

MINUTES OF THE MEETING OF THE BOARD  
OF ROWAN COUNTY COMMISSIONERS  
REGULAR SESSION - NOVEMBER 4, 1991  
RED ROOM - COMMUNITY BUILDING

The Rowan County Board of Commissioners met in Regular Session, on Monday, November 4, 1991, at 9:00 a.m., in the Red Room of the Community Building.

PRESENT: J. Newton Cohen, Chairman  
Henry H. Palmer, Vice-Chairman  
Jamima P. DeMarcus, Member  
Charles H. Welch, Member  
Thomas M. Webb, Member

The County Manager, Finance Director, County Attorney, and Clerk to the Board were also in attendance.

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

MINUTES:

The following Minutes were submitted for approval:

- \* October 7, 1991 (Regular)
- \* October 23, 1991 (Adjourned)

Chairman Cohen noted that, since Mr. Dick Franklin's visit at the 10/7/91 meeting, he was to bring information back to the Board. The Clerk advised that the L.E.P.C. would meet between the November and December meetings, and Mr. Franklin will be contacted to appear on the 12/2/91 agenda.

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

CORRESPONDENCE:

County Manager Russell submitted various items of correspondence, as attached to these Minutes:

- \* Memorandum from the County Manager, explaining an attached letter received from Mr. Sam Carter of Tri-County Mental Health.

\* Copy of a letter to Mr. Joseph Sloop, Rowan County Housing Authority, regarding the Management Review/Occupancy Audit.

\* Letter from "29 Business Leadership Group, Inc.," requesting placement on the next meeting agenda. Commissioner DeMarcus suggested inviting them to address the Board. The Clerk will make the arrangements.

ROAD PETITIONS:

There were none to be offered.

ADDITIONS TO AGENDA:

Commissioner Welch requested an Executive Session to discuss Personnel.

OLD BUSINESS:

Tabled Carolinas' Partnership Vote: Vice-Chairman Palmer suggested tabling the decision to the December meeting. The Board agreed by consensus.

TAX COLLECTOR'S REPORT:

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

UPDATE ON LEGAL ISSUES - COUNTY ATTORNEY HOLSHOUSER:

County Attorney, John Holshouser, gave a brief update on legal issues concerning the Board:

- (1) NAACP vs. the Board of Education: Mr. Holshouser explained the current status.
- (2) Highview Farms: still in discovery
- (3) Brentwood Acres: in compliance; penalties still pending

REQUEST FOR PARKS' VEHICLE - VICKI MCCOMBS/JIM FOLTZ:

Vicki McCombs, Purchasing Agent, submitted a memorandum regarding the proposed purchase of vehicles for the Parks, as attached to these Minutes. Per Mr. Russell, Mr. Foltz requested that the issue be deferred, since the issue was internally resolved.

RESOLUTION APPROVING NEW OWNERSHIP OF FRIENDSHIP CABLE OF NC, INC. - JOHN HOLSHOUSER:

The County Attorney presented a Resolution approving the new ownership of Friendship Cable, Inc., as attached to these Minutes. Vice-Chairman Palmer made a motion to approve the Resolution. Commissioner DeMarcus seconded, with unanimous approval.

REAL ESTATE DEED FROM DAVID MURDOCK/OTHERS, TO ROWAN/CABARRUS COUNTIES FOR PROPERTY IN CHINA GROVE TOWNSHIP:

Mr. Holshouser explained the recording procedures, and stated that no action was needed by the Board. The Board will send a letter of acknowledgment.

RECYCLING PROGRAM:

\* BFI - Mr. Mike Randolph, BFI Representative, explained the services and markets available through BFI, to enhance the recycling programs offered in the County. Mr. Randolph stated that BFI could offer 100% guaranteed markets for the recyclables, and proposed a "recyclery" near Barber, NC. \$12.50/ton plus transportation fees, would be the cost to the County. Presently, BFI takes two (2) types of plastic, newspaper, three (3) colors of glass, aluminum, steel and tin cans. He continued that there is no secured vendor for mixed paper or cardboard at present. BFI also proposed a 3-5 year contract. No money would be returned to the County in this proposal.

\* Kevin Spittle - Mr. Spittle's proposal included a \$50,000 start-up fee and a 5-year contract; he has a market for newspaper and mixed paper, and would pay \$20/ton to the County for newspaper, and \$10/ton for mixed paper. The County would be responsible for having the

materials baled, with a maximum of 3,000 tons (1,500 of each material) per year. He concluded that he has no commitment with his vendors at present.

\* Jim Ogg - Mr. Ogg explained the "paper grass" concept, and stated that he'd been advised to patent the process. An informational sheet was distributed to the Board, as attached to these Minutes. Mr. Ogg continued that he had 25 years experience in farming and landscaping, and would charge \$11,500/month to handle materials from the County (approx. \$57/ton).

\* W. D. Smith - Mr. Don Conner, Environmental Services Director, stated that Mr. Smith could not appear at this time.

#### MANAGER'S REPORT:

Interest: The Report of Interest Earned through Sept., 1991 was submitted, as attached to these Minutes.

Refunds: Refunds were previously submitted to the Board for approval, as attached to these Minutes. After review by all members, Commissioner DeMarcus made a motion to approve the refunds as submitted. Commissioner Welch seconded, with unanimous approval.

Budget Amendments: Mr. Russell submitted two (2) budget amendments for approval by the Board, as attached to these Minutes:

(1) From DSS/Finance, to budget the Foster Parent Retainer Grant for 1991-92 (\$5,000). Commissioner Webb made a motion to approve the amendment. Vice-Chairman Palmer seconded, with unanimous approval.

(2) From Finance, to budget the remaining project balance approved for the Kannapolis City Schools from the Public School Building Capital Fund (\$115,475). Commissioner Webb made a motion to approve the amendment. Vice-Chairman Palmer seconded, with unanimous approval.

Award of Contract for Wastewater Treatment Plant: Mr. Russell submitted information regarding the awarding of the contract, as attached to these Minutes. Peirson & Whitman, Architects, suggests awarding the contract to James E. Harris Construction Co., Inc., in the amount of \$176,000. Vice-Chairman Palmer made a motion to approve the contract to James E. Harris for the specified amount. Commissioner Webb seconded, with unanimous approval. County Manager Russell suggested asking Mr. Harry Whalen, EDC Director, to update the Board on the Quantum project. Mr. Russell will handle the details.

Sale of Surplus Property: Mr. Russell distributed information, regarding a recently-confiscated Professional Bingo Game, as attached to these Minutes. The Sheriff's Office has requested that the game be declared surplus, and sold. Vice-Chairman Palmer suggested contacting the Evergreen Seniors to see if they would be interested in purchasing/leasing the game. County Attorney Holshouser stated that this would be the best alternative, if the game were distributed to a civic group.

#### BOARD APPOINTMENTS:

Rowan County Tourism & Development: The term of Ms. Margaret Kluttz has expired. Commissioner Welch made a motion to reappoint Ms. Kluttz. Vice-Chairman Palmer seconded, with unanimous approval.

It was also noted that Mr. Dan Boyd would be leaving the Board, and a nomination from the Chamber of Commerce is requested. Commissioner DeMarcus made a motion to approve the appointment of Mr. Bob Roakes as a replacement. Commissioner Welch seconded, with unanimous approval.

Senior Services Advisory Council: Due to the resignation of Ms. Freida Nikolai, a vacancy existed. At the recommendation of Senior Services Director, Clyde Fahnestock, Commissioner DeMarcus made a motion to accept Ms. Nikolai's resignation. Vice-Chairman Palmer seconded, with unanimous approval.

Mr. Fahnestock also suggested not replacing Ms. Nikolai, but lowering the committee membership, instead. Commissioner Webb made a motion to accept Mr. Fahnestock's recommendation. Commissioner Welch seconded, with unanimous approval.

Planning Board: According to a memorandum from County Planner, Danny Johnson, four (4) members are eligible for reappointment:

\* Edwin Hammill, David Knox, Larry Correll, and Dr. George Hill

Commissioner DeMarcus made a motion to reappoint the four. Vice-Chairman Palmer seconded. Commissioner Webb nominated Herman Ribelin as a candidate. The vote was as follows:

\* Edwin Hammill: 5 votes  
\* Larry Correll: 4 votes  
\* George Hill: 2 votes

\* David Knox: 5 votes  
\* Herman Ribelin: 4 votes

Mr. Hammill, Mr. Knox, Mr. Correll were all reappointed, and Mr. Ribelin will replace Mr. Hill on the Board.

Commissioner DeMarcus also read a letter of resignation from Mrs. R. O. (Maxine) Everett, from the Library Board. She then suggested deferring a replacement to the December meeting. Vice-Chairman Palmer made a motion to accept the resignation and send a "thank-you" letter to her. Commissioner DeMarcus seconded, with unanimous approval.

#### OTHER BUSINESS:

\* Mr. Austin Mitchell addressed the Board requesting permission to place "Vote No" signs on County Government Buildings, with regards to the upcoming Bond Referendum. Commissioner Welch made a motion to approve the request. Commissioner Webb seconded, and the vote was 4/1, with Commissioner DeMarcus voting no.

\* Second Monthly Meetings - The possibility of a second monthly meeting to be held "in the field" will be deferred to the December meeting.

\* Environmental Services Director, Don Conner, requested action from the Board, regarding the proposed "Paper Grass" Grant Program. He felt the grant would have to be declined at this point. The motion was made and seconded, with unanimous approval, to withdraw application for the grant.

EXECUTIVE SESSION:

At this time, the motion was made and seconded, with unanimous approval, to go into Executive Session, to discuss Personnel. At the conclusion, with no action taken, the motion was made and seconded, with unanimous approval, to return to Regular Session.

TRI-COUNTY CONCERNS:

Ms. Helen Cummings outlined the services available from Tri-County Mental Health. She stated the current allocation from Rowan County to be \$292,953, and requests that the "cut" be reinstated.

Mrs. Dot Harrison told her experiences with a mentally-ill family member, and what Tri-County has meant to her.

Ms. Kim Russ, Program Director, explained the strains of approximately 25 new clients weekly.

There being no further business, Commissioner Welch made a motion to adjourn the meeting. Commissioner Webb seconded, with unanimous approval.

Respectfully submitted,

Denise J. Barrow  
Clerk to the Board