

MINUTES OF THE MEETING OF THE BOARD
OF ROWAN COUNTY COMMISSIONERS
REGULAR SESSION - DECEMBER 3, 1990
RED ROOM - COMMUNITY BUILDING

The Rowan County Board of Commissioners met in Regular Session on Monday, December 3, 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, Finance Director, County Attorney, and Clerk to the Board were also in attendance, as well as Administrative Staff, Incoming Commissioners, and special guests.

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

MINUTES:

The following Minutes were submitted for approval:

- * November 5, 1990 (Regular Session)
- * November 16, 1990 (Adjourned Meeting)

Commissioner DeMarcus noted: - November 5, Page 6,
Paragraph 4: "...does not add occupancy tax..." should read
"...did not add occupancy tax prior to July 1990...".

County Manager Russell noted: - November 5, Page 8: First sentence under EXECUTIVE SESSION should begin "After returning to Regular Session, Commissioner Palmer...".

As no further corrections were noted, Vice-Chairman Swaim made a motion to approve the Minutes with corrections. Commissioner DeMarcus seconded, with unanimous approval.

There being no further business, Vice-Chairman Swaim made a motion to adjourn the Board. Commissioner Knox seconded, with unanimous approval.

OATH OF OFFICE:

At this time, Clerk of Superior Court Edward Norvell administered the Oath of Office to incoming Commissioners Tom Webb and Charles Welch, returning Commissioner Jamima DeMarcus, and Register of Deeds Jean Ramsey.

Chairman Cohen welcomed the two new members of the Board, and called the meeting to order.

SELECTION OF CHAIRMAN AND VICE-CHAIRMAN:

With County Manager Tim Russell presiding, the selection of Chairman and Vice-Chairman began. Commissioner Palmer nominated J. Newton Cohen for Chairman. Commissioner Welch made a motion to close the nominations. Commissioner Webb seconded, with unanimous approval. J. Newton Cohen was officially selected as Chairman.

Commissioner Welch nominated Commissioner Palmer as Vice-Chairman. Commissioner Webb made a motion to close the nominations. Chairman Cohen seconded, with unanimous approval. Henry H. Palmer was officially selected as Vice-Chairman.

RECOGNITION OF COMMISSIONERS (George Knox, Bill Swaim):

Chairman Cohen recognized Retiring Commissioners George Knox and Bill Swaim, and presented tokens of appreciation to each. Both made their closing remarks, after which a reception was held to honor Retiring Commissioners, the Returning Commissioner, and the Incoming Commissioners.

At the conclusion of the reception, Chairman Cohen called the meeting back to order.

UPDATE ON HERITAGE HOME LEASE - JOHN HOLSHOUSER:

County Attorney John Holshouser presented a drafted three-year lease for the Heritage Home, as attached to these Minutes, and explained its contents.

County Manager Russell suggested the option of selling the facility. After careful consideration of all options, Commissioner DeMarcus made a motion to offer the 3-year lease renewal to its administrator, Mr. Daniel Tuttle, providing that the rent be increased to \$1500/month, that he air-condition the facility, and that his insurance be increased (per the recommended

coverage suggested by Mr. Holshouser). Commissioner Welch seconded, and the vote was 4-1, with Chairman Cohen opposing.

At this time, Chairman Cohen declared the Public Hearing Open.

PUBLIC HEARING - RENAME MAINSAIL ROAD TO HEDRICK-LAMBE DRIVE:

EMS Manager Wayne Ashworth had previously forwarded information to the landowners involved, regarding the proposed renaming, as attached to these Minutes. Three (3) citizens addressed the Board, and stated their approval of the proposed renaming. Mr. Dave Fraley questioned why only one part of Mainsail is being renamed, when three (3) sections actually exist. Mr. Ashworth will pursue the question for Mr. Fraley. There being no opposition to the proposed change, Chairman Cohen declared the Public Hearing closed. Vice-Chairman Palmer made a motion to authorize the proposed name change from Mainsail Road to Hedrick-Lambe Drive. Commissioner Webb seconded, with unanimous approval.

BOARD APPOINTMENTS:

Local Emergency Planning Committee: Ms. Cindy Adkins' term was clarified as being "at the pleasure of the Board", by Mr. Ashworth. Commissioner DeMarcus made a motion to approve Ms. Adkins' continued participation on the Board. Vice-Chairman Palmer seconded, with unanimous approval.

Rowan County Airport Board: The terms of Ms. Dianne Greene and Mr. Jerry Helms have expired. Commissioner Welch nominated Mr. Larry Jones; Vice-Chairman Palmer nominated Ms. Greene, and Commissioner DeMarcus nominated Mr. Helms. Results of the voting cast Mr. Larry Jones and Mr. Jerry Helms as Board members.

Rowan County Board of Public Health: The terms of Dr. Bruce Ketner, Mr. Charles Deadwyler, Jr. and Dr. Ted James have expired. Replacement for Mr. Deadwyler was deferred to the next meeting. Commissioner DeMarcus made a motion to reappoint both Dr. Bruce Ketner and Dr. Ted James. Vice-Chairman Palmer seconded, with unanimous approval.

Rowan County Historic Properties Commission: The terms of Mrs. Ann Murdoch and Mrs. Ellen Bradshaw have expired. Vice-Chairman Palmer made a motion to reappoint both. Commissioner Welch seconded, with unanimous approval.

Rowan County Nursing Home Advisory Committee: The term of Mrs. Virginia Shuford has expired, and Centralina COG recommends removal of Mr. John Steele, due to unavailability. A replacement for Mr. Steele was deferred to the next meeting. Commissioner DeMarcus made a motion to reappoint Mrs. Shuford. Commissioner Welch seconded, with unanimous approval.

Rowan County Parks and Recreation Commission: The terms of Mr. Roscoe Giles and Mr. Bill Stanback have expired. Commissioner Welch nominated Mr. Larry Williams; Commissioner DeMarcus nominated Mr. Giles and Mr. Stanback for reappointment. Results of voting were the reappointments of Mr. Giles and Mr. Stanback.

Rowan County Planning Board: The terms of Mr. Robert Saunders, Mr. Roscoe Giles, and Mr. Darryl Corriher have expired. Commissioner DeMarcus nominated all three (3) for reappointment; Commissioner Webb nominated Galen Hiott and Dr. Russell Gillam; Commissioner Welch nominated Mr. Daryl Wagoner. Results of the voting were the reappointments of Mr. Giles

and Mr. Corriher, and the appointment of Mr. Hiott.

Rowan Public Library Board: The terms of Mr. Tom Bost and Mr. Jim Hurley have expired. Commissioner DeMarcus made a motion to reappoint both. Vice-Chairman Palmer seconded, with unanimous approval.

Tri-County Mental Health Board: The term of Mrs. Carl Parker has expired. Anna Mills Wagoner resigned due to her political position. Vice-Chairman Palmer made a motion to reappoint Mrs. Parker. The motion was seconded, with unanimous approval. A replacement for Mrs. Wagoner was deferred to the next meeting.

Domiciliary Home Community Advisory Committee: Ms. Frances Foster has resigned; however, Centralina states there is no need for a replacement, as one (1) Nursing Home has recently converted to a Rest Home. No action was taken by the Board.

Rowan County ABC Board: Mr. Bill Kenerly has resigned due to his political position. Vice-Chairman Palmer nominated Mr. Bill Swaim; Commissioner Charles Welch nominated Mr. David Roueche. Results of the voting cast Mr. Roueche as the new member.

At this time, Commissioner DeMarcus stated she would like to appoint Mr. George Knox and Mr. Bill Swaim to Boards in the future, where they would be able to contribute their valuable expertise.

Senior Services Advisory Council: The Council presently has a vacancy, and recommends Mrs. Sally Jones as the nominee. Commissioner DeMarcus made a motion to appoint Mrs. Jones. Vice-Chairman Palmer seconded, with unanimous approval.

Kannapolis Zoning Board of Adjustment: Commissioner Welch nominated Mr. Austin Mitchell for the position, pending his location qualification. Other nominees, as well as a decision, was deferred to the next meeting.

ADDITIONS TO AGENDA:

* Commissioner DeMarcus: Updated the Board regarding the recent Keep North Carolina Clean and Beautiful entry.

* Commissioner DeMarcus: Outstanding Volunteer Ceremonies will be held today in Raleigh. Mrs. DeMarcus recognized the four nominees. The Clerk to the Board will send a Certificate of Appreciation to each (signed by Commission members).

* Commissioner DeMarcus: Grand Jury Report (due to the other members not having received the report, it was deferred to the next meeting).

TAX COLLECTOR'S REPORT - WAYNE SIMPSON:

Tax Collector Wayne Simpson presented the Preliminary Report of November Activity, as attached to these Minutes.

REVISION TO SOLID WASTE ORDINANCE - DON CONNER:

Environmental Services Manager Don Conner presented a proposed Amendment to the Rowan County Solid Waste Ordinance, as attached to these Minutes. The Amendment provides stronger penalties for loads with an excess of 25% cardboard. Commissioner Webb suggested that the penalties be incurred by the businesses responsible for the loads, and not the hauler. Commissioner DeMarcus suggested a revision that, the penalty for "Third Offense" be changed to "Third and subsequent offenses". She then made a motion to approve the Amendment with revisions, to be effective January 1, 1991. Vice-Chairman Palmer seconded, with the vote as 4-1, Commissioner Webb opposing. Chairman Cohen suggested another Amendment, regarding uncovered trucks at the landfill, to be proposed at the next meeting.

PROPOSED EXPANSION OF ENOCHVILLE FIRE DISTRICT - WAYNE ASHWORTH:

EMS Manager Wayne Ashworth presented information regarding the proposed expansion of the Enochville Fire District, as attached to these Minutes. Mr. Ashworth explained that all property owners had been notified (except one in Virginia - unavailable), and he requests a date for the Public Hearing. Commissioner DeMarcus made a motion to set the Public Hearing for January 7, 1991 at 9:30 a.m. Vice-Chairman Palmer seconded, with unanimous approval.

PETITION FOR PUBLIC HEARING (D. BOST RD. TO SUGAR MAPLE LANE) - WAYNE ASHWORTH:

Mr. Ashworth previously distributed a request for the change of the following road names, as attached to these Minutes:

- (1) "D. Bost Rd." to "Sugar Maple Lane"
- (2) "Linn Drive" to "Red Leaf Lane"
- (3) "1300 Block of Shore Acres Drive" to "Moonlight Drive"

A Public Hearing is necessary, and requested by Mr. Ashworth. Vice-Chairman Palmer made a motion to set the Public Hearing for January 7, 1991, at 10:00 a.m. The motion was seconded, with unanimous approval. Mr. Ashworth mentioned the need for an Amendment to the Road Naming/House Numbering Ordinance, to provide for the naming of private roads. County Attorney John Holshouser will research for the next meeting.

At this time, Mr. Holshouser noted that a Public Hearing is also necessary regarding the Rufty/Rowan County Property settlement. Commissioner DeMarcus made a motion to set the Public Hearing for January 7, 1991 at 10:30 a.m. Vice-Chairman Palmer seconded, with unanimous approval.

STATUS OF HEALTH SUBCOMMITTEE ON SEPTIC TANK PERMITS - COMMISSIONER DEMARCUS:

Commissioner DeMarcus presented a Resolution recently passed by the Rowan County Board of Health, regarding septic tank permits for mobile homes, as attached to these Minutes. Vice-Chairman Palmer made a motion to approve the Resolution as submitted. Commissioner DeMarcus seconded, with unanimous approval.

REQUEST TO EXTEND FIXED BASE OPERATOR LEASE:

A letter from Lindsay Hess was distributed to the Board, as attached to these Minutes. For the sum of \$75,000, he is requiring an extension of his lease for six (6) years, to be added to the remaining four (4). Mr. Hess also proposes, at the end of his current four (4) years, to increase his rent (from \$220 + 1% to \$220 + 1-1/2%).

Commissioner Welch mentioned other parties also interested in the FBO position, at the termination of the lease period. By consensus, the Board deferred a decision until they meet with the Airport Board to discuss the proposal further. Mr. Carl Sloop, Airport Board Secretary will be contacted to propose that the Airport Board meeting be held in early January.

MANAGER'S REPORT:

Interest: County Manager Russell presented the Report of Interest Earned through November, 1990, as attached to these Minutes.

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

OTHER BUSINESS:

- * County Manager Russell reminded all members of the upcoming Department Tours on December 5, 7, 10, & 14th (later rescheduled for the 17th).
- * Mr. Russell also reminded members of the upcoming NACo Legislative Conference in Washington, D.C. to be held 3/13-3/17/91.
- * The Recycling Seminar in Hickory will be held on 12/18/90.
- * NCACC Legislative Goals Conference on 12/12 - 12/13/90, at Pinehurst.

REPORT ON SOCIAL SERVICES PUBLIC ASSISTANCE APPLICANTS - TODD AREY/EDWIN KOONTZ:

Information regarding applications statistics was distributed to the Board, as attached to these Minutes. Mr. Koontz and Mr. Arey expressed to the Board, the extensive paperwork involved with a single application for services, and requested direction for assistance.

Mr. Koontz stated their "bottom line" as the need for additional personnel. He also explained the penalty procedure and the time stipulations involved in the application process. The Board of Social Services will return at a later date with a proposed plan of action.

There being no further business, Vice-Chairman Palmer made a motion to adjourn the meeting. Commissioner DeMarcus seconded, with unanimous approval.

Respectfully submitted,

Denise J. Barrow
Clerk to the Board