

**STANLY COUNTY
BOARD OF COMMISSIONERS
REGULAR MEETING MINUTES
APRIL 2, 2013**

COMMISSIONERS PRESENT:

Gene McIntyre, Chairman
Josh Morton, Vice Chairman
Peter Ascitutto
Tony Dennis
Lindsey Dunevant

COMMISSIONERS ABSENT:

None

STAFF PRESENT:

Andy Lucas, County Manager
Jenny Furr, County Attorney
Tyler Brummitt, Clerk

CALL TO ORDER

The Stanly County Board of Commissioners (the "Board") met in regular session on Tuesday, April 2, 2013 at 7:00 p.m. in the Commissioners Meeting Room, Stanly Commons. Chairman McIntyre called the meeting to order and Commissioner Morton gave the invocation.

APPROVAL / ADJUSTMENTS TO THE AGENDA

At the request of Commissioner Ascitutto, a discussion of the county website was added to the agenda. By motion, Commissioner Ascitutto moved to approve the agenda as amended and was seconded by Commissioner Dennis. The motion carried by unanimous vote.

ITEM # 1 – PROCLAMATION DECLARING APRIL AS CHILD ABUSE PREVENTION MONTH

Presenter: Sharon Scott, DSS Director

Ms. Scott requested the Board approve a proclamation declaring "April As Child Abuse Prevention Month." In addition, the Department of Social Services plans to publish articles in the local newspaper and place notices at various locations throughout the County to raise public awareness.

Commissioner Ascitutto moved to accept the proclamation and was seconded by Commissioner Dennis. The motion passed with a 5 – 0 vote.

ITEM # 2 – HEALTH DEPARTMENT – BUDGET AMENDMENT # 2013-35

Presenter: Dennis Joyner, Health Director

Earlier this year, the Stanly County Health Department received grant funds in the amount of \$75,000.00 from the Cannon Foundation to purchase equipment for the Dental Clinic's addition/renovation of two clinic rooms and a consultation room. It was requested the Board authorize the transfer of \$58,416.00 from the Dental Clinic Fund to cover the additional cost to complete the project.

Commissioner Dennis moved to approve budget amendment # 2013-35 to authorizing the transfer of the funds and was seconded by Commissioner Ascitutto. The motion carried by unanimous vote.

ITEM # 3 – BOARD & COMMITTEE APPOINTMENTS

Presenter: Andy Lucas, County Manager

A. Stanly County Community Nursing Home Advisory Committee

Due to Eleanor Plummer recently moving out of the County, it was requested the Board name a replacement to serve her unexpired term until February 28, 2014.

By motion, Commissioner Dennis moved to appoint Christian Herring as her replacement and was seconded by Vice Chairman Morton. The motion passed with a 5 – 0 vote.

B. Airport Authority

Airport Authority members Gary Lowder and Stephen Chambers terms expired on March 31, 2013. It was requested the Board appoint two members, each to serve a four (4) year term until March 31, 2017.

Commissioner Dennis moved to reappoint Gary Lowder and Stephen Chambers to the Airport Authority. His motion was seconded by Commissioner Ascitutto and carried by unanimous vote.

ITEM # 4 – CONSIDERATION OF A RESOLUTION OF SUPPORT FOR THE NC PARKS & RECREATION TRUST FUND

Presenter: Commissioner Dunevant

For the Board's consideration, Commissioner Dunevant presented a resolution of support to maintain the revenues dedicated to the Parks and Recreation Trust Fund (PARTF) from seventy-five cents of the deed stamp tax. In the Governor's proposed FY 2013-14 budget, these funds would be shifted away from the PARTF to the State's General Fund.

By motion, Commissioner Dunevant moved to approve the resolution of support and was seconded by Commissioner Asciutto. The motion was defeated by a 4 – 1 vote.

Ayes: Commissioner Dunevant

Nos: Chairman McIntyre, Vice Chairman Morton, Commissioner Asciutto, Commissioner Dennis

ITEM # 5 – DISCUSSION OF THE COUNTY WEBSITE

Presenter: Commissioner Asciutto

After a review of the articles included on the County website, Commissioner Asciutto questioned whether or not some of the items pertaining to Alcoa should be removed since the County is in settlement discussions with them. Chairman McIntyre suggested that he, Commissioner Asciutto and the County Manager meet to discuss the items in question then bring it back to the Board for further consideration. Commissioner Asciutto agreed and will follow-up with the County Manager to determine a date and time for the meeting.

ITEM # 5 – CONSENT AGENDA

- A.** Minutes – Regular meeting of March 18, 2013
- B.** Senior Services – Budget amendment # 2013-34

Commissioner Dennis moved to approve the above items as presented. His motion was seconded by Vice Chairman Morton and carried by unanimous vote.

PUBLIC COMMENT

Frazier Huneycutt of Endy referred to the PARTF resolution presented by Commissioner Dunevant and questioned whether or not Morrow Mountain should have been included in the presentation. Commissioner Dunevant stated that in error Morrow Mountain was left out and should have been included.

Mr. Huneycutt also expressed his concerns related to the article in the Stanly News & Press by Mayor Whitley in response to the County denying the City of Albemarle's request to have a seat on the Economic Development Commission (EDC). Mr. Frazier stated that he feels the Board is not working in the best interest of the citizens and that the County and City should work together to bring economic development / jobs to the area.

As a member of the Friends of Morrow Mountain, Vanessa Mullinix expressed her concerns with the Board's nonsupport of the PARTF resolution. With Morrow Mountain State Park being the third oldest park in the state and a major tourist attraction, the park is in need of millions of dollars of repairs and any potential funding is greatly needed.

Ms. Mullinix also commented on Mayor Whitley's article stating that many local businesses have been unhappy with the work of the EDC, and that the County and City need to put their differences aside to work together for the people of the county.

GENERAL COMMENTS & ANNOUNCEMENTS

Commissioner Ascitutto thanked the Board for moving the commissioners meeting to Tuesday due to a conflict he had on Monday. As an update on the proposed animal control ordinance, he noted that members of the Board of Health and Board subcommittee had met with several citizens to obtain their input. Once the requested changes are made, he hopes to bring the ordinance back to the Board for review and possible adoption. Commissioner Ascitutto recently participated in tours of the Stanly Community College campus and the City of Albemarle Landfill. He noted that thus far \$5,088,937.00 has been spent by the County on the relicensing issue. He then stated that at the hearing the previous week, Judge Spainhour ruled in favor of the County in the open meetings lawsuit filed by Alcoa.

As the result of SB411, Commissioner Dunevant informed the Board of the new requirements for members of the Rural Planning Organizations and Metropolitan Planning Organizations. Members must now participate in two sessions of ethics training and provide financial information for their individual households. Both groups are seeking legislative support in contacting the General Assembly to request the requirements be reduced to one session of ethics training and also require less intrusive financial information from its members.

Chairman McIntyre reminded everyone of the joint dinner meeting with the Library Board of Trustees on Monday, May 6th at 5:30 p.m. He then mentioned the handout provided by Trinity Place of the Lutheran Home in the hopes that representatives of the group will be available for a presentation in the near future. Chairman McIntyre also stated he had spoken with the Justin Jones of the Stanly News & Press in response to Mayor Whitley's article concerning EDC, and explained that the County cannot offer representation on the commission to the City of Albemarle without offering the same opportunity to the other municipalities.

CLOSED SESSION

By motion, Commissioner Dennis moved to convene a closed session to consult with the County Attorney in accordance with G. S. 143-318.11(a)(3) to discuss the 401 water quality permit intervention and APGI's public records requests lawsuit. His motion was seconded by Vice Chairman Morton and carried by unanimous vote at 7:50 p.m.

ANNOUNCEMENT

Chairman McIntyre stated that staff has been instructed to schedule a meeting with Alcoa.

ADJOURN

There being no further discussion, Commissioner Dennis moved to adjourn the meeting. His motion was seconded by Commissioner Ascutto and passed by unanimous vote at 9:01 p.m.

Gene McIntyre, Chairman

Tyler Brummitt, Clerk