

MINUTES OF THE MEETING OF THE BOARD
OF ROWAN COUNTY COMMISSIONERS
REGULAR SESSION
JULY 10, 1989

The Board of Rowan County Commissioners met in Regular Session in the Red Room of the Community Building on July 10, 1989 at 1:00 p.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 administrative staff.

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

APPROVAL OF MINUTES:

The following Minutes were submitted for approval:

May 31, 1989	(Adjourned Budget Hearing)
May 31, 1989	(Public Hearing-Landfill)
June 5, 1989	(Regular Session)
June 5, 1989	(Secondary Road Hearing)
June 6, 1989	(Adjourned Budget Hearing)

June 5, 1989:

*Page 7 - "Board of Equalization and Review" - Page 7, Paragraph 3, Item (2) - Commissioner Knox noted a typographical error, then with no further corrections, made a motion to approve, and Commissioner Palmer seconded with unanimous approval.

ADDITIONS TO AGENDA:

*Material was presented regarding a Bill requiring funds to be allotted to insure that all schools will be air-conditioned within the next five (5) years. Commissioner DeMarcus made a motion to join the Association of County Commissioners in opposing the Bill with the understanding that "we also want to air-condition school buildings, but we don't want to be under any

mandate". Commissioner Palmer seconded with unanimous approval.

CORRESPONDENCE:

The County Manager presented the following correspondence to the Commission:

*Newsletter dated June 29, 1989, from the Low-Level Radioactive Waste Management Authority stating that Chem-Nuclear has been selected as the preferred bidder for Waste Disposal Facility.

*Newsletter dated Spring 1989, from the Recycling Association which provided an update on the legislation-recycling process.

*Memorandum dated June 29, 1989, from Susan Adams, Budget Analyst of the N.C. Office of State Budget and Management, with a statement of funds for each County's Public School Building Capital Fund account as of June 30, 1989.

*Letter dated June 13, 1989, from Boyd Coarsey, Jr. of Rowan Helping Ministries in "thank you" for the appropriation for the Rowan Shelter Construction.

ROAD PETITIONS:

Commissioner Knox presented two (2) road petitions in Atwell township:

(1) Moreland Park Street and (2) Enochville Circle

Both had been approved by Mr. Don Honeycutt of the N.C. Department of Transportation. Commissioner Knox made a motion to approve the addition of these to the Secondary Road System, Commissioner Swaim seconded with unanimous approval.

BOARD APPOINTMENTS:

Commissioners Knox and Palmer submitted names for the Census/Complete Count Committee as attached to these minutes, for Danny Johnson, County Planner.

Centralina Private Industry Council:

The appointment of a replacement for Mr. Ashley Roberts was deferred at the last meeting. Commissioner Palmer nominated Mr. Dow Perry, Commissioner Swaim seconded, with unanimous approval.

Domiciliary Home Community Advisory Committee:

Commissioner Knox nominated Rev. William C. Rhodes to be reappointed for another term (2 yrs.), Commissioner Swaim seconded, with unanimous approval.

Rowan County Planning Board:

Mr. Joe Sides submitted his resignation in June 1989, leaving a vacancy. Commissioner Swaim nominated Mr. Roscoe Giles, currently an alternate on the Board, Commissioner Palmer seconded, with unanimous approval.

Economic Development Commission:

Mr. Rufus Honeycutt resigned 11 months early, to allow "staggering" terms on the Commission. Commissioner DeMarcus nominated Mr. Bill Kluttz to fill the unexpired term, Commissioner Knox seconded, with unanimous approval. The Commission suggested that it will be necessary for the E.D.C. to amend their By-Laws if they wish to allow early resignations in order to maintain "staggered" terms. It was the consensus of the Board to allow Mr. Kluttz to fill only the unexpired term of Mr. Honeycutt, then be eligible for reappointment.

Union Volunteer Fire Department:

The Board received a letter of request to reappoint the following members to the Union Volunteer Fire Department:

Mr. John Dry - Chairman
Mr. Joe Kesler
Mr. Neil Pierce

Commissioner Knox made a motion to grant all three (3) reappointments. Commissioner DeMarcus seconded, with unanimous approval.

Region F Aging Advisory Committee:

Commissioner DeMarcus stated that Mr. Paul Phillippi would like to be replaced by Mr. Bob Thomas, President of Evergreen Committee. Commissioner DeMarcus made a motion to replace Mr. Phillippi with Mr. Thomas. Commissioner Swaim seconded, with unanimous approval.

Senior Services Advisory Board:

Commissioner Swaim reported that Ms. Faye Porter (deferred from June meeting) wishes reappointment to this Board. Commissioner Swaim made a motion to reappoint Ms. Porter, and Commissioner Knox seconded with unanimous approval.

Also, Commissioner DeMarcus noted that she'd received a letter from Melinda H. Setzer, informing of her resignation from this Board. The Commission deferred action on this until the August 7th meeting.

Board of Social Services:

Commissioner Palmer, as the Commission's appointment, has asked to be replaced with Mr. Todd Avery. This request was due to Commissioner Palmer's also being named as the Governor's appointment to this Board. Therefore, Commissioner Palmer made a motion to appoint Mr. Avery as the Commission's appointment. Commissioner Knox seconded, with unanimous approval.

TAX COLLECTOR'S REPORT - WAYNE SIMPSON:

As Mr. Simpson was unable to attend the meeting, the report was mailed to each Commissioner respectively.

CONCERNED CITIZEN - MR. AUSTIN MITCHELL:

Mr. Austin Mitchell of Kannapolis, N.C. presented information regarding his concerns of the Kannapolis-Rowan area as attached to these minutes. Mr. Austin feels that the Water System in the Kannapolis-Rowan Area is in need of attention, as well as making telephone numbers for the Commissioners/County Officials more accessible to the "long-distance" citizens of the Kannapolis-Rowan area. Chairman Cohen stated that a county-wide directory is in process, and will allow easier access to all Rowan County telephone number information.

UPDATE ON POST OFFICE RENOVATION - DOUG TENNENT:

Architect Doug Tennent provided information to the Commission explaining final charges/adjustments which apply to the renovation project, as attached to these minutes. Commissioner DeMarcus made a motion to approve the charges, and Commissioner Knox seconded with unanimous approval.

Also included in the discussion were the ongoing problems regarding ownership of the telephone booths previously located in the old Post Office Building, whether or not to refinish furniture left in the building, and responsibility for charges associated with moving the water meter to the present location.

Commissioner DeMarcus suggested that Mr. Tennent check for proof of ownership of the booths. It was the consensus of the Board to let the furniture remain as is, with no refinishing involved, and let the City of Salisbury assume the cost of moving the water meter.

UPDATE ON LANDFILL CONSTRUCTION PROJECT - DON CONNER:

Don Conner reported that the liner at the new landfill is approximately 1/2 completed. September 1st is the tentative date for full operation. A date of July 22nd was scheduled to allow visitor tours of the landfill for private haulers and industrial users between 9:30 a.m. - lunch, and public tours from 1:30 - 5:00 p.m. Raindate is July 23rd.

County Manager Tim Russell stated that suggestions and changes to the Solid Waste Ordinance should be made as soon as possible, so a public hearing can be set to adopt the ordinance. Commissioner DeMarcus suggested that all Commission members review the ordinance, and the Commission decided to meet again on July 21st at 9:30 a.m. to discuss any necessary changes.

UPDATE ON RECYCLING PROGRAM - DON CONNER (for Paul Canup):

Don Conner presented information showing the current Recycling figures for June (76,432 pounds/\$683.64), as attached to these minutes.

PROGRESS ON LEGAL ACTION AGAINST ROY GREENE - MAC BLANKENSHIP:

Mr. Blankenship reported that Mr. Greene had given no response in the allowed 30-day period, therefore a "default" entry has been processed. A meeting with County Manager Russell, Carl Sloop of General Services together with Mr. Blankenship should be able to produce an estimated dollar-amount of damage to be presented to a judge against Mr. Greene. A permanent injunction will also be sought to force Mr. Greene to perform the actual clean-up himself.

PROPOSED FUNDING REDUCTION FOR SENIOR SERVICES DEPARTMENT -
CLYDE FAHNESTOCK:

Mr. Fahnestock produced information, as attached to these minutes, showing a \$37,809 cut in the Federal Grant to the Nutritional Program of Senior Services. He continues that the present cost per meal is \$1.965, and the reduction of funds will force the closing of one entire nutritional site. The Commission suggested that Mr. Fahnestock continue on at the present rate of service until the latter part of the fiscal year and by then, hopefully, adequate funds will be available to assist the program.

Since the COG had informed Mr. Fahnestock (1987) that it was their policy not to withdraw funds after allocation, Commissioner DeMarcus made a motion to withhold COG dues, with the intent of using them, if necessary, for additional funding to the Senior Citizens Nutritional Program. Commissioner Palmer seconded, with unanimous approval.

RESIGNATION OF COUNTY ATTORNEY:

The Commissioners joined together in expressing their appreciation to Mr. Clarence Kluttz, County Attorney. Mr. Kluttz' tenure extended from February 4, 1952 to July 10, 1989. The Commission presented him with a plaque, and also a Cross Pen and Pencil Desk Set. Chairman Cohen stated that the Commission would introduce their remarks as a Resolution of appreciation, with unanimous approval of the Board.

SELECTION PROCESS OF NEW COUNTY ATTORNEY:

Commissioner Knox suggested Mac Blankenship as County Attorney until a new Attorney is appointed. Commissioner DeMarcus suggested that the Commission interview attorneys from the area, before

making a decision. County Attorney Clarence Kluttz agreed to remain in the position until the next Commission meeting on August 7, 1989.

It was the consensus of the Commission to advertise, by means of letter, to area attorneys for the position. All applications must be received no later than 7/24/89, and applicants are required to be employed by a firm of two (2) or more attorneys.

Commissioner DeMarcus made a motion that Mr. Kluttz be reappointed on an interim basis until the August 7, 1989 meeting. Commissioner Palmer seconded with unanimous approval.

PRESENTATION OF GIFT - MELODY MOXLEY (for Phil Barton):

Ms. Moxley announced that Mr. Glenn Freeman is donating a gift of \$10,000 to the Library in honor of his wife Ozelle Freeman. The gift is intended to be invested, and use the interest to purchase U.S. History Materials for the Children/Young Adults section. She asked the Commission's permission to use the gift to establish the Glenn D. and Ozell K. Freeman Endowment for the purpose of purchasing said materials.

Commissioner DeMarcus made a motion to accept the gift, and Commissioner Knox seconded with unanimous approval. She continued that the Commission will send a letter of appreciation for the gift, also.

PROPOSED CABLE VISION FRANCHISE - SOUTHEAST 1 - MIKE HODGES:

Mr. Mike Hodges, scheduled speaker, was ill and unable to attend the meeting, but requested to be placed on next month's agenda. Material given to the Commissioners will be brought back for discussion. Commissioner DeMarcus made a motion to hold the topic until the August 7th meeting. Commissioner Knox seconded, with unanimous approval.

MANAGER'S REPORT - TIM RUSSELL:

Interest: Tim Russell, County Manager presented the Report of Interest Earned through June 1989, as attached to these minutes.

Revised Insurance Coverage for 1989-90: County Manager Russell presented a memorandum from the N.C. Assoc. of County Commissioners, stating that coverage had been increased from \$1-2 million, as attached to these minutes. He continued that, on an

individual basis, counties' coverage could be underwritten for additional excess layers over \$2 million up to a maximum of \$6 million.

Selection of Voting Delegate to NCACC in Raleigh: Mr. Russell presented another memorandum from the Association regarding the selection of a Voting Delegate for the NCACC Annual Conference in Raleigh on Aug. 10-13, 1989, as attached to these minutes. Commissioner DeMarcus made a motion to elect Chairman Cohen as the Voting Delegate. Commissioner Knox seconded, with unanimous approval.

Also, a Resolution was presented regarding the selection of a Voting Delegate to the National Association of Counties' Annual Conference, as attached to these minutes. Commissioner DeMarcus made a motion to elect Chairman Cohen as the Voting Delegate. Commissioner Knox seconded, with unanimous approval.

Refunds: Mr. Russell presented refunds to the Commission, as attached to these minutes. Commissioner DeMarcus made a motion to approval all refunds, and Commissioner Knox seconded with unanimous approval.

OTHER BUSINESS:

Chairman Cohen mentioned the DFS Jail Conference, to be held September 18-20, 1989 in Greensboro, N.C., as attached to these minutes. The purpose is to inform of requirements for the jail, workshops on significant issues, etc.

Commission members were asked for suggestions for "Outstanding Volunteer" recipients, as requested by Mr. Paul McGuire from the Governor's Office. Names should be submitted no later than August 1, 1989.

County Manager Russell submitted a proposed notice, to advertise for airport engineering and planning services to Rowan County, as attached to these minutes. Commissioner DeMarcus made a motion to accept the notice, and it be placed to solicit for airport engineering/planning services. Commissioner Knox seconded, with unanimous approval.

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

Action taken during Executive Session, consisted of approval of merit raises for Sheriff Martin, Jean Ramsey-Register of Deeds, David Boling-Data Processing Mgr., Pat Nelson-Elections, Clyde Fahnestock-Senior Services, Brady Frick-Finance Director, Jim Foltz-Parks, Edwin Koontz-Social Services, Carl Sloop-General Services, Don Conner-Codes Enforcement, Wayne Simpson-Tax Collector, and Ken Deal Personnel Director.

There being no further business, the Commission adjourned until July 10, 1989 at 7:30 p.m.

Respectfully submitted,

Denise J. Barrow
Clerk to the Board