

STATE OF NORTH CAROLINA)
)
COUNTY OF STOKES)
)

OFFICE OF THE COMMISSIONERS
STOKES COUNTY GOVERNMENT
DANBURY, NORTH CAROLINA
JULY 26, 2010

The Board of Commissioners of the County of Stokes, State of North Carolina, met for regular session in the Commissioners' Chambers of the Ronald Wilson Reagan Memorial Building (Administration Building) located in Danbury, North Carolina on Monday, July 26, 2010 at 6:00 pm with the following members present:

Chairman Jimmy Walker
Vice Chairman Ernest Lankford
Commissioner J. Leon Inman
Commissioner Ron Carroll
Commissioner Stanley Smith

County Personnel in Attendance:
County Manager K. Bryan Steen
Clerk to the Board Darlene Bullins
Finance Director Julia Edwards
Health Director Josh Swift

Chairman Jimmy Walker called the meeting to order.

Commissioner Inman delivered the invocation.

GENERAL GOVERNMENT-GOVERNING BODY-PLEDGE OF ALLEGIANCE

Chairman Walker opened the meeting by inviting the citizens in attendance to join the Board with the Pledge of Allegiance.

GENERAL GOVERNMENT – GOVERNING BODY – APPROVAL OF AGENDA

Chairman Walker entertained a motion to approve or amend the July 26, 2010 Agenda.

Chairman Walker informed the Board that Interim CEO Frederick Soule, Stokes Reynolds Memorial Hospital, Inc, has requested the Board postpone any action pertaining to

Item C (Action Agenda) “Stokes Reynolds Memorial Hospital, Inc. – A/R Funding Request” until a later date.

The Board had no issues with deferring Item “C” – Stokes Reynolds Memorial Hospital, Inc. to a future Agenda.

Vice Chairman Lankford moved to approve the July 26, 2010 Agenda as amended. Commissioner Inman seconded and the motion carried unanimously.

PUBLIC COMMENTS

There were no public comments.

CONSENT AGENDA

Chairman Walker entertained a motion to approve or amend the following items on the Consent Agenda:

Minutes

- Minutes of June 22, 2010
- Minutes of July 12, 2010

Register of Deeds - Budget Amendment #2

Finance Director Julia Edwards submitted Budget Amendment #2.

To amend the General Fund, the expenditures are to be changed as follows:

Account Number	Account Description	Current Budgeted Amount	Increase (Decrease)	As Amended
General Fund				
100.9820.960	Transfer to Capital Reserve	<u>\$200,000.00</u>	<u>\$2,013.00</u>	<u>\$202,013.00</u>
	Totals	\$200,000.00	\$2,013.00	\$202,013.00
Capital Reserve Fund				
201.4180.025	Register of Deeds	<u>\$42,752.00</u>	<u>\$2,013.00</u>	<u>\$44,765.00</u>
	Totals	\$42,752.00	\$2,013.00	\$44,765.00

This budget amendment is justified as follows:

To appropriate General Fund Balance to the Register of Deeds Technology Fund per G.S. 161-11.3.

This will result in a net increase of \$2,013.00 in the expenditures and other financial use to the County’s annual budget. To provide the additional revenue for the above, the following revenues

will increase. These revenues have already been received or are verified they will be received this fiscal year.

Account Number	Account Description	Current Budgeted Amount	Increase (Decrease)	As Amended
100.3991.000	Fund Balance	<u>\$00.00</u>	<u>\$2,013.00</u>	<u>\$2,013.00</u>
	Totals	\$00.00	\$2,013.00	\$2,013.00
Capital Reserve Fund				
201.3981.000	Transfer from General Fund	<u>\$200,000.00</u>	<u>\$2,013.00</u>	<u>\$202,013.00</u>
	Totals	\$200,000.00	\$2,013.00	\$202,013.00

School Capital Outlay and Capital Reserve Fund #3

Finance Director Julia Edwards submitted Budget Amendment #3.

To amend the General Fund, the expenditures are to be changed as follows:

Account Number	Account Description	Current Budgeted Amount	Increase (Decrease)	As Amended
School Capital Outlay and Capital Reserve Fund				
212.5912.001	Public School Capital Outlay Fund –ADM	\$180,000.00	\$92,432.00	\$272,432.00
212.5912.002	Public School Capital Outlay Fund – ADM Matching	<u>\$60,000.00</u>	<u>\$30,811.00</u>	<u>\$90,811.00</u>
	Totals	\$240,000.00	\$123,243.00	\$363,243.00

This budget amendment is justified as follows:

To re-appropriate funds for School Capital Projects funded by Public School Funds –ADM and School Capital Outlay Fund.

This will result in a net increase of \$123,243.00 in the expenditures and other financial use to the County’s annual budget. To provide the additional revenue for the above, the following revenues will increase. These revenues have already been received or are verified they will be received this fiscal year.

Account Number	Account Description	Current Budgeted Amount	Increase (Decrease)	As Amended
School Capital Outlay and Capital Research Fund				
212.3328.000	Public School Capital Outlay Fund – ADM	\$180,000.00	\$92,432.00	\$272,432.00
212.3991.000	Fund Balance	<u>\$100,000.00</u>	<u>\$30,811.00</u>	<u>\$130,811.00</u>
	Totals	\$280,000.00	\$123,243.00	\$403,243.00

Proposed Capital Reserve Resolution – Fiscal Year 2009-10

Finance Director Julia Edwards presented the following proposed Capital Reserve

Resolution from Fiscal Year 2009-10 for future projects for the Board’s consideration:

Resolution Establishing Capital Reserve Fund

WHEREAS, the Board of Commissioners of the County of Stokes, State of North Carolina has recognized the need for certain capital projects and improvements to certain capital assets; and

WHEREAS, the Board of Commissioners of the County of Stokes, deems it necessary to set aside in the budget ordinance for the fiscal year 2010-11 certain sums in order to accumulate sufficient funds to complete these projects.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of the County of Stokes, that the following amounts be deposited in a Capital Reserve Fund for the projects as follows:

Project Name	Account Number	2008-09 Reserve Amount	2009-10 Appropriated	2009-10 Amendments	2009-10 Expenditures	2009-10 Reserve Amount
Administration	201.4120.000	\$26,250.00	\$0.00	\$0.00	\$0.00	\$26,250.00
Finance	201.4130.000	\$1,500.00	\$0.00	\$0.00	\$1,500.00	\$0.00
Tax Administration	201.4140.000	\$8,000.00	\$0.00	\$0.00	\$5,000.00	\$3,000.00
Tax Maps	201.4141.015	\$5,321.00	\$0.00	\$0.00	\$5,321.00	\$0.00
Register of Deeds	201.4180.025	\$38,737.00	\$0.00	\$4,015.00	\$0.00	\$42,752.00
Public Buildings	201.4190.013	\$108,552.00	\$0.00	\$0.00	\$108,552.00	\$0.00
Technology	201.4210.009	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Vehicle Maintenance	201.4250.006	\$109,847.00	\$0.00	\$0.00	\$5,800.00	\$104,047.00
Sheriff's Department	201.4310.001	\$40,000.00	\$10,000.00	\$0.00	\$0.00	\$50,000.00
Economic Development	201.4920.027	\$235,503.00	\$0.00	\$44,000.00	\$107,575.00	\$171,928.00
Emerg. Comm.	201.4325.002	\$7,500.00	\$0.00	\$0.00	\$0.00	\$7,500.00
EMS	201.4370.010	\$0.00	\$0.00	\$33,000.00	\$0.00	\$33,000.00
Fire Marshal	201.4340.000	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Planning	201.4910.000	\$5,000.00	\$0.00	\$0.00	\$5,000.00	\$0.00
Ag Advisory Comm.	201.4950.009	\$10,000.00	\$0.00	\$0.00	\$0.00	\$10,000.00
Animal Control	201.4380.002	\$25,000.00	\$0.00	\$0.00	\$2,000.00	\$27,000.00
Jail	201.4320.012	\$7,077.00	\$0.00	\$0.00	\$0.00	\$7,077.00
Library	201.6110.000	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
Stokes Rey. Mem. Hospital	201.5700.000	\$0.00	\$0.00	\$240,050.00	\$0.00	\$240,050.00
Forsyth Tech.	201.5912.018	\$13,600.00	\$0.00	\$0.00	\$0.00	\$13,600.00
Solid Waste	201.4720.018	\$5,000.00	\$0.00	\$0.00	\$5,000.00	\$0.00
Superior Court	201.4160.000	\$18,997.00	\$0.00	\$0.00	\$18,997.00	\$0.00
E911 Fund	201.4325.001	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$0.00</u>
Totals		\$665,884.00	\$10,000.00	\$321,065.00	\$264,745.00	\$736,204.00

The foregoing resolution was offered by Commissioner _____ who moved its adoption. The motion was seconded by Commissioner _____ and upon being put to vote was adopted by unanimous vote the 26th day of July, 2010.

Tax Administration Report – June 2010

Tax Administrator Oakley presented the following Real and Personal Property Release (June 2010) which is more than \$100 at the July 12th meeting with a request for approval at the July 26th meeting:

**Releases (Real and Personal Property)
More than \$100–June 2010–Per NCGS 105-381 (b)**

Name	Bill Number	Amount
Richard Bowman	10A1919.09.1	<u>\$212.45</u>
	Total Amount	\$212.45

Commissioner Inman moved to approve the Consent Agenda as presented.

Commissioner Smith seconded the motion.

Commissioner Carroll confirmed with Finance Director Julia Edwards that Budget Amendment #3 was carry over funding from Fiscal Year 2009-10, but does increase the current Fiscal Year 2010-11 Budget by \$123,243, even though there is no new funding.

The motion carried unanimously.

GENERAL GOVERNMENT – GOVERNING BODY – INFORMATION AGENDA

Update – Manager and Board of Commissioners

County Manager Bryan Steen presented the following information:

- Regional Paramedic Competition – Stokes County EMS Paramedics Sam Pennington and Jeremiah Underwood won the Regional Paramedic Competition held at Surry Community College this past weekend. Pennington and Underwood will compete in the State Paramedic Competition in October.
- Early College High School– Everything moving forward and still on track to have the facility ready for students in August
- Discussed if there was interest in having a ribbon cutting/open house before students arrive

Commissioner Carroll noted the need to discuss this in conjunction with the Board of

Education.

Chairman Walker noted that this could be discussed with the Board of Education before the next meeting.

Chairman Walker noted a recent event held at the former “Country Corral” in King, several complaints have been received regarding the noise at the event. Chairman Walker noted the Board may need to review the current Noise Ordinance at a future meeting.

Proposal for County Ordinance

Commissioner Carroll presented the following information regarding a new county ordinance in the interest of consumer protection and governmental transparency.

Commissioner Carroll noted the following:

- Proposed ordinance is in response to the passage of House Bill 1766
- Personally opposed the bill as discussed at the July 12th meeting
- Thinks it is wrong to carve out exceptions in the law for three or four individuals
- Recognizes that other commissioners may support the bill, Representative Holloway stated that 4 out of 5 of the commissioners supported HB 1766
- House Bill 1766 has passed and if the Governor signs the bill, it becomes law
- If bill becomes law, must work with it even if opposed to it, that is the basis for the ordinance proposal
- Industrial sinks and grease pits aren’t the only two issues involved
- If HB 1766 is signed into law by the Governor, these so called “traditional country stores” will be exempt from not just sinks and grease pits requirements, but from all sanitation requirements involving the preparation of food
- They will have to meet no standards for the following:
 - Toilet facilities
 - Food protection
 - Waste disposal
 - Cleaning and bacterial treatment of eating and drinking utensils
 - Food contact surfaces
 - Appropriate and reasonable use of gloves and utensils by employees
 - Methods of food preparation and serving
 - Health of employees
 - Animal and vermin control
- Feels the public should be made aware that the particular establishment does not have to abide by any sanitation requirements

Commissioner Carroll proposed that the Board direct the County Manager and the County

Attorney to draft a county ordinance according to the following guidelines:

1. Ordinance will take effect when and if House Bill 1766 is signed into law by the Governor
2. Ordinance will apply to all “traditional country stores” that take advantage of the exemption allowed under G.S. 130A-250(13)
3. Covered stores will be required to prominently display a public notice sign at the main entrance, at the food preparation area, and at each cash register/check-out station; each sign must be clearly visible to customers in a location approved by the Health Department
4. Signs must be of durable quality with minimum dimensions of 14”x16” and will be provided free of charge to stores by the Health Department
5. Signs must carry substantially the following message
 - “Notice to Customers: This store has not been inspected for compliance with North Carolina’s health and sanitation regulations governing food preparation. It is exempt from those regulations. This special privilege was granted by the N.C. General Assembly in 2010”
6. Violations of this ordinance, either by failure to display the required signs or failure to display the signs at an approved location, will result in appropriate punishment as provided by law which is provided in Chapter 14 of the General Statutes

Commissioner Carroll reiterated that his specific request was the Board direct the County Manager and the County Attorney to use these guidelines to draft a proposed ordinance.

Commissioner Carroll requested this item be placed on the Discussion Agenda at the next meeting.

Chairman Walker noted that county ordinances do not override state law.

Commissioner Carroll stated that this proposed ordinance does not override state laws, it merely notifies the public of the existence of a state law.

Commissioner Smith requested information regarding the requirements that current eating establishments must currently follow.

Commissioner Carroll read G. S.130A-249 which defines the placement of the required health grade card.

There was no further discussion regarding the item.

GENERAL GOVERNMENT – GOVERNING BODY – DISCUSSION AGENDA

Stokes County Board of Education – Priority School Construction Projects

Dr. Stewart Hobbs expressed the Board of Education’s appreciation for the recent allocation to the schools with the adoption of the Fiscal Year 2010-11 County Budget.

Dr. Hobbs presented a power point virtual tour presentation of the proposed elementary school to be located off Highway 66.

Dr. Hobbs noted the following information regarding the Board of Education’s top two priority school construction projects: (proposed new elementary school and renovation/new construction at Southeastern Middle School) (Board of Education Members Colon Moore, Bill Hart and Operations Director David Burge, Stokes County Schools, were in attendance for the meeting)

- New Elementary School
 - Close off gym/dining for community use
 - Separate bus and car entry
 - Center Atrium – gathering space
 - Total Projected Budget = \$14,838,500 (includes land purchase)
 - Total Projected Budget without site acquisition = \$13,540,518
 - Estimated construction cost @\$125 per sq/ft = \$9,040,625
 - Board of Education has reviewed several proposed plans and has approved the submitted plan
 - Schematic design is almost completed
 - Long range site plan includes space for a middle school along with a high school
 - 550 student capacity
 - 72,325 sq ft facility
 - Construction prices for other schools projects around the state are currently coming in under the proposed \$125 sq ft cost
 - Very good time to start looking at construction
 - Turnkey job including furniture- everything needed to open a school
 - Biggest hurdle would be permitting
 - CM at Risk feels the project can be completed within 10-12 months
 - Very little site preparation
 - Already has access to water and sewer
 - Now is a good time to build to alleviate the overcrowding at Mount Olive which has more classrooms outside in mobile units than in the actual building
 - Plans are to be ready to move students into Nancy Reynolds in January 2011 with one POD being left at Pinnacle

- If plans are started for the elementary school project, then the other POD could be moved to Lawsonville, if not, the Board has discussed moving the POD to Mount Olive to replace mobile units that need to be removed for the safety of the children
- Renovations and new construction at Southeastern Middle School
 - One estimate in the amount of \$9,251,016 is for renovations/ demolition and replacement of Building “B” along with selective demolition of Building “A” with partial renovation
 - One estimate in the amount of \$4,025,000 is for Building “B” Rehabilitation
 - One estimate in the amount of \$1,569,750 is for Building “A” and “C” Rehabilitation
 - Biggest need for Southeastern is demolition and replacement of “B” Building
 - Capital funding last year provided funds for replacement of the roof and floor of the gym which would reduce the proposed estimates by approximately \$400,000 along with the recent approved guaranteed energy project which will also save some additional dollars
- Both projects are greatly needed
- This county has great students, great teachers, great schools and deserves great facilities
- Board of Education is ready to move on both projects

Mr. Tom Hughes, sFL+a Architects, was in attendance for the meeting and noted the

following:

- Reiterated biggest hurdle is permitting
- Bids could be on the street by the end of 2010
- Recent bid for a technical education center (very intense technical facility) came in at \$140 per sq ft and \$123 for an additional building on the site (Burlington)
- Recent bid for a small addition to an elementary school came in at \$93 per sq ft for the building (Scotland County)
- Economy is really pushing the numbers down
- County’s proposed new elementary school project has a CM at Risk – New Atlantic, who is the CM at Risk for the Nancy Reynolds Project
- Bidding a high school in South Carolina this week similar to the size of the elementary school project which can give some more estimates per sq ft
- Could possibly have the elementary school project ready for students to move in January 2012
- An accelerated schedule to get students in by August 2011 would carry a premium on the construction side
- Lot of different funding sources currently available
- Would be glad to work with Dr. Hobbs regarding funding currently being used by other school systems
- USDA funding extends the loan for a longer period (40 years) with a more aggressive interest rate

The Board discussed the two top priority projects with Dr. Hobbs and Mr. Hughes.

Commissioner Carroll stated that he was ready to start construction.

Vice Chairman Lankford questioned the estimated \$1,440,000 cost for site development.

Mr. Hughes noted that bringing utilities from Highway 66 will be very costly and the construction of play fields for the school along with the site being prepared for future growth for a middle school is included in the site development cost. Mr. Hughes added that the estimate could be lower.

Dr. Hobbs stated that these estimates were done March 2009 and new estimates would be provided to the Board once the Board of Education is given the green light to proceed.

Commissioner Smith agreed that it is a very good time to bid construction projects and is very anxious to start construction on a new elementary school.

The Board discussed possible funding sources for the proposed projects- USDA, School Construction Bond Funds, etc.

Finance Director Julia Edwards noted that Financial Advisor Doug Carter, DEC Associates, could give the Board funding sources using the projected costs provided by the Board of Education.

Chairman Walker confirmed with Finance Director Julia Edwards that Financial Advisor Doug Carter (if directed) could provide the Board with possible funding sources.

Commissioner Carroll stated to both Boards that the current Southeastern Middle School was a “piece mill project” 35 years ago which has created all kinds of problems over the years and it is time to do it right.

Dr. Hobbs stated that he feels the County could possibly get at least \$12.5 million dollars in funding for each school from USDA and that Doug Carter has worked with various school projects that have used USDA funding.

Dr. Hobbs, on behalf of the Board of Education, expressed appreciation to the Board of

Commissioners for inviting the Board of Education to meet for further discussion regarding school needs.

The Board unanimously agreed to allow Board of Education members/school personnel to comment if so desired.

Board of Education Member Bill Hart stated that he agreed with Commissioner Carroll and is ready to build a school.

Operations Director David Burge noted that a school representative was presenting a request tonight at the King Planning Board meeting to place an additional mobile unit at King Elementary School before the beginning of the school year. Director Burge noted that that King Elementary School will then have 8 mobile units along with Mount Olive Elementary having 17 mobile units.

Chairman Walker expressed appreciation to Dr. Hobbs and Mr. Hughes for their presentation.

2010 Single Family Rehabilitation Program

County Manager Bryan Steen presented the following information regarding the 2010 Single Family Rehabilitation Program:

- Stokes County has been approved for the 2010 Single Family Rehabilitation Program
- Request approval of the following policies which have been reviewed and approved for immediate use by the granting agency and the State:
 - Assistance Policy for the 2010 Cycle of the Single Family Rehabilitation Program
 - Procurement Policy for the 2010 Single Family Rehabilitation Program
 - Disbursement Policy for the 2010 Single Family Rehabilitation program
- Early completion of the original project will enable the County to request additional funds if available during the current grant period and potentially assist other citizens with homes in need of grant funded rehabilitation
- Benchmark CMS will be administering the program for the County
- Request the item be moved to tonight's Action Agenda in order to expedite the Grant
- Documentation must be in Raleigh by August 14th

Commissioner Carroll confirmed with Manager Steen that there were no major changes,
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only minor text changes, in the proposed documents.

Chairman Walker, with full consensus of the Board, directed the Clerk to place the item on tonight's Action Agenda.

Health Services Alliance - Update

Chairman Walker presented the following information regarding the recent July 13th

Health Services Alliance meeting:

- Reorganization and approval of amended bylaws has been done
- New Board will consist of the following voting members:
 - One member from the Board of Commissioners
 - One member from Stokes Reynolds Memorial Hospital
 - One member from Novant Health/Forsyth Medical Center
 - One member from Wake Forest Baptist Medical Center
 - Stokes County Health Director
 - Two at large members
- BOCC needs to appoint one member from the Board of Commissioners to serve on the Alliance
- BOCC needs to recommend two at large members
- Current at large members are Susie Grabs and Jon Largergen
- Mr. Largergen has only attended one meeting since his appointment
- There will be no nonvoting members
- Election of officers, dates/times and location of meetings will be decided at the August meeting
- Clerk request direction from the Board of Commissioners regarding advertising the two at large appointments

Chairman Walker stated that he would like to remain as the Alliance Board member until the Board of Commissioners' reorganization meeting in December.

The Board unanimously agreed to advertise the two at large appointments.

Commissioner Carroll suggested Linda Stevens, who had previously been serving as a non-voting member and a very dependable member, be considered as an at large voting member.

Chairman Walker, with full consensus of the Board, directed the Clerk to place the item on the August 9th Action Agenda.

Proposed Resolution – In Support of Prohibiting Smoking in County Facilities

Health Director Josh Swift, as requested by the Board of Health, presented the following Resolution in Support of Prohibiting Smoking in County Buildings:

STOKES COUNTY BOARD OF HEALTH

Resolution on the Prohibition of Smoking
in Stokes County Buildings
Date: June 16, 2010

WHEREAS, tobacco use is the number one preventable cause of premature death in North Carolina and the nation; and

WHEREAS, secondhand smoke has been proven to cause cancer, heart disease, and asthma in both smokers and nonsmokers; and,

WHEREAS, the United States Surgeon General in 2006 stated that the scientific evidence indicates that there is no risk-free level of exposure to secondhand smoke; and,

WHEREAS, the 2006 Surgeon General's Report documents that eliminating indoor smoking fully protects nonsmokers from exposure to secondhand smoke; and,

WHEREAS, on January 2, 2010, “An Act To Prohibit Smoking In Certain Public Places And Certain Places Of Employment” became effective in North Carolina and amended G.S. 130A-498 to authorize local governments to adopt local ordinances, rules, or policies restricting smoking in local government buildings and public transportation vehicles; and,

WHEREAS, pursuant to G.S. 130A-39(a), local boards of health have the responsibility to protect and promote the public’s health and to adopt rules necessary for that purpose; and,

WHEREAS, restricting smoking in public facilities is justified not only by scientific and medical evidence, but also as a matter of common courtesy and respect for our fellow citizens, and communicates a consistent message to and sets a positive example for our youth;

Therefore Be It Resolved that the Stokes County Board of Health supports the adoption of a local ordinance or policy to prohibit smoking in the following:

- (a) Buildings that are owned by Stokes County or any municipality within the County and used for governmental purposes.
- (b) Buildings or areas of buildings that are leased as lessee and occupied by the County or any municipality within the county and used for governmental purposes.

Adopted by the Stokes County Board of Health this 16th day of June, 2010.

Dr. Kim Gemeinhardt, DVM – Stokes County Board of Health Chair

Director Swift noted the following:

- Appreciated the opportunity to speak to the Board regarding the proposed Resolution
- Surgeon General reports have issued the following:
 - 1964 - harmful effects of tobacco smoking
 - 1972 – harmful effects of second hand smoke
 - 2006 – more information regarding the harmful effects from involuntary exposure to tobacco smoke
- Across the State, 90% of the counties have a 50 ft smoke and tobacco free barrier around their Health Departments and DSS facilities
- Can be penalized by the State regarding accreditation if there is not a 50 ft smoke and tobacco free barrier around the Health Department
- Across the State, 70% of county buildings are already smoke free
- Schools and hospital facilities in the county are already smoke free
- Noted the following phrase in the Resolution: Whereas, restricting smoking in public facilities is justified not only by scientific and medical evidence, but also as a matter of common courtesy and respect to our fellow citizens, and communicates a consistent message to and sets a positive example for our youth
- Endorsed by the Board of Health at their June 16th meeting

Commissioner Carroll, Board of Health Member, noted the phrase quoted by Health Director Swift, not only is there scientific and medical evidence regarding the harmful effects of smoking and breathing second hand smoke, it is a matter of common courtesy and respect and is the basis of this proposed resolution.

Commissioner Carroll stated, not only as a member of the Board of Health, but personally supports the intent of the Resolution submitted by the Board of Health.

Commissioner Smith stated the following, in his opinion:

- First two “Whereas” are too harsh
- If I were to “pen” a resolution, it would contain the following:
 - Start with “Whereas, on January 2, 2010....
 - Modifications would include:
 - 1. Allow citizens to conduct business in a smoke free environment in all county owned and leased building
 - 2. Whereas, tobacco is a legal product and smoking is the choice of some citizens, designated smoking areas will be provided outside all county buildings either owned or leased
- Tobacco is a huge revenue source in Stokes County
- Do not have an issue with prohibiting smoking, but do have an issue with not providing someone who wishes to smoke an adequate place to smoke

Commissioner Carroll stated that the Board of Health is not asking the Board of Commissioners to adopt the Resolution, the Board of Health is asking the Board of Commissioners to take specific action such as what is listed in the “Therefore Be It Resolved...” or any other action endorsed by the Board of Commissioners.

Chairman Walker noted that he had heard that obesity is edging smoking out as the number #1 issue regarding to health issues and deaths.

Commissioner Carroll requested the item be placed on the Action Agenda for the August 9th meeting.

Chairman Walker stated that before putting the item on the Action Agenda, he would like to see if there were other available options/information instead of just passing a Resolution that prohibits smoking in all county buildings.

Commissioner Carroll reiterated that the Board of Health is not requesting the Board of Commissioners adopt the Resolution submitted by the Board of Health, but to take specific action as it relates to smoking in public buildings.

Chairman Walker polled the Board regarding placing the item on the Action Agenda for the August 9th meeting or postponing the item until the Board has had a chance to see if there are other available options.

Vice Chairman Lankford – waiting to see if there are other available options
Commissioner Inman - neutral
Commissioner Smith – waiting to see if there are other available options

Commissioner Carroll requested the item be placed on the Discussion Agenda for the August 9th meeting in order to discuss other information or options.

Chairman Walker recessed the meeting.

Chairman Walker called the meeting back to order.

Chairman Walker directed the Clerk to place the following two items on the August

9th Discussion Agenda:

- Proposal for county ordinance pertaining to House Bill 1766
- Smoking in county facilities

Chairman Walker requested Manager Steen to investigate any other available options and find out what the consequences would there be if the Board chooses not to mandate the 50 ft. smoke free barrier around the Health Department and DSS building for the August 9th Discussion Agenda.

Job Vacancies

County Manager Bryan Steen recommended the following permanent positions be filled:

- EMS Paramedic – will be vacant on July 28, 2010
- Jailer – vacancy effective July 9, 2010

Director Monty Stevens and Jail Captain Kenny Norman requested that their request be moved to tonight's Action Agenda in order to proceed with the hiring to eliminate using part time salaries.

Vice Chairman Lankford recommended the item be placed on the August 9th Action Agenda.

Commissioner Carroll and Commissioner Smith recommended placing the item on tonight's Action Agenda as requested by the Department Heads.

Vice Chairman Lankford expressed concerns with the continuous requests to move job vacancies to the Action Agenda the same meeting the item is introduced. Vice Chairman Lankford stated that he felt that requesting job vacancies to be moved to the Action Agenda is becoming a "norm" instead of an "emergency", but had no issues going along with moving the item if the rest of the Board had no issues with moving the item.

The Board discussed items being requested to be moved to the Action Agenda the same day they are presented on the Discussion Agenda. Manager Steen explained that these departments
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operated 24/7 and when a vacancy occurs, the position must be manned by part time employees which could result in having to move funds into the part time line item later in the year.

Chairman Walker, with full consensus of the Board, directed the item be moved to tonight’s Action Agenda.

Appointments – Juvenile Crime Prevention Council (JCPC)

Chairman Walker presented the following appointments and re-appointments recommended the Juvenile Crime Prevention Council (JCPC):

Specific Members	JCPC Recommendation	Term Ends
School Superintendent, Designee	Becky Boles	6/30/2012
County Commissioner Appointee	Kendra Eldridge	6/30/2012
CenterPoint Human Services	Ed Eklund	6/30/2012
Unlimited Success	Terri Fowler	6/30/2012
Stokes SCAN	Melissa Hiatt	6/30/2012
King Police Department, Designee	Kim Palmer	6/30/2012
Chief Court Counselor, Designee	Rusty Slate	6/30/2012
County Commissioner	Stanley Smith	6/30/2012
County Commissioner Appointee	Hope Sprinkle	6/30/2012

Clerk Darlene Bullins, JCPC Member, noted the following:

- Hope Sprinkle and Kendra Eldridge are the only two members that are nominated and appointed by the Board of Commissioners, all others are recommended from a specific agency/department
- Hope Sprinkle and Kendra Eldridge wish to be considered for re-appointment
- Currently, there are three other county commissioners’ vacancies that the Board has the option to appoint other individuals to serve on the JCPC
- Direction from the Board of Commissioners requested by the Clerk whether to advertise for all five vacant appointments
- Student representation from North and South Stokes will be submitted once school is in session

The Board discussed the five vacant appointments and directed the Clerk to advertise all five vacancies.

Chairman Walker directed the Clerk to place the item on the August 9th Action Agenda.

GENERAL GOVERNMENT – GOVERNING BODY – ACTION AGENDA

Environmental Health

Health Director Josh Swift wanted to make the Board aware that he had just received a resignation notice from one of the Environmental Health Specialists, thus leaving only one licensed specialist after August 11th. Supervisor Easter is currently out on leave until after Labor Day and the other specialist, who is considered a trainee, was just hired on June 28th.

Fiscal Year 2010-11 Board of Health – Fee Recommendation

Health Director Josh Swift reviewed the following information regarding the Board of Health Fee recommendation presented at the June 22nd meeting:

Health Department

- Board of Health has evaluated overall costs of services and adopted the following recommendations for medical/social charges and environmental health fees for the Board of Commissioners to consider:
 - Proposed recommendations:
 - **Sliding Fee Scale:** approved sliding primary care visits to 20% and eliminating the current \$10 flat fee – at the present time, patients may slide to a zero-pay with a \$10 flat fee
 - **Lab Fees:** approved a \$5 flat rate venipuncture fee be added to all lab work to cover the cost of time and equipment
 - **Immunizations/ Vaccines:** approved for the Health Director to change the price of vaccine/immunizations as the cost varies (Example – when reordering vaccine, the cost will either be kept the same, decreased or increased based on the market price at the time of purchase
 - **Pregnancy Test Fee:** approved a flat rate fee of \$15 for women to receive a pregnancy test (fee only applies to women not involved with state mandated programs (family planning and STD) that require free pregnancy tests
 - **Vaccine Administration Fee:** approved a \$20 administration fee on both private and state supplied vaccines (only one fee will be charged per visit
 - With proper coding, reimbursement can be received for items such as tobacco cessation counseling, alcohol and substance abuse counseling

Environmental Health

No changes recommended

Home Health

- Medicaid rates may be changed by the Division of Medical Assistance during the course of the fiscal year and Stokes Family Health Center may adjust fees accordingly

The Board continued discussion regarding the fees recommended by the Board of Health.

Vice Chairman Lankford confirmed with Health Director Swift that the billing staff is up to date with insurance codes which affects incoming revenue for the county.

Director Swift noted that billing staff attends local meetings with a billing specialist to ensure proper coding and billing are accomplished.

Chairman Walker entertained a motion.

Commissioner Carroll moved the Board of Health Fee Recommendation be approved which will allow additional revenues coming into the county budget. Commissioner Smith seconded the motion.

Chairman Walker expressed concerns with increasing fees related to the Health Department, which is the safety net for citizens, especially in this economy. Chairman Walker confirmed with Health Director Swift that these recommended fee increases could cost users of the Health Department more. Director Swift also noted that possibly some could receive a decrease in fees.

Vice Chairman Lankford questioned why this request was not included in the Fiscal Year 2010/11 Budget.

Commissioner Carroll noted that the submitted fiscal year 2010-11 proposed budget from the Health Department did not contain these new fees and that any revenue collected with the additional fees would be excess revenue for the County. The additional revenue will decrease the amount of Valorem Tax funding that is allocated to the Health Department budget.

Health Director Swift concluded that the Health Department is not in the business of turning individuals away.

The motion carried (3-2) with Chairman Walker and Vice Chairman Lankford voting against the motion.

Commissioner Carroll moved that the new approved fee increases go into effect September 1, 2010. Commissioner Smith seconded and the motion carried unanimously.

Bad Debt Write Off

Health Director Josh Swift presented the following updated bad debt write off information that was originally presented at the June 22nd meeting (bad debt write off has been approved by the Board of Health) for the Board’s consideration:

Program	F/Y 99/00	F/Y 00/01	F/Y 01/02	F/Y 02/03	F/Y 03/04	F/Y 04/05
Adult Health	\$18,752.74	\$18,699.74	\$24,515.44	\$26,520.17	\$1,843.67	\$ 8,912.66
Child Health	\$19,211.42	\$11,649.21	\$11,961.96	\$11,410.01	\$ -	\$ -
Family Planning	\$34,644.75	\$15,066.27	\$ 6,054.59	\$ 7,317.10	\$ -	\$ 3,037.70
Other Services	\$ 3,666.77	\$ 1,375.87	\$ 3,443.14	\$ 40.20	\$ -	\$ 2,627.91
Immunizations	\$ 8.50	\$ 915.28	\$ 1,308.58	\$ 1,686.16	\$ -	\$ 979.81
Maternal Health	\$ -	\$ 1,241.81	\$ 954.08	\$ 1,184.07	\$ -	\$ 138.00
STD	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total	\$76,284.18	\$48,948.18	\$48,237.79	\$48,157.71	\$1,843.67	\$15,696.08
	F/Y05/06	F/Y 06/07	F/Y 07/08	F/Y 08/09	F/Y 09/10	Total
Adult Health	\$14,709.24	\$26,037.31	\$21,507.39	\$20,018.07	\$1,843.54	\$73,359.97
Child Health	\$ 2,617.21	\$ 4,883.77	\$ 3,308.16	\$ 3,820.27	\$1,988.36	\$70,850.37
Family Planning	\$ 8,067.17	\$ 9,639.99	\$ 9,061.06	\$ 7,288.12	\$1,393.53	\$101,570.28
Other Services	\$ 225.40	\$ 182.81	\$ 79.85	\$ 94.50	\$1,347.91	\$ 13,084.36
Immunizations	\$ 1,181.96	\$ 1,453.73	\$ 4,024.22	\$ 2,491.91	\$12,092.35	\$ 26,142.50
Maternal Health	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 3,517.96
STD	\$ -	\$ -	\$ -	\$ -	\$ 21.98	\$ 21.98
Total	\$26,800.98	\$32,197.61	\$37,980.68	\$33,712.87	\$18,687.67	\$388,547.42

	Average Per Year
Adult Health	\$14,446.66
Child Health	\$ 5,904.20
Family Planning	\$ 8,464.19
Other Services	\$ 1,090.36
Immunizations	\$ 2,178.54
Maternal Health	\$ 293.16
STD	\$ <u>1.83</u>
Total	\$32,378.94

Health Director Swift noted the following:

- Bad debts have not been written off since 1999
- Wish to clear up the records
- Have discussed the possibility of turning accounts over to Interstate Collection Agency for collection
- Interstate can try to collect up to seven year old accounts and can turn over accounts up to 3 years old over to NC Debt Setoff (Garnishment of NC Taxes)
- Concerned with turning over accounts that are seven years old
- Staff has had training session regarding coding and insurance billing
- Can bill Medicaid and most private insurances, but can't bill Medicare due to recent legislation passed that Health Departments and VAs can no longer enroll in the Medicare system
- Have had several vacancies over the years in billing
- Write offs should be written off each year
- Request direction from the Board whether to write off the bad accounts or use Interstate Collection Agency

Vice Chairman Lankford confirmed with Health Director Swift that staff has corrected the coding issues, billing is done on time, unpaid invoices are dealt with in a timely manner, and also feels that trying to collect for unpaid medical bills that are seven years old is unethical.

Commissioner Carroll agreed not to try to collect the old bills, but suggested possibly using Interstate Collection Agency in the future if needed.

Commissioner Carroll noted that the specific question is whether to approve the write off of the bad debts.

Commissioner Inman agreed with Vice Chairman Lankford and Commissioner Carroll regarding sending 7 year old bills to Interstate Collection Agency.

The Board discussed writing off the eleven years requested by the Health Department.

Commissioner Inman confirmed with Health Director Swift that billing is currently up to date.

Commissioner Inman moved to allow the Health Department to write off the following years:

- Fiscal Year 99-00
- Fiscal Year 00-01
- Fiscal Year 01-02
- Fiscal Year 02-03
- Fiscal Year 03-04
- Fiscal Year 04-05
- Fiscal Year 05-06
- Fiscal Year 06-07
- Fiscal Year 07-08
- Fiscal Year 08-09

Vice Chairman Lankford seconded and the motion carried unanimously.

Stokes Reynolds Memorial Hospital, Inc. Options

Chairman Walker noted that the Board unanimously agreed at the July 12th meeting to further discuss RFPs regarding Stokes Reynolds Memorial Hospital, Inc.

County Manager Bryan Steen stated that he had discussed the issue with Special Counsel John Crill and Attorney Crill suggested that if the Board was interested in exploring the RFP process, the Board may want to direct the County Manager and legal counsel to develop a draft RFP for the Board to consider. If the RFP is acceptable, the Board can then direct staff to initiate the process as outlined by General Statutes.

Chairman Walker asked if the services of Mr. French, who spoke to the Board recently about the RFP process, would be included in developing the RFP.

Manager Steen noted Mr. French's services could be used is so directed by the Board.

Commissioner Inman moved to direct County Manager Steen, Attorney John Crill and Mr. French, if deemed necessary, to proceed as expeditiously as possible to develop a RFP for the Board to consider. Commissioner Smith seconded the motion.

Chairman Walker asked Manager Steen how legal counsel would be sure and get the Commissioners' concerns incorporated into the RFP.

Manager Steen assured the Board that Mr. Crill would probably be speaking to the entire Board individually along with other individuals in order to make sure each member's concerns are included in the RFP.

The motion carried unanimously

Proposed Contract – YMCA – Recreation – Fiscal Year 2010-11

Chairman Walker entertained a motion.

Commissioner Inman moved to approve the following submitted YMCA Recreation Contract for Fiscal Year 2010-11 and the CenterPoint Human Services Mental Health Contract for Fiscal Year 2010-11:

County of Stokes & Stokes Family YMCA

RECREATION CONTRACT

This contract for Recreation Services (herein the "Contract") is made by and between the Stokes Family YMCA herein known as the "YMCA", and the County of Stokes, herein known as the "County". For and in consideration of the mutual promises and covenants set forth herein, the parties agree as follows:

Responsibilities of the YMCA

The YMCA agrees to provide the following minimum services:

1. The YMCA shall administer and coordinate all current recreation and wellness programming to include Stokes County Youth Basketball & Cheerleading, Summer Day

- Camp, Stokes County Easter Egg Hunt, other seasonal family special events, 5k event, Fitness Center operation and wellness services.
2. A Summer Youth Program shall be provided to the youth of Stokes County. This program shall be for the length of time specified each year in the Annual Budget (as herein defined). This program shall utilize school sites as well as YMCA and County facilities.
 3. The YMCA shall provide recreation, wellness and social programs at a County facility, at the County's sole expense except for long distance telephone calls, in Danbury, North Carolina. The YMCA shall maintain regular office hours and Fitness Center hours of operation in said facility.
 4. Stokes County Youth Basketball & Cheerleading League shall be provided to the youth of Stokes County. The program shall last a minimum of seven weeks.
 5. The YMCA shall host an annual 5k event.
 6. New Programs shall be offered based on need and availability, such as additional summer camps, sports, recreation and wellness programs and social events.
 7. The YMCA shall assume all liability insurance coverage for all YMCA staff and program offerings.
 8. The YMCA shall administer the scheduling of shelter usage and special events to be held at Moratock Park, located in Danbury, North Carolina.
 9. The YMCA shall collect all fees as set by the Stokes County Board of Commissioners for use of Moratock Park facilities and remit those funds back to the County as requested by the County.
 10. The YMCA shall retain all revenues generated by program offerings, except those fees generated from Moratock Park shelter usage.
 11. The YMCA shall provide a Stokes County Recreation Department Committee under the authorization of the Stokes Family YMCA volunteer Board of Management. The Committee shall consist of Stokes Family YMCA volunteers, Stokes County citizens and a designated representative of the Stokes County Board of Commissioners.

Responsibilities of the County of Stokes

The County of Stokes agrees to the following responsibilities:

1. The County shall maintain ownership of Moratock Park located in Danbury, North Carolina. Further, the County shall provide maintenance and repair services for Moratock Park up to and including grounds maintenance, facility maintenance, insurance and utility costs.
2. The County shall provide a facility to serve as a Program Center to the YMCA in Danbury, North Carolina at the County's sole expense except for long distance telephone calls. The County shall maintain ownership of said facility and shall provide maintenance and repair services up to and including road maintenance, grounds maintenance, facility maintenance, insurance and utility costs.
3. The County shall provide, at its sole cost and expense, the YMCA staff in Stokes County with one (1) vehicle for travel solely within Stokes County in maintaining programs based in Stokes County and offered to Stokes County citizens.
4. The County shall allow the YMCA staff to purchase fuel at the Stokes County fueling facilities for use in the vehicle provided by the County.

Cost

The County hereby agrees to pay to the YMCA an amount equal to one hundred seventeen thousand and four hundred and eighty-four dollars (\$117,484) for the contract year. This contract sum shall be paid in two (2) equal installments with the first payment due on July 15th and the second due on January 15th of the contract term.

Term

The term of this contract shall be for a period of one year. This contract may be extended for additional periods upon the expressed written consent of both parties.

Contract Termination

Either party wishing to terminate this contract may do so upon one-hundred and eighty days written notice to the other party.

Hold Harmless Provision

The YMCA hereby agrees to indemnify and hold the County harmless from all liability arising out of the provision of recreational programs and services as set forth herein.

The County agrees to indemnify and hold the YMCA harmless from all liability arising out of the provision of County maintenance and facilities.

Contract Date and Signatures

This contract for services shall commence as of July 1, 2010 and terminate on June 30, 2011. Contract term extensions are provided in the section of this contract titled "Term".

Curtis Hazelbaker
President/CEO
YMCA of Northwest North Carolina

Jimmy Walker
Chairman
Stokes County Board of
Commissioners

Attest

Attest

Proposed Contract – CenterPoint Human Services – Mental Health – Fiscal Year 2010-11

**PERFORMANCE AGREEMENT
FY 2011**

**Stokes County
And
CenterPoint Human Services**

This Performance Agreement FY 2011 (Agreement) between Stokes County (County) and CenterPoint Human Services (CenterPoint) (collectively the Parties) defines the operational relationship, expectations and responsibilities of the Parties. CenterPoint is the Local Management Entity (LME) that is designated for the management of mental health, developmental disability and substance abuse services for the residents of Stokes County and is subject to all requirements under GS §122C.

Nature and Term of Agreement

The Agreement shall be effective July 1, 2010 and shall remain in effect through June 30, 2011. If a new agreement has not been reached between the parties by July 1, 2011, the Agreement shall remain in force, unless it has been terminated in accordance with the provisions of this Agreement.

County Responsibilities

The County agrees to:

1. Assure the appointment of County residents to serve on the LME Board in accordance with GS §122C 118.1 and the CenterPoint Bylaws.
2. Review and approve amendments, if any, to the certified Local Business Plan and subsequent Local Business Plan(s).
3. Allocate available funds to CenterPoint to support mental health, developmental disabilities and substance abuse services for County residents in accordance with service priorities established by the Division of MH/DD/SA Services of the NC Dept. of Health & Human Services, CenterPoint Board of Directors and the Stokes County Board of Commissioners.
4. Encourage and support the completion of Crisis Intervention Team training for Sheriff's Department officers.
5. Provide County facilities and support services as negotiated with CenterPoint.
6. Negotiate an annual performance agreement with CenterPoint to establish funding levels and clear expectations for the quality and quantity of services covered by this Agreement.
7. Receive, review and approve reports on the performance of CenterPoint as the manager of services.
8. Establish a plan for semi-annual consultation between the Chairman of the Board of Commissioners, Sheriff, County Manager and CenterPoint's CEO and/or a Deputy Area Director regarding this Agreement and emerging community issues. Meetings will occur on the second Tuesdays of February and August at 2:00 PM in the County Manager's office.
9. Require biannual presentations by CenterPoint's CEO, Sheriff and County Manager to the Stokes County Board of Commissioners in March and September.

CenterPoint Responsibilities

CenterPoint agrees to:

1. Carry out the functions, responsibilities and duties of a multi-county LME as required by GS §122C – 115.4 & 117 for the benefit of the residents of the County.

2. Serve as the LME for the County and make regular quarterly reports to the County on the implementation of the Plan including the re-organization and contracting of services.
3. Conduct needs assessments, seek stakeholder input and support community planning to identify and address needs.
4. Develop and submit a complete annual budget (Budget Ordinance and Budget) to support its activities as the LME and make requests for funding to the County following prescribed guidelines.
5. Provide its annual audit to the County.
6. Assure that the CEO and/or a Deputy Area Director meets regularly with County officials as required under County responsibilities #8 to review CenterPoint's performance under this Agreement and to discuss emerging community issues.
7. Make biannual presentations (as detailed below under Specific Performance Expectations #4) to the Board of Commissioners in March and September.

Specific Performance Expectations

In addition to the general responsibilities outlined above, CenterPoint agrees to the following specific performance expectations:

1. **Outpatient Services**

Maintain the current continuum of services for mental health, developmental disabilities and substance abuse services including the operation of clinics in both Walnut Cove and King to the maximum extent possible within financial constraints and licensed staff availability.

2. **Stokes Opportunity Center**

Maintain the current level of vocational services and/or other appropriate services for individuals with mental illness and/or developmental disabilities to the maximum extent possible within financial constraints; pursue other funding sources for these services; and, explore alternatives that maintain current levels of service at less cost.

3. **Continuity of Care**

Provide biannual reports on the continuity of care for all residents receiving inpatient or after-hours services.

4. **Biannual Reports**

Provide biannual reports to the County in March and September that describe:

- a. The providers serving Stokes County residents during the period, the services provided, and the location(s) of the provision of such services;
- b. The number and demographics of different County residents served during the period;
- c. The volume and type of services provided to these residents;
- d. Analysis tracking the effectiveness of services provided including complaints and outcomes;
- e. Continuity of care report (see #3 above);
- f. Consumers' level of satisfaction with services; and
- g. Families' level of satisfaction with services.

5. **Support of the Sheriff's Department**

Develop a service system that supports the Sheriff's Department including:

- a. Maintain the 1st Opinion Waiver Pilot Program at site(s) specified by the County Manager, CenterPoint, and the provider to ensure that behavioral health staff conduct assessments of County residents who the Sheriff's Department believes exhibits significant mental health and/or substance abuse issues in less than two (2) hours of arrival in the custody of the Sheriff's Department at the designated site. Services are to be rendered at the jail to the maximum extent possible.
- b. Provide Crisis Intervention Team Training to Sheriff's Department officers to enable officers most effectively to deescalate and manage crisis situations.
- c. Maintain and strengthen a crisis service system to decrease reliance on Involuntary Commitment and Emergency Department reliance and to provide timely response within four (4) hours of the arrival of a County resident at an Emergency Department exhibiting significant mental health and/or substance abuse issues in the custody of the Stokes County Sheriff's Department.
 - Sheriff's Department will track all transports for psychiatric emergencies including original destination (1st Opinion), disposition and time involved;
 - Sheriff's Department will report each instance when the time to complete the 1st Opinion exceeds four (4) hours;
 - Sheriff's Department will report every case that exceeds eight (8) hours;
 - CenterPoint will review each case reported by the Sheriff's Department and will meet with the Sheriff's Department on any such case at the Sheriff's request;
 - CenterPoint will review any case and meet with the Sheriff's Department on any case that either party concludes has extenuating circumstances, regardless of the time involved.

6. Financial Goals

Pursue all reasonable means to increase revenues from non-county budget sources to assist the County in providing services responsive to the behavioral health needs of County residents.

7. Corrective Actions/Sanctions for Non-Performance

It is in the best interest of the citizens of Stokes County, and especially of those receiving services from CenterPoint or its contractors, that every effort be made to achieve the levels of performance required in this Agreement. If CenterPoint does not meet the performance expectations outlined in this agreement, it will recommend a Plan of Correction to the County Manager. The Plan of Correction will include the name of the individual who is responsible to act, the activity or task to be undertaken, the outcome expected and the date by which the action should be completed. The CEO will make progress reports to the County Manager and the Board of Commissioners as required.

If corrective action does not result in an improvement in CenterPoint's performance to the level expected, the County may withhold payment for all or any portion of the payments remaining under this Agreement. Prior to withholding payment for unacceptable performance, the County will notify CenterPoint's Board of Directors, in writing, of its intended action including an explanation. If the County withholds funding

and CenterPoint's performance subsequently improves to the expected level, the County may reinstate all or any part of the withheld payments. No action shall be taken by the County that is contrary to the provisions of GS §122C.

Amendments

This Agreement may be amended upon the mutual consent in writing of the County and CenterPoint.

Termination

This Agreement may be terminated in compliance with GS §122C, in whole or in part, by mutual consent of the County and CenterPoint.

Adopted this ___ day of _____, 2010.

Jimmy Walker
Chairman of Board of County Commissioners
Stokes County

Darlene M. Bullins
Clerk to the Board of County Commissioners
Stokes County

Betty P. Taylor, Esquire
CEO/LME Area Director
CenterPoint Human Services

This Instrument has been pre-audited in the Manner as required by the Local Government Budget and Fiscal Control Act.

Julia Edwards, Finance Director

Approved as to Form and Legal Sufficiency

Edward Powell, Stokes County Attorney

Manager Steen noted the following proposed change:

- Change the quarterly consultation between CenterPoint and Stokes County to semi-annual with meetings being held in February and August

Vice Chairman Lankford seconded the motion.

The Board continued discussion regarding the submitted contracts.

Chairman Walker noted that he had commented on several occasions during the past two years that the County continue to use the YMCA services for certain recreation activities, but the County should consider bringing part of the recreational activities (such as a recreational director) back under the county. Chairman Walker also noted that he appreciated all the services provided to the County over the past years, but feels like it is time to consider rearranging some things and would be voting against the motion.

Commissioner Carroll agreed that the County should look at other options.

The motion carried (3-2) with Chairman Walker and Commissioner Carroll voting against the motion.

2010 Single Family Rehabilitation Program

Chairman Walker entertained a motion regarding the policies presented by Manager Steen at tonight's meeting

Vice Chairman Lankford moved to approve the policies presented by County Manager Steen at tonight's meeting regarding the 2010 Single Family Rehabilitation Program.

Commissioner Smith seconded and the motion carried unanimously.

Job Vacancies

Chairman Walker entertained a motion regarding the job vacancies presented at tonight's meeting.

Commissioner Smith moved to direct EMS Director Monty Stevens and Jail Captain Kenny Norman to advertise the vacancies of the EMS Paramedic and Jailer (already approved for the Fiscal Year 2010-11 Budget) presented at tonight's meeting. Commissioner Carroll seconded and the motion carried unanimously.

Closed Session

Chairman Walker entertained a motion to enter Closed Session for the following:

- To consider the initial employment or appointment of an individual to any office or position, other than a vacancy in the Board of County Commissioners or any other public body, or to consider the qualifications, competence, performance, character, and fitness of any public officer or employee, other than a member of the Board of Commissioners or of some other public body pursuant to G.S. 143-318.11(a)(6).

Vice Chairman Lankford moved to enter Closed Session for the following:

- To consider the initial employment or appointment of an individual to any office or position, other than a vacancy in the Board of County Commissioners or any other public body, or to consider the qualifications, competence, performance, character, and fitness of any public officer or employee, other than a member of the Board of Commissioners or of some other public body pursuant to G.S. 143-318.11(a)(6).

Commissioner Inman seconded and the motion carried unanimously.

The Board re-entered the regular session of the July 26th meeting.

Adjournment

There being no further business to come before the Board, Chairman Walker entertained a motion to adjourn the meeting.

Commissioner Inman moved to adjourn the meeting. Vice Chairman Lankford seconded the motion carried unanimously.

Darlene M. Bullins
Clerk to the Board

Jimmy Walker
Chairman