

MINUTES OF THE MEETING OF THE BOARD OF
ROWAN COUNTY COMMISSIONERS
REGULAR MEETING
APRIL 6, 1987

The Board of Rowan County Commissioners met in Regular Session in the Community Building on April 6, 1987 at 9:00 A.M. The following members were present: Chairman Richard Messinger, Vice-Chairman J. Newton Cohen, Sr., Commissioner Jamima DeMarcus, Commissioner George Knox and Commissioner Wilborn Swaim.

Chairman Messinger called the meeting to order and Commissioner Knox opened with prayer.

Commissioner Knox made a motion to approve the minutes of March 2 and March 11 as mailed. Commissioner DeMarcus seconded with unanimous approval.

As additions to the agenda: Commissioner DeMarcus asked to hear an update on the Prenatal Clinic, requested to discuss the Salisbury-Rowan Human Relations Council and Recycling and Hazardous Waste. Commissioner Knox asked to talk to Commissioners about his visit with the City concerning Radio Dispatch.

County Manager reported Correspondence: (1) A letter from State of North Carolina Hazardous Waste Treatment Commission submitted as the results of a meeting in which Mr. Russell and Commissioner Cohen had attended. The State has reduced the number of sites in Rowan from thirteen to seven and enclosed a list of those sites and explanations. Commissioner DeMarcus said since Rowan County has seven of the forty-nine sites still on the identification list, she thought we should take some action today on an Ordinance concerning Hazardous Waste Facilities. To show our concern and reluctance to having that placed in Rowan County. To see that assurance is given concerning, transportation routes, a local on-going monitoring program including Air Pollution, Water and Soil Pollution and constant testing and we should be sure that it is completely funded and that some compensation for having a site in the County and a certain amount of money put in escrow or what ever way is desirable to be ready for a clean-up. She said she did not want a facility in Rowan County; and that we should have some input into that decision. Chairman Messinger asked Commissioner DeMarcus and Mr. Russell to look into writing an Ordinance(maybe using

Alamance County as a model) using guidelines that they considered reasonable and could live with; to take a look at it next month.

(2) A letter from Attorney Malcolm Blankenship on March 31 addressed to Mid-State Land Company indicating this company has been and still is in violation of the Rowan County Soil Erosion and Sedimentation Control Ordinance. Our staff has been monitoring this and finally has been forced to seek legal help to hopefully prompt their action but they have not yet complied with; and our attorney, Clarence Kluttz, said this Commission would have the authority to proceed legally. Commissioner Swaim made a motion for this Board to proceed legally the imposition of the civil penalties and the authorization of legal action against Mid-State Land Company. Commissioner Knox seconded with unanimous approval.

(3) Letter from Historic Salisbury Foundation. They are interested in having a say-so or part into the sale of the Old Post Office. They have identified their needs and concerns that may occur in the process of the sell. Mr. Russell told Mr. Norvell, President that the County would work with him the best way we could.

(4) A letter from Kluttz and Hamlin addressed to Mecklenburg County Tax Attorney concerning a request by Duke Power Company for Exemption from Taxation of Special Nuclear Materials. Mr. Kluttz, County Attorney was happy to report that this does not affect Rowan County and there would be no tax lost.

(5) A letter from Jean Ramsey, Register of Deeds requesting that an increase of \$10,000 be allotted to her Supplies Account. Commissioner DeMarcus moved that we approve her request. Commissioner Knox seconded. Motion amended to adjust projected revenues to pay for it. Commissioner Cohen made a substitute motion to increase Mrs. Ramsey's supply line item by \$6,000. Commissioner Swaim seconded. Commissioners DeMarcus and Knox voting against. The motion passing with Chairman Messinger voting for.

(6) A letter from Stanley Graham, G & G Recycling Services, informing Commissioners of his services which would help to alleviate unnecessary waste flow and in turn, increase landfill life through recycling. Commissioners agreed to refer this letter to Wayne Lackey, Supervisor of the Rowan County Landfill. (all correspondence attached)

Commissioner DeMarcus made a motion to approve the 1986-87 budget transfers from the Rowan County Board of Education. Commissioner Swaim seconded. The motion passing with Commissioner Cohen voting against. (attachment #7)

County Manager asked Commissioners who would be attending the Legislative Briefing on April 15 at the Mission Inn, Raleigh, N.C.? Asked them to let him know.

County Manager noted House Bill 166- Rural Fire Insurance Rate Reduction. Has not been passed yet. Mr. Russell said this could affect Atwell, Cleveland Community, Liberty and Rowan-Iredell Fire Departments. (attachment # 8)

The draft of the Rowan County Voluntary Farmland Preservation Program Ordinance was tabled.

County Manager had included in Commissioner's package, a message from the Chairman of the North Carolina Commission on the Bicentennial of the United States Constitution. Also included, a report from Thad Eure, Secretary of State, A summary of the Forsyth County Public Library Program on the Constitution and a reference on books that were available concerning the Constitution. Commissioner Demarcus injected that our Rowan County Public Library is one of the nine libraries that received a State grant for stocking Bicentennial books. (attachment # 9)

Enclosed also: Newspaper copies concerning the problems Alamance County is having with landfill. (attachment # 10)

Chairman Messinger announced that he had to correct the Agenda by adding a Certificate of Appreciation which Commissioner Knox presented to County Manager, Baron Timothy Russell, saying, "It gives me a great deal of pleasure to present to you the J. Newton Cohen award for your dedicated service to the Commissioners of Rowan County". Chairman Messinger said, "We appreciate the help, guidance and assistance you gave us in Washington". Commissioner Cohen in presenting Mr. Russell with a gift said, "This is for being a nursemaid to Commissioners in Washington, making reservations, hotel accomodations, meals and everything in general".

Board Appointments: Commissioner DeMarcus moved approval the requests from Hilda Palmer, Town Manager, Spencer, N.C. to reappoint Mr. Herman Beaver as an extraterritorial member of the Spencer Planning Board, the appointment of Mr. George Suwalski as an extraterritorial member of the Spencer Planning Board, the reappointment of Robert Reese and Chelsea VonCannon as extraterritorial members to the Spencer Board of Adjustments. Commissioner Knox seconded with unanimous approval.

Commissioner Swaim made a motion to appoint Frieda Nikolai to the Aging Advisory Council to serve the unexpired term of Rev. Wayne Oaks who had

resigned. Commissioner Knox seconded. Commissioner DeMarcus moved that the nominations be closed. Commissioner Knox seconded. Ms. Nikolai was unanimously nominated to fill the unexpired term of Rev. Wayne Oaks which will expire July 2, 1988.

Commissioner Swaim made a motion to reappoint Hall Steele, from the County, Senator Paul Smith, General Assembly, and Jim Dunn, Municipal to the Yadkin P.D. River Basin Board of Directors for another three-year term. Commissioner Knox seconded with unanimous approval.

Mr. Wayne Simpson, Tax Collector reported deposits for the month to be \$638,679.13 a 112% increase over last year's March deposit of slightly over \$300,000.00. (attachment # 11)

Commissioner Cohen made a motion to authorize Wayne Simpson, Tax Collector to bill and collect Beer & Wine Licenses effective May 1, 1987. Commissioner Swaim seconded with unanimous approval. (attachment # 11)

Sheriff Martin informed Commissioners that the North Carolina Department of Corrections had informed him that the courtesy transportation of inmates would cease as of March 23, 1987. For this reason he is proposing the addition of two (2) new transportation officer positions and one additional vehicle. Commissioner Cohen made a motion to table this proposal. Commissioner Swaim seconded with unanimous approval. (attachment #12)

Sheriff Martin said as of March 26, they had overspent the budget for part-time employees. Commissioner DeMarcus moved to approve Sheriff's Martin request for new appropriations for part-time employees. \$11,100.00 to continue services for FY 86-87 and \$8,113.00 for new appropriations to cover deficit for a total of \$19,213,83. Commissioner Knox seconded with unanimous approval. (attachment #12)

Sheriff Martin said they have a total deficit of \$1,353.36 for office supplies with a few small outstanding encumbrances and is requesting new appropriations to cover the \$1,353.36 deficit and \$1,500.00 to fund them through the remainder of FY 86-87. Commissioner Swaim made a motion to approve this request with funds to be taken from the Sheriff's budget as County Manager sees fit. Commissioner Knox seconded with unanimous approval. (Attachment #12)

Sheriff Martin requested that they be permitted to keep six of the vehicles that will be retired when the new vehicles arrive. Commissioner Knox made a motion that three of the vehicles be approved. Commissioner DeMarcus seconded. The motion passing with Commissioner Cohen voting against. (attachment #12)

Commissioners tabled the Sheriff's request for additional funding for inmate meals.

Mayor Brown of Kannapolis requested that Commissioners approve a Resolution requesting an Election on the Merger of the Kannapolis Sanitary District, the Royal Oaks Sanitary District and the City of Kannapolis. Commissioner Swaim moved the authorization of this election for June 9, 1987. Commissioner Knox seconded with unanimous approval. (attachment # 13) (2 resolutions approved)

Mr. Carroll Crawford talked to Commissioners about his concern over septic tank permits and landfill charges. He asked Commissioners, "what do we get for \$75.00". Chairman Messinger told Mr. Crawford that we were doing a study on Environmental fees.

Commissioner DeMarcus explained that the Salisbury-Rowan Human Relations Council needed money to work with. They are requesting that \$800.00 be shared equally by City and County. Commissioner DeMarcus made a motion to approve \$400.00 for this year. Commissioner Knox seconded. Commissioners Cohen and Swaim voting against. The motion passing with the Chairman voting for. Commissioner swaim said he was worried about setting precedences.

Other requests from the Salisbury-Rowan Human Relations Council that Commissioners tabled were: Special programs, projects, workshops and other projected expenses amounting to \$1,600.00.

Mr. Bill Burgin along with Mr. Stallings, Superintendent Cabarrus Construction Company gave Commissioners an update on the progress of the Agriculture Center and the Rowan County Emergency Operations Center. Mr. Burgin asked Commissioners to approve or disapprove additional parking spaces. Commissioner Cohen made a motion to approve thirty-eight parking spaces which would be one-

half of the requests at a cost of \$14,261. Costs would include paving, gravel and curbing. Commissioner Swaim seconded with unanimous approval.

Commissioner DeMarcus made a motion to take the (approximate) \$3,000.00 in miscellaneous and move the yard sign which indicates the name of the building. Commissioner Cohen seconded with unanimous approval.

Commissioner DeMarcus made a motion that we authorize Mr. Ramsay to get a price on the twelve computer conduits that are needed for the lower level of the building and let the County Manager approve it. Commissioner Knox seconded with unanimous approval.

Chairman Messinger informed the Board that the Pre-natal Clinic would be in place by July 1, 1987.

Wayne Ashworth, Director of Emergency Management said Motorola, Inc. was the low bidder on the Consoles for the new building. Kustom Console, Inc. was second with a bid of \$148,985.74, Reisenweaver Communications was third with a bid of \$151,370.80 and another bid from Reisenweaver for \$173,455.00. Commissioner Swaim made a motion to approve the contract with Motorola, Inc. with the lowest bid of \$129,242.00. Commissioner Cohen seconded with unanimous approval. (attachment # 14)

Mr. Ashworth presented bids for Radio Control Stations with Alpha Communications, Inc. being the low bidder of \$10,318, Reisenweaver Communications- \$12,264 and Motorola, Inc. - \$15,741. Commissioner Swaim made a motion to award the contract to Alpha Communications, Inc. for \$10,318. Commissioner Cohen seconded with unanimous approval. (attachment #14)

Commissioner DeMarcus asked for an update on the placement of alarms. They had taken under advisement from Mr. Ashworth last month not to install alarm monitoring at the new building. To turn the entire package over to private industry including the schools. Commissioner Cohen made a motion for Rowan County to get out of the

answering and alarm system and turn all over to private industry including schools and let them get their own vendor and to notify the Sheriff or proper law enforcement in the County. Commissioner DeMarcus said she was against this. Commissioner Swaim said he would abstain from voting. Commissioner Knox made a substitute motion to allow all alarm systems except the County and City Operators to be put out to private industry to tune the schools in with our service. Commissioner DeMarcus seconded. Commissioner Cohen voting against. Commissioner Swaim abstaining. The motion passing with the Chairman voting for.

Commissioner Swaim made a motion to approve the lease between Southern Bell and the Rowan Public Library for land to be used for a parking lot. Commissioner Knox seconded with unanimous approval. The lease is for five years at \$100.00 per year. (attachment #15)

Mr. Barton discussed with Commissioners the powers and duties of the Board members. He said he needed clarification since none had been set by the Board of Commissioners leaving him in awkward positions at times. He said he needed policies for the sake of the Board and those working with the Library. Exa.- for Material selection. It was agreed that Commissioner DeMarcus would work with Mr. Barton on what authority the Board shall have and placed on the Agenda for next month's meeting.

Commissioners had received a copy of a letter from Mr. Mobley, County School Superintendent saying that the main building at the old Shuford School was their best and main points of operation and that they could not release it to the Vocational Workshop. (attachment #16) Chairman Messinger had requested that Ms. Olsen, Vocational Workshop Director be placed on the Agenda in order to let her know that Commissioners were trying to get space for her. Commissioner Swaim volunteered to discuss this further with Mr. Mobley.

Mr. Jim Hicks presented to Commissioners a report on the Principle Characteristics of a Proposed Tourism and Convention Authority which are: 1- The County Commissioners will allocate the tax revenues from the sale of alcoholic beverages for on-premise

consumption to the Chamber of Commerce. The estimated revenues for 1987 is \$30,000. 2- will endorse a room occupancy tax. 3- Authority will be a committee of the Chamber of Commerce. 4- The proposed occupancy tax will be 1%. Local bill will allow up to 3%. 5- Will allow for a late penalty charge for late payment of the tax. 6- The funds will be used for the advertising costs for visitors promotions, conventions, and tourism. This will include marketing, advertising, and promotional expenses to aid and encourage conventions and tourism. (attachment #17)

Commissioner DeMarcus said she would like to put a cap on the ABC funds given so it is not open-ended. She moved to approve the \$30,000 to fund the authority contingent upon the City to see their part of ABC funds and 1% of the local bill and asked for equal appointees to the committee. Commissioner Swaim seconded. The motion passing with Commissioner Cohen voting present.

Commissioner DeMarcus talked to Commissioners about recycling. She told them "Rowan County is on the verge of a garbage crisis"! She told them that recycling would lead to more revenue, extended life of the landfill and better attitudes and behavior about waste. Chairman Messinger asked County Manager to survey all counties in Central and Western North Carolina to see if a plan for this county would be feasible; then all members will take a county or city to visit and bring back what is being done.

Chairman Messinger tabled the Environmental Health Fees Study until next month in order to give Commissioners more time to study it.

Chairman Messinger said the Personnel Committee would be meeting in a week to go over the applications for a Codes Enforcement Officer.

Commissioners had received a copy of the Personnel Director's Monthly Activity Report and noted the Personnel Transactions that had occurred during the month of March, 1987. (attachment #18)

Commissioner DeMarcus made a motion to approve both budget amendments for the Library, one for projected revenue and the other for projected expenditures. Commissioner Swaim seconded with unanimous approval. (attachment #19)

County Manager reported Interest earned through March 31, 1987:

General Fund.....	\$ 331,541
Revenue Sharing.....	37,805
Myrtis Nicholas.....	648
Drainage.....	217
Revaluation.....	11,909
Library: East Branch.....	12,074
Library: Main Branch.....	152
Total Funds.....	<u>\$ 394,346</u>
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County Manager reported refunds: (attachments 20)

Ambulance refunds of \$558.30

To: C.E. Melchor the amount of \$142.50
reason- land turned out not to be suitable
for house with basement-
refund requested by Codes Enforcement Office

To: C.C. Trexler the amount of \$90.00
reason- decided to build a new house
refund requested by Codes Enforcement Office

To: Robert Lee Barber the amount of \$27.23
reason- improper charge
refund requested by Tax Supervisor

To: Home Federal Savings & Loan the amount of \$254.21
reason- improper charges
refund requested by Tax Supervisor

To: Jerry W. Putnam the amount of \$41.25
reason- improper charges
refund requested by Tax Supervisor

To: James V. Honeycutt, Jr. the amount of \$25.00
reason-decided not to buy property
refund requested by Health Department

To: Dennis Neigel the amount of \$70.00
reason-decided not to buy property
refund requested by Health Department

To: Steve Pennington the amount of \$25.00
reason- decided not to buy property
refund requested by Health Department

Commissioner Knox made a motion to approve all the refunds.
Commissioner Swaim seconded with unanimous approval.

Commissioners tentatively set May 27, May 28, June 2, June 3
and June 4 as a proposed schedule for budget preparation process.

Commissioner Knox made a motion to approve the Commissioner's
trip to Gallatin, Tennessee to look at their incinerator on April
21, 1987. Commissioner Swaim seconded with unanimous approval.

Commissioner DeMarcus made a motion to release the \$150,000.00
to the Evergreen Senior Activities Center during their ground
breaking ceremony on April 18. Commissioner Swaim seconded with
unanimous approval.

Chairman Messinger informed the Board that he would not be able
to attend their May meeting that he would be in Russia. He said
Vice-Chairman Cohen would chair the Board during that meeting.

Chairman said the Board of Equilization would meet on May 4
after the regular meeting of the County Commissioners.

Commissioner Knox made a motion for the Board to go into Executive Session to discuss Landfill Acquisition. Commissioner Swaim seconded with unanimous approval.

Commissioner Swaim made a motion to come out of Executive Session and back into Regular Session. Commissioner Knox seconded with unanimous approval.

No action was taken while in Executive Session.

There being no further business, Chairman Messinger adjourned the meeting until that night at 7:00 P.M. Commissioners will meet at Centenary Fire Station to hold a public hearing to receive the community's input on whether to establish a Service District to provide fire protection in the area or not. At 8:30 P.M. Commissioners will hold a public hearing at the Mount Ulla/Bear Poplar Fire Station Number 3 concerning the same issue.

Respectfully submitted,

Brenda L. Honeycutt, Clerk
Board of County Commissioners