

RESOLUTION OF THE STOKES COUNTY BOARD OF COMMISSIONERS

WHEREAS, a major goal of the North Carolina Association of County Commissioners has been to obtain legislation that would give all counties in North Carolina the flexibility to organize human services in such a way as to promote efficiency and effectiveness in their administration by removing the population threshold of 425,000 which rendered only three counties in the State eligible; and

WHEREAS, the North Carolina General Assembly passed House Bill 438 and the Governor of North Carolina on June 29, 2012 approved and signed the said bill, which is now Session Law 2012-126; and

WHEREAS, Session Law 2012-126 amends North Carolina General Statute 153A-77, which now provides that all Boards of County Commissioners in North Carolina may assume direct control of any activities theretofore conducted by or through the Board of Health and the Social Services Board and assume all powers, duties and responsibilities of the Board of Health and the Social Services Board; and

WHEREAS, the powers, duties and responsibilities of the Board of Health and the Social Services Board are set out in North Carolina General Statutes 130A-39 and 108A-9; and

WHEREAS, the Board of Commissioners may exercise the powers, duties, responsibilities and authority contained in North Carolina General Statute 153A-77 after a public hearing held by the Board pursuant to 30 days' notice of said public hearing given in a newspaper having general circulation in said county, which notice was duly given and which public hearing was duly held by the Board of Commissioners at the Board's regular meeting on October 8, 2012.

WHEREAS, North Carolina General Statute 153A-77 also provides that a Board of County Commissioners that has assumed direct control of a local health board and a local social services board and that does not delegate the powers and duties of those boards to a consolidated human services board shall appoint a human services advisory committee consistent with the membership requirements described in North Carolina General Statute 130A-35; and

WHEREAS, the membership requirements of North Carolina General Statute 130A-35 are that the human services advisory committee shall be composed of 11 members. The composition of the committee shall reasonably reflect the population makeup of the county and shall include: one physician licensed to practice medicine in this State, one licensed dentist, one licensed optometrist, one licensed veterinarian, one registered nurse, one licensed pharmacist, one county commissioner, one professional engineer, and three representatives of the general public. Except as otherwise provided in this section, all members shall be residents of the

county. If there is not a licensed physician, a licensed dentist, a licensed veterinarian, a registered nurse, a licensed pharmacist, or a professional engineer available for appointment, an additional representative of the general public shall be appointed. If however, one of the designated professions has only one person residing in the county, the Board of Commissioners shall have the option of appointing that person or a member of the general public. In the event a licensed optometrist who is a resident of the county is not available for appointment, then the Board of Commissioners shall have the option of appointing either a licensed optometrist who is a resident of another county or a member of the general public; and

WHEREAS, the Board of Commissioners of Stokes County now desires to assume direct control of all activities heretofore conducted by or through the Stokes County Board of Health and the Stokes County Social Services Board and to assume all powers, duties, responsibilities, and authority of the Stokes County Board of Health and the Stokes County Social Services Board.

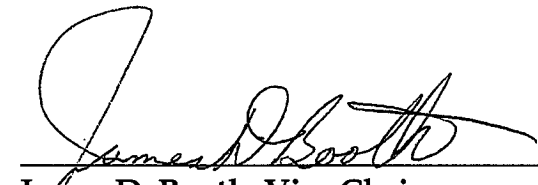
NOW THEREFORE BE IT RESOLVED BY THE STOKES COUNTY BOARD OF COMMISSIONERS AS FOLLOWS:

1. That pursuant to North Carolina General Statute 153A-77, the Stokes County Board of Commissioners hereby assumes direct control of all activities heretofore conducted by the Stokes County Board of Health and the Stokes County Social Services Board, hereby conferring upon the Stokes County Board of Commissioners all powers, duties, responsibilities and authorities of the Stokes County Board of Health and the Stokes County Social Services Board as are set out in North Carolina General Statutes 130A-39 and 108A-9, and the said Stokes County Board of Health and Stokes County Social Services Board are abolished as provided by law; and
2. That the Stokes County Board of Commissioners hereby assumes the duty of hiring and firing the Directors of the Stokes County Health Department and the Stokes County Department of Social Services, and the County Manager shall supervise both Directors; and
3. That the Directors of the Stokes County Health Department and the Stokes County Department of Social Services shall retain their authorities defined in North Carolina General Statutes 130A-41 and 108A-14; and
4. That the Employees of the Stokes County Health Department and the Stokes County Department of Social Services will continue to be subject to the North Carolina State Personnel Act as established by Chapter 126 of the North Carolina General Statutes; and
5. That the Stokes County Board of Commissioners hereby creates the 11 member Human Services Advisory Committee in accordance with the requirements of North Carolina General Statute 153A-77(a) and North Carolina General Statute 130A-35, and agrees to appoint members consistent with the said membership requirements. Three members of the said Human Services Advisory Committee shall be filled by individuals who have an interest or background in Social Services related areas; and

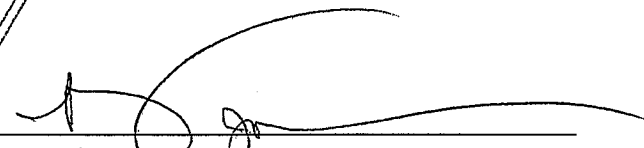
6. That the Clerk to the Board of Commissioners shall advertise in the local newspaper to advise the citizens of Stokes County to make application for such committee; and
7. That the Human Services Advisory Committee will meet quarterly, or as needed, to consider Health and Social Services related issues and will report to the Stokes County Board of Commissioners bi-annually, or as needed; and
8. That the Stokes County Board of Commissioners will complete any Health Department or Social Services training required by statute or as necessary for departmental accreditation; and
9. That the Stokes County Board of Commissioners retains all budgetary authority over the Stokes County Health Department and the Stokes County Department of Social Services.


Adopted at its regular meeting, this 10th day of June, 2013.


Ernest Lankford, Chairman



James D. Booth, Vice Chairman


J. Leon Inman, Commissioner


Ronda Jones, Commissioner


Jimmy Walker, Commissioner

Attest:


Darlene M. Bullins
Clerk to the Board of Commissioners