

MINUTES OF THE MEETING OF THE BOARD
OF ROWAN COUNTY COMMISSIONERS
REGULAR SESSION
JANUARY 8, 1990
RED ROOM - COMMUNITY BUILDING

The Rowan County Board of Commissioners met in Regular Session on January 8, 1990 at 9:00 a.m. in the Red Room of the Community Building.

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

ABSENT: George C. Knox, Member

The County Manager, County Attorney, Finance Director 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.

MINUTES:

*December 15, page 4, paragraph 9: for clarity, Commissioner Swaim noted that "...he is concerned with zoning in the County..." should read as "...he is concerned with the location of Mobile Home Parks in the County...".

There being no further corrections, Commissioner Palmer made a motion to approve the minutes as submitted. Commissioner Swaim seconded, with unanimous approval.

ADDITIONS TO AGENDA:

County Manager Russell: Resolution regarding Hitachi Metals;
Vicki McCombs' report on recycled
paper;

Commissioner Palmer: Upcoming meetings/events;

John Holshouser: Housing Authority;

CORRESPONDENCE:

County Manager Russell presented the following correspondence to the Board, as attached to these minutes:

* Memorandum dated December 29, 1989 from Senator R. L. Martin of the Legislative Research Commission, regarding the January 11, 1990 meeting in Raleigh.

* Letter dated December 29, 1989 from Harry C. Whalen of the Economic Development Commission regarding the next meeting on January 10, 1990 in the Wachovia Bank Building.

* Memorandum dated December 18, 1989 from Peggy Upchurch of the York County Council, regarding the annual Carolina Counties Coalition Conference, to be held in March 1990.

* Memorandum dated December 12, 1989 from C. Ronald Aycock of the N.C. Assoc. of County Commissioners regarding upcoming District meetings.

* Letters from various Rowan County students voicing their opposition to the proposed Low-Level Radioactive Waste site in Rowan County.

ROAD PETITIONS:

In the absence of Commissioner Knox, Chairman Cohen introduced two (2) Road Petitions, as attached to these minutes:

(1) Shore Acres Drive in the Providence Township; and

(2) William Drive in the Providence Township;

Commissioner Swaim made a motion to approve both requests.

Commissioner DeMarcus seconded, with unanimous approval.

BOARD APPOINTMENTS:

Domiciliary Home Community Advisory Committee: Two (2) vacancies exist, due to the change in number of members, requested by COG, and also the expiration of term of Mr. Sterling Whitener. Commissioner Swaim nominated Ms. Mary Morrow as a member. Commissioner DeMarcus made a motion to appoint Ms. Morrow, and also to reappoint Mr. Whitener for another term. Commissioner Swaim seconded, with unanimous approval.

Rowan County Board of Public Health: One (1) vacancy still exists, due to the expiration of term of Dr. Norman Sloop, M.D. Commissioner Palmer suggested that this appointment be deferred to the next meeting to allow further consideration.

Rowan County Historic Properties Commission: Three (3) vacancies exist due to the expiration of terms of Mr. George Kluttz, Mr. Richard Eldridge and Mrs. Nancy Holshouser. Commissioner DeMarcus made a motion to reappoint all three (3) members for another term. Commissioner Swaim seconded, with unanimous approval.

Rowan County Parks and Recreation Commission: Three (3) vacancies exist due to the expiration of terms of Mr. Roscoe Giles, Mr. Bill Stanback, and Mr. Steve Brown (filling the unexpired term of Mr. Austin Mitchell). Commissioner Swaim made a motion to reappoint all three (3) members for another term. Commissioner DeMarcus seconded, with unanimous approval.

Special Populations: One (1) vacancy exists due to the expiration of term of Ms. Sally Jones. Commissioner DeMarcus made a motion to reappoint Ms. Jones for another term. Commissioner Swaim seconded, with unanimous approval.

Salisbury-Rowan Humans Relations Council: One (1) vacancy exists due to the expiration of term of Rev. Hezekiah Lawson. Commissioner DeMarcus made a motion to reappoint Rev. Lawson for another term. Commissioner Swaim seconded, with unanimous approval.

APPOINTMENT OF MUNICIPAL OFFICIAL TO YADKIN PEE- DEE RIVER BASIN
COMMITTEE:

Due to the City of Salisbury having deferred their decision on a representative until their January 16th Council Meeting, this appointment was deferred by the Board until the next Commission meeting.

TAX COLLECTOR'S REPORT - WAYNE SIMPSON:

Due to illness, Mr. Simpson was unable to appear, but will submit his report in writing to the Board at a later date.

UPDATE ON LANDFILL CONSTRUCTION PROJECT - GERALD HORTON,
Dewberry/Davis; DON JANIAK, Papco; DON CONNER, Environmental
Services Manager:

Mr. Benny Lawson of PAPCO requested that the Commission review his reasoning for Landfill delays during an Executive Session. After discussion between Board members, Mr. Horton, Mr. Lawson, and County Attorney John Holshouser, the Commission denied Mr. Lawson's request. They continued that they would hear his explanation in summation, and would like to receive documentation sent at a later date.

Mr. Gerald Horton of Dewberry & Davis noted three (3) items for a closed-door discussion with the Commission at a later date:

- (1) Changeorder #3
- (2) Leachate Lagoon
- (3) Miscellaneous subjects

Mr. Horton continued by explaining the existing problems with the Leachate Lagoon, and the 2-step process needed to resolve them. He also recommended liquidated damages for 134 days at \$500/day.

Mr. Benny Lawson then noted six (6) circumstances which he states caused the delay on the completion of the landfill:

- (1) availability of jobsite changes
- (2) project organization problems
- (3) numerous design changes
- (4) changeorders
- (5) unanticipated working conditions (night-hours)

(6) unusual weather conditions

Mr. Horton suggested that the contract not be closed at this time. Commissioner DeMarcus requested a firm figure of damages due, be submitted to the entire Board in order to close the contract. County Manager Russell suggested that perhaps, by the January 19th meeting, all documentation could be presented for more clarification on determining liquidated damages.

Lastly, Mr. Horton requested a copy of Changeorder #2.

PROPOSED AGENDA AND FORMAT FOR 1990-91 PLANNING AND GOAL SETTING PROCESS:

County Manager Russell presented a proposed agenda and format for the 1990 Planning Retreat, as attached to these minutes.

On March 6, 7, & 8, the Commission will accept upcoming budget requests from County Departments and Committees. A Public Hearing will be held on March 8th at 7:00 p.m. to review the requests.

A Planning Retreat at Mid-Pines is scheduled for April 4-5, 1990.

PROPOSAL FOR MONITORING COUNTYWIDE LITTERING - Don Conner, Environmental Services; Bob Martin, Sheriff:

Sheriff Martin proposed the hiring of two (2) Special Deputies for the purpose of trash dumping control and Solid Waste Ordinance enforcement. The program will be known as the Environmental Protection Unit. Costs for the new deputies are estimated at \$20,560 for the remainder of the budget year. The positions will be under the administration of the Sheriff's Office, but budgeted through the Environmental Services Department. A "reward" of \$100 to persons assisting in the arrest and conviction of violators, was proposed as an initiative in the program.

County Attorney John Holshouser will research the request that Community Service Work be added, in addition to the fine, for punishment. He will report his findings at the January 19th meeting.

Commissioner DeMarcus made a motion to accept Sheriff Martin's proposal for the Environmental Protection Unit. Commissioner Swaim seconded, with unanimous approval.

Sheriff Martin also requested that he be allowed to present,

as ceremony, the firearms and badges of two (2) deputies upon their retirement. Commissioner Swaim made a motion to allow Sheriff Martin to present the firearms and badges to the retiring deputies. Commissioner DeMarcus seconded, with unanimous approval.

REPORT ON RECYCLING PROGRAM - PATTI BURCHETTE:

Recycling Coordinator Patti Burchette presented the monthly recycling report, as attached to these minutes. She noted that the recyclables total for the month of December had increased by 65%. She is currently working with Goodwill Industries to have their "white boxes" installed at the Recycling Centers. Also, containers for mixed paper and cardboard are being installed. Aluminum and scrap metal are both being accepted, and the disposal of household batteries is still being researched, according to Mrs. Burchette.

A market for plastics is still being sought, and Mrs. Burchette will report her findings at the next meeting. Lastly, she requested permission from the Board to allow Civic Groups to assist in educating citizens on recycling practices as they visit the sites. An information sheet will be handed to citizens, which explains the "how-and-why" as well as the proper procedures and benefits realized from recycling.

Environmental Services Director Don Conner added that from 12/11/89 - 1/6/90, \$104,069.30 had been collected in tipping fees; this was collected from 5,290 tons of garbage.

MANAGER'S REPORT - TIM RUSSELL:

Interest: County Manager Russell presented the monthly report of interest through December 1989, as attached to these minutes.

Refunds: Mr. Russell also submitted various refunds for the approval of the Board, as attached to these minutes. Commissioner DeMarcus made a motion to approve the refunds as submitted. Commissioner Swaim seconded, with unanimous approval.

ADDITIONS TO AGENDA:

Report on Recycled Paper Research - Vicki McCombs: Mrs. Vicki McCombs (Accounting Technician II) presented a Progress Report on the Use and Purchase of Recycled Paper for County Offices, as attached to these minutes. Mrs. McCombs addressed the definition of the problem, research of the different types/price ranges/availability of recycled paper, and her recommendations for expanded usage.

Commissioner DeMarcus commended Mrs. McCombs for her extensive efforts/research on the project. She encouraged Mrs. McCombs to forward the report to the North Carolina Recycling Coordinator, as well as Rowan County Schools, the City of Salisbury, and surrounding municipalities.

Mrs. DeMarcus then made a motion to approve Mrs. McCombs' recommendations. Commissioner Swaim seconded, with unanimous approval.

Hitachi Resolution: County Manager Russell presented a Resolution regarding the Rowan County Water/Sewer Extension Policy, as attached to these minutes. Commissioner Palmer made a motion to approve the Resolution as presented. Commissioner Swaim seconded, with unanimous approval.

Recycling Contest Logo: Commissioner DeMarcus stated that there were two (2) winners at present, and a final decision would be announced at the January 19th meeting.

Housing Authority: County Attorney John Holshouser submitted a request from Mr. Harry Welch regarding a Performance Bond on the High View Farm housing development. Mr. Welch wishes to be self-insured, rather than using the normal procedure of purchasing a Performance Surety Bond.

After much deliberation, it was decided that County Attorney John Holshouser will investigate which of Mr. Welch's assets may be reserved in surety, and will report his findings at the January 19th meeting.

School Recycling Project: It was noted that the schools have taken an interest in recycling, but have no containers with lids. Patti Burchette or Paul Canup will investigate options, and report their findings at the January 19th meeting. Schools with the most recycling effort (Enochville, Morgan, and North Primary) will have closed containers by 2/1/90.

Upcoming Meetings/Events: Commissioner Palmer requested discussion on upcoming meetings/events of interest to the Board.

Governor's Waste Management Authority Grant: Commissioner Palmer made a motion to apply for a grant from the Governor's Waste Management Board for the Low-Level Radioactive Waste Project. Commissioner Swaim seconded, with unanimous approval.

There being no further business, Commissioner Swaim made a motion to adjourn the meeting to January 19, 1990 at 10:00 a.m. Commissioner Palmer seconded, with unanimous approval.

Respectfully submitted,

Denise J. Barrow
Clerk to the Board
Rowan County Commissioners