

MINUTES OF THE MEETING OF THE BOARD
OF ROWAN COUNTY COMMISSIONERS
REGULAR SESSION - JULY 6, 1992
RED ROOM - COMMUNITY BUILDING

The Rowan County Board of Commissioners met in Regular Session, on Monday, July 6, 1992, 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
Thomas M. Webb, Member
Charles H. Welch, Member

The County Manager, Finance Director, County Attorney, and acting Clerk, Kelly Wood, were also in attendance.

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

MINUTES:

The following Minutes were submitted for approval, as attached to these Minutes:

- * May 27, 1992 - Budget Session
- * May 28, 1992 - Budget Session
- * June 1, 1992 - Regular Session
- * June 2, 1992 - Adjourned Session
- * June 8, 1992 - Public Hearing
- * June 15, 1992 - Adjourned Session
- * June 16, 1992 - 2nd Monthly Meeting

Corrections:

* May 27, 1992 - page 2 - Commissioner DeMarcus suggested changing the wording from "...increase of rent at the Agriculture Building from \$4.00/sq. ft. to \$6.00/sq. ft..." to "...increase rent of those Federal agencies who lease space at the Agriculture Building, from \$4.00/sq. ft. to \$6.00/sq. ft...".

* May 28, 1992 - page 6 - Commissioner DeMarcus questioned whether or not she actually seconded the motion to reduce the Library's allocation by \$16,000. A (later) check of the cassette tape verified the action.

* June 2, 1992 - page 2 - the term of "...using expense vouchers..." should be clarified to "...using monthly allowance expense vouchers...".

* June 2, 1992 - page 3 - "...out-of-town soil..." should be "...out-of-county soil..."

There being no further corrections, Vice-Chairman Palmer made a motion to approve with amendments. Commissioner DeMarcus seconded, with unanimous approval.

ADDITIONS TO AGENDA:

* Commissioner DeMarcus updated the Board on the search for a new Health Department Director. Nineteen (19) applications have been received to-date.

* Commissioner DeMarcus updated the Board on the Airport Task Force, regarding the discussion of the FBO Contract. Two (2) actions have been taken: (1) a "traffic" log sheet has been designed; (2) a meeting was arranged between FBO and Gregory Motor Co., regarding possible coordination of rental cars at the Airport.

* Commissioner DeMarcus offered an amendment for the Convention & Visitors Bureau By-laws: (1) the County Commission appointee is to serve at the pleasure of the Board of Commissioners; Vice-Chairman Palmer made a motion to approve. Commissioner Welch seconded, with unanimous approval. (2) that the City give their appointee the same authority; Commissioner Webb made a motion to approve. Vice-Chairman Palmer seconded, with unanimous approval. (3) Mr. Jon Sunner has resigned from the Bureau. Commissioner DeMarcus made a motion to appoint Mr. Bill Webster, new Manager at the Holiday Inn. The motion was seconded, with unanimous approval.

* Commissioner Webb requested that a Certificate of Appreciation be sent to Mr. Gary Sherrill for his assistance to the Board, in the Fourth of July Parade.

* Vice-Chairman Palmer requested that a Certificate of Appreciation also be sent to Town of Faith Mayor, Judy Hampton, for her efforts in the Fourth of July Celebration.

* Commissioner DeMarcus asked for discussion on the letter regarding insurance for the Rowan County Volunteer Fire Departments. According to Mr. Russell, it is not feasible to provide this, as was previously suggested, as the members are not actually County employees.

* Mr. Russell updated the Board regarding recent legislation on proposed improvements to NC Highway 49. Public hearings will be held in the near future.

* Commissioner DeMarcus made a motion to hold the second monthly meeting (7/20/92) in the Red Room of the Community Building, at 7:00 p.m. The motion was seconded, with unanimous approval.

CORRESPONDENCE:

None

ROAD PETITIONS:

Commissioner Webb presented two (2) road petitions for approval, as attached to these Minutes:

- (1) Pine Drive in the China Grove Township. Commissioner Webb made a motion to approve. Commissioner DeMarcus seconded, with unanimous approval.
- (2) Abandonment of a portion of Railroad Street in Rockwell. The public hearing will be held later this morning at 9:30 a.m.

TAX COLLECTOR'S REPORT:

Tax Collector, Wayne Simpson, presented information, as attached to these Minutes. The information explained tax levies for fire departments for 1982, collections through 6-30-92, and the

report of insolvents. As action was needed by the Board to declare insolvents, Commissioner DeMarcus made a motion to declare same. Vice-Chairman Palmer seconded, with unanimous approval.

PUBLIC HEARING - RAILROAD STREET:

At this time, Commissioner Webb made a motion to open the public hearing. Vice-Chairman Palmer seconded, with unanimous approval.

After listening to views both in favor of and against the proposed closing, Commissioner Webb made a motion to close the public hearing. Vice-Chairman Palmer seconded, with unanimous approval. Commissioner Welch then made a motion to abandon the portion of the road. Vice-Chairman Palmer seconded, with unanimous approval.

County Attorney, John Holshouser, will prepare the proper paperwork.

PUBLIC HEARING - RENAMING OF ROADS:

At this time, Commissioner DeMarcus made a motion to open the public hearing. Commissioner Webb seconded, with unanimous approval.

- * Four Oaks Road - No one spoke for/against the change
- * Culbertson Road - Anonymous citizens spoke in favor of the change
- * Ketner Farm Road - No one spoke for/against the change
- * Garden Lane - Mr. David Meacham spoke against the change.
- * Merlin Place - Citizens spoke with discrepancies regarding the proposed change.
- * Rocky Hill Road - No one spoke for/against the change

With no one else wishing to speak, Vice-Chairman Palmer made a motion to close the public hearing. Commissioner DeMarcus seconded, with unanimous approval.

At this time, Commissioner Welch made a motion to approve the changes to Four Oaks Road, Culbertson Road, Ketner Farm Road, and Rocky Hill Road. Vice-Chairman Palmer seconded, with unanimous approval. Other action resulted as follows:

- * Garden Lane - Commissioner Welch made a motion to approve the change. Vice-Chairman Palmer seconded, with unanimous approval.
- * Merlin Place - Commissioner Webb made a motion to defer a decision on this change, until more information could be presented at the 7/20/92 meeting. Vice-Chairman Palmer

seconded, with unanimous approval.

Elaine Road: Information was again reviewed on the proposed renaming of Elaine Road, as attached to these Minutes. After careful consideration of the information past and currently presented, Commissioner DeMarcus made a motion to approve the recommendation of "Eastern Avenue" as a new name, in lieu of "Elaine Avenue". The motion was seconded, with unanimous approval.

REVIEW OF PROPOSED EAST ROWAN AMBULANCE SITE - WAYNE ASHWORTH:

EMS Director, Wayne Ashworth, updated the Board on recent studies of location possibilities.

SURPLUS OF COUNTY EQUIPMENT - WAYNE ASHWORTH:

According to Mr. Ashworth, the Town of Rockwell Fire Department has made a request to receive a surplus ambulance stretcher for their First Responders. Commissioner Webb made a motion to approve the request. Vice-Chairman Palmer seconded, with unanimous approval.

Also, the County Firearms Association has requested the donation of a surplus Photo I.D. Camera. Commissioner Webb made a motion to approve the request. Vice-Chairman Palmer seconded, with unanimous approval.

DONATION TO PARKS: Mr. Jim Foltz:

In the absence of Mr. Foltz, the issue was deferred.

PROPOSAL TO RENEW CABLE VISION FRANCHISE: Vision Cable of Salisbury and Vision Cable of Metrolina, Inc.:

The Board previously received a letter from Mr. George Little, General Manager of Vision Cable of Salisbury, as attached to these Minutes. Mr. Bob Melton, General Manager of Vision Cable of Metrolina, addressed the Board to explain recent rate increases. The motion was made and seconded, with unanimous approval, to hold a public hearing at the 8/17/92 meeting, at 7:30 p.m. After more research by the County Attorney, the previous action was rescinded, and the hearing was rescheduled to 8/3/92 at 9:30 a.m. The County Manager will research for more information on Friendship Cable's territory, density rate, and number of households, prior to the hearing.

DISCUSSION ON POLICY FOR EROSION CONTROL PENALTIES:

Mr. Russell suggested deleting the issue because, at this time, not enough research had been done to begin sketching a tentative policy. After extended discussion, Commissioner DeMarcus suggested that Mr. Russell, Chairman Cohen and the County Attorney work on a tentative policy.

APPROVAL OF GRANT FUNDS FOR EHTAP AND MTAP PROGRAMS - CLYDE FAHNESTOCK:

Mr. Fahnestock previously distributed information regarding 1992-93 applications for EHTAP (now called EDTAP) and MTAP, as attached to these Minutes. The total amount to be applied for is \$34,237. No matching/additional funds are required. Commissioner Webb then made a motion to approve the application. Commissioner DeMarcus seconded, with unanimous approval.

APPROVAL OF CONTRACT TO COLLECT TAXES FOR TOWN OF GRANITE QUARRY - COUNTY MANAGER:

Mr. Russell presented a proposed contract, previously approved by the Granite Quarry Town Board, as attached to these Minutes. By consensus, the Board deferred the issue to the next meeting.

BONNIE SMITH: REQUEST FOR REAPPOINTMENT AS COUNTY ANIMAL CRUELTY INVESTIGATOR:

The Board previously reviewed information submitted by Mrs. Smith regarding her request, as attached to these Minutes. At the request of Mrs. Smith, Commissioner DeMarcus suggested that the Board establish a task force to study and give clarification of the position, outlining its rights, duties, etc. During the discussion, it was suggested that the 7/2/90 Minutes be reviewed, regarding the issue.

APPOINTMENT TO CENTRAL BUSINESS DISTRICT PARKING COMMITTEE:

Mr. Russell presented a letter from Salisbury Mayor, Margaret Klutz, requesting representation from the Board, on the Central Business District Parking Committee, as attached to these Minutes. Commissioner DeMarcus made a motion to appoint Commissioner Webb. Vice-Chairman Palmer seconded, with unanimous approval.

REPORT FROM PLANNING BOARD ON PROPOSED STUDY ISSUES FOR 1992-93 -
DANNY JOHNSON:

The Board previously received information from the Rowan County Planning Board, as attached to these Minutes. County Planner, Danny Johnson, and Planning Board Chairman, Elaine China, addressed the Board, explaining the current goals.

Commissioner DeMarcus suggested deleting the proposed development of a County Sign Regulation. Commissioner Webb suggested adding the Minimum Housing Ordinance into the top-priority study areas. Chairman Cohen suggested rewording "development of land-use regulations" to "development of zoning regulations", and Commissioner Webb suggested including Highway 29. Chairman Cohen suggested that the issue of mobile homes/mobile home parks be addressed through the proposed minimum housing ordinance; also, Commissioner DeMarcus suggested that the duties of the previous High Rock Lake Study Committee be assigned to the Planning Board, on the top-priority study area. Lastly, it was requested that an outline of the (draft) report of the Rowan 2003 Plan be submitted prior to proceeding with the project.

Commissioner DeMarcus then made a motion to authorize the Planning Board to proceed, with the noted amendments/deletions. Commissioner Webb seconded, and the vote was 3/2, with Chairman Cohen and Commissioner Welch opposing.

DISCUSSION WITH ROWAN COUNTY HOUSING AUTHORITY - MILLIE CLAWSON:

Ms. Clawson addressed the Board, and explained operating procedures of the authority, with regards to the use of deputies.

MANAGER'S REPORT:

Refunds: Refunds were previously submitted for approval, as attached to these Minutes. Commissioner DeMarcus made a motion to approve as submitted. Vice-Chairman Palmer seconded, with unanimous approval.

BOARD APPOINTMENTS:

ABC Board: Commissioner Webb made a motion to reappoint Mr. Paul Phillippi. Vice-Chairman Palmer seconded. Commissioner Welch nominated Mr. John Green. Voting was cast 4/1, in favor of Mr.

Phillippi.

Domiciliary Home Community Advisory Committee: Rev. Jimmy Thompson and Mr. B. B. Honeycutt both declined appointment. Commissioner Webb made a motion to appoint Mr. Don Neil for one of the positions. The motion was seconded, with unanimous approval. Appointment to the other vacancy was deferred to the 8/3/92 meeting.

Economic Development Commission: Mr. Bill Murdoch was reappointed at a previous meeting. As Mr. Murdoch is a city appointee, the motion needed to be rescinded. Vice-Chairman Palmer made a motion to do so. Commissioner Webb seconded, with unanimous approval.

Senior Services Advisory Council: Three vacancies exist, due to the expired tenures of Ms. Bea Amendola and Mr. W. O. T. Fleming, and the expired term of Mrs. Irene Goodlett. Senior Services has recommended the appointment of Ms. Gladys Allison, for one appointment. Commissioner DeMarcus made a motion to appoint Ms. Allison. Vice-Chairman Palmer seconded, with unanimous approval. The remaining two (2) replacements were deferred to the 8/3/92 meeting.

Commissioner Webb made a motion to reappoint Capt. Marshall Moore. Vice-Chairman Palmer seconded, with unanimous approval.

Vice-Chairman Palmer made a motion to reappoint Mr. William Beilfuss. Commissioner Webb seconded, with unanimous approval.

Region F Aging Advisory Committee: Mr. Walter Boger was appointed on 6/16/92 as an alternate, and has since declined. Board should rescind action, and reappoint. Commissioner Webb made a motion to rescind the prior action. Vice-Chairman Palmer seconded, with unanimous approval. The replacement appointment was deferred to the 8/3/92 meeting.

Centralina Development Corporation: Mr. Jim Henderson is no longer living or working in Rowan County; therefore, he is ineligible. Vice-Chairman Palmer suggested Mr. William R. Kennedy as a replacement, but the appointment was deferred to 8/3/92, pending more information.

Rowan County Housing Authority: A vacancy exists, due to the resignation of Mr. Marvin Wood. Commissioner DeMarcus made a motion to appoint Mr. Aaron Neely. Vice-Chairman Palmer seconded, with unanimous approval.

Nursing Home Advisory Committee: Ms. Evelyn Brown has

resigned her position. A replacement was deferred to the 8/3/92 meeting.

City of Kannapolis: Commissioner DeMarcus nominated Mr. Conrad Sloop to the Planning Board (Extraterritorial Jurisdiction). Commissioner Webb nominated Mr. Joe Ervin to replace Mr. Robert Freeman on the Board of Adjustment. Commissioner DeMarcus then moved that the nominations be closed. Vice-Chairman Palmer seconded, with unanimous approval.

Town of Cleveland: Mr. Richard Current and Mr. Jennings Nelson have been recommended for reappointment on the Planning Board (Extraterritorial Jurisdiction). Vice-Chairman Palmer made a motion to appoint both. Commissioner DeMarcus seconded, with unanimous approval.

Town of Granite Quarry: Mr. Clarence Bost and Mr. Bill Hannah have been recommended as extraterritorial members. Commissioner DeMarcus made a motion to approve the recommendation. Vice-Chairman Palmer seconded, with unanimous approval.

Also, Ms. Brenda Welch was recommended for reappointment to the Zoning Board of Adjustment. Commissioner Webb made a motion to reappoint as recommended. Commissioner DeMarcus seconded, with unanimous approval.

Mr. Russell Smyre was recommended to replace Ms. Catherine Krider, who can no longer serve. Commissioner DeMarcus made a motion to appoint Mr. Smyre. The motion was seconded, with unanimous approval.

EXECUTIVE SESSION: Acquisition of Property
Personnel

The motion was made and seconded, with unanimous approval, to go into Executive Session. Upon conclusion of discussion, the motion was made and seconded, with unanimous approval, to return to Regular Session.

Action taken was as follows:

- (1) the Board upheld the position of the Personnel Committee, regarding salaries of Codes Enforcement Officers.
- (2) the Board upheld the position of the Personnel Committee, recommending no reclassification for the Personnel Clerk.
- (3) Salaries were set for Nancy Evans, newly-appointed

Supervisor, Board of Elections; also, for full-time
Elections Clerk, Brenda Foil.

There being no further business, the meeting was adjourned to
7/20/92 at 7:00 p.m., in the Red Room of the Community Building.

Respectfully submitted,

Denise B. Daugherty, CMC
Clerk to the Board