

MINUTES OF THE MEETING OF THE BOARD
OF ROWAN COUNTY COMMISSIONERS
REGULAR SESSION - JANUARY 4, 1993
RED ROOM - COMMUNITY BUILDING

The Rowan County Board of Commissioners met in Regular Session, on Monday, January 4, 1993, at 9:00 a.m., in the Red Room of the Community Building.

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

* December 7, 1992 (Regular Session): Commissioner DeMarcus requested that the members of the "appeal board" for animal control be listed individually (Mr. Joe Hager, Dr. Bruce Ketner, and Mr. Lonnie Goodman).

Also, for December 7th Minutes, Commissioner Webb stated that his vote with regards to the reappointment of Mr. Dave Harrell, to the Planning Board, was "aye" instead of "no".

* December 11, 1992: No corrections

* December 14, 1992: Commissioner Welch noted that the votes for selection of Vice-Chairman should be:

Commissioner Webb: 3 votes (Cohen, Webb, Arey)

Commissioner DeMarcus: 2 votes (DeMarcus, Welch)

* December 18, 1992: no corrections

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

ADDITIONS TO AGENDA:

Commissioner DeMarcus stated she had tickets to the Martin Luther King, Jr. Breakfast, planned for 1/18/93.

Finance Director, Brady Frick, will present an Ordinance regarding Capital Projects. Mr. Frick distributed a proposed Capital Project Ordinance for approval, as attached to these Minutes. Commissioner DeMarcus made a motion to approve the Ordinance as submitted. Commissioner Webb seconded, with unanimous approval.

CORRESPONDENCE:

The following correspondence was submitted for review:

* Notice, from Clerk to the Board, Denise Daugherty, as reminder that the 7:00 p.m. hearing for Cleveland Volunteer Fire Department was suspended, until further notice.

ROAD PETITIONS:

Commissioner Webb presented a road petition, requesting the addition of North Deerfield Circle Extension (SR 2077), as attached to these Minutes. Commissioner Webb then made a motion to approve the petition as submitted. Commissioner DeMarcus seconded, with unanimous approval.

TAX COLLECTOR'S REPORT:

Due to illness, Mr. Wayne Simpson, Tax Collector, was unable to be present, and will give the report at a later date.

PUBLIC HEARING: ROAD NAMINGS: WAYNE ASHWORTH:

Commissioner Webb made a motion to open the Public Hearing. Commissioner Welch seconded, with unanimous approval.

EMS Director, Wayne Ashworth, presented information regarding two (2) private roads, proposed to be named as "Gee Drive" and "Persimmon Lane" as attached to these Minutes.

There being no one to speak for/against the proposed renamings, Commissioner Webb made a motion to close the Public Hearing. Commissioner DeMarcus seconded, with unanimous approval.

Commissioner Welch then made a motion to approve the proposed naming of Gee Drive and Persimmon Lane. Commissioner Webb seconded, with unanimous approval.

Mr. Ashworth then presented information for (unanimous) road namings of "Court Lane" and "Trantham Lane" as attached to these Minutes. Commissioner Webb made a motion to approve the proposed naming of both. Commissioner DeMarcus seconded, with unanimous approval.

Commissioner Webb gave a commendation to the EMS Staff, regarding a recent call. Mr. Ashworth stated that "Commissioners' Life-saving Awards" will be presented at the February meeting.

According to Mr. Ashworth, an update on the East Rowan Ambulance Station shows that the recently-proposed agreement for a 50-year lease was refused, and only a 25-year lease was proposed as an alternative. A search for another site will continue.

PUBLIC HEARING: AMENDED EROSION CONTROL/SEDIMENTATION ORDINANCE:

Commissioner Webb made a motion to open the Public Hearing. Commissioner Arey seconded, with unanimous approval. Environmental Services Director, Don Conner, reviewed proposed changes to the Ordinance, with members of the Board. There being no one to speak for/against the proposed amendment, Commissioner Welch made a motion to close the Public Hearing. Commissioner Arey seconded, with unanimous approval.

Commissioner DeMarcus then made a motion to approve the suggested amendment as submitted. Commissioner Arey seconded, with unanimous approval.

PUBLIC HEARING: AMENDMENT TO ANIMAL CONTROL ORDINANCE:

Commissioner DeMarcus made a motion to open the Public Hearing. Commissioner Webb seconded, with unanimous approval. Mr. James Ferris of Jack Brown Rd., stated his requests for stricter enforcement of the Animal Control Ordinance. Mr. Wayne Eller stated his concerns regarding Rottweilers.

Health Director, Dr. John Shaw, noted that the State laws already cover the areas to be amended by the County Ordinance, and suggested not amending the current ordinance. With no one else to speak for/against the proposal, Commissioner Arey then made a motion to close the Public Hearing. Commissioner Welch seconded, with unanimous approval. By consensus, no further action is necessary.

Mr. Shaw then distributed information regarding a request to receive funds and contract for LPN services, as attached to these Minutes. He recommended not adding addition staff/position(s), but contracting the position, instead. Commissioner DeMarcus made a motion to approve the request. Commissioner Webb seconded, with unanimous approval.

DISCUSSION OF C.O.P.S. FROM SCHOOLS: DR. MARTIN:

Dr. Joe McCann, Dr. Starr, Mr. Donnell, and Finance Director Hooker, were also in attendance. Superintendent, Dr. Don Martin, addressed the Board, and presented the request for approval of the long-range plan. Facilities to be involved the in plan include Henderson Elementary, Rockwell Middle and the Central Office Complex.

After thorough discussion, Commissioner Arey made a motion to approve the adoption of the long range facility plan as submitted. Commissioner DeMarcus seconded, with unanimous approval.

Dr. Martin then explained the "urgency" of the need for C.O.P.'s financing. The next School Board meeting will be held on Thursday, 1/14/93, at 7:30 p.m., at the Ellis St. office, and the Board of Commissioners was invited to attend.

PLANNING BOARD COMMITTEE FOR HIGH ROCK LAKE: MARION LYTLE:

Assistant County Planner, Marion Lytle, Mr. Herman Ribelin, and Mr. Larry Correll addressed the Board, requesting approval to establish a High Rock Lake Marine Commission. They also presented a proposed Resolution, as attached to these Minutes.

Commissioner DeMarcus made a motion to approve the adoption and formation on behalf of Rowan County, with minor rewording of the Resolution. Commissioner Webb seconded, with unanimous approval.

CONCERNS OF ROWAN AREA TRANSIT SYSTEM:

Clyde Fahnestock, President of R.T.S., and Board member, Renita Ritchie introduced the 1993 officers in attendance. Mr. Fahnestock then addressed the Board to (1) Present the Annual Report, (2) address the Coordinated Paratransit Services, and (3) address concerns involving the Vocational Workshop.

Mr. Fahenstock presented and explained information on each, as attached to these Minutes. Board members were informed of the implications of recent decrease in participation of the Vocational Workshop. The County Manager and County Attorney, John Holshouser, were requested to review the contract between the Vocational Workshop and RTS. Mr. Russell and Mr. Fahnestock will attend the next meeting of the Vocational Workshop, on 1/7/93 at 4:00 p.m., to further address concerns.

ISSUES OF CONCERN: COMMISSIONER AREY:

Commissioner Arey noted several items of concern to be addressed:

* Study of County Infrastructure: a request was made to begin an immediate study of needs of the Health Dept., Animal Shelter, Administrative Buildings, and the possibility of satellite offices in the Southern Rowan area. He then made a motion to empower the County Manager to study and report back on utilizing short-term financing. Commissioner DeMarcus seconded, with unanimous approval.

* Annual Goal-Setting Process: Commissioner Arey proposed to move-up the process into late January-early February, and hold the retreat away from County facilities. The Clerk to the Board will request information on accommodations, and a date will be set in the near future. The process to begin reviewing budget requests will begin Friday, February 12th at 12:00 noon, in the Red Room, and will continue Saturday, February 13th at 9:00 a.m., and possibly into Sunday, if necessary.

* Study of Employee Benefit Program: Commissioner Arey expressed his concerns of recent "turn-over" in County employees, and suggested a re-evaluation of the Personnel Package, to include

a market study in order to be competitive. By consensus, the Board will meet on Tuesday, January 12, 1993, at 7:30 p.m., in the Conference Room, to discuss the Personnel Benefit Package.

* Board Appointment Policy: A drafted "application" was distributed to each member, as attached to these Minutes, regarding prospective candidates for Board Appointments, as proposed by Commissioner Arey. He also suggested discussing Board Appointments in Executive Session, as permitted in the Ordinance for Rules of Procedure for Rowan County Commissioners (also attached). Commissioner Arey then made a motion to accept the application and the language as in the Ordinance. Commissioner DeMarcus seconded, and the motion failed 3 to 2. However, by consensus, the Board agreed to adopt the application for use in reviewing Board Appointment applicants. The Clerk will make copies available for all Commissioners. Also, information regarding all upcoming Board Appointments will be made available to Commissioners 30-days prior to their consideration.

ROWAN TASK FORCE FOR BETTER MENTAL HEALTH:

Mr. and Mrs. Sam Carter addressed the Board to encourage the proposed separation of Tri-County Mental Health into individual County agencies. Mr. Carter prepared written information for review, as attached to these Minutes. State Representative, Charlotte Gardner, also gave comments. Mrs. Dorothea Harrison, Chairman, Tri-County Board of Directors, addressed the Board, to discourage the separation, and presented a written statement, as attached to these Minutes. By consensus, the Board of Commissioners will meet with Tri-County (Rowan Area) Board members in the near future, to try and resolve problems.

BOARD APPOINTMENTS:

Cabarrus-Rowan Park Commission: The Board reviewed correspondence from Mr. Steve Little, Director of the Cabarrus Parks & Recreation Commission, as attached to these Minutes. By consensus, the Board agreed to unlimited terms of tenure. The position of Mr. Carl Sloop had expired, and, being a county employee, he was ineligible for reappointment. Commissioner DeMarcus nominated Mrs. Marsha Brown. Chairman Cohen nominated Mr. Dean Beck, who was appointed by a vote of 4/1. The Clerk will send a letter of appreciation to Mr. Sloop.

Domiciliary Home Community Advisory Committee: The resignations of Mr. B. B. Honeycutt and Mr. Sterling Whitener have left two (2) vacancies on the committee. By consensus, both were

deferred to the February meeting.

Planning Board: The terms of Mrs. Elaine China, Mrs. Carolyn Barker and Mr. Tom Harrell have expired. Mr. Harrell has expressed his desire not to be reappointed. Commissioner DeMarcus nominated Mrs. China and Mrs. Barker for reappointment. Commissioner Webb nominated Mr. R. L. Harrington and Mr. Jack Carter. Chairman Cohen nominated Mr. Malcolm Butner. Through voting, Mr. Carter, Mr. Butner, and Mrs. Barker will serve on the Board.

Senior Services Advisory Council: The terms of Ms. Leah McFee, Rev. Jimmie Holland, Ms. Virginia Graves and Mrs. Hope Davis have expired. All are eligible for reappointment, but Mrs. Davis has expressed her desire not to be reappointed. Clyde Fahnstock, Staff Support, submitted a nomination of Mr. Ralph Brown, as attached to these Minutes. Commissioner DeMarcus made a motion to appoint the (3) for reappointment, and Mr. Brown for appointment.

Nursing Home Advisory Committee: A vacancy exists due to the resignation of Ms. Evelyn Brown; also, a letter from COG Ombudsman, Lottie Massey, requests the appointment of an additional member, as attached to these Minutes. By consensus, both positions were deferred to the February meeting.

Board members requested "general" information on all boards/committees, to be compiled by the Clerk. Liaison assignments will be decided at the February 1 meeting.

MANAGER'S REPORT:

Interest: The Report of Interest Earned Through 11/30/92 was reviewed, as attached to these Minutes.

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

OTHER BUSINESS:

Kannapolis Country Estates: Mr. Russell reported that a meeting will be held on Saturday, January 9th, at 4:00 p.m., to discuss possible procedures for property owner assessments to aid in paving the roads. He continued by explaining the current procedures to be taken by homeowners.

At this time, Commissioner DeMarcus made a motion to go into

Executive Session, to discuss acquisition of property.
Commissioner Webb seconded, with unanimous approval.

Upon conclusion, the motion was made and seconded, with unanimous approval, to return to Regular Session, and adjourn the meeting to 1-12-93, at 7:30 p.m., in the Red Room of the Community Building.

Respectfully submitted,

Denise B. Daugherty, CMC
Clerk to the Board