

MINUTES OF THE MEETING OF THE BOARD  
OF ROWAN COUNTY COMMISSIONERS  
REGULAR SESSION - NOVEMBER 5, 1990  
RED ROOM - COMMUNITY BUILDING

The Rowan County Board of Commissioners met in Regular Session on Monday, November 5, 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, Finance Director and Clerk to the Board were also in attendance, as well as administrative staff and concerned citizens.

Chairman Cohen opened the meeting and gave the invocation.

MINUTES:

The following Minutes were submitted for approval:

\* October 1, 1990 (Regular Session)

There being no corrections, Commissioner Knox made a motion to approve the Minutes as submitted. Vice-Chairman Swaim seconded, with unanimous approval.

ADDITIONS TO AGENDA:

\* Commissioner Palmer wishes to present Mr. Coyt Karriker, to address concerns of the Rowan County Rescue Squad.

\* Chairman Cohen wishes to discuss a letter he received from Iredell County Commission Chairman R. B. Sloan regarding wastewater disposal.

\* Chairman Cohen also noted that an Executive Session is needed to discuss contracts and litigation.

\* County Manager Tim Russell stated that Mr. Wayne Ashworth, Emergency Services Manager, needs to discuss a possible renaming of Mainsail Road in Anchor Downs.

CORRESPONDENCE:

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

\* Letter dated September 19, 1990 from Faith Mayor J. O. Moose, Jr., stating that the town had adopted the County Hazardous Solid Waste Ordinance, and their request for enforcement.

\* Letter dated October 23, 1990 from Spencer Town Clerk Peggy Whitley, stating that the

Town had adopted the County Solid Waste Ordinance, and their request for enforcement.

\* "Manager's Memo" dated October 19, 1990, from the N.C.A.C.C., regarding DHR Budget Reductions, and Change in Legislative Briefing Date.

\* Letter dated October 31, 1990, from Dr. Jimmie V. Morris, Chairman of the N. C. Dept. of Administration, regarding a reception for outstanding North Carolinians for their work in human and civil rights.

\* Letter dated October 25, 1990 from Ms. Domilie Green, Chairman of the M.A.D.D. (Rowan County) Chapter, regarding the upcoming Project Red Ribbon.

\* Memorandum, dated October 23, 1990, from Ms. Susan Adams of the N. C. Office of State Budget and Management, regarding the Statement - Public School Building Capital Fund.

### ROAD PETITIONS:

Commissioner Knox offered seven (7) road petitions, as attached to these Minutes:

- (1) Hallmark Estate Drive in the Locke Township
- (2) Hallmark Circle in the Locke Township
- (3) Treetop Court in the Franklin Township
- (4) East Fork Drive in the Providence Township
- (5) Red Fox Trail in the Litaker Township
- (6) Sorrow Farm Road in the Atwell Township
- (7) Tabor Drive in the Franklin Township

At this time, Commissioner Knox made a motion to approve the Road Petitions as submitted. Commissioner Palmer seconded, with unanimous approval.

### BOARD APPOINTMENTS:

Domiciliary Home Community Advisory Committee: Two (2) vacancies exist: the expiration of term of Chairman Olene Copley, and the resignation of Ms. Frances Foster. Vice-Chairman Swaim made a motion to reappoint Ms. Copley for another term. Commissioner Knox seconded, with unanimous approval. The appointment of a replacement for Ms. Foster was deferred to the December meeting.

City of Kannapolis: The City of Kannapolis has requested the Board to appoint a member to their Zoning Board of Adjustment. By consensus, the Board deferred the appointment to the December meeting.

### APPOINTMENT OF AGRICULTURAL ADVISORY BOARD:

Nominations for the Agricultural Advisory Board were previously submitted to the Board,

as attached to these Minutes. Suggested appointments from Commissioners were:

Ms. Gloria Correll  
Mr. Charles Sloop  
Mr. Willie Shaver

Mr. Frank King  
Mr. Richard Deal

Vice-Chairman Swaim made a motion to appoint the nominees. Commissioner Knox seconded, with unanimous approval.

PRESENTATION OF ENGINEERING EXCELLENCE AWARD:

At this time, Commissioner Knox presented a plaque to Chairman Cohen and the Board, that he received at the Engineering Excellence Award Ceremonies on 11/3/90. The plaque was awarded to Dewberry & Davis for their outstanding accomplishments on the construction of the Rowan County Landfill.

TAX COLLECTOR'S REPORT:

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

AMBULANCE FRANCHISE RENEWALS - Mr. Wayne Ashworth:

Emergency Services Manager Wayne Ashworth presented the Ambulance Franchise Renewal documents for approval, as attached to these Minutes. According to Mr. Ashworth, Atwell Fire Department is an exception to the renewals, as they do not comply with State regulations for certification. Mr. Ashworth continued that he is working with Atwell to insure that they will receive their continued certification. He recommends that the Franchise Renewals (all) be approved, contingent to Atwell's meeting the State requirements.

Commissioner Knox made a motion to approve the Ambulance Franchise Agreements (including Atwell), providing that Atwell meets State requirements for certification. Commissioner DeMarcus seconded, with unanimous approval.

Proposed Name Change of Mainsail Road: On another matter, Mr. Ashworth explained to members of the Board, the duplication of Mainsail Road in Anchor Downs. He continued that the three (3) property owners had been contacted, as well as the Anchor Downs Homeowners Association, and the road has been proposed to rename as "Hedrick-Lambe Drive". Mr. Ashworth requested that a date be set for a Public Hearing on the change. Commissioner DeMarcus made a motion to set the Public Hearing for December 3, 1990 at 11:00 a.m. Vice-Chairman Swaim seconded, with unanimous approval.

REVISIONS TO EROSION CONTROL ORDINANCE:

Mr. Paul Canup, Environmental Specialist, presented proposed revisions to the Rowan County Erosion Control Ordinance, as attached to these Minutes. Mr. Canup noted and explained each revision to the Board.

Afterwards, Commissioner DeMarcus made a motion to approve the revisions as submitted. Vice-Chairman Swaim seconded, with unanimous approval.

REVISIONS TO BUILDING CODE FEES- Mr. Don Conner:

Environmental Services Manager Don Conner presented proposed revisions to the Rowan County Building Code Fee Schedule, as attached to these Minutes. Mr. Conner noted each revision, and explained thoroughly.

Commissioner Knox then made a motion to approve the revisions as submitted. Commissioner Palmer seconded, with unanimous approval.

REPORT ON RECYCLING PROGRAM - Mrs. Patti Burchette:

Recycling Coordinator Patti Burchette offered apologies to the Board for the absence of the Recycling Report. Through a computer error, the report was erased. Mrs. Burchette will distribute the report as soon as possible.

Mr. Don Conner will present information on a proposed "double fee" for dumping cardboard in the landfill at the December meeting.

UPDATE ON HIGH ROCK LAKE STUDY COMMITTEE - Mrs. Terri Burnham:

Mrs. Terri Burnham, Chairwoman of the High Rock Lake Study Committee explained the recently distributed committee report, as attached to these Minutes.

Mrs. Burnham also explained the purpose of the \$143,000 EPA grant. The grant will be used to document the extent of mercury levels in the Abbotts Creek Arm of High Rock Lake.

RESOLUTION FOR COG TO RECEIVE STATE FUNDS:

County Manager Russell explained the information received from Mr. Lee Armour of COG, as attached to these Minutes. Mr. Armour's letter requests that the Board pass a Resolution releasing its share of funds, in order for COG to receive them.

Vice-Chairman Swaim made a motion to approve the Resolution as presented. Commissioner Knox seconded, with unanimous approval.

COMMENTS FROM MRS. JON BOLE:

Mrs. Jon Bole addressed the Board with concerns from citizens of the western Rowan area. She stated her continued concern for the SA9 site, and questioned why the Board declined to contribute funds for the video produced by the Statesville Chamber of Commerce (against hazardous waste). The western area of the County, she states, feels like a "stepchild" in that they allegedly do not receive equal County services, etc. for their tax dollars. Mrs. Bole requested that the Commission reconsider their decision (not) to contribute to the funding of the video, and urged the Board to attend fund-raising functions to support the defense of the SA9 site.

UPDATE ON THE WELCOME NEIGHBOR PROPOSAL - Denise Barrow:

Clerk to the Board Denise Barrow updated members on the Welcome Neighbor Program proposal. Mrs. Alderson would like to address the (new) Commission at the January 1991 meeting, to explain her program. Commissioner DeMarcus suggested that Mrs. Dot Lear, of the southern Rowan Welcome Wagon Program also be invited to present information at the January meeting. Due to these suggestions, a decision was deferred to the January 1991 meeting.

UPDATE ON CENTER MOTEL OCCUPANCY TAX - Brady Frick:

Finance Director Brady Frick reported his findings during recent visits with owners of the Center Motel. According to Mr. Frick, the motel did not (prior to July 1, 1990) add occupancy tax amounts to their room billings; therefore, there was no occupancy tax reported or paid. Mr. Frick updated the motel owners of the County policy for future reference. No further action was suggested on the issue.

CONCERNS OF THE SCOTCH-IRISH FIRE DEPT. - Mr. Bob Cranford:

Mr. Bob Cranford presented various documents to members of the Board, regarding the construction of the Scotch-Irish Volunteer Fire Department, as attached to these Minutes. Mr. Cranford claims that he gave an extensive amount of time, materials, and machinery usage without receiving financial compensation. He addressed the Board for help in resolving the conflict. After conferring with County Attorney John Holshouser, the Board suggested that Mr. Cranford seek legal counsel.

MANAGER'S REPORT:

Interest: County Manager Russell presented the Report of Interest earned Through October 1990, as attached to these Minutes.

Refunds: Mr. Russell also presented various refunds for approval by the Board, as attached to these Minutes. Commissioner DeMarcus made a motion to approve the refunds as submitted. Commissioner Knox seconded, with unanimous approval.

Vice-Chairman Swaim also requested an update on the earlier issue of Windsor Mining Company's tax refund. Mr. Russell explained that they should have listed at a lower value and, therefore, were overtaxed.

OTHER BUSINESS:

Mr. Coyt Karriker of the Rowan County Rescue squad addressed the Board to propose a contract for services with the County, as attached to these Minutes.

The contract would award exclusive service in Rowan County to the Rescue Squad. After much discussion, Commissioner DeMarcus suggested that the proposal be referred to the County Attorney for further study. Mr. Holshouser will weigh the options of an exclusive contract vs. an ordinance or franchise regarding services.

At this time, Commissioner Knox made a motion to go into Executive Session. Commissioner Palmer seconded, with unanimous approval.

EXECUTIVE SESSION:

Upon returning to Regular Session, Commissioner Palmer made a motion to purchase the Furniture House Building, and approve the proposal by the Ruftys. Commissioner Knox seconded, with unanimous approval.

Commissioner DeMarcus made a motion to approve \$500 for Senior Services Advisory Board printing needs. County Manager Tim Russell will handle the budget amendment. Commissioner Palmer seconded, with unanimous approval.

There being no further business, Commissioner Knox made a motion was made to return to Regular Session, and adjourn to 11/16/90 at 9:00 a.m.. Commissioner Palmer seconded, with unanimous approval.

Respectfully submitted,

Denise J. Barrow  
Clerk to the Board