestern Partnership for Public Health (NWPPC). The NWPPH is a collaborative of 10 counties, including Yadkin, that work together to address public health issues. This agreement includes a billing/coding specialist to provide services for Yadkin County. Billing/coding assistance improves the Health Department's ability to collect payments. The Board approved the agreement.

Sophos Contract for Premium Support

This contract is for Sophos to provide IT with support services for the County's antivirus/endpoint protection, web security, and email products. The Board approved the contract.

Syncsort Contract for Silver Level Support

This contract is for Syncsort to provide IT with maintenance and support services for the County's backup software. Syncsort Backup Express software allows the County to backup critical data so that systems can be recovered and restored if there is a system crash or hardware failure. The Board approved the contract.

Adopt Resolution in Support for the PTRC Building Acquisition Project

The Piedmont Triad Regional Council (PTRC) Board of Delegates has awarded a contract for the construction of office space in Kernersville, NC. The building will serve as the central office for the PTRC. An RFP for financing went out and produced a low bid of 3.3% fixed over 20 years. The PTRC is now seeking approval of the financing from the Local Government Commission (LGC). The LGC application process requires them to seek support from their member governments, one of which is Yadkin County. The Board adopted the following resolution:

RESOLUTION

COUNTY OF YADKIN SUPPORT FOR THE PIEDMONT TRIAD REGIONAL COUNCIL (PTRC) BUILDING ACQUISITION PROJECT

WHEREAS, PTRC plans to acquire real estate to serve as a central office location to serve the merged staffs of the Piedmont Triad Regional Council (PTCOG) and the Northwest Piedmont Council of Governments (NWPCOG); and

WHEREAS, PTRC will continue to need office space for its operations and service to its member governments; and

WHEREAS, before merger the NWPCOG and PTCOG rented office space since formation in 1968; and

WHEREAS, it is in the best interest of PTRC and its Members to acquire centralized office space for PTRC staff and for its operations and service to its member governments; and

WHEREAS, PTRC is allowed by its duly approved Charter and By-laws, and North Carolina General Statute 160A-475 to own property for use as its office facility; and

WHEREAS, the County of Yadkin has been an active member of the NWPCOG for more than 40 years and continues to be a member of the PTRC; and

WHEREAS, NWPCOG and now PTRC has provided valuable assistance to its local government members for over 40 years and as consideration for its continuing service the PTRC, to ensure continuing resources for debt service related to the office building and other financial needs, requests an accommodation of certain of its members; and

WHEREAS, the County of Yadkin, to provide this accommodation, intends to continue as a dues paying member of the PTRC per its Charter as long as the debt related to the office building is outstanding;

THEREFORE, BE IT RESOLVED that the Yadkin County Board of Commissioners hereby supports the application to the Local Government Commission adopted this, the 15th day of October, 2012.

PUBLIC HEARING/ACTION TO SET PUBLIC HEARING

None.

BOARD ACTION

Proclaim October 2012 as National Long-Term Care Residents' Rights Month in Yadkin County

The Piedmont Triad Regional Council Area Agency on Aging requested the Board proclaim October 2012 as National Long-Term Care Residents' Rights Month. Chairman Austin read the proclamation. It reads as follows:

**National Long-Term Care
Residents' Rights Month 2012
Proclamation**

My Voice, My Vote, My Right

Whereas, there are more than 1.6 million individuals living in 16,000 nursing homes; and 1 million individuals living in 50,000 board and care/assisted living facilities in the U.S.; and

Whereas, the federal Nursing Home Reform Act of 1987 guarantees residents their individual rights in order to promote and maintain their dignity and autonomy; and

Whereas, all residents should be aware of their rights so they may be empowered to live with dignity and self-determination; and

Whereas, we wish to honor and celebrate these citizens, to recognize their rich individuality, and to

reaffirm their right to vote and participate politically, including the right to have a say in their care; and

Whereas, individuals and groups across the country will be celebrating Residents' Rights Month with the theme –“My Voice, My Vote, My Right”– to emphasize the importance of affirming these rights through facility practices, public policy and resident-centered decision-making.

Now, therefore, I, Kevin Austin, Chairperson of the Yadkin County Board of County Commissioners do hereby proclaim October 2012 as **National Long-Term Care Residents' Rights Month**, in the County of Yadkin, and encourage all citizens to join me in these important observances.

Vice Chairman Zachary made a motion to proclaim October 2012 as National Long-Term Care Residents' Rights Month. Commissioner Welborn second.
Vote: 5/0.

MOU with Appalachian District Health Department for the Community Transformation Grant

Jessica Wall addressed the Board. The Community Transformation Grant is to be used to support public health efforts in local communities to reduce chronic diseases, promote healthier lifestyles, reduce health disparities, and control health care spending. The three major focus areas of the grant are quality clinical and other preventive services, specifically prevention and control of high blood pressure and high cholesterol; active living and healthy eating; and tobacco-free living. The goal is to decrease tobacco use, increase physical activity, improve nutrition, and increase access to evidence-based clinical approaches. The MOU currently states on page 2 that the signed contract is to be submitted by September 6, 2012; County Attorney Sullivan asked that the date be changed. **Vice Chairman Zachary made a motion to approve the agreement with the Appalachian District Health Department regarding the Community Transformation Grant and instruct staff to correct the date on page 2 of the contract. Commissioner Moxley second.**

Vote: 5/0.

Thomas Hughes Architecture Contract

This contract is for Thomas Hughes Architecture to provide two 3-dimensional renderings of the proposed Agriculture Building. **Commissioner Welborn made a motion to exempt the project from the Mini Brooks Act and to approve the Thomas H Hughes Architecture, P.C. contract and authorize the County Manager to sign it. Commissioner Hemric second.**

Vote: 5/0.

Adopt Resolution in Support of East Bend Water Infrastructure

Chairman Austin read the resolution in support of East Bend water infrastructure. It reads as follows:

RESOLUTION

IN SUPPORT OF EAST BEND WATER INFRASTRUCTURE

WHEREAS, Yadkin County over the past several years has assisted Jonesville and Yadkinville by investing in capital infrastructure to help provide those towns with potable water and wastewater service.

WHEREAS, the Yadkin County Commissioners believe that investing in critical infrastructure to assist all towns and areas in Yadkin County will benefit all County citizens for the next century.

WHEREAS, East Bend is currently on well water that may go dry and that in some cases may contain harmful contaminants.

WHEREAS, representatives from East Bend have requested that the County consider constructing, operating and maintaining a water line that would connect East Bend to a reliable source of potable water.

WHEREAS, the construction of this line would benefit both the town and the County as a whole.

NOW, THEREFORE, BE IT RESOLVED that the Yadkin County Board of Commissioners adopts this resolution in support of developing mutually beneficial memoranda of understanding between the

County and East Bend to assist in providing potable water to east bend.

FURTHER BE IT RESOLVED that if memoranda of understanding mutually acceptable to the County and the town is completed and executed, and the terms of those memoranda are met, the County is committed to providing five hundred thousand dollars (\$500,000) for the water line to East Bend and finance the remaining through appropriate agencies.

Vice Chairman Zachary made a motion to adopt the Resolution in Support of East Bend Water Infrastructure. Commissioner Welborn second.

Vote: 5/0.

CALENDAR NOTES

- 1) October 29, 2012 – Joint Board of Education Meeting in the Board of Education Board Room. Food will be served at 6:00pm with the meeting to follow.
- 2) October 31, 2012 – Departmental Chicken Stew and Chili Cook-off will be held at the Shelter at the Park during Lunch.

MANAGER'S REPORTS/BOARD ACTION

None.

MANAGER'S BUDGET AMENDMENTS & CONTRACTS / NO ACTION REQUIRED

Cooke Rentals Contract for Elections Dept

This contract is for the rental of Porta-Jons for use at the Deep Creek precinct during elections.

Wesley Hutchens Contract

This is a contract for the installation, maintenance, and service of 2-way radios and other communications equipment for the Sheriff's Office and EMS.

BOARD VACANCIES/APPOINTMENTS

Community Child Protection Team/Child Fatality Team

There is one vacancy that needs to be filled by a parent of a child who died before their 18th birthday.

Planning Board

There is a vacancy for an alternate member.

COMMISSIONER COMMENTS

Commissioner Welborn thanked everyone for coming out. There was a good crowd here earlier tonight.

Vice Chairman Zachary thanked everyone for being here tonight. He is looking forward to the results of the survey the Piedmont Triad Regional Council Area Agency on Aging is conducting. He wanted to draw everyone's attention to a nice article in the Winston-Salem Journal about Joy Kinley. Joy Kinley is a teacher at Starmount High School who goes to his church. She does really good things in the classroom. It was a very good article and it put Yadkin County in a very, very nice light. Joy Kinley is a fine person. She spent most of her summer teaching in India. He appreciates what she does.

Commissioner Moxley thanked everyone who came out tonight. He looks forward to working with Jonesville on their greenway project. He has been involved in a little of the planning of it. He would like for them to go eastward as far as they can with it and to hopefully have it eventually tie in with the Mountains to the Sea trail and the Victory trail. He mentioned Jakes Day was in East Bend over the weekend. It was put on by the National Wild Turkey Federation. He took his grandchildren. It was a very nice outing for children. During a recent library meeting, he was told Wayne Matthews would be getting his doctorate soon. Wayne Matthews was in attendance and said it would be 10 more days.

Commissioner Hemric thanked everyone for coming out. He thanked Jonesville for their greenway presentation and the Piedmont Triad Regional Council Area Agency on Aging for their presentation. He

thanked the Jonesville Police and everyone else who was involved with the arrest of the suspect in the Martin case.

Chairman Austin spoke about the aging presentation. This is a major issue going in to the future and he is glad to have people like those at PTRC to keep us abreast of that. They do a lot of behind the scenes work assembling data and planning. Their work helps Commissioners make better decisions and he appreciates the COG for that assistance. He is looking forward to the future of the greenway project. Anytime the County and any of the Towns within the County can work together on something it is a big plus for the people. The same thing goes for the East Bend and Boonville water lines. He is a firm believer that the towns within this County are really the backbone of it. We need our towns to be strong.

Chairman Austin made a motion to go into Closed Session pursuant to (1)(3)(4)(5)(6) NCGS 143-318.11(a) in order to discuss Personnel Matters and to Protect Personnel Information that is Confidential under NCGS 153A-98, 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/or entering into an employment contract, and to Instruct County Staff on that Position, and to have a Privileged Consultation with our County Attorney including about a lawsuit: Jerry Hutchens vs. Yadkin County. Commissioner Welborn second.

Vote: 5/0.

After a motion to come out of Closed Session was made and the Board was in **Open Session**, **Commissioner Moxley made a motion to approve a task order with Davis-Martin-Powell in the amount of \$19,600.00 to prepare a preliminary engineering report and environmental report for the East Bend water project. Commissioner Hemric second.**

Vote: 5/0.

Vice Chairman Zachary made a motion to authorize Administration to increase Jessica Wall's pay by \$125.00 per week for the weeks she serves as Interim Health Director. Commissioner Welborn second.

Vote: 5/0.

Commissioner Welborn made a motion to authorize the County Manager to offer 1% above the 20% threshold to Tim Hawks to be a captain with EMS, making the total increase from minimum 21%. Commissioner Moxley second.

Vote: 5/0.

Commissioner Moxley made a motion to adjourn. Commissioner Hemric second.

Vote: 5/0.

Prepared by Tanya Gentry
Deputy Clerk to the Board

Kevin Austin, Chairman
Yadkin County Board of
Commissioners

Date approved by the
Yadkin County Board of Commissioners