
Minutes
Cumberland County Board of Commissioners
April 16, 2001, 7:00 p.m.
Regular/Rezoning Meeting
Cumberland County Courthouse, Room 118
Fayetteville, NC

PRESENT: Chairman J. Lee Warren, Jr.
Vice Chairman J. Breeden Blackwell
Commissioner Talmage Baggett
Commissioner Jeannette Council
Commissioner Kenneth Edge
Commissioner John Henley
Commissioner Billy R. King
James Martin, County Manager
Juanita Pilgrim, Deputy County Manager
Cliff Spiller, Asst. County Manager
Amy Cannon, Asst. County Manager/Finance Director
Grainger Barrett, County Attorney
Marsha Fogle, Clerk to the Board
Tom Lloyd, Planning Department

INVOCATION: Commissioner Talmage Baggett

PLEDGE OF ALLEGIANCE: Marianna Baggett, Kindergarten, Fayetteville Academy

RECOGNITION: Retired County Employee: Gale M. Bullard, DSS

Outgoing Board/Committee Members:

Lt. Joe Parisi – Wrecker Review Board
Bessie McLean – Adult Care Home Community Advisory Committee
Jerry McDonald – Equalization and Review Board

1. PUBLIC HEARINGS

Uncontested Cases:

Commissioner Baggett asked that Case P01-12 be pulled from the Uncontested Cases and considered separately.

Upon finding the rezoning requests in Cases P01-13 & P01-16 to be reasonable, neither arbitrary or unduly discriminatory, the following motion was offered:

MOTION: Commissioner King moved to follow the Planning Board recommendations on Cases B&C.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

A. Case P01-12. The rezoning of .67 acres owned by William D. Stewart from A1/CU to C1 on Dunn Road east of Sherrill Baggett Road

The Planning Board recommends approval of the C1 District.

Commissioner Baggett noted some concerns about this rezoning. He said there was an old service station on the property that was built back in the 30's. He said he wanted to be sure what was going in would not affect neighboring owners in a negative way. He noted Sherrill Baggett Road was named for his dad. He said some of the neighboring owners had asked him to make inquiries about exactly what is planned.

SPEAKER:

1. William D. Stewart, Owner, Petitioner: Mr. Stewart said he no longer lives in the state and had to travel over 600 miles for this public hearing tonight. He said a potential purchaser wants to put in a seafood restaurant. Mr. Stewart said no one on the road indicated a problem with this rezoning.

Commissioner Baggett suggested this case go back to the Planning Department for consideration of a conditional use overlay district with reasonable restrictions. Commissioner Baggett expressed concerns that a bar may be opened, based on what is allowed in C1.

Mr. Tom Lloyd, Planning Staff, said C1 zoning did not allow for bars.

Commissioner King noted there was no opposition at the Planning Board meeting on this case and queried why Commissioner Baggett did not attend the Planning Board meeting and express concerns. Commissioner Baggett said he did not feel comfortable expressing his concerns at the Planning Board meeting because he did not want the Planning Board members to feel pressured, because commissioners appoint them.

MOTION: Commissioner Baggett moved to forward this case back to the Planning Board, at no cost to the petitioner, for consideration of a conditional use overlay district, with reasonable restrictions.

SECOND: Chairman Warren

**VOTE: FAVOR: Commissioners Blackwell, Warren, Baggett, Council, Edge
OPPOSED: Commissioners King and Henley**

B. Case P01-13. The rezoning of .43 acres owned by Bobby N. and Mary Lou Bunnells from R10 to R6A on Ashboro Street, east of Camden Road

The Planning Board recommends approval of R6A.

C. Case P01-16. The rezoning of 7.39 acres owned by Stephen Parker from C (P) to A1 at 4036 Goldsboro Road

The Planning Board recommends approval of A1.

Conditional Use Overlay Cases:

D. Case P00-67. A Conditional use Overlay District and Permit for 13.34 acres owned by Charles Gore to allow Multi-Family Residential in a PND District on the corner of Bingham Drive and Bibar Road, south of Bailey Lake Road

Mr. Tom Lloyd, Planning Staff, requested the packet materials be admitted into the record.

The Planning Board recommends approval of the overlay district and the permit with the following conditions:

- the access off of Bingham Drive will be coordinated with NCDOT;
- a gated access off of Bibar Drive will be created for emergency vehicles;
- a landscaped berm topped with Leland Cypress or equivalent site-obscuring plant material be created along the length of Bibar Drive and along the southern property line that abuts residential development.

and the following conditions shall be placed on the swimming pool area:

- all applicable Health Department regulations shall be complied with;
- all floodlights shall be shielded from adjacent properties to reduce offensive glare;
- underground electrical service shall be provided within the development

Speakers: None

Upon finding that this conditional use overlay district application is reasonable, neither arbitrary nor unduly discriminatory, and in the public interest, the following motion was offered:

MOTION: Commissioner Edge moved to approve the conditional use overlay district application for multi-family residential use.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

MOTION: Commissioner Edge moved to approve the permit application, if completed as proposed will not materially endanger the public health and safety, will not substantially injure the value of adjoining or abutting property, will be in harmony with the area in which it is to be located, and will be in conformity with the land use plan thoroughfare plan or other plan officially adopted by the Board of Commissioners, with conditions imposed by the Planning Board, as noted above.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

E. Case P01-20. A Conditional Use Overlay District and Permit for 2.16 acres

owned by Gary and Gabriele McCarroll to allow outside storage in a C(P) District at 2767 Graham Road

Tom Lloyd, Planning Staff, requested the packet material be admitted into the record as evidence.

The Planning Board recommends approval of the Conditional Use Overlay District for the area from the southeast corner of the shop, easterly 60 feet to an existing fence and northerly with the existing fence to the rear property line and with the northern property line to a point that is the intersection of the projection of the existing western wall of the structure, and permit with the following conditions:

- outside storage is allowed only on the eastern side of shop structure to the existing fence and behind the structure;
- the outside storage area must be screened by a buffer from any adjacent property or public right of way with the planting to be outside of the chain-link fence.

SPEAKERS: None

Upon finding the conditional use overlay district application reasonable, neither arbitrary nor unduly discriminatory, and in the public interest, the following motion was offered:

MOTION: Commissioner Edge moved to approve the conditional use overlay district application for outside storage.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

MOTION: Commissioner Edge moved to approve the permit application if completed as proposed it will not materially endanger the public health and safety, will not substantially injure the value of adjoining or abutting property, will be in harmony with the area in which it is to be located and will be in conformity with the land use plan, thoroughfare plan or other plan officially adopted by the Board of Commissioners, with conditions as noted above.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

Other Public Hearing:

F. Economic Development Investment Agreement with Cingular, Inc. and Interlocal Agreement with the City of Fayetteville

BACKGROUND: The purpose of this public hearing is consider a proposed Incentive Agreement with Cingular, Inc. for a customer service call center for its cellular and related business. Cingular would commit to renovate the former Erby's and K-Mart building at Owen Drive and McPherson Church Road. The proposed capital investment to include renovations, additions and capital equipment is \$22.0 million. Cingular would also commit to employ approximately 1,000 employees within one year at an average annual salary of \$25,000, or total average annual payroll of \$25.0 million. In return for this commitment the County would make five annual payments starting December 31, 2002 –

December 31, 2006 of \$258,400 each. Also, the City of Fayetteville would enter into an Interlocal Agreement with the County and commit to fund an additional incentive payment each of those years of \$122,280. The cumulative incentive if the Company meets its commitments during that period would be \$1,903,400. The proposed incentive payments would be based on performance by Cingular of its commitment. The agreement provides for a pro rata reduction in the annual incentive payments should Cingular fall short of its commitment in any of the five years.

SPEAKERS:

1. Jose Cardona – Mr. Cardona said the deal sounds good; however he expressed concern that Cingular could live up to its part of the deal. He asked if the 1000 employees would be from Cumberland County or if Cingular would bring them in from somewhere else. He is concerned the County is not getting its money's worth.
2. Ted Tilson – Did not like the fact that the county has to give money to get industry to come to our community. Also concerned about annexation by the City of Fayetteville.
3. Anthony Haire – Thinks this is a good thing. Wants to know how his company can get involved in the Incentive Program. (Protect America)

ACTION: Approve the Incentive Agreement with Cingular, Inc., and the Interlocal Agreement with the City of Fayetteville, subject to minor changes in terms as approved by the County Manager.

MOTION: Chairman Warren moved to approve the Incentive Agreement and the Interlocal Agreement subject to minor changes in terms as approved by the County Manager.

SECOND: Commissioner King

DISCUSSION: Commissioner Edge noted there are many benefits such an agreement will bring back to the County that may not be obvious, such as good health insurance for the employees, 401K Plan, etc. Commissioner Baggett said this is a good arrangement for Cumberland County

VOTE: UNANIMOUS

CONSENT AGENDA

MOTION: Commissioner King moved to follow the action recommended on the items on the Consent Agenda.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

A. Approval of Minutes: April 2, 2001

ACTION: Approve

B. Approval of a resolution opposing House Bill 514 (video/tape recordings of Closed Sessions)

BACKGROUND: Representative Robert Grady of Onslow County submitted a bill that will require

public bodies to video and/or make a sound recording of all closed sessions. This Bill will not only affect Boards of Commissioners and City Councils, but also all boards, committees, commissions and authorities that are appointed by local governing boards. To comply with this Bill, large and unnecessary expenditures would unnecessarily be imposed on local governments as well as other public bodies. In addition, the Bill requires that these tapes be maintained indefinitely causing a hardship in finding space to maintain these tapes.

ACTION: Adopt a resolution opposing the Bill.

RESOLUTION

WHEREAS, NCGS 143-318.11 allows public bodies to meet in closed session for certain purposes; and

WHEREAS, the Statute requires "full and accurate minutes" and a "general account" of all closed session meetings, and requires these documents be made public once it is determined that public inspection would no longer frustrate the purpose of a closed session; and

WHEREAS, HB514 would require that all closed sessions held by public bodies be either audio and/or video taped, with the tapes to be maintained indefinitely;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Cumberland County opposes the ratification of HB514 for the following reasons:

- The Bill is unnecessary because County and City Clerks across the State currently keep accurate and sufficient records of closed meetings;
- The Bill is unnecessary because County Boards of Commissioners overwhelmingly seek to comply with the limitations and requirements applicable to closed meetings;
- Public bodies include not only governing boards of cities and counties, but other boards, committees, commissions, and authorities appointed by governing boards – all of which would be required to tape closed sessions;
- To comply with HB514, large and unnecessary expenditures would unnecessarily be imposed on local governments, as well as other public bodies;
- Each closed session would require a separate tape and each item in a single closed session would require a separate tape, as some items may remain sealed while others are not;
- Maintaining tapes indefinitely would cause great hardship because of lack of space in most offices;

BE IT FURTHER RESOLVED, that the Board of Commissioners of Cumberland County requests that the NC General Assembly vote in opposition to HB514.

C. Approval of declaration of surplus Cape Fear Valley Health System equipment and furnishings and authorization for disposition

BACKGROUND: The Hospital Board of Trustees approved the attached list of equipment and furnishings surplus to their needs. (Attachment A).

ACTION: Approve the items as surplus and authorize disposal.

**D. Approval of a Proclamation proclaiming April 26-30, 2001,
“Dogwood Days in Cumberland County”**

PROCLAMATION

WHEREAS, the Fayetteville Dogwood Festival was organized to enhance the quality of life through family-centered events and activities, which actively promote goodwill, citizenship and community spirit throughout Fayetteville and Cumberland County; and

WHEREAS, the Dogwood Festival was first organized in 1982 by a group of volunteers organized by then Mayor Bill Hurley after proclaiming Fayetteville the “City of Dogwoods”, and

WHEREAS, the first Dogwood Festival was held April 9-24, 1983, and continues to grow in the number and quality of presentations and activities in the community. Approximately 100,000 attend over the four-day festival; and

WHEREAS, the Fayetteville Dogwood Festival provides an umbrella for several local not-for-profits to host fundraisers and awareness campaigns. The Fayetteville Urban Ministries, YMCA and the ARC of Cumberland County and AKA sorority hold fundraisers as part of the festival; and

WHEREAS, less than 15% of the annual funding for the Fayetteville Dogwood Festival is received from the City of Fayetteville and County of Cumberland. All other revenues are contributed in cash and in-kind by the local corporate and professional community. According to an economic impact study by the Fayetteville Area Convention and Visitors’ Bureau, the Dogwood Festival may add as much as one million dollars into the economy.

WHEREAS, the Cumberland County Board of Commissioners is proud of the excellent work done through the Fayetteville Dogwood Festival to enhance the quality of life in Cumberland County and surrounding areas.

NOW THEREFORE the Cumberland County Board of Commissioners hereby proclaims April 26-30, 2001 “Dogwood Days” in Cumberland County and encourages all citizens to take part in the many exciting activities scheduled.

**E. Approval of Proclamation proclaiming April 17-22, 2001 “Recall Round-up
Days” in Cumberland County**

ACTION: Adopt Proclamation

PROCLAMATION

WHEREAS, unintentional injuries are the leading cause of death to persons under the age 35, and the fifth leading cause of death in the nation overall; and

WHEREAS, unintentional injuries kill more children over age 1 than any disease; and

WHEREAS, each year, there are an average 22,600 deaths and 29.6 million injuries related to consumer products under the jurisdiction of the U.S. Consumer Product Safety Commission; and

WHEREAS, the deaths, injuries, and property damage associated with consumer products cost the American public over \$500 billion annually; and

WHEREAS, in fiscal year 2000, the CPSC negotiated some 288 recalls involving over 90 million consumer products that presented a significant risk of injury to the public; and

WHEREAS. In fiscal year 2000 there were 252 shipments of 11.3 million units seized at ports of entry; and

WHEREAS, many old hazardous products such as cigarette lighters, children's decorative lamps, toasters, extension cords, halogen torchiere floor lamps, dishwashers and old electric hair dryers remain in homes, flea markets, garage sales or in second hand stores; and

WHEREAS, the CPSC, in conjunction with state and local governments and community organizations throughout the Nation, is launching "Recall Round-up Day" – a national fire safety campaign to roundup unsafe products; and

WHEREAS, the Commissioners believe the "Recall Round-up Day" programs will result in reducing injuries and deaths in Cumberland County.

NOW, THEREFORE, BE IT RESOLVED that the Cumberland County Board of Commissioners does hereby proclaim April 17-22, 2001 "Recall Round-up Days" in Cumberland County, and encourages its citizens to (1) work with local fire, safety, health and consumer agencies and other appropriate community organizations to organize local roundups of dangerous and defective consumer products; (2) alert parents, children's care-givers and the general public to the hazards of selected recalled consumer products.

F. Approval of Second Reading of Lease and Franchise for Concessionaire Services at Lake Rim Park

BACKGROUND: The first reading of the Lease and Franchise was approved April 2, 2001. Aloha Shaved Ice and Snacks will provide concessionaire services to the general public visiting Lake Rim Park. Aloha Ice will reimburse the Parks and Recreation Department 50% of gross revenues, excluding sales tax on the opening day of the baseball/softball season and 20% of gross, excluding sales tax, after that.

ACTION: Approve Second Reading.

G. Approval of easement agreement for NC Natural Gas and PWC for utility service to the Cumberland County Detention Center

BACKGROUND: To provide utility services to the new detention center, an easement must be granted to NCNG and PWC in areas that their equipment, lines, mains or piping are going to be located.

ACTION: Grant easement

H. Approval of Change Order No. 1 for Miller Building Corporation for the Cumberland County Detention Center

BACKGROUND: This Change Order in the amount of \$169,644 represents various changes in the scope of work necessitated by differing site conditions and omissions in the construction documents identified during construction. This is the first change order after nearly a year and half of construction. The items included in the Change Order are summarized below:

-	Credit	\$200,000	Change in some millwork (counter tops) to have a color edge instead of the laminated top
-	Credit	\$20,000	Carpeting in the inmate day rooms instead of acoustical panels in the ceilings for noise control
-	Charge	\$15,700	Provide electrical circuits to the vehicular sally-port doors & initial housing lighting
-	Charge	\$22,577	Provide electrical circuits for exterior security cameras and lighting circuits in special management and housing units B&C
-	Credit	\$17,203	Convert a low pressure gas system for the boilers/heating systems
-	Charge	\$38,412	Add emergency escape hatches from the mechanical chases to prevent them from becoming confined spaces for our maintenance personnel
-	Charge	\$29,152	Change door hardware – ADA compliant
-	Charge	\$23,095	Install additional fire alarm annunciators and panels required by Fayetteville Fire Marshal
-	Charge	\$20,980	Provide recessed toilet paper holders in inmate cells (major modification to cell chase walls)

The project budget has a 8.5% contingency. Funds are available from this contingency.

ACTION: Approve Change Order #1 in the amount of \$169,644, revise the total contract amount to \$36,530,344 and approve associated budget revision (B01-547)

I. Approval of Change Orders GC10 and MC6 for the DSS Building

BACKGROUND: GC10 in the amount of \$26,119 for Ellis-Walker Builders includes the following:

- additional material/labor for revisions to wall finishes in the VA up-fit area; added walls and a door to create a foyer in common space to be shared with the NCDSS training site – ADD: \$8,041
- install/remove a temporary wall to isolate VA up-fit area from the balance of the shell space currently used by DSS for storage – ADD: \$988.00
- replace 7 damaged doors from Owner's move in; cost of 3 doors will be backcharged to Corporate Interiors, (installed workstations) – ADD: \$2,965
- install overhead rolling grille that was not included in the door schedule – ADD: \$5,155
- reimburse for utilities provided to owner's subcontractors during move in – ADD \$4,000
- deduct remaining contingency allowance – DEDUCT: \$4,039

MC6 for the Mechanical Contractor (J.J. Kirlin) in the amount of \$9,970 includes repair of the cooling tower motors required due to incorrect motor starters provided by the Electrical Contractor. The County will reimburse Kirlin for the expense and seek recovery of our costs from the Electrical Contractor. Kirlin will drop all claims for delays against the County and other contractors.

ACTION:

Approve Change Order GC10 in the amount of \$26,119 and revise the total contract amount to \$17,047,609.

Approve Change Order MC6 in the amount of \$9,970 and revise the total contract amount to \$2,779,459.

Approve associated budget revision (B01-542)

J. Approve a contract between the County and Moonlight Communications

BACKGROUND: Moonlight Communications will be making a tape as a tribute to Commissioner Thomas B. Bacote, that will be shown at the NCACC Conference in August.

The County is trying to raise money to pay for the tape; however we will need to pay the up-front money in the amount of \$1,500. Total estimated cost of the production is \$2,400 - \$4,000, depending on the length of the tape.

ACTION: Approve the contract with Moonlight Communications. Money is available in the Governing Body budget for this expense.

K. Budget Revisions

(1) Health

- a. Maternal Health – Revision in the amount of \$5,000 to budget additional fees earned to fund state mandated language interpreters (B01-533) Funding Source – Fees**
- b. Environmental Health – Revision in the amount of \$1,500 to budget reduction in state funding and related expenditures (B01-532) Funding Source – State**
- c. Child Health – Revision in the amount of \$5,000 to budget additional fees earned to fund state mandated language interpreters (B01-534) Funding Source – Fees**
- d. Health Promotion – Revision in the amount of \$5,000 to budget for funding received from the March of Dimes (B01-543) Funding Source – March of Dimes Grant**

(2) Sheriff's Office/School Law Enforcement COPS – Revision in the amount of \$2,129 to providing funding for reassignment of Deputy to School Resource Officer (B01-538 & 538A) Funding Source – County

(3) Soil & Water Conservation District – Revision in the amount of \$764 to budget revenue earned from tree sales (B01-536) Funding Source – Other

(4) Animal Control – Revision in the amount of \$13,000 to budget revenue earned in the Spay/Neuter Program (B01-528) Funding Source – Other

(5) Library – Revision in the amount of \$18,106 to budget revenue received from a lawsuit through the State of North Carolina Attorney General's office (B01-537) Funding Source – Other

(6) Mental Health – Revision in the amount of \$20,000 to budget additional funding for a respite contract at Womack Hospital (B01-544) Funding Source – Federal

(7) Community Development – Revisions in the net amount of \$18,200 to transfer the contract for the operation of the Robins Meadow Project from the Volunteers of America to the Salvation Army (B01-541, 541A & 541B) Funding Source – Federal & County

REGULAR AGENDA

3. Appointment to Boards/Committees

A. Home & Community Care Block Grant Committee (7 vacancies)

NOMINEES: Older Consumer Rep.: James L. Fleming (reappointment)
Jack Harnsberger
Eunice Melvin

Aging Service Provider Rep: William Duke (reappointment)
Belinda Davis
Sam Hutchison
Parker Lindsay

MOTION: Commissioner Council moved to appoint the above named nominees.
SECOND: Commissioner King
VOTE: UNANIMOUS

4. Consideration of a request to address the Board regarding zoning in the Linden area – Appearing: Craig A. Purcell

Mr. Purcell, speaking for himself and the people of the River Field Farms Association, asked the Board of Commissioners to zone the Linden area. He noted the importance of orderly development in that area, and specifically noted the problems River Field Farms Subdivision faces as a result of no zoning. Ricky Day has parked cars in excess of 800 in a lot off of US 401, right next to the River Field Farms Subdivision. These cars are auctioned on Saturday. People living in the subdivision can look out their windows into this car lot. Residents are very concerned about how this will affect their property values; and those who have elected to move have found it most difficult to sell their homes. The homes in this subdivision run from \$130,000 to \$200,000. The loop that will be built in the northern section of the county will bring more development to the Linden area. Mr. Purcell urged the commissioners to take action now to establish guidelines that will allow business and residential construction to co-exist amicably. Mr. Purcell presented a petition signed by residents of River Field Farms Subdivision.

MOTION: Commissioner Blackwell moved to direct the Planning Board to review the Linden area and come up with a reasonable zoning plan.
SECOND: Commissioner Edge
DISCUSSION: It was noted that the Planning Staff and Planning Board have sent a zoning plan to the Board of Commissioners in the past, with no action taken to zone Linden. It was pointed out that zoning would not restrict farms, unless there would be a change in the use of the property. Commissioner Blackwell noted the importance of educating the Linden residents about the importance of zoning in their area. Commissioner King reiterated that this issue has come up over and over again, and the Board chooses to take no action. He said he did not think we should tie up the Planning Staff and Planning Board unless the Board of Commissioners is serious about the zoning. Chairman Warren suggested that we look at zoning Linden in small pieces as opposed to zoning the entire area. Commissioners Henley, Edge and Council pointed out that they were new on the Board and had not seen the previous

zoning plans. Vice Chairman Blackwell said he was hopeful we would get the zoning plan back in the next couple of months, before July.

VOTE: UNANIMOUS

5. Presentation on the Greater Fayetteville Futures Project – Appearing: Ms. Leslie Stewart

Tony Chavonne, introduced Ms. Leslie Stewart, who reviewed the Greater Fayetteville Futures Project. She noted that Fayetteville Economic Development, Cumberland Community Foundation, a diverse steering group and a stakeholder advisory group would be involved in the project. An action plan for economic development as a community-wide enterprise will be developed. The plan will build on previous plans and studies that have been done. The project will produce a detailed and objective economic scan of Greater Fayetteville, how it rates on important measures of competitiveness relative to similar cities, how it will look in 10 years ,what are our assets and what are our challenges. Ms. Stewart told the Board that there will be a forum on May 8, 2001, 7:00PM – 9:00PM at the Crown Coliseum that will be open to the public. Attendees will be asked to provide input on a written form about the areas for priority attention. She invited the Commissioners to attend the forum.

No action needed.

6. Consideration of a request to NCDOT to name a bridge in Cumberland County for Troy Douglas Carr, ALE Agent killed in the line of duty

BACKGROUND: Troy Douglas Carr, an ALE Agent, was killed on May 14, 1994 in the line of duty, making a DWI arrest, at Yadkin Road and 401 Bypass. Bob Stocks, ALE Agent, is seeking to get a bridge named in honor of Troy. The bridge is located on the 401 Bypass between Walmart and the Cross Creek Mall and crosses over the All American Expressway. The process for naming a bridge starts with the Board of Commissioners in the form of a recommendation to the NCDOT.

ACTION: Approve naming the bridge in memory of Troy Douglas Carr and forward recommendation to NCDOT.

MOTION: Chairman Warren moved that the Board approve the naming of the bridge and that a letter be forwarded to NCDOT regarding this action.

SECOND: Commissioner Baggett

VOTE: UNANIMOUS

7. Consideration of the County Finance Committee report/recommendations regarding county health insurance

BACKGROUND: The County is self funded for health insurance through the NC Association of County Commissioners Health Insurance Trust. Blue Cross Blue Shield of North Carolina serves as the third party administrator for the trust. Despite our efforts to maintain costs, the cost of health care has continued to rise at a level of 10% to 12% annually. As a result, we project the county's health insurance fund will operate at a deficit for the second year in a row. To ensure fiscal integrity for fiscal year 2002, the county's match for health insurance will increase 18.25%. Additionally, it is necessary

to review premiums paid by county employees and health plan options. The Finance Committee reviewed the recommendation of the Risk Manager and County Management at its meeting on April 5, 2001 and recommends a modification in our plan as follows:

PREFERRED PROVIDER OPTION

<u>Coverage</u>	<u>Current mo. Cost</u>	<u>Proposed Increase</u>
Employee	\$ 11.53	\$ 13.00
Employee/child	85.69	95.00
Employee/children		177.00
Employee/spouse	156.93	175.00
Family	189.39	210.00

PERSONAL CARE PLAN (PCP)

Employee	\$ 19.10	\$ 21.00
Employee/child	70.67	127.00
Employee/children		224.00
Employee/spouse	190.07	211.00
Family	266.21	296.00

SAVINGS: \$158,200

Note: Insurance premiums will be deducted from the employees paycheck twice a month as opposed to once a month because of the increase.

HEALTH INSURANCE OPTIONS

	<u>Savings/yr</u>
PCP Plan	
Increase emergency room co-pay From \$75 to \$100	\$ 9,900
Increase office visit co-pay from Primary care - \$10 to \$15	\$35,616
Specialist - \$20 to \$25	59,768
Increase prescription drug co-pay from \$8 to \$10	\$19,488
\$16 to \$20	6,924
\$24 to \$30	114,630

TOTAL EXPECTED SAVINGS: \$271,614

PPO Plan	Increase out of pocket maximum from \$1,000 to \$1,500 (same as PCP)	Unknown
	Increase deductible from \$200 to \$500	\$300,210

MOTION: Commissioner Edge moved to approve the modifications to our insurance plan

as outlined above.

SECOND: Commissioner Blackwell

DISCUSSION: Commissioner John Henley, MD, noted that even with the increase, the County's premiums are quite low. In response to a question concerning the rise in cost, Mr. James Silman, Risk Manager, noted the increase is a result of increased usage and an escalation in prescription drug use.

VOTE: UNANIMOUS

8. CLOSED SESSION: Attorney Client Privilege and Economic Development Matter

MOTION: Commissioner King moved to go into Closed Session to discuss the above matters.

SECOND: Commissioner Blackwell

VOTE: UNANIMOUS

MOTION: Commissioner King moved to come back into Open Session.

SECOND: Commissioner Council

VOTE: UNANIMOUS

MOTION: Commissioner King moved that the restrictive covenant requiring mixed use (to include residential use) of the downtown old First Citizens Building be waived and released, subject to the consummation of the sale of the building to the Self-Help Credit Union by the current owner.

SECOND: Commissioner Council

VOTE: UNANIMOUS