

January 22, 2013

The Board of Commissioners of Franklin County, North Carolina, met for its Regular Meeting at 7:00 P.M. in the Commissioner's Conference Room located in the County Administration Building with the following Commissioners present: Chairman E. Shane Mitchell, Vice-Chairman Sidney E. Dunston, Commissioners Don Lancaster, Cedric K. Jones, David T. Bunn, Harry L. Foy, Jr. and John M. May.

Chairman Mitchell called the meeting to order and stated Item 7 (Revaluation Payment) would be moved and considered as the last item on the evening's agenda.

Chairman Mitchell asked the Board to consider approval of the consent agenda.

Commissioner Dunston made a motion to approve the consent agenda, seconded by Commissioner Lancaster. The motion duly carried with all present voting "AYE."

The items approved follow.

1. CONSENT AGENDA

- A. November 19, 2012 Minutes
- B. January 2, 2013 Minutes
- C. January 7, 2013 Minutes
- D. January 16, 2013 Minutes
- E. Releases, Adjustments, Refunds, and Tax Collection Report

2. COMMENTS FROM THE PUBLIC

This was the time set aside by the Board of Commissioners to allow individuals five minutes to address the Board on issues concerning the County.

Dee Sams, 217 North Main Street, Franklinton, NC

- Ms. Sams presented a document to the Board entitled "A Resolution to Preserve and Defend the United States Constitution and North Carolina Constitution." Ms. Sams asked the Board to consider approving the resolution in order to show opposition to any infringement on Second Amendment rights.

Adam Drissel, 40 Longwood Drive, Youngsville, NC

- Mr. Drissel also encouraged the Board to consider the resolution presented earlier by Dee Sams.

Roger Lytle, 571 Williams White Road, Zebulon, NC

- Mr. Lytle asked the Board to consider a resolution entitled "A Resolution to Preserve and Defend the United States Constitution and North Carolina Constitution" at its next regular meeting scheduled for February 4, 2013.

Jeremy Neal, 2859 White Level Road, Castalia, NC

- Mr. Neal asked the Board to support the Second Amendment by considering approval of a proposed resolution entitled "A Resolution to Preserve and Defend the United States Constitution and North Carolina Constitution." He asked for Board action at its meeting on February 4, 2013 and stated in doing so the Board would be supported by groups such as the Friends of the NRA (National Rifle Association), the Franklin County Republican Party, the Moccasin Creek Minute Men, We the People and Rough Riders.

Norm Hunter, 133 Suitt Road, Franklinton, NC

- Mr. Hunter also asked the Board to consider support of "A Resolution to Preserve and Defend the United States Constitution and North Carolina Constitution." He stated recently met with Franklin County Sheriff Jones and Franklin County

deputies who are on Board with supporting efforts to protect the Second Amendment. He said Sheriff Jones would not be involved in carrying out any unconstitutional laws. Mr. Hunter stated supporting the resolution should not be a partisan effort, but rather about freedoms of citizens. He reminded the Board of its oath and that it would have the support of many if it approved the proposed resolution.

Chairman Mitchell then asked staff to further review the proposed resolution and to provide comments to the Board of Commissioners at its meeting on February 4, 2013.

Commissioner Dunston stated he is vehemently opposed to any action that would further actions relative to the Second Amendment or the proposed resolution. He stated he was a victim of violence at the hand of a gun because of his race. He stated he was not aware that anyone planned to take guns from citizens. He again expressed his opposition to any staff time devoted to reviewing the resolution.

Commissioner Foy stated he supports the proposed resolution.

3. RECOGNITION OF EMPLOYEE OF THE QUARTER

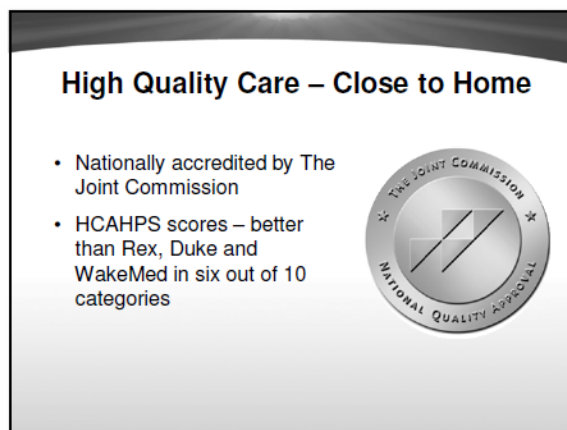
Mary Jo Michalski, Public Health Nurse Supervisor, Franklin County Health Department, was recognized for her selection as the Employee of the Quarter ending December, 2012. Ms. Michalski originally began employment with the County in December, 1998 and selected for this recognition by a committee of her peers. Ms. Michalski received a vacation day and a savings bond.

4. RECOGNITION OF EMPLOYEE OF THE YEAR

Barry Thorpe, PC Support Specialist, Franklin County Information Technology, was recognized for his selection as the Employee of the Year ending December, 2012. Mr. Thorpe has been employed with the county since January, 2007 and selected for this recognition by a committee of his peers. Mr. Thorpe was also awarded Employee of the Quarter for the quarter ending March, 2012. He received a plaque and a cash award.

5. UPDATE: FRANKLIN REGIONAL MEDICAL CENTER

The Board received an update of activity from Franklin Regional Medical Center (FRMC) staff regarding specific growth opportunities for 2013. Jody Morris, COO of Franklin Regional Medical Center and CEO of Novant's Triangle market was in attendance and presented the following PowerPoint presentation.



Committed to our Community

- FRMC partners with numerous community organizations: United Way of Franklin County; Boys' and Girls' Club; Safe Space; etc.
- FRMC employs 245 people. 146 salaries are paid to Franklin County zip codes, with \$5.74 million in employee benefits paid annually.




Senior Center health fair United Way Day of Caring

Caring for our Community

How charitable is your hospital?

North Carolina hospitals vary widely in how much charity care they provide to patients who are poor and uninsured. The following charts show the percentage of operating expenses that area hospitals spend on charity care - as well as the state's least and most generous hospitals. These percentages use Medicare cost data for individual hospitals. <http://www.franklinregional.com/charity-care>

Hospital	Charity care as percentage of operating expenses	Most generous hospitals	Charity care provided as percentage of total operating expenses
Franklin Regional Medical Center	11.39%	1. Thonowick Medical Center, Thomsville	\$7,149,299 13.41%
Stantec Regional Medical Center	0.51%	2. Brunswick Novant Medical Center, Wake	6,062,374 12.22%
Marion Park Hospital	0.57%	3. Franklin Regional Medical Center, Louisburg	4,388,005 11.29%
Chatham Hospital	0.61%	4. WakeMed, Raleigh	10,884,000 9.62%
Durham General Hospital	0.71%	5. Center for University Care, Raleigh	67,311,267 9.31%
Hugh Chatham Memorial Hospital	1.41%		
Orange Health System	1.57%		
North Health Care System	1.64%		
Parson Memorial Hospital	1.87%		
Johnson Medical Center	1.98%		
Duke University Hospital	2.92%		
Fox County Memorial Hospital	3.02%		
Duke Raleigh Hospital	4.37%		
Lee HealthCare	4.88%		
Wilson Medical Center	5.06%		
UNC Hospitals	6.47%		
Durham Regional Hospital	7.30%		
Franklin Regional Medical Center	11.39%		
Least generous hospitals			
1. Cameron Regional Medical Center, Greenville	\$243,095 0.41%		
2. Wake Regional Medical Center, Raleigh	432,252 0.60%		
3. Marion Park Hospital, Marion	440,452 0.87%		
4. Chatham Hospital, Chatham	133,967 0.61%		
5. Duke General Hospital, Durham	245,521 0.71%		

Franklin Regional has the highest percentage of charity care in the Triangle area.


Source: Raleigh News and Observer

Growth

- On January 1, 2013, FRMC opened its new 7,500 sq. ft., 13-bed geriatric behavioral health unit.
 - \$2.8 million investment into the community
 - When the unit is fully staffed, it will have created 20 jobs.
- Catalyst Family Practice & Sports Medicine opened in Louisburg with David Becker, MD.
- Franklin Family Medicine in Louisburg added new physician – Lori Peele, MD.
- FRMC's hospitalist team completed with addition of Sam Somsook, MD.

WakeMed Model

What do you notice about this WakeMed map?



Youngsville Surgery Center

- Filing a CON on February 15 to move one unused operating room to Youngsville.
- FRMC holds a CON in Youngsville for one operating room and one procedure room but need two operating rooms to make the venture viable.
- Moving this unused operating room will not have a negative effect on patient volumes at Franklin Regional.
- The surgery center will serve as a benefit to FRMC.

Regarding the hospital's proposal to move one surgical room from Franklin Regional Medical Center in Louisburg to an ambulatory surgery center in Youngsville, Commissioner Lancaster asked how many surgical rooms would remain in Louisburg. Mr. Morris said two would remain.

Commissioner Foy asked if a hospital is planned for the Youngsville area. Mr. Morris said an outpatient surgery center is being considered. He also commented that if the case load grows in Louisburg, the hospital still has the capacity to expand.

Commissioner May said he wishes success for both Novant and Franklin Regional Medical Center in terms of being profitable in Franklin County, but said keeping the hospital in Louisburg and fully available to citizens is of utmost concern. Commissioner May asked Mr. Morris if he expected business from Louisburg to gravitate to the Youngsville location. Mr. May said he was afraid the hospital in Louisburg would no longer be needed. Mr. Morris said he recognizes the importance of the hospital and said he intends for both locations to grow. When asked about the type of facility planned for Youngsville, Mr. Morris said he anticipates orthopedics, general surgery, podiatry, ophthalmology as well as ear, nose and throat. He stated a name for the facility had not been selected but said one possibility was "Franklin Same Day Surgical Center."

Commissioner Dunston asked when the first Certificate of Need (CON) was obtained for the first operating room. Mr. Morris confirmed 2010 and commented the community needs an assessment to discover the gaps in healthcare in the area.

Commissioner Jones asked if Franklin Regional Medical Center had many patients currently from the Youngsville area. Mr. Morris said there are some from Youngsville but not many. He said most patients live in Louisburg, Franklinton and Bunn.

Commissioner May asked if the hospital's financial status would be negatively affected in any way by moving one operating room to Youngsville. Mr. Morris said there were no negative affects by simply relocating the license for one operating room to another location.

Joe Jones serves on the Board of Trustees for Franklin Regional Medical Center. He stated all members of the Board of Trustees are from the Franklin County area and said not once in the past year of discussions had any members discussed moving the hospital. He said the objective is to simply make the hospital more profitable and that placing an outpatient unit on Capital Boulevard would be an excellent marketing tool for Novant as a whole. He encouraged the Board's support.

Commissioner Foy made a motion to approve a letter in support for the CON application to relocate the operating room. The motion was seconded by Commissioner Bunn.

Commissioner May stated he appreciated the update from the hospital but said he was not prepared to vote at this time. He suggested the Board review the matter further before taking action.

Commissioner Dunston also stated he supported further review by County staff and felt the matter should be considered again at the next regular meeting of the Board.

Commissioner Foy withdrew his earlier motion and Commissioner Bunn withdrew his second.

Commissioner Foy then made a motion to discuss and consider possible support of the CON application at its next meeting on February 4, 2013. The motion was seconded by Commissioner May and duly carried approval with all present voting "AYE."

6. RADIO PROJECT UPDATE

Emergency Communications Director Christy Shearin and SSC site manager Kevin Desmond updated the Board on the current status of the radio project.

Since the Board's last update, Mr. Desmond had hoped cutover would be complete and any problematic issues would be resolved, however Mr. Desmond said that is not the case. Since cutting over police and the Sheriff's Office, problems have been encountered including dropped calls, microwave issues and data bursts. Those issues, he said, had been remedied.

Mr. Desmond said complaints were received from end users and that additional trouble shooting was conducted. He said Harris Corporation brought in top staff who will continue to be involved even though some issues have since been resolved. Mr. Desmond said it is evident more help is needed with the problems experienced. He said system engineer Brian Munsen, a subject matter expert in simulcast systems, has also been involved and said the entire system is being "scrubbed" from top to bottom in an

effort look at every possible avenue that may be preventing the system from working as it should be.

Mr. Desmond stated the system is better, but not complete. Next steps include bringing in additional equipment in order to simulate thousands of “push to talks” on the radio and to examine interference that may be affecting the system. He said once the data is complete and analyzed, the team will continue moving forward. Mr. Desmond said he understands the process is taking longer than desired and the frustration by all involved. He said there is no certain timeframe for completion but the system will eventually reach its goal. Mr. Desmond also commented on the helpful manner in which local law enforcement has delivered feedback throughout the process.

Mrs. Shearin noted a remaining milestone payment is outstanding as well as a maintenance payment. She ensured the Board a system warranty would be effective following system acceptance by the Board of Commissioners.

Commissioner Jones asked Mr. Desmond if all problems experienced by the system are new to him. Mr. Desmond said there are issues with each project/system and that as technology constantly changes new issues present themselves. He stated the problems experienced with this system are nothing he has ever personally experienced.

No action was requested or taken.

7. TRANSPORTATION IMPROVEMENT PROGRAM (TIP) ANNUAL PRIORITY LISTING

Each year a listing of priorities is required for funding allocations from NCDOT Aviation Division. The priority listing was approved and recommended by the Triangle North Executive Airport Commission at its meeting on January 8, 2013 and must be approved by the Airport Sponsor (County of Franklin).

Commissioner Lancaster made a motion to approve the TIP Annual Priority Listing, seconded by Commissioner Dunston. The motion duly carried with all present voting “AYE.”

8. APPOINTMENTS

The Board was asked to consider the following appointments.

A. Aging Committee Council of Governments

Ms. Fannie Brown was eligible to serve an additional term on the Aging Committee Council of Governments and expressed interest in serving. The Board was asked to consider reappointing Ms. Brown for a three year term.

Commissioner Lancaster made a motion to reappoint Ms. Fannie Brown to the Aging Committee Council of Governments for a term to expire December 31, 2015. The motion was seconded by Commissioner Jones and duly carried approval with all present voting “AYE.”

Three vacancies remain on the Aging Committee Council of Governments.

B. Airport Commission

Four appointments were needed to the Airport Commission. (Commissioners Mitchell, Lancaster, Dunston and May)

Commissioner Mitchell stated he has resigned from the Airport Commission and that Commissioner Bunn will now serve on the Commission. By doing so, Commissioner Bunn forfeits an appointment to the Commission.

Commissioner Mitchell then nominated Guy Martin to serve as his representative on the Airport Commission. The nomination carried unanimously.

Commissioner May nominated Herman Dickens for reappointment. The nomination carried unanimously.

C. Board of Adjustment

Four appointments were needed to the Board of Adjustment. (Commissioners Mitchell, Lancaster, Dunston and May)

Commissioner Dunston nominated Cynthia Hayes for reappointment. The nomination carried unanimously.

Commissioner May nominated Chuck Griffin for reappointment. The nomination carried unanimously.

D. Board of Health

The Board was asked to consider appointing Ms. Ann O'Malley (Registered Nurse) to serve on the Board of Health.

Commissioner Jones made a motion to appoint Ann O'Malley to the Board of Health, seconded by Commissioner Lancaster. The motion duly carried with all present voting "AYE."

E. Department of Aging Advisory Board

Four appointments were needed to the Department of Aging Advisory Board. (Commissioners Mitchell, Lancaster, Dunston and May)

Commissioner May nominated Dot Roberson for reappointment. The nomination carried unanimously.

F. Economic Development Commission

Four appointments were needed to the Economic Development Commission. (Commissioners Mitchell, Lancaster, Dunston and May)

Commissioner Mitchell nominated Keith Smith for appointment. The nomination carried unanimously.

Commissioner Lancaster nominated Matthew Winslow for reappointment. The nomination carried unanimously.

Commissioner Dunston nominated Robert Sykes for reappointment. The nomination carried unanimously.

Commissioner May nominated Robert Swanson for appointment. The nomination carried unanimously.

G. Emergency Medical Services Advisory Committee

Four appointments were needed to the Emergency Medical Services Advisory Committee. (Commissioners Mitchell, Lancaster, Dunston and May)

Commissioner Dunston nominated Zollie Gill for reappointment. The nomination carried unanimously.

Commissioner May nominated Phyllis Rice for reappointment. The nomination carried unanimously.

H. Franklin-Vance-Warren Opportunity, Inc. Board of Directors

Commissioner David Bunn was asked to select an alternate (representing a County Commissioner) on the Franklin-Vance-Warren Opportunity, Inc. Board of Directors.

No appointment was made at this time.

I. Library Board

Four appointments were needed to the Library Board. (Commissioners Mitchell, Lancaster, Dunston and May)

Commissioner Mitchell nominated Jean Edwards for reappointment. The nomination carried unanimously.

Commissioner Dunston nominated Darrell Smith for appointment. The nomination carried unanimously.

Commissioner May nominated Vickie Hight for reappointment. The nomination carried unanimously.

J. Parks and Recreation Advisory Board

Four appointments were needed to the Parks and Recreation Advisory Board. (Commissioners Mitchell, Lancaster, Dunston and May)

Commissioner Dunston nominated Jack Edgerton for reappointment. The nomination carried unanimously.

Commissioner May nominated Ronnie Pearce for reappointment. The nomination carried unanimously.

K. Planning Board

Eight appointments were needed to the Planning Board. (Commissioners Mitchell, Lancaster, Dunston and May)

Commissioner Lancaster nominated William Holden for reappointment. The nomination carried unanimously.

Commissioner Dunston nominated Robert Mann for reappointment. The nomination carried unanimously.

Commissioner Dunston nominated Mary Solomon for reappointment. The nomination carried unanimously.

Commissioner May nominated Carolyn Paylor for appointment. The nomination carried unanimously.

L. Solid Waste Education Task Force

Four appointments were needed to the Solid Waste Education Task Force. (Commissioners Mitchell, Lancaster, Dunston and May)

Commissioner Mitchell nominated Wyatt McGhee for reappointment. The nomination carried unanimously.

Commissioner Lancaster nominated Randy Green for reappointment. The nomination carried unanimously.

Commissioner May nominated Monty Riggs for reappointment. The nomination carried unanimously.

M. Tourism Development Authority

Five appointments were needed to the Tourism Development Authority. (Commissioners Mitchell, Lancaster, Dunston, May and Bunn)

Commissioner Mitchell nominated Cedric Jones for reappointment. The nomination carried unanimously.

Commissioner Lancaster nominated Kamlesh Patel for reappointment. The nomination carried unanimously.

Commissioner May nominated Robert Sykes for reappointment. The nomination carried unanimously.

N. Youngsville Planning Board ETJ

An appointment was needed to the Youngsville Planning Board ETJ.

Commissioner Lancaster made a motion to reappoint William Hensley, seconded by Commissioner May. The motion duly carried with all present voting "AYE."

9. OTHER BUSINESS

No items were discussed.

10. BOARD, MANAGER AND CLERK'S COMMENTS

This was the time set aside for the Board of County Commissioners, the County Manager, and the Clerk to the Board to report on various activities. The Board may also discuss other items of interest.

County Clerk Kristen G. King: No comments were offered.

Commissioner Lancaster: Commissioner Lancaster attended the annual banquet of the Franklin County Chamber of Commerce where former Franklin County Commissioner Robert L. Swanson was named Citizen of the Year.

Commissioner Jones: Commissioner Jones attended the Chamber of Commerce banquet, a recent meeting of the Town of Franklinton, a meeting of the Tourism Development Authority earlier in the day and Martin Luther King remembrance events in Franklinton and Louisburg.

Commissioner May: Commissioner May attended the Chamber of Commerce banquet and Martin Luther King remembrance events in Bunn and Louisburg. He also attended

a recent meeting of the Department of Social Services Board. The said their budget is on target and commented that 20% of Franklin County's population is qualified for food stamps. He said Franklin's percentage is lower than surrounding counties.

Commissioner Mitchell: No comments were offered.

Commissioner Dunston: Commissioner Dunston attended a recent meeting of the Franklin County School Board. At the meeting, he said a presentation was given regarding a newly implemented system where parents of students can log in and retrieve information about their children's academic standing. He said school system has also purchased a GPS system to be used on school buses at a cost of \$99,600. Commissioner Dunston reported the school system is working to be proactive regarding safety of its students. He said law enforcement will be making recommendations. He also commented the School Board will be replacing a board member seat vacated by Ms. Bobbie Richardson who was recently appointment to the North Carolina House of Representatives in District 7. Commissioner Dunston also attended the Chamber of Commerce annual banquet.

Commissioner Bunn: No comments were offered.

Commissioner Foy: No comments were offered.

County Manager Angela L. Harris: No comments were offered.

11. CLOSED SESSION

The Board was asked to enter into closed session pursuant to the following:

- A. Approval of Closed Session Minutes from January 7, 2013
- B. Approval of Closed Session Minutes from January 16, 2013
- C. The Board is asked to consider entering into closed session pursuant to NCGS 143-318.11 (a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged.
- D. The Board is asked to consider entering into closed session pursuant to NCGS 143-318.11 (a)(6) in order for the Board to discuss a personnel matter.

At approximately 8:35 P.M., Commissioner Dunston made a motion to enter into closed session pursuant to the items listed above. The motion was seconded by Commissioner Jones and approved by a 6 to 1 vote. Commissioner Foy voted "NO."

At approximately 9:58 P.M., Commissioner Bunn made a motion to enter back into open session, seconded by Commissioner May. The motion duly carried with all present voting "AYE."

Commissioner Bunn made a motion to approve the closed session minutes of January 7, 2013 and January 16, 2013. The motion duly carried with all present voting "AYE."

County Attorney Pete Tomlinson stated he had prepared a Utility Asset Acquisition agreement in order to acquire the Town of Youngsville's utility system. The County will purchase the system for \$150,000. As part of the purchase price the County will become responsible for the security deposits (made by Town customers) in the amount of approximately \$30,000. One-half (\$75,000) is to be paid at closing. The remaining one-half (\$75,000) will be paid upon final completion. Mr. Tomlinson stated there were

some details which still needed to be taken care of. The agreement also calls for a 10% bill reduction for existing Youngsville water customers for a period of 36 months.

Mr. Tomlinson said the intent is to make the changeover at the time of the Town's meter reading for February 2013. The County would then take over immediately and be responsible for all water and sewer services for Youngsville customers. He stated a Town utility employee has also been offered the option of transferring employment to the County based on time, service and credentials. Mr. Tomlinson said the Town employee had a number of years before retirement and that the Town wanted to protect his investment of employment.

Mr. Tomlinson stated a copy of the agreement would be provided to the Clerk to the Board of Franklin County Commissioners. He expects the Youngsville Town Board of Commissioners will review the agreement and consider approval within the month of February, 2013.

Commissioner Dunston made a motion to tender the Utility Asset Acquisition Agreement to the Town of Youngsville for the transfer of the water and sewer system in the amount of \$150,000 and assuming the Town's security deposit obligations. The motion included an initial payment of \$75,000 at closing on February 15, 2013 with the final \$75,000 due at completion of additional action items. The motion also included a 10% reduction for existing Youngsville water customers for a period of 36 months. The motion also included an offer of County employment to the Town's single utility employee. Commissioner Dunston's motion was seconded by Commissioner Lancaster and duly carried approval with all present voting "AYE."

Chairman Mitchell then asked the Board to table Item 12 (Revaluation Payment) for discussion at the Board's regular meeting on February 18, 2013. The motion was seconded by Commissioner Bunn and duly carried approval with all present voting "AYE."

~~12. REVALUATION PAYMENT~~

~~Chuck Murray, Finance Director and Gene Rountree, Interim Tax Administrator provided a report and advised on closing out the revaluation contract with Assessment Solutions, Inc.~~

~~ACTION REQUESTED: Consider final settlement of contract with Assessment Solutions, Inc.~~

At approximately 10:06 P.M., Commissioner Lancaster made a motion to adjourn, seconded by Commissioner Foy. The motion duly carried with all present voting "AYE."

E. Shane Mitchell, Chair

Kristen G. King, Clerk to the Board