

**PERSON COUNTY BOARD OF COMMISSIONERS**  
**MEMBERS PRESENT**

**JANUARY 22, 2018**  
**OTHERS PRESENT**

Tracey L. Kendrick  
Gordon Powell  
Jimmy B. Clayton  
Kyle W. Puryear  
B. Ray Jeffers

Heidi York, County Manager  
C. Ronald Aycock, County Attorney  
Brenda B. Reaves, Clerk to the Board

The Board of Commissioners for the County of Person, North Carolina, met in regular session on Monday, January 22, 2018 at 9:00am in the Commissioners' meeting room in the Person County Office Building.

Chairman Kendrick called the meeting to order. Vice Chairman Powell gave an invocation and Commissioner Puryear led the group in the Pledge of Allegiance.

**DISCUSSION/ADJUSTMENT/APPROVAL OF AGENDA:**

Chairman Kendrick stated the County Attorney requested to add an item to the agenda for discussion and action of a resolution and a contingent fee agreement related to finalizing opioid litigation authority.

A **motion** was made by Commissioner Puryear and **carried 5-0** to add an item to the agenda for discussion and action of a resolution and a contingent fee agreement related to finalizing opioid litigation authority and to approve the agenda as adjusted.

**RECOGNITION:**

**RESOLUTION OF APPRECIATION:**

Chairman Kendrick read and presented a Resolution of Appreciation to Person County Retiree, Stella Williams.

**January 22, 2018**

## RESOLUTION OF APPRECIATION

WHEREAS, Stella Williams has served the people of Person County during her tenure as a Community Social Service Assistant at the Department of Social Services; and

WHEREAS, Stella Williams has served the citizens of Person County with honor, integrity, sincerity and dedication, providing accurate, concise services for twenty-five years, January 1992 – November 2017; and

WHEREAS, Stella Williams has earned the respect and admiration of all who have known her and worked with her throughout her career; and

WHEREAS, the County of Person recognizes the many contributions Stella Williams has made to the County and offers her sincere best wishes for her retirement.

NOW, THEREFORE, I, Tracey L. Kendrick, Chairman of the Person County Board of Commissioners, do hereby extend this Resolution of Appreciation to Stella Williams for continually striving to make Roxboro and Person County a better place to live and work.

Adopted this, the 22nd day of January, 2018.



  
Tracey L. Kendrick, Chairman  
Person County Board of Commissioners

Attest:

  
Brenda B. Reaves  
Clerk to the Board of Commissioners

January 22, 2018

**INFORMAL COMMENTS:**

The following individual appeared before the Board to make informal comments:

Mr. David Newell of 256 Newell Drive, Roxboro, and Chairman of the Economic Development Commission requested Board consideration to extend voting privileges to the City of Roxboro representative on the Economic Development Commission.

**DISCUSSION/ADJUSTMENT/APPROVAL OF CONSENT AGENDA:**

A **motion** was made by Commissioner Jeffers and **carried 5-0** to approve the Consent Agenda with the following items:

- A. Approval of Minutes of January 8, 2018,
- B. Budget Amendment #11,
- C. Request for the Sheriff Dept. to apply for Grants, and
- D. Tax Adjustments for January 2018
  - a. Tax Releases
  - b. NC Vehicle Tax System pending refunds

## **NEW BUSINESS:**

### **RESOLUTION REGARDING K-3 CLASS SIZE REDUCTION IMPLEMENTATION BY PERSON COUNTY COMMISSIONERS:**

Commissioner Clayton presented a Resolution Regarding K-3 Class Size Reduction Implementation for consideration for adoption noting the NC Association of County Commissioners advocated that Board's adopt. He added that he felt this unfunded mandate passed down by the state to counties needed to be addressed. Commissioner Clayton stated the General Assembly will meet in special session in March and he advocated for Person County to adopt the resolution, as other counties were doing so to urge legislators to include state funding as they implement K-3 class size reductions.

County Manager, Heidi York pointed out in the resolution cites Person County Schools' unmet needs due to the K-3 Class Size Reduction Implementation noting an additional \$500,000 in capital above and beyond what is appropriated plus 15 new teachers will be required and four new classrooms.

Chairman Kendrick said by law the state has to pay for salary and benefits of the employees of the school system and passing this mandate to individual counties causes an undue burden of the citizens of Person County.

Vice Chairman Powell stated many decisions made in Raleigh have unintended consequences on the local level especially in smaller counties. He added that class size does matter with the outcome of teaching. Vice Chairman Powell said that communicating with the two state representatives and the entire Education Committee was very important for the Board; he asked for support of the resolution to seek the funding by the state to accommodate smaller class size.

Commissioner Jeffers asked if Teacher Assistants (TAs) would still be required if the class size was lowered. Vice Chairman Powell stated those standards would remain noting the local district may have to make some concessions. Vice Chairman Powell stated other classes, i.e. physical education may be at risk to be eliminated to accommodate the new class size.

A **motion** was made by Commissioner Jeffers and **carried 5-0** to adopt a Resolution regarding K-3 Class Size Reduction Implementation, as presented with a copy to be sent to the County's House and Senate representatives.

PERSON BOARD OF COUNTY COMMISSIONERS

*Resolution*

**RESOLUTION REGARDING K-3 CLASS SIZE REDUCTION IMPLEMENTATION BY  
PERSON COUNTY COMMISSIONERS**

**WHEREAS**, pursuant to S.L. 2017-9, local school districts in 2018-19 are required to set class size averages in grades K-3 that equal the State classroom teacher funding ratios and will have to meet more restrictive individual class size maximums across those grade levels; and

**WHEREAS**, an immediate reduction in the K-3 class size maximum will worsen an already very difficult environment for LEAs in finding licensed and qualified teachers to fill classrooms, most likely leading to more classrooms taught by long-term substitutes or lateral-entry teachers, who do not have the pedagogy and classroom management training necessary; and

**WHEREAS**, equalizing the average and funded K-3 class size ratios will result in the loss of flexibility to generate State funding for teaching positions in program enhancement courses like art, music, physical education; and

**WHEREAS**, in Section 2.1 of S.L. 2017-197, the General Assembly declared its intent to create a new funding stream for program enhancement teachers starting in 2018-19; and

**WHEREAS**, separate, additional funding allotments for program enhancement teachers like art, music, and physical education are essential to provide each student in North Carolina a sound and basic education, and

**WHEREAS**, even when this funding is provided, there are still classroom space and staffing challenges in implementing the new K-3 class size requirements which are outlined below; and

**WHEREAS**, the immediate reduction in individual class size maximums in grades K-3 would in turn increase the number of physical classrooms required at these grade levels, adding to an already estimated \$500,000 in unmet school capital needs in Person; and

**WHEREAS**, Person Public Schools estimates that in order to comply, Person Public Schools would need to build 4 new classrooms with the possibility of still having enhancement teachers travel from classroom to classroom on a cart and to hire approximately 15 additional teachers for 2018-19; and

**WHEREAS**, Person County does not have capital funding to build new classrooms or purchase additional modular classrooms and a new modular unit required in approximately one year to bring online; and

**WHEREAS**, Person County lacks space to implement the class size reductions and has already converted art and music rooms into traditional classrooms and has those teachers travel from room to room with a cart to deliver program enhancement classes in traditional classrooms; but this doesn't work well with unique aspects of art and music education; and

**WHEREAS**, art classes use messy supplies such as paint and clay while music classes generate loud sounds that, without adequate sound proof walls, will travel to neighboring classrooms and disrupt learning in those classes; and

**WHEREAS**, districts that lack space to implement the class size reductions may need to also convert gymnasiums into traditional classrooms, which would mean that physical education courses are held outdoors with no alternative for days with adverse weather conditions; and

**WHEREAS**, County Commissioners and Local Boards of Education are already working together to budget and plan for the 2018-19 academic year and this issue requires immediate attention by the NCGA.

**NOW, THEREFORE, BE IT RESOLVED** the Person County Board of Commissioners respectfully request that the General Assembly fully fund small classes and slow implementation of the K-3 class size reductions outlined in S.L. 2017-9 through a multi-year phase-in that allows time for the legislature and school districts to address the challenges delineated above, and

**BE IT FURTHER RESOLVED** that the NCGA provide full funding for all enhancement teachers, and

**BE IT ALSO RESOLVED** that the NCGA approve HB 866: Public School Building Bond Act of 2017, so that districts across North Carolina are better able to meet their school facility needs associated with class size reduction and growth.

Adopted this the 22nd day of January, 2018.



Person County Board of Commissioners

*Tracey L. Kendrick*  
Tracey L. Kendrick, Chairman

Attest:

*Brenda B. Reaves*  
Brenda B. Reaves, Clerk to the Board

January 22, 2018

### **JUVENILE CRIME PREVENTION COUNCIL APPOINTMENT:**

Clerk to the Board, Brenda Reaves informed the Board that due to his upcoming retirement, Chief District Court Judge Mark Galloway resigned from Person County's Juvenile Crime Prevention Council on December 18, 2017 and has recommended District Court Judge John Hoyte Stultz III to be appointed as his replacement until such time the new Chief Judge is named. The seat designated for the Chief District Court Judge has an unexpired term to Dec. 31, 2018. Ms. Reaves asked the Board to take consideration to appoint for the full 2-year term with the condition that the newly named Chief District Court Judge, by virtue of the position, will be recommended for appointment.

A **motion** was made by Commissioner Puryear and **carried 5-0** to appoint District Court Judge John Hoyte Stultz III to the Juvenile Crime Prevention Council to serve in the seat designated for the Chief District Court Judge for a 2-year term or until a Chief District Court Judge is named in Person County.

### **A RESOLUTION AND A CONTINGENT FEE AGREEMENT RELATED TO FINALIZING OPIOID LITIGATION AUTHORITY:**

County Attorney, Ron Aycock reminded the Board that at its November 20, 2017 meeting, the Board authorized the engagement of law firms to pursue litigation on its behalf against Manufacturers and Distributors of Opioid drugs. Mr. Aycock stated the law firms have requested a particular form of action authorizing this pursuit, a resolution setting forth some findings. Mr. Aycock presented a resolution declaring the opioid crisis a public nuisance which must be abated for the benefit of Person County and its residents and citizens, noting there was no substantive difference from the action the Board took at its previous meeting.

Additionally, Mr. Aycock requested the Board to formally authorize the contingent fee arrangement with the law firms (Fuller et al). Mr. Aycock said the agreement specifies the law firms which will be involved on behalf of the County. It specifies a 25% contingent fee and provides that in no event will the county be required to expend any moneys for litigation expenses or be responsible for any part of the expenses or 25% fee from County funds. Mr. Aycock stated he requested the last provision that relieves the County from paying any funds from its own funds.

Mr. Aycock requested the Board to adopt the resolution presented as well as to approve the Contingent fee agreement.

A **motion** was made by Commissioner Clayton and **carried 5-0** to adopt a resolution declaring the opioid crisis a public nuisance which must be abated for the benefit of Person County and its residents and citizens and the Contingent Fee Agreement to hire the national group of law firms to pursue litigation on behalf of Person County, as presented by the County Attorney.

**January 22, 2018**

RESOLUTION OF THE BOARD OF COMMISSIONERS OF  
PERSON COUNTY, NORTH CAROLINA

Date: January 22, 2018

RESOLUTION NO. \_\_\_\_\_ (2018)

WHEREAS, Person County Board of Commissioners has the authority to adopt resolutions with respect to county affairs of Person County, North Carolina, pursuant to N.C. Gen. Stat. Ann. § 153A-121;

WHEREAS, the Person County Board of Commissioners has the authority to take action to protect the public health, safety, and welfare of the residents and citizens of Person County;

WHEREAS, there exists a serious public health and safety crisis involving opioid abuse, addiction, morbidity, and mortality in Person County;

WHEREAS, the diversion of legally produced controlled substances into the illicit market causes or contributes to the serious public health and safety crisis involving opioid abuse, addiction, morbidity, and mortality in Person County;

WHEREAS, the opioid crisis unreasonably interferes with rights common to the general public of Person County; involves a significant interference with the public health, safety, peace, comfort, and convenience of citizens and residents of Person County; includes the delivery of controlled substances in violation of State and Federal law and regulations; and therefore constitutes a public nuisance;

WHEREAS, the opioid crisis is having an extended and far reaching impact of the general public, health, and safety, of residents and citizens of Person County and must be abated;

WHEREAS, the violation of any laws of the State of North Carolina, or of the United States of America controlling the distribution of a controlled substance is inimical, harmful, and adverse to the public welfare of the residents and citizens of Person County constitutes a public nuisance;

WHEREAS, the Person County Board of Commissioners has the authority to abate, or cause to be abated, any public nuisance including those acts that unreasonably interfere with rights common to the general public of Person County and/or involve a significant interference with the public health, safety, peace, comfort, and convenience of citizens and residents of Person County;

WHEREAS, Person County has expended, is expending, and will continue to expend in the future County funds to respond to the serious public health and safety crisis involving opioid abuse, addiction, morbidity, and mortality within Person County; and

WHEREAS, the Person County Board of Commissioners have received information that indicates that the manufacturers and wholesale distributors of controlled substances have distributed in Person County, North Carolina, and surrounding areas, and may have violated Federal and/or State laws and regulations that were enacted to prevent the diversion of legally produced controlled substances into the illicit market.

NOW, THEREFORE, BE IT RESOLVED by the Person County Board of Commissioners, assembled on this day at which a quorum is present, that based upon the above the Person County Board

of Commissioners are declaring the opioid crisis a public nuisance which must be abated for the benefit of Person County and its residents and citizens.

BE IT FINALLY RESOLVED that all resolutions that are inconsistent with this resolution are rescinded.

The motion to approve the foregoing resolution was made by Commissioner J. Clayton,  
seconded by Commissioner n/a, and the following vote was recorded:

Tracey L. Kendrick	<u>Aye</u>
Gordon Powell	<u>Aye</u>
Jimmy B. Clayton	<u>Aye</u>
Kyle W. Puryear	<u>Aye</u>
B. Ray Jeffers	<u>Aye</u>





## **AUTHORITY TO REPRESENT**

RE: Person County, North Carolina civil suit against those legally responsible for the wrongful distribution of prescription opiates and damages caused thereby.

PERSON COUNTY, NORTH CAROLINA (hereinafter "CLIENT") hereby retains the law firm MCHUGH FULLER LAW GROUP, PLLC, pursuant to the North Carolina Rules of Professional Responsibility, on a contingent fee basis, to pursue all civil remedies against those in the chain of distribution of prescription opiates responsible for the opioid epidemic which is plaguing Person County, North Carolina, including, but not limited to, filing a claim for public nuisance to abate the damages caused thereby. **Michael Jay Fuller, Jr., Esq.** of the law firm MCHUGH FULLER LAW GROUP, PLLC shall serve as LEAD COUNSEL. CLIENT authorizes lead counsel to employ and/or associate additional counsel, with consent of CLIENT, to assist LEAD COUNSEL in the just prosecution of the case. CLIENT consents to the participation of the following firms:

GREENE, KETCHUM, FARRELL, BAILEY & TWEEL, LLP  
419 11th Street  
Huntington, West Virginia

LEVIN, PAPANTONIO, THOMAS, MITCHELL, RAFFERTY & PROCTOR, PA  
316 South Baylen Street  
Pensacola, Florida

BARON & BUDD, PC  
3102 Oak Lawn Avenue #1100  
Dallas, Texas

HILL PETERSON CARPER BEE & DEITZLER PLLC  
500 Tracy Way  
Charleston, West Virginia

MCHUGH FULLER LAW GROUP  
97 Elias Whiddon Rd  
Hattiesburg, Mississippi

POWELL & MAJESTRO, PLLC  
405 Capitol Street, Suite P-1200  
Charleston, West Virginia

PINTO, COATES, KYRE & BOWERS, PLLC  
3203 Brassfield Rd.  
Greensboro, North Carolina

DONALD R. VAUGHAN AND ASSOCIATES  
612 W. Friendly Avenue  
Greensboro, North Carolina

GEORGE B. DANIEL, P.A.  
139 E. Main Street  
Yanceyville, North Carolina

In consideration, CLIENT agrees to pay twenty-five percent (25%) of the total recovery (gross) in favor of the CLIENT as an attorney fee whether the claim is resolved by compromise, settlement, or trial and verdict (and appeal). The gross recovery shall be calculated on the amount obtained before the deduction of costs and expenses. CLIENT grants Attorneys an interest in a fee based on the gross recovery. If a court awards attorneys' fees, Attorneys shall receive the "greater of" the gross recovery-based contingent fee or the attorneys' fees awarded. **There is no fee if there is no recovery.**

MCHUGH FULLER LAW GROUP, PLLC and the other law firms, hereinafter referred to as the "Attorneys," agree to advance all litigation expenses necessary to prosecute these claims. All such litigation expenses, including the reasonable internal costs of electronically stored information (ESI) and electronic discovery generally or the direct costs incurred from any outside contractor for those services, will be deducted from any recovery after the contingent fee is calculated. **There is no reimbursement of litigation expenses if there is no recovery.**

The CLIENT acknowledges this fee is reasonable given the time and labor required, the novelty and difficulty of the questions involved, and the skill requisite to perform the legal service properly, the likelihood this employment will preclude other employment by the Attorneys, the fee customarily charged in the locality for similar legal services, the anticipated (contingent) litigation expenses and the anticipated results obtained, the experience, reputation, and ability of the lawyer or lawyers performing the services and the fact that the fee is contingent upon a successful recovery.

This litigation is intended to address a significant problem in the community. The litigation focuses on the manufacturers and wholesale distributors and their role in the diversion of millions of prescription opiates into the illicit market which has resulted in opioid addiction, abuse, morbidity and mortality. There is no easy solution and no precedent for such an action against this sector of the industry. Many of the facts of the case are locked behind closed doors. The billion dollar industry denies liability. The litigation will be very expensive and the litigation expenses will be advanced by the Attorneys with reimbursement contingent upon a successful recovery. The outcome is uncertain, like all civil litigation, with compensation contingent upon a successful recovery. Consequently, there must be a clear understanding between the CLIENT and the Attorneys regarding the definition of a "successful recovery."

The Attorneys intend to present a damage model designed to abate the public health and safety crisis. This damage model may take the form of money damages or equitable remedies (e.g., abatement fund). The purpose of the lawsuit is to seek reimbursement of the costs incurred in the past fighting the opioid epidemic and/or to recover the funds necessary to abate the health and safety crisis caused by the unlawful conduct of the manufacturers and wholesale distributors. The CLIENT agrees to compensate the Attorneys, contingent upon prevailing, by paying 25% of any settlement/resolution/judgment, in favor of the CLIENT, whether it takes the form of monetary damages or equitable relief. For instance, if the remedy is in the form of monetary damages, CLIENT agrees to pay 25% of the gross amount to Attorneys as compensation and then reimburse the reasonable litigation expenses. If the remedy is in the form of equitable relief (e.g., abatement fund), CLIENT agrees to pay 25% of the gross value of the equitable relief to the Attorneys as compensation and then reimburse the reasonable litigation expenses. To be clear, Attorneys shall not be paid nor receive reimbursement from public funds. However, any judgment arising from successful prosecution of the case, or any consideration arising from a settlement of the matter, whether monetary or equitable, shall not be considered public funds for purposes of calculating the contingent fee. Under no circumstances shall the CLIENT be obligated to pay any Attorneys fee or any litigation expenses except from moneys expended by defendant(s) pursuant to the resolution of the CLIENT's claims. If the defendant(s) expend their own resources to abate the public health and safety crisis in exchange for a release of liability, then the Attorneys will be paid the designated contingent fee from the resources expended by the defendant(s). CLIENT acknowledges this is a necessary condition required by the Attorneys to dedicate their time and invest their resources on a contingent basis to this enormous project. If the defendant(s) negotiate a release of liability, then the Attorneys should be compensated based upon the consideration offered to induce the dismissal of the lawsuit. The foregoing notwithstanding, Client shall not be obligated to pay any attorney fees and/or litigation expenses except from funds

furnished by Defendants.

The division of fees, expenses and labor between the Attorneys will be decided by private agreement between the law firms and subject to approval by the CLIENT. Any division of fees will be governed by the North Carolina Rules of Professional Conduct including: (1) the division of fees is in proportion to the services performed by each lawyer or each lawyer assumes joint responsibility for the representation and agrees to be available for consultation with the CLIENT; (2) the CLIENT agrees to the arrangement, including the share each lawyer will receive, and the agreement is confirmed in this writing; and (3) the total fee is *reasonable*.

LEAD COUNSEL shall appoint a contact person to keep the CLIENT reasonably informed about the status of the matter in a manner deemed appropriate by the CLIENT. The CLIENT at all times shall retain the authority to decide the disposition of the case and maintain absolute control of the litigation.

Upon conclusion of this matter, LEAD COUNSEL shall provide the CLIENT with a written statement stating the outcome of the matter and, if there is a recovery, showing the remittance to the client and the method of its determination. The closing statement shall specify the manner in which the compensation was determined under the agreement, any costs and expenses deducted by the lawyer from the judgment or settlement involved, and, if applicable, the actual division of the lawyers' fees with a lawyer not in the same firm, as required in Rule 1.05 (e)(3) of the North Carolina Rules of Professional Conduct. The closing statement shall be signed by the CLIENT and each attorney among whom the fee is being divided.


Nothing in this Agreement and nothing in the Attorneys' statement to the CLIENT may be construed as a promise or guarantee about the outcome of this matter. The Attorneys make no such promises or guarantees. Attorneys' comments about the outcome of this matter are expressions of opinion only and the Attorneys make no guarantee as to the outcome of any litigation, settlement or trial proceedings.

SIGNED, this 22<sup>nd</sup> day of January, 2018.

Person County Board of Commissioners

  
Tracey L. Kendrick, Chairman

  
Gordon Powell, Vice-Chairman

  
Jimmy B. Clayton

  
Kyle W. Puryear

  
B. Ray Jeffers

Accepted:

McHUGH FULLER LAW GROUP, PLLC  
97 Elias Whiddon Rd  
Hattiesburg, MS 39402  
(601) 261-2220



By \_\_\_\_\_  
Michael J. Fuller, Jr., Esq.  
Lead Counsel

\_\_\_\_\_  
Date

**CHAIRMAN'S REPORT:**

Chairman Kendrick thanked the community for being engaged with the volunteer fire departments funding by providing input, ideas and perspective related to the request to the County for additional funding.

**MANAGER'S REPORT:**

County Manager, Heidi York stated the Board's next meeting would be its annual Board Retreat on February 5, 2018 with arrival by 8:30am and the retreat to start at 9:00am at the Timberlake Public Safety Satellite Facility. She also noted that Person County Business Industrial Council will hold a joint meeting with the Board of Commissioners and Roxboro City Council on January 23, 2018 at 2:00pm in Room S-100 at Piedmont Community College as well as a goal setting retreat on February 26, 2018 starting at 9:00am to 4:00pm at Carolina Pride's facility.

**COMMISSIONER REPORT/COMMENTS:**

Commissioner Jeffers requested that the Economic Development Commission Chairman's request for the City of Roxboro's representative to have voting privileges be placed on the February 5, 2018 Board Retreat agenda.

Commissioner Clayton thanked the Board for its support of the Resolution related to K-3 Class Size Implementation noting the state many times impacts local funding with its mandates. In addition, he opined that House Bill 56 was bad for local governments and will cost counties money. Commissioner Clayton encouraged his fellow commissioners to speak with legislators relating to these bills that impact local government without the needed funding.

Commissioner Puryear reported the annual Roxboro Area Chamber of Commerce Banquet will be held on January 25, 2018 at Palace Pointe.

Vice Chairman Powell reported the Economic Development Commission meeting scheduled for January 23, 2018 was cancelled.

Vice Chairman Powell commented on the letters the Board has received from volunteer fire departments (VFDs) and rescue indicating their plans for the upcoming budget year. He noted there were misconceptions related to the two proposals before the Board, comparing the designated fire tax to the sales tax designated to funding VFDs. Vice Chairman Powell stated he was not taking sides at this point with a fire tax district or a designated sales tax noting he wanted a more complete understanding of the two proposals. He explained that a fire tax district or a designated sales tax could change annually, with funding maintained, increased, reduced or eliminated by county officials during any given budget process. Vice Chairman Powell said that funds are budgeted and levied each year by the Board of Commissioners noting there was no state mandate to fund VFDs.

**January 22, 2018**

Vice Chairman Powell used the example that should the County levy a 4% tax, that tax could be maintained, increased, reduced to zero at any budget session. He said any such tax would not be an absolute.

### **CLOSED SESSION #1**

A **motion** was made by Vice Chairman Powell and **carried 5-0** to enter into Closed Session per General Statute 143-318.11(a)(5) at 9:32am to establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease; or (ii) the amount of compensation and other material terms of an employment contract or proposed employment contract with the following individuals permitted to attend: County Manager, Heidi York, Clerk to the Board, Brenda Reaves, County Attorney, Ron Aycock, Assistant County Manager, Sybil Tate, IT Director, Chris Puryear and 911 Communications Manager, Brett Wrenn.

Chairman Kendrick announced a brief recess at 9:32am and reconvened the meeting for Closed Session #1 at 9:38am.

A **motion** was made by Commissioner Jeffers and **carried 5-0** to return to open session at 9:43am.

A **motion** was made by Commissioner Jeffers and **carried 5-0** to deny the City of Roxboro's request to fund 25% of the up-fit for the 911 Communications Tower.

## **CLOSED SESSION #2**

A **motion** was made by Vice Chairman Powell and **carried 5-0** to enter into Closed Session per General Statute 143-318.11(a)(3) at 9:44am for the purpose to consult with the county attorney in order to preserve the attorney-client privilege with the following individuals permitted to attend: County Manager, Heidi York, Clerk to the Board, Brenda Reaves, County Attorney, Ron Aycock, Health Director, Janet Clayton and CliftonLarson Allen Principal, Gary Massey.

A **motion** was made by Commissioner Jeffers and **carried 5-0** to return to open session at 10:24am.

A **motion** was made by Commissioner Puryear and **carried 5-0** to authorize staff to enter into a contract with CliftonLarsonAllen LLP for the assistance with the consideration of a sale and conveyance of Home Health and Hospice.

## **ADJOURNMENT:**

A **motion** was made by Commissioner Puryear and **carried 5-0** to adjourn the meeting at 10:26am.

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Brenda B. Reaves  
Clerk to the Board

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Tracey L. Kendrick  
Chairman

**January 22, 2018**