

MINUTES OF THE MEETING OF THE BOARD
OF ROWAN COUNTY COMMISSIONERS
REGULAR SESSION - AUGUST 6, 1990
RED ROOM - COMMUNITY BUILDING

The Rowan County Board of Commissioners met in Regular Session on Monday, August 6, 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
George C. Knox, Member
Jamima P. DeMarcus, Member

The County Manager, County Attorney, and Clerk to the Board were also present as well as administrative staff and concerned citizens.

Chairman Cohen opened the meeting, and Commissioner DeMarcus gave the invocation.

MINUTES:

The following Minutes were submitted for approval:

- * July 2, 1990 - Regular Session
- * July 19, 1990 - Special Called Meeting

Corrections:

Vice-Chairman Swaim noted that, in the July 2nd Minutes, the invocation was omitted.

There being no further corrections, Commissioner Knox made a motion to approve the Minutes as submitted. Commissioner DeMarcus seconded, with unanimous approval.

ADDITIONS TO AGENDA:

Commissioner DeMarcus read a Resolution declaring China Grove being recognized as a winner in the U. S. Dept. of Education's 1989-90 Blue Ribbon Schools Program, as attached to these Minutes. Commissioner DeMarcus then made a motion to approve the Resolution. Vice-Chairman Swaim seconded, with unanimous approval.

Commissioner Knox stated that he had received complaints that the Woodleaf Convenience Center should be opened more days. Citizens have suggested that volunteers could open the site for additional hours. By consensus, the Board elected to study the issue for additional information.

County Manager Tim Russell noted several additions:

* the lease agreement with Hitachi: County Attorney John Holshouser presented the Lease Resolution for the Hitachi project, as attached to these minutes. After reviewing, Vice-Chairman Swaim made a motion to approve the agreement as presented. Commissioner Knox seconded, with

unanimous approval.

* a donation to the Parks: Parks Director Jim Foltz presented a check for \$2,400 from Spencer Moose Lodge (2019) for playground equipment at Ellis Park. Also Mike Campbell, Parks employee explained "The Big Sweep 90" cleanup campaign, sponsored by Alcoa, Inc., on 9/22/90 from 9 a.m. - 1 p.m.

* Mr. Wayne Eller appeared before the Commission to voice his problem with the Rowan County Health Department (problem with septic systems). Mr. Eller complains that the Health Department is requiring larger septic systems than are necessary. Mr. Russell will confer with the Health Department to resolve the complaint.

County Attorney John Holshouser needs to discuss the Livengood property condemnation issue. Mr. and Mrs. Livengood have appeared with a counter-offer of \$4,000 for the property involved. The consensus of the Board was to discuss the offer during Executive Session.

CORRESPONDENCE:

The following correspondence was submitted, as attached to these Minutes:

* July 1, 1989 - June 30, 1990 Rowan County Forest Ranger's Report.

* Letter from Shirley Napier, Granite Quarry Town Clerk, stating that the Town Board had adopted the Rowan County Solid Waste Ordinance, and requests enforcement under the Ordinance.

* Memorandum, dated August 2, 1990 from Tina Morris of the Governor's Advisory Council on Literacy. The memorandum announces a symposium to be held on September 19-20, 1990. At members' suggestions, the symposium will be offered to the Library, School Board, and Literacy Council.

ROAD PETITIONS:

There were none to be offered.

BOARD APPOINTMENTS:

ABC Board: The term of Mr. Harry Welch expired 8/3/90. Mr. Welch had submitted a letter requesting reappointment, as attached to these Minutes. Vice-Chairman Swaim made a motion to reappoint Mr. Welch for another term. Commissioner Palmer seconded, with unanimous approval.

Domiciliary Home Community Advisory Committee: The terms of Mrs. Juanita Lagg, Mr. Albert Stout and Mr. Ned Norris all expired on 8/3/90. Commissioner Knox made a motion to reappoint all three (3) for another term. Vice-Chairman Swaim seconded, with unanimous approval.

Region F Aging Advisory Committee: The term of Ms. Bea Amendola expired on 6/30/90, and Ms. Amendola is ineligible for reappointment. Commissioner DeMarcus made a motion to appoint Ms. Hazel Everhardt to fill the vacancy. Vice-Chairman Swaim seconded, with unanimous approval. The Clerk will send a thank-you letter to Ms. Amendola for her contributions to the committee.

Senior Services Advisory Council: The terms of Mr. W. O. T. Fleming and Miss Freida Nikolai have expired as of 7/02/90. Commissioner DeMarcus made a motion to reappoint both for another term. Vice-Chairman Swaim seconded, with unanimous approval.

Planning Board: Mr. Bill Russell resigned in March, and the appointment was deferred. Commissioner DeMarcus suggested to defer the appointment until the September meeting, and the Board agreed by consensus.

City of Kannapolis: The City of Kannapolis requested another person be appointed to the Extraterritorial Planning Board. Commissioner DeMarcus made a motion to appoint Mr. Conrad Sloop. Commissioner Palmer seconded, with unanimous approval.

Nursing Home Advisory Committee: Effective July 17, 1990, Ms. Mildred Cooper resigned from this committee, as stated in a letter attached to these Minutes. Ms. Vickie McKinny was

recommended as a replacement, in a letter from Mr. Jim Duncan, also attached to these Minutes. Commissioner DeMarcus made a motion to accept the recommendation as submitted. Vice-Chairman Swaim seconded, with unanimous approval.

Tri-County Mental Health: Commissioner Palmer stated that the terms of Mrs. Carl Parker and Dr. Bryant Norman, Jr. had expired, and made a motion to reappoint both. Vice-Chairman Swaim seconded, with unanimous approval. NOTE: It was later discovered that Commissioner Palmer had been given incorrect information, and both parties' terms were still effective.

Farmland Preservation Agricultural Advisory Board: Not all nominations had been received to-date, and the Board deferred the appointments to the 8/16/90 meeting.

Granite Quarry: Town Clerk Shirley Napier submitted a request, as attached to these Minutes, regarding the reappointments of Mr. Don Livengood and Mr. David Fisher to the Zoning Board of Adjustment. Commissioner DeMarcus made a motion to approve the request as submitted. Vice-Chairman Swaim seconded, with unanimous approval.

Yadkin-Pee Dee River Basin Committee: Mr. Joe C. Matthews, Executive Director of the Northwest Piedmont COG, submitted a letter regarding the committee representatives from Rowan County, as attached to these Minutes. Commissioner DeMarcus made a motion for Mr. Hall Steele and Mr. Robie Nash to be nominated as general members to the Committee. Commissioner Palmer seconded, with unanimous approval. The Clerk will notify Mr. Matthews of the request.

REAPPOINTMENT OF THE COUNTY MANAGER, COUNTY ATTORNEY AND CLERK TO THE BOARD:

Commissioner Knox made a motion to approve the reappointment of Tim Russell as County Manager, John Holshouser as County Attorney, and Denise Barrow as Clerk to the Board. Commissioner DeMarcus seconded, with unanimous approval.

TAX COLLECTOR'S REPORT - WAYNE SIMPSON:

Tax Collector Wayne Simpson presented the Preliminary July 1990 Report, as attached to these Minutes.

PRESENTATION OF FINDINGS BY JAIL ADVISORY COMMITTEE - CHIEF DEPUTY TIM BOST:

Chief Deputy Tim Bost introduced Mr. John Kernodle and Ms. Candice Joyce, along with other members of the Jail Advisory Committee. Mr. Bost distributed information regarding the Rowan County Jail Population Management Plan, as attached to these Minutes.

Mr. Kernodle briefly explained the report, and stated that it was compiled from three (3) sources:

- (1) published information
- (2) in-depth information
- (3) interviewed key decision-makers in the system

He continued that the jail has two (2) primary purposes:

- (1) less than 180-day sentences
- (2) pre-trial detention

After the explanation of the materials and a visual presentation of the information, Mr. Bost requested endorsement of the report by the Commission.

REQUEST OF NAME CHANGE FOR TOURISM AUTHORITY (TO ROWAN COUNTY CONVENTION & VISITORS BUREAU):

Commissioner DeMarcus explained the reasoning for the name change of the Tourism Authority. She then made a motion to approve the change as requested. Commissioner Palmer seconded, with unanimous approval.

ROWAN-CABARRUS COMMUNITY COLLEGE - DR. BROWNELL:

Dr. Richard Brownell, President of RCCC, requested that the Associate of Liberal Arts/Applied Science Degree be added to the curriculum of the college. He stated that no additional funding would be necessary, as the program is totally state-funded. A Resolution of Endorsement was then presented to the Board, as attached to these Minutes. Vice-Chairman Swaim made a motion to approve the request. Commissioner Knox seconded, with unanimous approval.

REPORT ON RECYCLING PROGRAM - PATTI BURCHETTE:

Recycling Coordinator Patti Burchette presented the July 1990 Recycling Report, as attached to these Minutes. Mrs. Burchette announced that Southeastern Recycling Center has opened on Klumac Road during July. The center will be accepting plastics, hopefully by October, in addition to all other recyclable items.

At this point, Commissioner DeMarcus presented lapel pins, in the design of the Recycling logo, to all Commissioners, County Manager Tim Russell, Environmental Services Director Don Conner, and Mrs. Burchette for their efforts in the Recycling Program.

DISPOSAL OF SURPLUS LIBRARY SUPPLIES - PHIL BARTON:

Library Director Phil Barton had previously submitted a request for disposal of surplus library supplies, as attached to these Minutes. He showed samples of the surplus record album covers and cassette covers to members of the Board. Commissioner Knox made a motion to sell the surplus items and return collected revenues to the Library fund. Vice-Chairman Swaim seconded, with unanimous approval.

REVIEW OF CONTRACT WITH ROWAN COUNTY SOIL/WATER CONSERVATION DISTRICT - EDWIN HAMMILL:

Mr. Edwin Hammill and Mr. Mark Domske presented a Memorandum of Understanding between the Rowan Soil/Water Conservation District, the USDA Soil Conservation Service and Rowan County, as attached to these Minutes.

Clarification was made (page 3, "The County Agrees..") to show that in (1), personnel,

office space, etc. will remain the same as it is currently; (2) "To support.." means to consider an annual budget; and (last paragraph) "a two-hundred (\$200) imprest fund.." should be a \$100 fund.

Vice-Chairman Swaim then made a motion to accept the Memorandum of Understanding with the noted clarifications. Commissioner DeMarcus seconded, with unanimous approval.

Mr. Hammill noted that Ms. Brinkley, clerical worker was recently deceased, and they will need an immediate replacement. He continued that additional clerical help will be needed in the near future.

Mr. Domske will present their nominations for the Agricultural Advisory Council prior to the 8/16 meeting.

PRESENTATION FROM DEWBERRY & DAVIS - MR. GERALD HORTON:

Mr. Gerald Horton and Mr. Frank Stevenson of Dewberry & Davis presented a plaque to Chairman Cohen, for the Dewberry & Davis Award For Excellence with regards to the Rowan County Landfill Project.

MANAGER'S REPORT:

Interest: County Manager Tim Russell explained that the report would be incomplete, due to the fiscal year closing in June, and the County records are held open for an additional 15 days.

Refunds: Various refunds were submitted for approval, as attached to these Minutes. Commissioner DeMarcus made a motion to approve the refunds as submitted. Commissioner Palmer seconded, with unanimous approval.

NPDES Permit: Mr. Russell submitted copies of the NPDES Permit issued on the Quantum Performance Films project, as attached to these Minutes. The permit will be effective July 16, 1990.

Consideration of County Safety Policies and Procedures: Mr. Russell explained the need for the implementation of Safety Policies and Procedures due to the amount of recent accidents involving County vehicles/employees. He suggested that the Board review the information for discussion, and consider establishing a Safety Review Council at the 8/16/90 meeting.

OTHER BUSINESS:

Condemnation of Curtis/Kate Livengood Property: Mr. and Mrs. Livengood chose to discuss the issue in Open Session. Mrs. Livengood stated that they have decreased their request from \$10,000 to \$4,000 in settlement for the easement property. Their stipulations for settlement include being able to access the property and use heavy equipment to create ongoing revenue from the property. County Attorney John Holshouser will review procedures for the installation of the line with Mr. Don Conner, to insure that no damage will be incurred.

East Rowan Little League: Commissioner Knox stated that the East Rowan Little League is receiving donations to offset expenses of traveling to the play-offs, and questioned whether or not Rowan County could donate also. By consensus of the Board, the issue was referred to the County Manager and Finance Director, as to the legality of such a donation.

Open House Ceremony at Rowan County Convention and Visitors Bureau: Commissioner DeMarcus reminded members of the upcoming ceremonies on August 8th. The Clerk will accept the invitation for the four (4) remaining members of the Board.

Reschedule of September meeting: Vice-Chairman Swaim suggested that, since the regular meeting date will fall on the Labor Day Holiday, the meeting be rescheduled to 9/10/90 at 9:00 a.m. The Board agreed by consensus, and the Clerk will advertise accordingly.

Executive Session: At this time, Commissioner Knox made a motion to go into Executive Session, to discuss Economic Development, Personnel and Acquisition of Property. Commissioner Palmer seconded, with unanimous approval.

EXECUTIVE SESSION:

Upon returning to Regular Session, the following actions were taken:

(1) The Board accepted the offer of \$4,000 from Mr. and Mrs. Curtis Livengood for easement property. The vote was cast 4 to 1 as follows:

Chairman Cohen - aye	Commissioner Palmer - aye
Vice-Chairman Swaim - aye	Commissioner Knox - aye
Commissioner DeMarcus - no	

(2) A motion was made and seconded to approve range/grade revisions for Mr. Bert Hawley and Mr. Edwin Koontz, with unanimous approval.

(3) A motion was made and seconded to approve merit raises for the Department Heads and the Clerk to the Board as submitted, with unanimous approval.

There being no further business, Commissioner Knox made a motion to adjourn to 8/16/90 at 9:00 a.m. Commissioner Palmer seconded, with unanimous approval.

Respectfully submitted,

Denise J. Barrow
Clerk to the Board