

MINUTES OF THE MEETING OF THE BOARD
OF ROWAN COUNTY COMMISSIONERS
REGULAR MEETING
JUNE 5, 1989

The Board of Rowan County Commissioners met in Regular Session in the Community Building on June 5, 1989 at 9:00 a.m.

PRESENT: J. Newton Cohen, Sr., Chairman
Wilborn S. Swaim, Vice-Chairman
Henry H. Palmer, Member
George C. Knox, Member
Jamima P. DeMarcus, Member

The County Manager, Finance Director, County Attorney and Clerk to the Board were also present as well as various Rowan County Citizens and administrative staff.

Chairman Cohen called the meeting to order, and Commissioner DeMarcus gave the invocation.

APPROVAL OF MINUTES:

The following Minutes were submitted for approval:

May 1, 1989	(Regular Meeting)
May 22, 1989	(Budget Hearing)
May 23, 1989	(Adjourned-Budget Hearing)
May 24, 1989	(Adjourned-Budget Hearing)

May 1, 1989:

*Page 8 - "Request To Approve Food Catering Contract For Office On Aging Meal Sites" - 1st paragraph - Commissioner DeMarcus noted that The 'How Are You System I' Program should be The "Are You Ok?" Program.

*Page 12 - "Manager's Report" - Paragraph 3 - Commissioner DeMarcus noted that "...the Public Hearing on Wednesday, June 14, 1989..." should be changed to "...the Public Hearing on Tuesday, June 6, 1989..."

*Page 13 - "Other Business" - Paragraph 3 - Commissioner DeMarcus noted that the phrase "...they saw that more cardboard and paper (1/3 of everything brought to the landfill) came from the malls." should read "...they saw that cardboard and paper accounted for 1/3 of everything brought to the landfill."

*Page 13 - "Other Business" - Paragraph 6 - Commissioner Swaim noted a misspelled word, in that "...concern of the two-land

road..." should read "...concern of the two-lane road...".

*Page 14 - "Personnel" - Paragraph 5 - for better clarification, Commissioner DeMarcus suggested that the phrase "...Mr. Jim Foltz, Parks Directors, requested reclassification." should read "...Mr. Jim Foltz, Parks Directors, requested reclassification for Mr. E. R. Garmon at Sloan Park."

*Page 14 - "Personnel" - Paragraph 6 - Commissioner DeMarcus noted that the phrase "She suggested the Commission attend to audit the meeting." should read "She suggested the Parks and Recreation Personnel who took the Landscaping course at RCCC might attend the meeting."

May 22, 1989:

*Page 2 - "Army Aviation Support Facility" - Chairman Cohen noted that the phrase "Colonel Owens requested an increase of \$825 over last year's appropriation." should read "Colonel Owens requested an increase of \$825 over last year's appropriation for road (paving) to the hazardous waste container".

May 23, 1989:

*Page 1 - "Rowan County Tourism Authority" - Commissioner DeMarcus, Commissioner Palmer, and Chairman Cohen suggested that the phrase "...money in surplus was anticipated to be used for a computer for the Welcome Centers in the County." should read "...money in surplus was anticipated to be used for computer software packages for the Welcome Centers in the State."

*Page 2 - "Horizons Unlimited/Rowan Live and Learn" - Commissioner DeMarcus suggested that, for better clarity, the sentence "Commissioner DeMarcus stated that the Commission has never controlled line items, but anticipates this role changing in a merged school system" should read "Commissioner DeMarcus stated that the Commission has never controlled line items."

May 24, 1989:

*Page 4 - "Central Salisbury Corporation" - Commissioner Swaim noted that the phrase "...\$2,500 was to be received by Central Salisbury Corp. to Rowan County" should read "...\$2,500 was to be received by Central Salisbury Corp."

*Page 5 - Commissioner DeMarcus noted that the appropriation of "Planning Board...\$200" should be omitted.

With no further corrections, Commissioner DeMarcus made a motion to approve and Commissioner Knox seconded with unanimous

approval.

ADDITIONS TO THE AGENDA:

*Chairman Cohen mentioned several comments which were made at the orientation that Dr. Martin gave the County Citizens on what their anticipation is on school merger.

CORRESPONDENCE:

The County Manager reported the following Correspondence to the Commission for their review:

*Letter dated May 25, 1989 from Wayne Ashworth, Emergency Services Director, regarding a request from a group named 'CAUSE' for 'warning sirens' (similar to those used in the 50's for air-raids) in the event of tornado alerts. Commissioner DeMarcus stated that by simply listening to a radio was not the best way for all citizens to be informed of an impending disaster. Commissioner DeMarcus suggested that Mr. Ashworth be contacted to try and find other alternatives.

*Letter from J. M. Lynch, State Traffic Engineer, dated May 22, 1989, regarding the use of NC 152 by twin-trailer trucks through China Grove. County Manager Russell explained that this access route has now been revoked for twin-trailer trucks.

*Letter from Mr. Hubert E. Furr, Zoning Administrator for the City of Salisbury, regarding the 'inappropriate' lighting in the Library, according to the Zoning Ordinance, Section 12A.05, paragraph 7. County Attorney Clarence Kluttz offered two (2) suggestions:

- (1) Reply to Mr. Furr to work out the problem
- (2) Give authorization to the Library to appeal to the Zoning Board of Adjustment.

Commissioner Knox made a motion to authorize the Library to appeal to the Zoning Board of Adjustment. Commissioner Palmer seconded, with unanimous approval.

*Letter from Mr. Dick Virtue, President of the Salisbury-Rowan Chamber of Commerce, dated May 23, 1989, regarding the Strategic Planning Steering Committee. Their next meeting will be held on Thursday, June 8, 1989, at 7:30 a.m. in the Ramsay Room of the Chamber. Purpose of the meeting is to discuss identifying members for the Committee. Mr. Russell asked for the Board to recommend

other professionals in Salisbury to represent on this committee. Names are to be submitted to either Mr. Russell or Chairman Cohen.

*County Manager Russell presented a summary sheet on the recent 1989 March of Dimes Campaign in Rowan County, and explained that it was a great success this year. Mr. Russell announced that County Government placed third in the overall totals.

*Mr. Russell presented a copy of the minutes from the Carolinas Counties Coalition meeting, which he and Commissioner Knox attended on May 17, 1989. The next meeting of the Coalition will be held on September 13, 1989 at the Mecklenburg County Waste-to-Energy Incinerator, and the Commission is invited to attend.

*Information was presented from the recent seminar "The Future of Public Health" which Commissioner DeMarcus and County Manager Russell attended.

ROAD PETITIONS:

Commissioner Knox stated there were none to be offered.

BOARD APPOINTMENTS:

Domiciliary Home Community Advisory Committee:

Commissioner Knox stated that there is a vacancy on this Board. Commissioner DeMarcus nominated Mr. Moody Hepler to replace Mr. Allen Mitchell, and the vote was unanimous.

Region F Aging Advisory Council:

Commissioner Knox nominated Mr. W. O. T. Fleming to this Board to replace Mr. Moody Hepler, and the vote was unanimous.

Aging Advisory Council:

Commissioner DeMarcus mentioned that five (5) members are eligible for reappointment to this Board. Commissioner Knox made a motion to reappoint the four (4) members who have asked for reappointment, and defer the other to the next meeting. Commissioner Swaim seconded, with unanimous approval.

Services:

Commissioner Swaim made a motion to elect Commissioner Palmer as the Commission's Representative to this committee. Commissioner Knox seconded, with unanimous approval.

Centralina Private Industry Council:

Commissioner DeMarcus nominated Mr. Jerry Thrift to replace Mr. Aubrey Cheek on the Council, and the vote was unanimous. Also, a replacement for Mr. Ashley Roberts was deferred to the next meeting (July 10, 1989).

Rowan-Cabarrus Community College Board:

Commissioner Swaim stated that a Bill in the General Assembly may limit the terms of Mr. Harold Kennerly and Mr. Raymond Johnson to four (4) years instead of the usual eight (8) years. He made a motion to reappoint both, should this Bill be passed. Commissioner DeMarcus seconded, with unanimous approval.

Rowan County Nursing Home Advisory Committee:

Commissioner DeMarcus made a motion that Ms. Leah McFee be reappointed to another term on this Committee. Commissioner Knox seconded, with unanimous approval.

Region F Emergency Medical Services Advisory Council:

Commissioner DeMarcus noted that there is a vacancy on this Council. She suggested consideration of Randall Faggart for the position. The decision was deferred to the next meeting (July 10, 1989) at the recommendation of Commissioner Swaim.

Granite Quarry Board:

On the subject of the Granite Quarry Board reappointment requests as attached to these minutes, Commissioner Knox made a motion to approve both reappointments to their respective Boards. Commissioner Palmer seconded, with unanimous approval.

OTHER BOARD APPOINTMENTS:

Commissioner Knox made a motion to reappoint all others (eligible for reappointment on their respective Committees) at this time. Commissioner Swaim seconded, with unanimous approval.

TAX COLLECTOR'S REPORT - WAYNE SIMPSON:

Mr. Wayne Simpson, Tax Collector provided the Commission with the preliminary report for May 1989, as attached to these minutes. Mr. Simpson report thirty-one (31) foreclosures, but stated that they are not 'clean-up' foreclosures. We now have a total of six (6) Certified Deputy Tax Collectors on our staff, being the largest number of certified persons in the state.

GIFT TO ROWAN COUNTY EMS - MR. FRED RODENBECK, JR.:

Mr. Fred Rodenbeck, Jr., Senior Trust Officer of Security Bank and Trust Co., explained an anonymous donation of \$25,000 as a challenge fund, for the purpose of purchasing a new ambulance. The \$25,000 will represent approximately 1/2 of the cost, and it challenges Rowan County as a whole to raise the other 1/2. The remainder of the gift, and additional \$25,000 is intended to be used by the County for EMS equipment and/or training. A letter of intent is attached to these minutes.

Commissioner Swaim made a motion to accept the gift for the EMS Department. Commissioner DeMarcus seconded, with unanimous approval.

CONCERNED CITIZENS OF SHUFORD SCHOOL-MS. KATHRYN KRIDER:

Ms. Krider expressed her concern regarding the expiration of their 20-year option for use of the school. Ms. Krider continued that she and her committee would only ask that they be kept informed of the future plans for the school, specifically if it should affect the programs now being held at the school. Mr. Cohen stated that he could not commit for any future Commissions, but he saw no problem with the current usage of the buildings.

UPDATE ON POST OFFICE RENOVATION - MR. DOUG TENNANT:

Mr. Doug Tennant of Tennant and Tennant Architects updated the progress of the Post Office Renovation Program, by saying that he was disappointed with the lack of concern shown by the Post Office in Greensboro, NC.

Mr. Tennant stated that the general contractors had finished their work, but could not obtain a final inspection due to the lack of special undercounter equipment, which is supplied by the Post Office Department.

Commissioner Palmer offered to contact his nephew, the Postmaster General in Washington, D.C. in an effort to expedite the

progress.

UPDATE ON LANDFILL CONSTRUCTION PROJECT - DON CONNER:

Mr. Don Conner, Environmental Services Dept. Head reported to Commissioners that 40% of the liner is installed at the new landfill, 1/4 of the stone is in place, scales have been ordered, and contractors may be able to begin using by the end of the month. So far, eight (8) counties have sent representatives to observe the progress of the project, with more expected to come. The entire State Solid Waste Commission has visited the new landfill, also.

(At this time, Chairman Cohen moved the meeting to the Senior Services Dept. for the presentation of the "Are You OK?" program as attached to these minutes.) At 1:30 p.m., Chairman Cohen made a motion to adjourn the meeting to the Board of Equalization and Review. Commissioner DeMarcus seconded, with unanimous approval.

BOARD OF EQUALIZATION AND REVIEW - JERRY ROWLAND:

Attorney Bert Walser spoke in defense of Carter Contemporary Ltd. in a dispute of Tax Assessor Jerry Rowland's valuation of equipment purchased by the new owners. After reviewing Mr. Walser's information as well as information provided by Mr. Joe Williams of the Tax Assessor's Office, Commissioner Knox made a motion to accept Mr. Rowland's valuations. Commissioner DeMarcus seconded, and the vote carried as 3-for, 1-against, and 1-abstaining.

Mr. Walser stated that he would appeal the case for Carter Contemporary Ltd., and requested a copy of this transcript.

In other business, five (5) other properties were deferred from previous meetings:

- (1) Mingus Property: Mr. Rowland recommends no change in value. Commissioner DeMarcus made a motion to accept Mr. Rowland's recommendation. Commissioner Palmer seconded, with unanimous approval.
- (2) Ed Goode Property: Mr. Rowland recommends no change according to G.S. 105287. Commissioner Palmer made a motion to accept Mr. Rowland's recommendation. Commissioner Knox seconded, with unanimous approval.
- (3) Dixon Property: Mr. Rowland recommends a 10%

physical adjustment in value. Commissioner DeMarcus made a motion to accept Mr. Rowland's recommendation. Commissioner Knox seconded, with unanimous approval.

- (4) Hedding Property: Mr. Rowland recommends a minimum of 25% adjustment to this property. Commissioner Swaim made a motion to accept Mr. Rowland's recommendation. Commissioner Knox seconded, with unanimous approval.
- (5) B & H Homes: Mr. Rowland stated that this property is currently under State Appeal, and he did not recommend any action until the State makes their decision. Chairman Cohen suggested that Mr. Rowland provide a monthly update.

There being no further business, Commissioner Swaim made a motion to adjourn to Regular Session. Commissioner Knox seconded, with unanimous approval.

UPDATE ON RECYCLING PROGRAM - PAUL CANUP:

Mr. Paul Canup presented the Board with information showing the status of the current Recycling Program in Rowan County, as attached to these minutes. He reported 61,000 pounds collected from the County Schools Paper Drive. A date of 6/21/89 at 10 a.m., was decided for the Grand Opening of the Rock Grove Dumpster site.

PROPOSAL FOR AIRPORT ZONING ORDINANCE - DANNY JOHNSON:

Mr. Danny Johnson of the Environmental Services Department presented the Board with information regarding the (model) Airport Zoning Ordinance as attached to these minutes. He then informed the Board of the three (3) structures in violation of the Zoning Ordinance, and pointed them out on a map.

Mr. Johnson explained several points of the Ordinance, and announced his intent to use the Airport Planning Board as a Board of Adjustment, also. He expressed the need to hold a Public Hearing for the purpose of reviewing the Ordinance. Commissioner DeMarcus made a motion to hold the hearing on Monday, July 10, 1989 at 7:30 p.m. Commissioner Knox seconded, with unanimous approval.

REVIEW OF STATE AND COUNTY LITTERING LAWS - DON CONNER:

Mr. Don Conner, Environmental Services Department Head,

presented information regarding State and County Statues on Littering, as attached to these minutes. Mr. Conner also presented a (model) Ordinance for use as a guideline to update our present County Ordinance. He stated that he would like to see an Ordinance passed to prohibit the burning of recyclables. Commissioner Swaim suggested that Mr. Conner give recommendations for updating the current Littering Ordinance.

(At this time, Commissioner DeMarcus submitted four (4) names for Census, as requested by Danny Johnson, and attached to these minutes.)

REQUEST FOR SCHOOLS - CAPITAL OUTLAY - TOMMY MENIUS:

Mr. Tommy Menius presented information to the Board regarding their Capital Outlay Budget adjustments, as attached to these minutes. Mr. Menius noted that adjustment #144 will enable the schools to purchase an \$18,000 sweeper for the paved area at the new Bus Garage Complex. Commissioner Swaim made a motion to approve the transfers. Commissioner Palmer seconded with unanimous approval. Chairman Cohen stated that any surplus funds should be put to the purchase of new buses for the School System.

PERSONNEL COMMITTEE REPORT - KEN DEAL:

Mr. Ken Deal, Personnel Director, requested that the following Personnel changes be made:

(1) Mr. Deal requested the reclassification of Mitzi Powers from Data Entry Specialist to Clerk IV classification, as attached to these minutes. He explained that this will upgrade the position to Grade 14, Step 6, resulting in a 5% salary increase. The change is proposed to become effective July 1, 1989. Commissioner Knox made a motion to approve the reclassification. Commissioner Swaim seconded, with unanimous approval.

(2) Mr. Deal requested that the position of Rowan County Practical Health Nurse be awarded a salary increase of 5% as of July 1, 1989, to meet State standards. Commissioner Swaim made a motion to accept the request. Commissioner Knox seconded, with unanimous approval.

(3) The position of Clerk to the Board has been upgraded from Administrative Technician II to Administrative Technician III, according to Mr. Deal. Commissioner DeMarcus made a motion to approve the change. Commissioner Knox seconded, with unanimous approval.

(4) Regarding the Tri-County Mental Health Employee Assistance Program, there has been no word from the State at this time. Mr. Deal recommends no action be taken at present

(5) Mr. Deal stated that Cabarrus County has both positions of Fire Marshall as well as EMS Director. It was the consensus of the Board to update the job descriptions of both positions in Rowan County with the County Manager before making any decisions on this.

MANAGER'S REPORT - TIM RUSSELL:

Interest: County Manager Tim Russell reported the grand total of interest earned through May, 1989 as \$568.876, for 106.083% collected, as attached to these minutes.

Refunds: Refunds, also attached to these minutes, were paid and reported as:

- (1) Lonnie Goodman - \$44.64
- (2) Chris Bradshaw - \$30.00

Commissioner Swaim made a motion to accept these as reported. Commissioner Palmer seconded, with unanimous approval.

ADDITIONS TO THE AGENDA:

* County Manager Tim Russell noted that the new Clerk to the Board, Denise Barrow, needed to be officially installed. Commissioner Knox made a motion to approve the new Clerk. Commissioner DeMarcus seconded, with unanimous approval.

OTHER BUSINESS:

* Mr. Russell briefly explained a letter dated May 16, 1989 from Mr. James E. Harrington, regarding the Acceptance of State Airport Grant: R.E.I.L.S., as attached to these minutes.

* County Manager Russell reminded the Board that they should give consideration to their plans to give their presentation of the Environmental Assessment to the F.A.A., including what lobbying effort the Board plans to make, sometime in June. Mr. Russell stated that a trip to Atlanta would be appropriate, and the timing is critical. The F.A.A. will be making their decisions in July, and the trip needs to be made prior to that time. Mr. Russell will check on dates for the Atlanta trip, and report back to the Board.

* Mr. Russell presented a request of authorization for Finance

Director Brady Frick to sell stock donated to the County to pay for the purchase of the "Are You OK?" program. Commissioner DeMarcus made a motion to approve the request. Commissioner Knox seconded with unanimous approval.

Commissioner DeMarcus made a motion to adjourn to Executive Session to discuss acquisition of property. Commissioner Knox seconded with unanimous approval. Their being no action taken from discussion in Executive Session, the meeting was adjourned until 7:00 p.m. this evening, for the Secondary Roads Hearing.

Respectfully submitted,

Denise J. Barrow
Clerk to the Board