

MINUTES OF THE MEETING OF  
ROWAN COUNTY BOARD OF COMMISSIONERS  
APRIL 21, 1997 - 7:00 P.M.  
COMMISSIONER'S MEETING ROOM, ADMINISTRATION BUILDING

PRESENT: Jim Neely, Chairman  
J. Newton Cohen, Vice-Chairman  
Steve Blount, Member  
Dave Rowland, Member  
Frank Tadlock, Member

The County Manager, County Attorney, Finance Director and Clerk to the Board were also present. Chairman Neely called the meeting to order and Commissioner Blount provided the invocation.

ADDITIONS TO THE AGENDA:

- Commissioner Tadlock asked the Board to consider a resolution to declare May as County Pride Month in Rowan County.
- Commissioner Cohen asked to discuss the sewer agreement between Rockwell and the City of Salisbury.

CONSIDERATION OF CONSENT AGENDA:

Commissioner Blount moved to approve the consent agenda as submitted. Commissioner Tadlock seconded and the motion carried. The consent agenda consisted of the following items:

- (A) Approval of Refunds
- (B) Request to add *Prospect "T" Trail* to the NCDOT Secondary Road Program for Maintenance
- (C) Request from NCDOT to Abandon a Portion of Peach Orchard Lane at the Railroad Crossing.
- (D) Approval of the Boundaries of the South Rowan Service District

Served by China Grove(No change just for official entry into minutes)

- (E) Set a Public Hearing for May 5, 1997 at 9:15 a.m. for the Town of Cleveland ETJ appointments

PUBLIC HEARING: CHINA GROVE & FAITH PLANNING BOARD & ZONING BOARD OF ADJUSTMENT ETJ APPOINTMENTS:

Commissioner Blount moved to open the public hearing for applications for extra-territorial appointments to the Town of Faith and China Grove Planning Board and Zoning Board of Adjustment. Commissioner Rowland seconded the motion and it passed unanimously.

Chairman Neely called for comment and none being offered, Commissioner Blount moved to close the public hearing. Commissioner Rowland seconded and the motion carried.

Commissioner Blount moved to appoint the Brenda Ashley and Dennis Barger as ETJ representatives to the town's planning board as well as Eddie Rogers and Johnny Bruce as regular and alternate members to the zoning board of adjustment. Commissioner Tadlock seconded the motion and it passed unanimously.

Commissioner Blount moved to nominate Joel Thompson, Bill Deal & Harry Corriher to China Grove's planning board. Commissioner Rowland nominated Hugh Hilton, Joel Thompson & Harry Corriher. Both Commissioners then withdrew their nominations since there were not enough application to fill the vacancies. Commissioner Tadlock moved to readvertise for representatives for China Grove ETJ areas and to hold a second public hearing on May 15 at 9:15 a.m. Commissioner Rowland seconded and the motion carried.

HIGH ROCK LAKE ISSUES:

Mr. Russell stated that Steve Tilley, a developer, had approached staff about concerns over regulations against subdivision expansion on High Rock lake being implemented by Yadkin, Inc. He added that Ron Horton had also expressed concerns and Mr. Tilley was in the process of setting a meeting with Yadkin, Inc. in which staff and the developers could meet with officials to discuss the proposed changes in regulations. The Board agreed that Mr. Russell as well as Commissioners Rowland and Blount would work on the issue and bring information back to the Board.

DISCUSSION ON PROPOSAL TO SPLIT AREA CODES IN ROWAN COUNTY:

Mr. Paul Chambers from BellSouth, Inc., addressed the Board with information about the proposed plan to split area codes which would bring two area codes into Rowan County. He stated that the plan was filed with the utilities commission two weeks ago and should be approved in some format by June 1<sup>st</sup> to allow for a December implementation.

Commissioner Rowland questioned the benefit to the company to split Rowan County at the southern end rather than along the Yadkin River. He and other members of the Board expressed strong opposition to the split in Rowan County. Commissioner Cohen noted that the County had been aligned with the Charlotte growth pattern and the change would take Rowan out of their area, into one with Murphy in the mountains.

Commissioner Tadlock moved for the County to go on record in opposition to the Rowan County split and to forward letters to the utilities commission, local representatives and representatives of the telephone companies. Commissioner Cohen seconded the motion and it passed unanimously.

Commissioner Blount moved to adopt a resolution opposing the area code plan and to forward to other counties affected by the plan for adoption. He added that the adopted resolution should then be forwarded to the utilities commission. Commissioner Rowland seconded and the motion passed unanimously.

#### EAST LANDIS WATER SYSTEM PETITION:

Wayne Ashworth reviewed a petition that had been presented to the Board several months ago from the East Landis Waters system requesting their fire service be changed from Mount Mitchell to the Town of Landis. Mr. Ashworth stated that staff had verified all of the petitioners to live in that area and 67 out of the 70 residents had signed in favor of the change. He added that the Town of Landis had passed a resolution agreeing to serve the area.

There was discussion on how what period of time the Board had to give notice before a public hearing on the change. Mr. Russell noted that staff needed enough time to change tax bills for the change in districts. The Board adjourned for a break while Mr. Holshouser reviewed the general statutes for the requirements.

The Board reconvened and Mr. Holshouser noted that the change in boundaries only needed to be advertised for two consecutive weeks before the public hearing and the hearing could be scheduled for May 5. Commissioner Blount moved to set the public hearing for May 5, 1997 at 9:30 a.m. Commissioner Rowland seconded the motion and it passed unanimously.

#### APPROVAL OF BID FOR NEW LANDFILL ENTRANCE:

Don Conner reviewed three bids which were received for the construction of a new entrance road to access the new cell in the landfill. The bids received were from:

Jim L. Bost Construction Co., Inc.	\$238,032.00
PAPCO	\$394,950.00
APAC-Carolina, Inc.	\$256,305.00

Mr. Conner recommended that the lowest bid from APAC-Carolina, Inc. be accepted. Commissioner Rowland asked why the new road needed to be constructed. Mr. Conner explained that when the landfill was originally designed the new cell was to be placed in a different location than now designed. Commissioner Rowland added that he wanted to make sure the new road would last the lifespan of the landfill and no changes would have to be made.

Chairman Neely stated he was concerned about accepting a bid from an unknown company. Mr. Conner answered that the engineers were familiar with the firm and the company also submitted a quality performance bond.

Commissioner Blount moved to accept the bid from APAC-Carolina, Inc.. Commissioner Tadlock seconded and the motion carried.

#### DISCUSSION ON INDUSTRIAL WASTE PERMIT IN WEST ROWAN:

Mr. Russell updated the Board on the issue of chicken sludge permitting in West Rowan. He stated that he and Don Conner had met with state officials to research the permitting process. He noted that the permit was a water quality permit and not a solid waste one. He recommended to the Board that the permit issued for the farm in question be strictly monitored and enforced; that the permit be changed to allow the material to only be applied by the injection method rather than surface applications; that the sludge material be tested before it is loaded to ensure it has the proper pH; and to ask the state to designate Rowan County as its designee to monitor all permits for sludge application

Commissioner Blount moved to approve Mr. Russell's recommendation as an interim solution and asked Mr. Russell to report back to the Board as further information became available. Commissioner Rowland seconded the motion and it passed by unanimous vote.

#### APPROVAL OF BUDGET AMENDMENT TO CLOSE OUT ADMINISTRATION CENTER CAPITAL PROJECT ACCOUNT:

Mr. Russell asked the Board to approve a budget amendment to move \$11,705 to close out fund 40 for the administration center. Commissioner Blount moved to approve the budget amendment. Commissioner Tadlock seconded and the motion carried.

APPROVAL OF AGREEMENT WITH CITY OF SALISBURY FOR EXTENSION OF UTILITIES TO STANDARD AERO:

Mr. Russell stated that staff had been working with the City of Salisbury to provide water to the Standard Aero facility. He gave the Board a proposed agreement with the City that stated the County would pay for the extension and once the City annexed the airport, the City would reimburse 50% of the costs. Commissioner Blount moved to approve the agreement with the change to wording to state that the City would still reimburse 50% even if the City didn't annex the area. Commissioner Cohen seconded and the motion passed 4/1 with Commissioner Rowland voting against the motion.

DISCUSSION OF USE OF COMMUNITY BUILDING:

Mr. Russell asked the Board to approve discussions to draw a proposal for the Rowan Museum to use the Community Building. He stated they would like to store historic artifacts in the building and use it for showings on weekends, holidays and special events. Commissioner Blount asked Mr. Russell to also get Dr. McKenzie and the Historic Foundation involved in the discussions if possible.

Commissioner Tadlock moved to approve the proposal and to have Chairman Neely, Commissioner Cohen and Mr. Russell to meet with the Museum representatives to work out the details. Commissioner Blount seconded the motion and it passed unanimously.

DISCUSSION ON RESOLUTION SUPPORTING EXCELLENT SCHOOLS ACT:

The Board reviewed a letter from the NCACC requesting support for the Excellent Schools Act. Commissioner Blount moved for the County Manager to draft a resolution supporting the plan. Commissioner Tadlock seconded the motion and it passed unanimously.

Commissioner Rowland stated that control in the classrooms and discipline should also be added to the resolution. Commissioner Blount moved to send a second resolution expressing concerns over the desperate behavior in the school system today. Commissioner Rowland seconded the motion and it carried.

BOARD APPOINTMENTS:

Centralina Development Corporation - Commissioner Blount moved to reappoint William Lombard and Pete Kennedy and to appoint David Colvin to replace Commissioner Cohen. Commissioner Cohen seconded the motion and it carried by unanimous vote.

ADDITIONS TO THE AGENDA:

- Commissioner Tadlock moved to draft a resolution to declare May as County Pride month in Rowan County. He asked to invite the different departments and schools to participate in enhancing the appearance and quality of Rowan County. Commissioner Blount seconded the motion and it passed unanimously.
- Commissioner Cohen told the other members that the Board had agreed to help the Town of Rockwell expand its sewer line in 1993 because the Town didn't have enough money and was not eligible for financing. He stated that the Town is currently in negotiations with the City of Salisbury for the City to take over the line and pay off the Town's debt. He stated that this left Rowan County to continue to pay its commitment of \$50,000 a year for 20 years. He asked to go on record to oppose the plan for take over. He asked Mr. Holshouser to investigate the County's legal position and report back to the Board.

PUBLIC COMMENT:

Bill Husted - told the Board members that he had enjoyed running for office and attending meetings and informed them that he was moving to New York. He asked the Board to continue the issues that he had been most interested in which were starting a vocation school and making use of the abandoned homes in the County to provide housing for those in need. The Board thanked Mr. Husted for his interest in County issues and wished him luck.

There being no further comment, Commissioner Blount moved to adjourn the meeting. Commissioner Tadlock seconded and the motion carried.

Respectfully Submitted,

Kelly Dickinson, CMC  
Clerk to the Board