

MINUTES OF THE MEETING OF THE BOARD OF
ROWAN COUNTY COMMISSIONERS
REGULAR MEETING
OCTOBER 6, 1986

The Board of Rowan County Commissioners met in Regular Session in the Community Building on October 6, 1986 at 9:00 A.M. The following members were present: Commissioner Jamima DeMarcus, Commissioner Harry Sifford, Commissioner Richard Messinger, Chairman Hall Steele and Commissioner J. Newton Cohen.

Chairman Hall Steele called the meeting to order and Commissioner Sifford opened with prayer. .kp on

Commissioner Sifford made one correction to the minutes of September 2, 1986. To page 7, 1st. paragraph to change the word spend to spent. With this correction, Commissioner DeMarcus moved approval the minutes of September 2. Commissioner Messinger seconded with unanimous approval. Commissioner DeMarcus made one correction to the minutes of September 9. To change the word lead to lea in paragraph 4 on page 2. Commissioner DeMarcus made one correction to the minutes of September 15. Second paragraph, 1st. page to change \$125,000 to \$25,000. With these corrections, Commissioner Sifford made a motion to approve the minutes of September 9 and 15. Commissioner DeMarcus seconded with unanimous approval. Chairman Steele informed Commissioner DeMarcus that members of the Domiciliary Advisory Home would be invited to attend their meeting at a later date. The September 2 minutes read that members would be invited to the next meeting to discuss sub committees.

On monthly reports, Commissioner DeMarcus said there had been a lot of dedications. At Sloan Park, the new Assembly Area had been dedicated and Uncle Tom's Petting Barn at Dan Nicholas was dedicated. The East Branch Library was dedicated at a very fine ceremony and the Human Relation Council met and Mrs. DeMarcus commented that we do not have a vacancy on that committee that we are missing on our list the name of Catrelia Hunter, Rt. 1, Box 432, Cleveland, N.C. who was appointed. Mrs. DeMarcus said they elected officers and did some planning but nothing was definite until Commissioners approve the ordinance that the City has already approved. Mrs. DeMarcus commented that the Historical Properties Committee is making an inventory of all the Historical Markers in the County and plan to publish a paper on that.

Commissioner Sifford commented that he had attended the EMS recognition banquet for those members of the Emergency Medical Services who were awarded advanced life support certificates on September 2. Commissioner Sifford also commented that he and Chairman Steele had attended the Tri-County Mental Health annual recognition award banquet on September 3.

Commissioner Messinger said that he and Commissioner Cohen had attended the School Board meeting and that Commissioners would be hearing from them since they were on today's agenda.

Correspondence: From the County Commissioners Association a memo concerning additional information on the special separation allowance for law enforcement officers that the General Assembly had passed this year. This document gives us more information about how to compute in our financial impact on our operation on all officers who have reached the age of 55 with ten years of service or age 50 with thirty years of service a special allowance that will be granted to an officer who will retire. Mr. Russell said our potential impact now looks like \$86,000 if everyone who were eligible now would leave on January 1.

Second piece of correspondence is an article on Garbage as fuel: is it worth the headaches? Mr. Russell said was an excellent article on what we have to have in order to have an incinerator.

Third article- From the Department of Revenue a letter acknowledging receipt of our resolution which levies a one-half percent additional supplemental local government sales and use tax.

Fourth article - a letter from the Rowan County Rescue Squad in request of a vehicle. Maybe a surplus deputy car to be used to transport personnel around the county, and neighboring areas.

Fifth article- a letter from Vision Cable informing us that they were expanding their cable plant into areas where the density affords the opportunity to recoup a return on their investment. A bit of discussion followed concerning complaints that Commissioners had received about Vision Cable service. County Attorney Kluttz said he had received a letter from Base, the other cable company, with five objectives with the proposed ordinance. Mr. Kluttz instructed base to write him and tell him what their complaints were. Chairman Steele asked County Manager to

communicate their concern of lack of service to Vision Cable.

The sixth article a letter to Governor Martin from the County Manager concerning the out of court settlement of approximately forty-seven million dollars from Exxon Corporation. Mr. Russell had requested some consideration for an incinerator. Mr. Russell received a form letter from Governor Martin's office listing dates and places for public hearings to discuss how that money should be spent. He said he planned to attend one of them. The next item of correspondence from Office of State Budget and Management concerning the latest census report. July 1, 1985- total county estimates-\$103,448 used to distribute other allocations.

Another document from Salisbury-Rowan Chamber of Commerce an invitation to attend their fall planning retreat at Myrtle Beach on November 6,7,8 and 9. Also enclosed in Commissioners package, an annual audit report from the Salisbury-Rowan Economic Development Commission as of June 30. For information.

Road Petitions: Commissioner Cohen made a motion to add Linn Street and Upright Avenue to the secondary road system upon a recommendation by Charles Kluttz, Department of Transportation. Commissioner DeMarcus seconded with unanimous approval.

Commissioner Cohen made a motion to add Brenner Avenue Extension to the secondary road system to begin construction as requested by Don Honeycutt, District Engineer. Commissioner DeMarcus seconded with unanimous approval.

Board Appointments: Commissioner DeMarcus made a motion to appoint Mrs. Brenda Welch to the Granite Quarry Zoning Board of Adjustments as an extraterritorial member. This term of office will expire June 30, 1989. Commissioner Messinger seconded with unanimous approval.

Commissioner Cohen recommended nominating Sonny Allen to the Rowan County Industrial Facilities and Pollution Control Financing Authority. Commissioner DeMarcus recommended Don Weinhold. Commissioners Cohen and Messinger voting for Mr. Allen. Commissioners DeMarcus and Sifford voting for Mr. Weinhold. Chairman Steele breaking the tie with a vote for Mr. Weinhold.

Commissioner DeMarcus said the Salisbury-Rowan Good Neighbor Council should be the Salisbury-Rowan Human Relations Council and that Catrelia Hunter had replaced Leo Wallace who had resigned.

Appointment to the Tri-County Mental Health Committee was deferred and also additional appointments to the Domiciliary Home Advisory Council.

Public Hearings on three road name changes. County Manager said all residents had been sent public notice .

Public Hearing- Road Name Changes- Chairman Steele opened the floor to hear from residents opposing the road name change on SR1730- Bradshaw takeover Road requesting that the road name be changed to Old Bradshaw Road. No one wishing to speak for or against the name change, Chairman Steele closed the floor. Commissioner DeMarcus made a motion to change the name of Bradshaw takeover Road to Old Bradshaw Road. Commissioner Sifford seconded with unanimous approval.

Chairman Steele opened the floor to hear from residents opposing naming SR2582 Porter Road. It is a service road running north of Peach Orchard Road, East side of I-85, never been named. No one wishing to speak for or against, Chairman Steele closed the floor. Commissioner Cohen made a motion to name this road Porter Road. Commissioner Messinger seconded with unanimous approval.

Chairman Steele opened the floor to hear from residents opposing a road name change for SR1199 now Foutz Street to the original name Davis Drive. County Manager said all signatures were on the petition except for Mrs. Foutz who came in to his office and said she would not oppose the change. There being no one to speak for or against the name change, Chairman Steele declared the floor closed. Commissioner Cohen made a motion to approve the road name change. Commissioner DeMarcus seconded with unanimous approval.

Manager - reported Interest:

General Fund.....	\$ 145,921
Revenue Sharing.....	9,682
Myrtis Nicholas.....	174
Drainage.....	58
Revaluation.....	3,200
Library: East Branch....	2,149

Library: Main Branch.... 21
\$ 161,205

Refunds: From the office of Tax Collector:
Ambulance Fees to six persons
\$203.54

From the Inspection Department:
Issue to Voys W. Tysinger
\$78.60- Will not build addition.

Issue to Glenn B. Smith
\$15.68- Cannot build building at
this location.

Issue to Carl D. Overcash:
\$33.75- Will not use location for
building permit.

Issue to Daniel T. Smith:
\$8.00- Service included in permit
issued for DWMH set-up

Issue to Jack M. Goodnight:
\$15.00- Wants to cancel permit

From the Tax Supervisor's Office:
Issue to: Billy T. Beck
\$39.15- His boat was taxed twice

Commissioner DeMarcus made a motion to approve all the refunds.
Commissioner Messinger seconded with unanimous approval.

Commissioner Sifford made a motion to approve the following
 personnel: Ken E. Deal Personnel 2,369 New Position
 Personnel Director

Pamela Gillespie Admin. Tech II	Aging	1,086	Rep.-Diane Foster at 1,168
Dwight Hatley Dispatcher/Jailer	Sheriff	1,096	Rep.-Tim Honeycutt at 1,096
Randall Faggart Fire Marshall	Emerg. Serv.	1,455	Rep.-Robert Gunn at 1,688
Barbara Waddell Library Assist.	Library	912	
Lenita Bostian Clerk/Typist III	Soc. Serv.	890	Rep.-Gina Gobble at 935
Ella Edwards EMT	Amb.	836	New Position
Bennett Coe Semi-skilled Laborer	Parks	827	
Carol Graham Job Developer	Aging	1,353	Dena Martin at 1,541
Leonard Defeo, Sr. Jailer	Sheriff	1,096	Michael Williams at 1,096

Commissioner Demarcus seconded that the personnel be approved
 with unanimous approval.

Commissioner Messenger made a motion that approval be given for the sale of a tract of land that was bid at the Courthouse door at 12:00 o'clock noon on September 17, 1986 to the highest bidder Willie Lee Corpening, Sr. at \$3,040.00. Mr. Corpening was the only bidder. Commissioner Cohen seconded with unanimous approval. A down payment has been received and County Attorney, Clarence Kluttz has conveyed the deed which the Chairman will sign.

County Manager explained the proposal for allocation of merit funds as proposed by the County Personnel Committee. Commissioner Sifford made a motion to approve the proposal of the Personnel Committee which was based on the weighted average of the number of employees subject to merit reviews during this six month period, it was calculated that \$45,000 or 75% of the available funds would be the amount available, which would result in the availability of 41% of the units necessary to give all persons a two-unit merit increase. Commissioner DeMarcus seconded with unanimous approval.

In naming the New County Building, County Manager had listed some names. Some of which had come into the office from different sources. Such as: Peoples Building, Rowan County Complex, Rowan County Operations Center, Rowan County Agriculture and Communications Center Complex Facility, Seth S. Murdoch Building, recognizing the facility as two distinct buildings: Rowan County Agriculture Center (upper level) Rowan County Emergency Operations Center (lower level) and recognizing the naming of the auditorium as a separate item: Seth Murdoch Auditorium. Commissioner Messinger recommended the name of The Sifford Center on behalf of Commissioner Sifford who had spearheaded the project from the beginning. Commissioner DeMarcus commented that since the building would be used for two distinct separate purposes she liked naming the upper level Rowan County Agriculture Center and the lower level Rowan County Emergency Operations Center and she further contended that Commissioner Sifford deserves a lot of credit, but liked the idea of honoring the first County Manager, Seth Murdoch Auditorium. This was in the form of a motion. Commissioner Cohen seconded with unanimous approval.

County Manager told Commissioners that a recommendation made in the Transportation Development Plan for Rowan which was completed in August, 1985 by Paratransit Services, Inc. provides that the County must have a private non-profit organization to oversee the transportation function. Recommendation was to appoint a non-profit organization comprised of members from all groups of users of transportation services to oversee the operations of the joint dispatching process, application and recipient of Federal/State grant funds. These departments are: Office on Aging, Special Populations, Department of Social Services, Health Department, SOAR, Tri-County Mental Health Center, Association of Retarded Citizens and Rowan Ramblers/Visually-Impaired Citizens. Mr. Russell further commented that on October 13, bids will be opened to select the best qualified vendor to operate the management of the joint dispatching system for all the participating agencies' vehicles. Four new vehicles will be awarded to Rowan to be purchased with 90% federal/state funds upon awarding of the management system for dispatching the human service vehicles. Mr. Russell said that in the report it was recommended that this committee take the place of the Community Service Council. Commissioner DeMarcus said she needed clarification and would like to defer this. That she was not clear if the appointments should be given to staff or volunteers. Commissioner Messinger recommended that a letter be written to each of the department requesting that they recommend a person to us either staff or director. Someone willing to put some time into it. Commissioner DeMarcus said they need to know that it is a group venture and not just for their agency along and not just looking after one person's interest although they bring that knowledge to the board. Commissioner Sifford said there were eight agencies and the committee called for nine and asked if the ninth person would be a Commissioner or from the County Manager's office. County Manager suggested someone from his office in order to keep taps on and also for staffing. Chairman Steele asked Mr. Russell to send the letters out.

County Manager informed Commissioners that since the new Personnel Director had been on board he had already created a couple of things they wanted to do. The first thing being a Centralized Applicant Referral System that will be implemented on October 13. This system will permit individuals to express interest at one location for possible consideration for any vacant position in County government. The next being policies: concerning adverse weather conditions, accounting for time not worked and make-up time provisions because of adverse weather conditions. Section four deals with Secondary Employment and a form for the employee to fill out if he/she takes or is considering a second job.

Wayne Simpson, Tax Collector reported September collections for all units, and all years amounted to \$1,174,887.32. He reported that an in-house audit report is being prepared and will be mailed early next week. Mr. Simpson also reported that ambulance fees reached the 70% mark for the first time during the quarter just ended. Landfill fees totaled \$41,967.90 for the first three months under the new billing system.

Chairman Steele explained that Mr. Ray Paradowski was here to give the other side of the story to complaints that had been presented to Commissioners by the "Citizens For A Safe Environment" committee. Mr. Paradowski told Commissioners that National Starch and Chemical Corporation had hired a consulting firm to thoroughly study the Cedar Springs Road site where waste was buried to determine whether it presents a problem. The site has been nominated to the Environmental Protection Agency's National Protection Superfund list of hazardous waste sites. Commissioners heard the site is not on the list. Mr. Paradowski also talked about the explosion in 1983 and another explosion last year that burned two workers and a major acid leak in August, 1984. Mr. Paradowski told the board that National Starch has spent \$800,000 so far this year putting safety ahead of profitability.

Mr. Ogden Gerald, Chief of Air Quality Section of the North Carolina Department of National Resources and Community Development told Commissioners that his department was limited in what it could do in the event of accidents and emissions. He said a number of air pollutants and emissions are not regulated by law. He said his department is working to get legislation passed in the North Carolina General Assembly that would give the State the power to regulate any pollutant if it caused any damage. Mr. Gerald said the Air Toxics Analysis Response Team will periodically monitor the National Starch plant checking on past damage to vegetation and make sure no more damage is noted. Commissioner Cohen said National Starch has been a good corporate citizen and did not violate any laws at the time it buried the waste.

Commissioners then heard a long-range plan for use of capital-outlay funds from the County School Board which calls for \$11.2 million. The plan called for nine more guidance counselors, seven more teachers for academically gifted children, as well as more teachers in the elementary drama, music, chorus for grades-7-12 elementary physical education, art and second language for all grades. Also a dance coordinator and fourteen curriculum specialists.

Dr. Martha West talked to Commissioners about the need for these teachers; and Dr. Scarlette said that more students could be reached in chorus if more teachers were available. Dr. West told Commissioners that under the state's basic education plan, county schools will have to show that they are providing opportunities for children to learn skills outside the standard course of study - she further stated that personnel needs are primarily in elementary education.

Commissioner Messinger mentioned that the schools will receive a substantial amount of money through sales tax and stated that the Commissioners need to be in tune as to how we will spend the money.

Commissioner DeMarcus said she was in favor of the new school bus garage. Commissioner Messinger commented that they need to take a hard look and not go overboard.

Glenn Ketner, Jr. presented the City School's long range capital-outlay plan. Mr. Ketner explained that their needs was based on past things that have been left undone for a number of years and now has to be taken care of. For example, roofs, they could set aside \$67,000 but the system needs \$210,000 to replace the roof at Knox Middle School. Also Knox needs a new activity bus, adding that one broke down out of town and students had to be taken back to Salisbury in a High Point bus.

Commissioner Cohen told Mr. Ketner that he did not see how the county could allocate more per pupil to city schools than to county schools.

Commissioner Cohen suggested a \$15 million bond referendum to help fund both requests, with the bonds to be repaid with half-cent sales tax revenues. Mr. Ketner said it would take time to campaign for and pass a bond issue, and that would not help the city schools' immediate needs.

Chairman Steele said "it doesn't look like we're going to resolve this thing today".

Chairman Steele said it looks like Commissioners have to make a major decision on how to distribute \$700,000 for water and sewer projects. Chairman Steele said this sounded like a lot of money until he saw the needs of municipalities and requests from EDC. The request from Grinnell Fire Protection Systems is \$40,000 to pay for extending a large sewer line from its plant to Cleveland's pump station.

Chrystal Hill Investments Inc. of Columbia, Md., wants \$174,500 to extend water and sewer to land the company has optioned for an industrial park on Grace Church Road.

Commissioner Messinger asked the County Manager how much the county had set aside for water and sewer expansion. Mr. Russell told him, \$400,000. \$225,000 a year, last year we brought over about \$175,000 unspent into a reserve. Appropriating \$225,000 this year so the sum of those two would be \$400,000 currently available and if the Commissioners choose to follow the same practice of setting aside roughly .01 which is \$225,000 (initially started at) that would increase to \$400,000 for the two years which would be available of county appropriations.

Commissioners then heard a request from The Shea Company of Richmond, Va. wanting \$155,000 to extend water and sewer into a planned industrial park on U.S. 29-601 and Cedar Springs Road.

Benny Craige, Mayor Pro-Tem, E. Spencer and Bob Moore, a representative from Old South Marketing of King asked for \$112,500 to extend water and sewer to a planned Quality Inn on Interstate 85 at exit 79. Mayor Craige explained that this motel would employ 75 persons and generate a payroll of \$300,000 a year. The tax revenue yearly will be approximately \$40,000.

W.D. Smith of Circle Drive Mobile Home Park has asked for \$178,031 to extend water and sewer to the mobile home park on Airport Road.

Tom Kern, Developer and Owner of Kern Business Park, asked for 50% reimbursement for extending water and sewer to the business park. He is asking for \$42,500.

Belle Realty Company wants \$150,000 for extending water and sewer lines to Westwood, a tract of undeveloped land that has mobile homes on it now.

601/70 Development Co. Mr. Lee Wallace wants a reimbursement of \$15,000 for extending lines to Kern Business Park. Kern and 601/70 Development Co. paid to extend sewer from the new mall to Kern Business Park which is adjacent to the mall. Mr. Wallace said it was his understanding that the money was available for past or current economic developments.

The Town of Spencer is asking for \$200,000, Landis said they had a definite need for additional funding, The City of Salisbury submitted four different requests and asked that any or all be funded.

County Attorney Kluttz commented that he did not think it was a good idea to pay for extending water and sewer to vacant land planned for an industrial park. Mr. Kluttz said the developer could change his mind and put apartments on the site if he wanted.

Mr. Russell said Grinnell and the Quality Inn might qualify under the county's water-sewer program. Commissioner Cohen added that since both sites might be annexed by nearby towns, the formula is different and the projects might not qualify.

Chairman Steele recommended that an adjourned meeting be considered to make these decisions for allocating the Senate Bill 2 money.

Commissioner DeMarcus informed the Board that she had attended the last meeting of the Human Relations Council. She said they elected officers and had made some changes on their committee, but this would not affect the commission. Commissioner DeMarcus moved the adoption of the Salisbury-Rowan Human Relations Council Ordinance which the City had already approved. Commissioner Messinger seconded with unanimous approval. This ordinance will supersede the previous ordinance approved by the board.

Commissioner Messinger made a motion to give Doug Tennent, Architect permission to proceed with the construction of Phase I- \$219,000 of renovations to the Department of Social Services Building and also to fund part of Phase 2- a new boiler and chiller estimated at \$30,000. Commissioner DeMarcus seconded with unanimous approval.

Commissioner Messinger made a motion to approve the request of Dr. Betsy Detty, Chairman CBA Task Force to expand the CBA 's existing five programs and also to add a new in-school suspension program at Corriher-Lipe Junior High School at a cost of \$3,654. Commissioner DeMarcus seconded with unanimous approval.

Commissioner DeMarcus made a motion to approve the recommendation from Dr. Detty to nominate Hilory Frank Jones, Jr. as a new member to the CBA Task Force. Commissioner Messinger seconded with Commissioner Cohen abstaining.

Chairman Steele calling the meeting back to order after a break, Frieda Nikolai, Chairman of the Evergreen Senior Activities Center requested that Commissioners fund \$160,000 of a proposed \$600,000 cost. Commissioner Messinger suggested that the county might commit a certain amount such as \$50,000 and then commit itself to give \$1 for each additional \$3 raised.

Mr. Phillippi told Commissioner Messinger that they were considering a tract of land owned by the City of Salisbury near Cone Mills. Mrs. Nikoli said the important thing is a commitment .

Chairman Steele said we have to call a call meeting to wrestle this and make a decision. Commissioner Messinger said he was not ready for a motion that he would have to give it more thought. Attorney Kluttz said it would be difficult to obligate future boards to what they decide. Commissioner Cohen recommended tabling until next scheduled meeting when they meet to take-up Senate Bill 2- and will do this as soon as possible.

The next issue to come before the Commissioners were the Citizens Opposing the newly proposed Landfill Site in Western Rowan-Land belonging to Carl and Bronnie Hall.

William Farthing, Attorney for the committee told Commissioners the people feel like they had acted improperly. Mr. Farthing told Commissioners the residents have found another piece of property for sale and have gathered 1,403 signatures on a petition opposing the landfill. They have formed a group called "STINC"- Send Trash to the Incinerator Not to the County.

The other available property for sale as proposed by STINC is: 370 acres owned by the Powles family across from Celanese Fibers on US70 and NC801. Commissioner Messinger said this property is closer to where the county still hopes to put an incinerator. Commissioner Cohen stated that a bond referendum of at least \$14 million would be needed to build an incinerator.

Their attorney also suggested that Commissioners consider buying 100 acres of Union Carbide land adjacent to Celanese on U.S. 70, but the County Manager reported that this land is selling for about \$8,000 an acre and only half would be usable for a landfill.

The Commissioners explained to the Committee why they had ruled out other land sites. Attorney Farthing told Commissioners the question of where a landfill must go should be discussed before the search for property begins. He further stated there have been no guidelines, no standards, accusing the Commissioners of getting an option on the site they wanted, then justifying it after the fact. He suggested forming a citizens task force, studying possible landfill sites and considering an incinerator for about four months, then holding public hearing.

Commissioner Sifford said the county has followed a fairly exhaustive process to decide where to put a landfill. County officials consulted with state agencies and sent letters to every real estate broker in the county asking them to let the county know of landowners that might be willing to sell for a landfill.

Commissioner DeMarcus said the county also had a committee negotiating for a landfill.

Commissioner Sifford also said Attorney Farthing was wrong when he said that finding a landfill was not a public process. Legal notices were put in the newspaper and brokers were asked to refer landowners to the county.

Commissioner Sifford also stated that locating a landfill is not done based on where people want it, but on where the land will qualify. He reassured the irate group that state agencies strictly regulate where landfill can go, the only thing that has been done is option a piece of property.

Commissioners heard a complaint also from Attorney Vic Bost who was representing his sister, Tina Bost Hall and her husband, David Hall. They restored a historic house near Carl Hall's property known both as the Osborne-Foard House and the Peter Stewart Ney House. Mr. Bost said this house is on the tour list and is a very important part of Rowan County history.

Also heard complaints from William Cowan, a member of the Shady Grove Baptist Church adjacent to the proposed landfill said no Church would want to be beside a landfill; and produce farmer, Tim Hoffner who said this landfill could very possibly put him out of business- questioning if the fumes from empty cans (a type of herbicide) on the way to the landfill would hurt crops in the area. Commissioner Sifford said the county has no liability insurance -not offered by any insurance company (high risk).

David Knox, a resident told Commissioners that you have to look 25-50 years down the road- "you have to look at the future"; and thanked the Commissioners for their time and consideration.

Commissioner DeMarcus made a motion to adjourn this meeting and reconvene next Monday on the 13th. at 9:00 and take up Senate Bill 2 and Evergreen Senior Citizens Center. Commissioner Messinger seconded with unanimous approval.

There being no further business, Chairman Steele adjourned the meeting until Monday the 13th. at 9:00 a.m.

Respectfully submitted,

Brenda L. Honeycutt, Clerk
Board of County Commissioners