

Minutes of the Regular Meeting of

Monday, August 2, 2010

7:00 p.m.

The Union County Board of Commissioners met in a regular meeting on Monday, August 2, 2010, at 7:00 p.m. in the Commissioners' Board Room, First Floor, Union County Government Center, 500 North Main Street, Monroe, North Carolina. The following were

PRESENT: Chairwoman Kim Rogers, Commissioner Allan Baucom, Commissioner A. Parker Mills, Jr., and Commissioner Lanny Openshaw

ABSENT: Vice Chairwoman Tracy Kuehler (who was absent due to medical reasons)

ALSO PRESENT: Al Greene, County Manager; Lynn G. West, Clerk to the Board of Commissioners; Jeff Crook, Senior Staff Attorney; Keith Merritt, County Attorney; David Cannon, Finance Director; members of the press, and interested citizens

OPENING OF MEETING:

a. Invocation

Commissioner Openshaw offered the invocation.

b. Pledge of Allegiance

Chairwoman Rogers led the body in reciting the Pledge of Allegiance to the United States flag.

c. Featured Community Benefit Organization: Department of Social Services Volunteer Services

Gloria Haney, Volunteer Services Coordinator with Union County Department of Social Services, stated that the purpose of the volunteer program at Social Services is mainly to connect the donors in the community, the volunteers, the workers at Social Services, the clients and the citizens who are served in Union County.

Mrs. Haney said that one of the ways that currently is used to provide food to the needy in the community is through Commodity Distribution. She stated that the food is provided by the United States Department of Agriculture and volunteers assist with distribution in March, May and October. She shared that when she first started her employment with the County, the Commodity Program was serving approximately 500 families. She said that in May, 2010, the program served approximately 1,900 families. She stated that more volunteers are needed for these programs.

She said that they are currently collecting school supplies for children in the County's schools who need school supplies to go back to school as well as uniforms. She expressed appreciation to CMC-Union that provided 116 book bags filled with school supplies and uniforms.

Mrs. Haney said that the Department of Social Services uses volunteers in the agency to assist with some of the tasks in the Department.

She stated that the Department of Social Services has an internship program and 10 students recently graduated from the program. Mrs. Haney said that if students are interested in the internship program, they should contact the Department of Social Services to determine if there is a place for them in the program.

She said that the foster children's birthday program was implemented in May of 2009 when the budget was cut to provide gifts for foster children on their birthdays. She stated that someone could choose to sponsor a specific child or they could send a check to the Department of Social Services to purchase a gift for a foster child.

Mrs. Haney said that they have a monetary donation fund at the Department of Social Services, and checks can be made payable to the DSS Donation Fund.

She said that in connection with the Christmas Bureau, a 20,000 square foot building is needed to house the Christmas Bureau. Mrs. Haney shared that this past year the Christmas Bureau assisted 2,074 families. She said that last year 378 volunteers helped to serve those families, and it took approximately 4,200 hours to complete that work for the Christmas Bureau.

Mrs. Haney thanked WIXE radio for its sponsorship of the “Give a Kid a Coat Program” and to Commissioner Mills for the cleaning services that he provides in cleaning the coats. She also thanked Dale Jarrett Ford and the Dale Jarrett Foundation which provided \$18,000 in toys. She recognized the Marine Corps Toys for Tots Program and the citizens of the County who give to others who are in need of help.

She said that there are a number of other projects that are done throughout the year, such as constructing wheelchair ramps, cleaning gutters, cleaning and repairing windows. She stated that volunteers get together and perform these tasks. She said that currently there is a gentleman who needs shingles installed on his house. She stated that funding for those shingles is needed as well as the assistance of someone to install the shingles.

Chairwoman Rogers expressed appreciation to Mrs. Haney for her work with the volunteer services.

Commissioner Mills said that he has worked with Mrs. Haney for many years and would say in all sincerity that he would always want her on his team. He stated that she is always working and always has a smile on her face. He described her as one of the backbones of the County and stated that she does a great job for the County.

d. Employee Recognitions for July and August 2010

Chairwoman Rogers read the following list of employees recognizing them for their service to the County:

5 YEARS OF SERVICE

BRETT VINES
DIANA FIGUEROA
STEPHANIE LESTER
PATRICIA POLAND
DEREK GRAHAM
DUANE FITCHETT
BENJAMIN HARGETTE
WILLIAM MCGUIRT
ROBERT RUCKER
FAYE TREADAWAY

DEPARTMENT

CENTRAL ADMINISTRATION
HEALTH DEPARTMENT
HEALTH DEPARTMENT
LIBRARY
PUBLIC WORKS
SHERIFF’S OFFICE
SHERIFF’S OFFICE
SHERIFF’S OFFICE
SHERIFF’S OFFICE
SHERIFF’S OFFICE

10 YEARS OF SERVICE

JEFFREY MOSER
TOMMY GALLIS
GWENDOLYN PENN

DEPARTMENT

PUBLIC WORKS
SHERIFF'S OFFICE
SOCIAL SERVICES

15 YEARS OF SERVICE

MARIA BLAIR
BRIAN HELMS
LORI PIERCE
MICHELLE STARNES
RONALD YOW
BRENDA HARTIS
ANGELA MALLARD

DEPARMENT

HEALTH DEPARTMENT
SHERIFF'S OFFICE
SHERIFF'S OFFICE
SHERIFF'S OFFICE
SHERIFF'S OFFICE
SOCIAL SERVICES
SOCIAL SERVICES

20 YEARS OF SERVICE

JEROME SUTTON
JIMMY WHITLEY
TANIA CRAIG
MARY ANN HAYDEN
CAROL LARRIMORE
SHELIA RORIE
PENNY HINSON

DEPARTMENT

FIRE MARSHAL'S OFFICE
PUBLIC WORKS
SOCIAL SERVICES
SOCIAL SERVICES
SOCIAL SERVICES
SOCIAL SERVICES
SOCIAL SERVICES
SOCIAL SERVICES
SOCIAL SERVICES
TAX COLLECTIONS

25 YEARS OF SERVICE

LINDA EDWARDS

DEPARMENT

TAX ADMINISTRATION

30 YEARS OF SERVICE

SYBIL GADDY

DEPARTMENT

INFORMATION SYSTEMS

PUBLIC HEARING – TEXT AMENDMENT ATTENDANCE REQUIREMENTS FOR ALTERNATE MEMBERS:

At approximately 7:20 p.m., Chairwoman Rogers opened the public hearing advertised for 7:00 p.m. to receive public comments regarding a proposed text amendment to the Union County Land Use Ordinance regarding the attendance requirements for alternate members. The Chairwoman announced that no one had registered to comment during this public hearing, and, at approximately 7:21 p.m., she closed the public hearing.

PUBLIC HEARING: FY 2011 RURAL OPERATING ASSISTANCE PROGRAM GRANT APPLICATION FOR FUNDING IN THE AMOUNT OF \$393,334 (\$216,361 FORMULA AND \$176,973 SUPPLEMENTAL FUNDS):

At approximately 7:21 p.m., Chairwoman Rogers opened the public hearing advertised for 7:00 p.m. to receive public comments regarding the FY 2011 Rural Operating Assistance Program Grant Application for funding in the amount of \$393,334. She announced that no one had registered to comment during this public hearing, and she closed the public hearing at approximately 7:21 p.m.

JOINT PUBLIC HEARING WITH UNION COUNTY HISTORIC PRESERVATION COMMISSION REGARDING PROPOSED LANDMARK DESIGNATION OF THE STALLINGS UNITED METHODIST CHURCH FORMER SANCTUARY:

At approximately 7:22 p.m., Chairwoman Rogers opened the public hearing to receive public comments regarding the proposed landmark designation of the Stallings United Methodist Church Former Sanctuary, which was advertised for 7:10 p.m.

She stated that Al Diehl, Chair of the Historic Preservation Commission, would be addressing the Board regarding the proposed designation. Mr. Diehl deferred comments to Mrs. Virginia Bjorlin to explain the request by the Historic Preservation Commission.

Mr. Diehl expressed appreciation to the Board and the County's staff for the job that it has done in putting this information together with the church for the proposed designation of the property.

Chairwoman Rogers announced that three people had registered to comment during the public hearing. She recognized Mrs. Virginia Bjorlin as the first speaker.

Mrs. Bjorlin stated her name and address as 1220 Rosa Drive, Monroe. She said that she was representing the Union County Historic Preservation Commission and said that several of their Commission's members were present tonight. She stated that Stallings United Methodist Church will be celebrating its 100th birthday within the next couple of years.

Mrs. Bjorlin explained that the building being proposed for landmark designation dates from about 1920. She stated that the church's historian, Ira Bostic, is present tonight. She said the old building is not presently used as a sanctuary, but it has several other uses. She stated that the church has added buildings to the campus.

Ira Bostic stated his name and address as 312 Forest Park Road, Stallings. Mr. Bostic said that he is a trustee at Stallings United Methodist Church and has been a member of the church for approximately four and one-half years. He stated that the old former church sanctuary was built in 1919-1920. He stated the first church on the property was built in 1911, which was struck by lightning and burned to the ground in 1919. He said that the new church building was built on the same foundation and is a brick church with nice architecture with some beautiful stained glass windows and was used as the main sanctuary of Stallings United Methodist Church until 1976 when a new sanctuary was built on the campus.

Mr. Bostic stated that the church plans, as funds are available, within the next few years to redo the interior of the church and place it back into its former condition to be used as a chapel, because the architecture is very good. He said the building is in very good shape, and the stained glass windows are in good condition. He said he thought it makes a very nice addition to the historic properties in Union County. He stated that there have been some discussions with the State about widening Stallings Road which would take away most of the property at the front entrance of the church. Mr. Bostic stressed it would really destroy the character of the property to have a sidewalk almost to its front door. He said they want to avoid the church disappearing from the landscape in the future. He stated that he thought this was an important part of the history of Stallings and Union County.

Heath Guion stated his name and address as 1129 Flowe Drive, Stallings. Mr. Guion said he has property that adjoins the church, and he has been attending church at Stallings United Methodist for over 60 years. He said that he would like to see it renovated to the way it was and keep it that way.

Commissioner Mills noted that Mr. Guion was a former Mayor of Stallings. Mr. Guion stated that he had assisted with incorporating the Town of Stallings.

With there being no one else wishing to address the Board during the public hearing, the Chairwoman closed the public hearing at approximately 7:25 p.m.

INFORMAL COMMENTS:

Chairwoman Rogers reminded the speakers that the informal comments item is a time for the speakers to address the Board and not necessarily a time for the Board to respond to the speakers' comments. She explained the guidelines for informal comments.

Debra Eident stated that she is the Director for the CMC-Steele Creek Facility. She encouraged the Board to approve the capital expenditures for CMC-Waxhaw. She emphasized that CMC-Steele Creek is exactly what it was designed to be - an emergency department and not an urgent care. Ms. Eident said that CMC-Waxhaw was designed to be exactly the same thing.

She said that CMC-Steele Creek is currently over 200 percent of its budgeted visits (emergency department visits), and they are seeing an average of 45 to 50 EMS ambulance visits per month. Ms. Eident stressed that the most important thing she thought for the Board to hear is the evidence that comes from some of the patients who have visited the Steele Creek facility who have not necessarily arrived by ambulance but have been critical in nature nevertheless. She shared examples of some of the patients' successful results from visits to the Steele Creek emergency department.

Ms. Eident stated that the bottom line with a free standing emergency department is that it saves lives. She said that she is convinced that CMC-Waxhaw will do the same and that is why it has been proposed for the County.

Michael Corrigan, who resides at 2200 Wedgewood Drive, Matthews, addressed the Board in regards to the Optimistic Park. He said that he knew there was ongoing work on this matter and was curious as to its status. He stated that he truly hoped that some sort of resolution could come in regards to keeping the park in place. He said that they truly enjoy the park, and his children have played in the park. He stated all they wanted was to remediate the floodplain issues and get the park back to where it should be. He said that much of the neighborhood where he resides agrees with that consensus, and he truly hoped that there could be a resolution to take care of the floodplain issue.

Mr. Corrigan stated that the reason he was here tonight is because the hurricane season is coming. He said that he hoped that there could be an agreement that can rectify the situation prior to September or October. He expressed appreciation to the Board for its efforts for the park and asked that the efforts be continued.

Donna Shaver, who resides at 4137 Cedar Ponte Avenue, asked to move her comments regarding the medical incinerator until Item 13 and to speak after Catherine Mitchell.

Chairman Rogers stated that if Ms. Shaver were a part of Item 13, she did not have to speak during the informal comments.

Dr. Edward Bower spoke regarding CMC-Waxhaw. Dr. Bower said he has been a general surgeon for the last 30 years in Union County and is the current Chief of Staff at CMC-Union and as such is a member of the Community Trustee Council of CMC-Union. He spoke in favor of CMC-Waxhaw Pavilion.

He said that it is important that the Board understand the history behind the planning and development of the CMC-Waxhaw Pavilion. Dr. Bower said this project has been discussed by the Community Trustee Council for several years. He stated that when the project was first proposed, the Community Trustee Council wanted the Carolinas Healthcare System to fund 60 to 80 percent of the project, because it had concerns that the majority of patients would not come to Monroe from western Union County. He said that they have had tremendous success with the physicians' practices in western Union County, and patients have proven they want to go to CMC-Union due to the great care they receive.

He stated that due to the recent economic downturn, having a strong and reliable partner in the Carolinas Healthcare System to fund the majority of the project is consistent with the initial direction from the Community Trustee Council. He said that he believed this to be a good strategic business decision based on the challenges that CMC-Union faces in the future. He noted the importance of the shell space that will house the free standing emergency department and outpatient services is not an inexpensive structure and CMC-Union is currently paying a lot of rent for that structure without any income from it. In closing, he urged the Board to approve the capital expenditures for the project so that the project can be completed and CMC-Union can realize a return on its investment.

Dr. Michael Beatty stated that he is a physician and Medical Director of the Emergency Department at CMC-Steele Creek. He said that he thought Ms. Eident, who spoke earlier, did a great job introducing the Steele Creek facility. He said that his comments would focus on differentiating between emergent care and urgent care. He stated that the Steele Creek facility is staffed by Board certified emergency physicians who train in emergency medicine for three to four years. Dr. Beatty said a number of the patients at Steele Creek have come in critically ill and received medical services that they needed. He gave an example of a 27-year-old patient whose care he was involved with several weeks ago.

He stated that they had projected 8,000 visits at the Steele Creek facility in the first year, and they are going to see 18,000 patients in the first year. He said they receive daily feedback from members of the community about how happy they are that these services are available closer to home.

Dr. Paige Tomcho, a physician with The Medical Group of Waxhaw, said that she is a family practice physician. She stated that she was excited to speak to the Board tonight regarding the need to approve the capital expenditure request for the Emergency Department in Waxhaw. She said the facility would be a freestanding emergency department opened 24 hours per day, seven days per week. She stated that the facility would also offer comprehensive diagnostic services such as chest x-rays, scans, and laboratory services as well.

Dr. Tomcho said that as a practicing physician and citizen of Union County, she has a unique perspective in knowing how important it is to have an emergency department nearby. She stated that she hears on a daily basis from her patients how much they want this emergency room to open. Dr. Tomcho said that it takes approximately 25 to 30 minutes from the Waxhaw area to travel to the nearest emergency room facility. She said that the Waxhaw emergency department would allow residents to have access to important emergency care as well as quality emergency care. She stated that she has had patients in her office or who call on a regular basis that are in need of emergent care and not a family practice office in order to assess and get them the care they need immediately.

She stated that the CMC Waxhaw Healthplex would not only be a freestanding emergency department, but she was planning to relocate her office to that building as well. She said there will also be other medical practices located in the facility. Dr. Tomcho stated that she thought all could agree to encourage residents to spend tax dollars in the community, and if they are going to CMC-Waxhaw to see these specialists and receive emergency care in this area, they also are going to go out to have dinner in the restaurants in the county and shop in the stores. She stressed that most importantly quality emergency services are needed in the Waxhaw area.

Dr. Chandra Hollier stated that she serves in Union County as an obstetrician and gynecologist with Union Obstetrics and Gynecology. She stated that she fully supports the proposed Carolinas-Medical Center-Waxhaw Pavilion. Dr. Hollier expressed her disappointment that this project continues to be delayed.

She reminded that the facility would include a freestanding emergency department with diagnostic imaging and laboratory services and would be licensed under the hospital's license. She stated that the mission of CMC-Union is to make a positive contribution to the health of the patients that it serves by continually improving the quality and accessibility of its services. Dr.

Hollier stated that the CMC-Waxhaw Pavilion is consistent with CMC's mission and will provide much needed emergency and outpatient services to the citizens who live in Waxhaw, Weddington, and the surrounding communities.

Dr. Hollier said that she and her family reside in Weddington, and she is excited about being able to bring excellent healthcare to this area. She stated that freestanding emergency departments provide cost effective healthcare services in underserved areas. She said there are currently ten freestanding emergency department projects approved by the State of North Carolina. She said that Carolinas Healthcare System recently opened its first freestanding emergency department in Steele Creek. She stated that to-date the Steele Creek facility has exceeded volume expectations by over 50 percent. Dr. Hollier said in addition to providing local access to critical emergency services and diagnostic services, CMC-Waxhaw will create 70 new jobs in Union County with an annual payroll of \$3.5 million. She said that she and her partners also plan to have an office in the new facility.

Dr. Hollier concluded her comments by urging the Board to approve tonight this much needed and important project.

Dr. Tom Doohan stated that he is currently the Medical Director of CMC-Union's Emergency Department and is board certified in emergency medicine. He addressed the Board in favor of the CMC-Waxhaw Emergency Department. He said that he was glad to see a number of his physician colleagues speaking on this issue and believed as physicians, they have the most information and medical knowledge on the medical needs of the community.

He said that he is an emergency department physician and a Waxhaw resident. He stated that he could not comment enough on the importance of this project to the community. He said currently there is a tremendous need for emergency medical care. He stated that the closest hospital to the Waxhaw area is CMC-Union which is at least 14 miles away. He stated that he has had personal experience with a life threatening situation with his five-year old and having to drive to CMC-Pineville when it could have been closer to the community.

Dr. Doohan said that CMC-Waxhaw is built exactly like CMC-Steele Creek and is there to take care of emergent patients. He stated that CMC-Union found out recently that it is being nationally recognized for providing best in the top five percent of care for outstanding clinic outcomes in the area. He said that he believed that same level of healthcare can be given to the patients in the western Union County area.

He stated that freestanding emergency departments are emergent treatment, not urgent care. He said that he hoped that this project would move forward.

Dr. Christopher Krubert stated that he is an emergency room physician and President and CEO of a group called Apollian D, which is one of the nation's largest emergency medical providers of care, and has over 1,600 physicians at over 70 facilities and treats over 2.5 million patients in emergency departments. He said he had traveled from Atlanta today and is very passionate about emergency care, because he is one of those people who, if he had not been lucky enough to be in an emergent type facility, he would not be here today. He shared his own personal experience with having suffered a pulmonary embolism while working at CMC-Union as a physician. He said had he not received care within ten minutes, he would not be here.

Dr. Krubert provided background data about freestanding emergency departments. He said that he sits on the faculty at the University of Chapel Hill and Duke University. Dr. Krubert shared that there are over 250 freestanding emergency departments in the county. He stated that the concept of freestanding emergency departments emerged in the 1960's in response to the continued shortage of emergency care. He said that over the last few decades, patient visits at freestanding emergency departments have increased double digit every year, and the hospital bed capacity in the country has decreased by four to five percent. He stated that freestanding facilities provide boutique services somewhat but it is high-quality emergency type medicine that cannot be seen in other types of urgent cares. He said the freestanding facilities are good for the economy and produce jobs but very importantly they are a lower cost way of providing emergency care.

He said one misconception he wanted to clear up is the concept of an urgent care versus an emergency room. He explained that these are completely two different scenarios. He shared a story about a friend/patient who went to an urgent care because of a bad allergic reaction. He said this patient believed she did not need treatment from an emergency room so she went to an urgent care and was given treatment. He stated that the level of treatment received in an urgent care and an emergency room can make the difference between life and death. Dr. Krubert said that patient received medicine in the urgent care through an IV rather than in the arm. He stated that this patient now has a lot of medical care bills all because she may have walked into the wrong type of facility. He stressed that the emergency departments are not urgent cares, and most people that come to an emergency department need to be there despite what you might hear that many who visit the emergency rooms do not need to be in emergency rooms.

Dr. Krubert said the second misconception that he wanted to address is in regards to the trauma center designation. He said that emergency departments in the state, and, for example in the Charlotte area, there is only one trauma center, so for an emergency center not to be a trauma center did not necessarily have to be an important component. He stated that trauma is one very subspecialty part of what the emergency departments provide, and 95 percent of the care provided is not trauma.

Dr. James Cook stated that he is currently Chief of Surgery at Carolinas Medical Center-Union. He shared a personal experience involving a close family member stressing the importance of having true emergency services close at hand.

Dr. Cook said that he has served patients in Union County and lived in Union County since 2005. He stated that providing both routine and emergency surgical services has been his passion. He showed a map indicating all of the major highways in the Charlotte metropolitan area and showing the current locations of the true emergency rooms in the area. He said that in the middle of the map there is a void, which is the exact proposed location of the CMC-Waxhaw facility.

He explained that free standing emergency rooms are a new concept. Dr. Cook stated that he and his partners are also waiting to relocate a portion of their practice to the new facility. He asked that the Board consider carefully approving the funding needed for the CMC-Waxhaw facility.

Dr. Dan Hagler stated that he is a resident of Waxhaw, and has been practicing the specialties of infectious disease and general and internal medicine since 1987 in the greater Charlotte area. He said one of his roles at CMC-Union is to insure the quality and safety of patient care. He reviewed the quality implications of the delay in opening the free standing emergency department in Waxhaw.

He said that on May 23, 2010, HealthGrades, a nationally recognized company specializing in the rating of hospital quality for the public at large, issued its first annual emergency medicine in the American Hospital Study. He explained that this study is a national assessment of patient outcomes for emergency medicine. He said that the study noted that 44 percent of the 39.5 million hospitalizations in the United States begin in the emergency room. He noted that private insurance patients are responsible for most of the explosive growth in emergency visits from 1996 through 2004, and 32 million newly insured patients will be seeking care in the nation's emergency rooms over the next five to ten years because of the healthcare reform that is occurring.

Dr. Hagler stated the study compared risk adjusted outcomes of the 11 most common life threatening diagnoses in the Medicare population including four disease processes for which there is evidence that timely treatment can improve survival. He said that the best performing hospitals are those that have a combined patient mortality low enough to place them among the top five percent of the hospitals in the nation for emergency rooms. He shared that CMC-Union is one of only 255 hospitals in the nation to be recognized by this award. He stated that eight hospitals in North and South Carolina received the award and notably four of the eight facilities are managed by the Carolinas Healthcare System. Dr. Hagler said that the findings of the study recognize that the 255 hospitals in the study are 40 percent lower risk adjusted mortality facilities. Further, he stated that if all of the emergency

departments performed at the level of CMC-Union and the other top 254 hospitals, 118,000 patients could have potentially survived their emergency hospitalizations.

Dr. Hagler stated that if the CMC-Waxhaw project had proceeded on schedule, it would be open now for patient care. He said approval tonight will put the ED one year behind schedule.

Dr. Hagler provided a copy of the study to the Clerk for distribution to the Board.

Jim Bention, Sr., who resides at 302 Tucker Street, Monroe, stated that the citizens of the County are looking for great service, and the Board is the conduit to that service. He said that the citizens are looking for quick and timely actions to issues and concerns that they have. He urged the Board to deal with any issues that are currently going on with the Board. He said he wanted to make sure that the citizens of Union County receive the best possible service until Election Day and the seating of the new board members.

ADDITIONS, DELETIONS AND/OR ADOPTION OF AGENDA:

Commissioner Openshaw moved that due to the fact that the Board started with a special meeting at 5:30 p.m. today, and it has over three hours of items remaining on this agenda, that the following items be pulled from the agenda: a) Regular Agenda Item #8 – Wesley Chapel Fire & Rescue Request for Sewer Allocation; b) Regular Agenda Item #9 – Discussion of Legal and Ethical Concerns; c) Regular Agenda Item #11 – Carolinas Medical Center- Union – Request for Approval of Capital Expenses; d) Regular Agenda Item #18 – Request from Commissioners Baucom and Mills for Reimbursement of Legal Expense to Include Reimbursement to Former Commissioner Pressley; and e) Regular Agenda Item #19 – Discussion of Health Benefits for Commissioners.

Chairwoman Rogers moved to pull Item 3 from the Consent Agenda – Electronic Poll Books for Board of Elections (BOE). She stated that she had a question on this item.

With there being no further additions or deletions to the agenda, Chairwoman Rogers called for separate votes on the motions for removal of the following items from the agenda:

1. Regular Agenda Item #8 – Wesley Chapel Fire & Rescue Request for Sewer Allocation – The motion failed by a vote of two to two. Chairman Rogers and Commissioner Openshaw voted in favor of the request. Commissioner Baucom and Commissioner Mills voted against the motion.

2. Regular Agenda Item #9 – Discussion of Legal and Ethical Concerns – This motion failed by a vote of two to two. Chairwoman Rogers and Commissioner Openshaw voted in favor of the motion. Commissioner Baucom and Commissioner Mills voted against the motion.
3. Regular Agenda Item #11 – Carolinas Medical Center- Union – Request for Approval of Capital Expenses – This motion failed by a vote of two to two. Chairwoman Rogers and Commissioner Openshaw voted in favor of the motion. Commissioner Baucom and Commissioner Mills voted against the motion.
4. Regular Agenda Item #18 – Request from Commissioners Baucom and Mills for Reimbursement of Legal Expense to Include Reimbursement to Former Commissioner Pressley – This motion failed by a vote of two to two. Chairwoman Rogers and Commissioner Openshaw voted in favor of the motion. Commissioner Baucom and Commissioner Mills voted against the motion.
5. Regular Agenda Item #19 – Discussion of Health Benefits for Commissioners – This motion failed by a vote of two to two. Chairwoman Rogers and Commissioner Openshaw voted in favor of the motion. Commissioner Baucom and Commissioner Mills voted against the motion.
6. Consent Agenda Item 3 – Electronic Poll Books for Board of Elections (BOE) – This motion failed by a vote of two to two. Chairwoman Rogers and Commissioner Openshaw voted in favor of the motion. Commissioner Baucom and Commissioner Mills voted against the motion.

Chairwoman Rogers asked if there were a motion to adopt the agenda as presented.

Commissioner Mills moved adoption of the agenda as presented. The motion failed by a vote of two to two. Commissioner Baucom and Commissioner Mills voted in favor of the motion. Chairwoman Rogers and Commissioner Openshaw voted against the motion.

Chairwoman Rogers announced that the motion to adopt the agenda as presented had failed. She stated that the Board could go through the agenda items and determine which items the Board might be able to consider tonight and adopt an agenda for those items.

At approximately 8:05 p.m., Commissioner Mills stated that since the motion to adopt the agenda had failed, he thought it was time to go home. At this time he moved to adjourn the regular meeting. The motion passed by a vote of four to zero. Chairwoman Rogers, Commissioner Baucom, Commissioner Mills and Commissioner Openshaw voted in favor of the motion.

Chairwoman Rogers announced that the regular meeting was adjourned.