

**MINUTES OF THE MEETING OF THE
ROWAN COUNTY BOARD OF COMMISSIONERS
December 6, 1999 – 9:00 A.M.
COMMISSIONER’S MEETING ROOM, ADMINISTRATION BUILDING**

PRESENT: J. Newton Cohen, Chairman
Frank Tadlock, Vice Chairman
Steve Blount, Member
Arnold Chamberlain, Member
Dave Rowland, Member

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

Chairman Cohen called the meeting to order at 9:00 A.M. Commissioner Chamberlain provided the Invocation and Commissioner Blount led the Pledge of Allegiance.

ADDITIONS TO THE AGENDA:

- Commissioner Blount requested to speak briefly on the Salisbury Crime Control Steering Committee.
- Commissioner Blount also brought attention to the correspondence being passed around from the children from Henderson School, thanking the Commissioners for their support.
- Tim Russell, County Manager, asked to delete item #7 from the agenda since this item will need to go out for rebid.
- Mr. Russell asked to speak on the Right of Way concerning the Brendle’s Property.
- Mr. Russell requested to add the surplus items from the Parks Department, which was handed out to all the Commissioners.
- Mr. Russell stated that there would be an Executive Session to discuss the Property in the Industrial Park and that no action would be taken.
- Mr. John Holshouser, County Attorney, requested to go into Executive Session to discuss an Attorney/Client Situation.

SELECTION OF CHAIRMAN AND VICE-CHAIRMAN:

Mr. Russell presided over the selection of Chairman and Vice-Chairman for the Board. He first opened the floor for nominations for Chairman.

Commissioner Rowland nominated Newton Cohen. There being no further nominations, Commissioner Blount move to close the nominations and seconded the motion. The motion carried by acclamation.

Mr. Russell then asked for nominations for Vice-Chairman. Commissioner Tadlock nominated Commissioner Blount. There being no further nominations, Chairman Cohen closed the nominations. Commissioner Rowland seconded and the motion carried unanimously.

CONSIDERATION OF CONSENT AGENDA:

Commissioner Blount moved to approve the Consent Agenda as submitted. Commissioner Rowland seconded and the motion carried unanimously.

The Consent Agenda consisted of the following:

- (A) Approve the Minutes of the 11/15/99 meeting.
- (B) Transfer of surplus County Ambulance to the Rowan County Rescue Squad
- (C) Refunds totaling \$203.00
- (D) Public Hearing on January 17, 2000 to consider a special service district to the Liberty Volunteer Fire Department
- (E) Proclamation for Census 2000
- (F) Request for bond approval for construction of a road in a subdivision
- (G) Set Public Hearing for a Road Name Change to Asbury Road; Unanimous petitions for: Cornerstone Lane and Deer Valley Road
- (H) Authorization for Ken Deal to sign surplus vehicle titles

PUBLIC COMMENT PERIOD:

There being no one in attendance who wished to address the board, the Public Comment Period was closed.

BRENDLE'S PROPERTY SALE OF RIGHT OF WAY:

Tim Russell, County Manager, presented to the Board an offer from Ronald Eaton, from the State Department of Transportation, to purchase a permanent right of way on the Brendle's property along Highway 52. The State is offering the County \$13,250 for this property. Commissioner Rowland stated that an amount of about \$250,000 an acre was offered previously from a pharmacy for this property on the same corner. Commissioner Rowland also added that we should be getting about \$21,000 for the square footage that the state is asking to purchase. Mr. Russell stated that the amount offered by the State would be about \$140,000 per acre. Commissioner Tadlock stated that, substantiated by the prior offer, the property is worth more and he would like to go for the higher price.

Commissioner Blount reminded the Commissioners, at two separate times during this discussion, that DOT owns some land beside the Industrial Park which the County wants to buy from them.

It was decided to table this decision until further information is gathered.

SURPLUS PARK EQUIPMENT:

A memorandum from Jim Foltz, Park Director, was handed out to the Commissioners listing items to be included at the Rowan County Auction to be held on December 9, 1999. Mr. Russell asked that these items be declared as surplus so that this equipment may be available for the auction. Commissioner Tadlock made a motion to approve this request Commissioner Blount seconded and the motion carried unanimously.

APPROVAL TO PURCHASE DENTAL EQUIPMENT:

Vickie McCombs, Assistant Finance Director, stated to the Board that bidding for dental equipment followed the State requirements and that the Finance Department was able to send bids out to three companies. Ms. McCombs stated that they checked with two entities that had purchased from Thompson Dental in December 1997 and compared their prices at that time with

the present bid received from Thompson Dental and the prices were the same or less. The bid from Thompson Dental is recommended for approval with the total bid not to exceed \$75,073.00. Bids were sent out to the following:

Thompson Dental Company	\$75,073.00
Sullivan-Schein Dental Company	non-responsive
Patterson Dental Company	declined to bid

Commissioner Chamberlain explained that he likes to have at least 3 bids, but feels confident that Finance and the Health Department have done their homework. Commissioner Chamberlain made a motion to accept the bid from Thompson Dental Company. Commissioner Blount seconded the motion. During the discussion, Commissioner Chamberlain stated that he would like for the bidding process to have started at least one week earlier. The motion carried unanimously.

CENSUS 2000 FUNDING:

Marion Lytle, from the Planning Department, and Adrian Rollins, GIS Coordinator, addressed the Board on the Complete Count Committee, which provides oversight for public awareness of the US Census. The Planning Department has been involved with the Census Bureau for about two years helping with address verification and information about statistical areas. There are some groups which, in all probability, will not receive information on the Census, such as, people of color, the Hispanic community, children, etc. The Planning Department is proposing to ask the County to provide funds in the amount of \$7,500 to be used for large scale printing of materials which will be distributed to Schools, Churches, Day Cares, Hispanic groups etc.

Commissioner Chamberlain asked Mr. Lytle if the city was involved. Mr. Lytle stated they were going to provide travel expenses for the Livingstone College students who are heavily involved in the Census.

Chairman Cohen stated that since this is a Federal program, they should be responsible for the cost of the program. Commissioner Blount commented that the more people listed by the Census would result in more Federal and State funds the County would receive and would also result in the more representation we would have in the Legislature.

Commissioner Blount made a motion to appropriate \$7,500 for the Census. Commissioner Chamberlain seconded. Commissioner Tadlock emphasized that the effort from the Census this time is high and it is important to do the best job we can and do it right. Chairman Cohen stated (with a roar of laughter in the background) that there has been a motion and all those in favor of subsidizing the Federal Government for \$7,500 say "I". The motion carried on a 3/2 vote with Chairman Cohen and Commissioner Rowland voting no.

PUBLIC HEARING FOR APPROVAL OF A FAMILY SUBDIVISION IN CBI DISTRICT- CUP-19-99:

Marion Lytle, Planning Department, explained to the Board that a request was received from Frankie Reese, representing his son-in-law, William Steele, property owner, for a family subdivision of 3 lots located at the intersection of Webb Road and Old Concord Road. The property is about a 35 acre tract. The land does not perk very well and is not near water and sewer. This request is in response to a zoning amendment change that all subdivisions in the CBI district require a conditional use permit while the study for the I-85 corridor is being conducted.

Chairman Cohen opened the public hearing. Those speaking were:

- (1) Frankie Reese stated to the board that the plans are to take a two acre tract and build a home on this property. Commissioner Blount asked about the remaining acreage left undeveloped. Mr. Reese stated that he was not sure at this time. Mr. Lytle stated that the CUP would only effect the two acre tract and that they would have to come back to the board if they decided to develop the remaining acreage at a later date.

There being no further comments, Chairman Cohen closed the public hearing. Commissioner Chamberlain made a motion to accept the request for a conditional use permit. Commissioner Rowland seconded and the motion carried unanimously.

PUBLIC HEARING FOR ACCEPTANCE OF-OUT-OF COUNTY WASTE:

Don Conner, Director of Environmental Services, explained to the board that this hearing took place and was approved by the Commissioners in May, 1999; however, all of the State's regulations for Public Notice Requirements were not met at that time. Mr. Conner stated that all the requirements were met for this Public Hearing, which include: a 30 day notice, a press release to a newspaper, a television station and a radio station. Also, a transcript of this hearing must accompany the application for the permit. This public hearing is to meet all the technicalities.

Chairman Cohen opened the public hearing.

There being no comments, Chairman Cohen closed the public hearing. Commissioner Blount made a motion to accept staff's recommendation to accept Out-Of-County-Waste at the landfill. Commissioner Chamberlain seconded the motion and it carried unanimously.

PUBLIC HEARING FOR ZONING TEXT AMENDMENT TO ALLOW SUBDIVISION OF LOTS IN THE MFR DISTRICT- Z-28-99:

Marion Lytle informed the board that a local developer, The Beaver Company, is proposing development of land currently zoned MFR along Airport Road. The county ordinance does not clearly address allowing subdivisions at a Multi-Family area. Mr. Beaver is talking about subdividing, and individual dwellings sold for investments. There are no provisions for subdivision into individual lots, such as condominiums, patios homes, etc. This request will allow subdivision of lots and will require a conditional site plan approved by the Commissioners.

Commissioner Blount informed the board about the Salisbury 20/20 Plan, which is moving towards putting a house on a smaller lot and maintaining larger common areas. Commissioner Rowland asked who is responsible to pay the taxes on the common area? Mr. Lytle responded that the Homeowners Association is responsible for the taxes.

Chairman Cohen opened the public hearing. There being no comments, Chairman Cohen closed the public hearing.

Commissioner Chamberlain made a motion to grant the text amendment to allow subdivision of lots in the MFR district. Commissioner Blount seconded and the motion carried unanimously.

DSS BUDGET REVISIONS FOR MAINTENANCE-OF-EFFORT REQUIREMENTS FOR TANF PROGRAM:

Sandra Wilkes, DSS Director and Lee Ann Christy, Accountant, were present. County Manager Tim Russell gave the Board an overview of the current status of the MOE (maintenance-of-effort) fund.

The General Assembly established the TANF program(Temporary Assistance for Needy Families – formerly AFDC, Aid to Families with Dependent Children) and also established the rules that Counties as

well as the State had to follow. In the 1996-97 fiscal year, the funds which were reported to have been spent in the AFDC program now became the minimum amount that had to continue to be spent in the new TANF program, which is the MOE (Maintenance-of-Effort). This was set up so Counties could not move these funds to other areas not listed under the TANF program.

Mr. Russell continued to explain that the amount set for Rowan County was about \$1,600,000. By this fiscal year end, June 30, 2000, we will have spent a little less than \$1,000,000.00. Even though we are saving money in this program, the State mandates that these funds must be spent in the TANF program. If the County does not spend these funds, there is a risk that we would have to pay the State Division of Social Services \$666,571 which is the projected amount we would be short in meeting the MOE fund, even though this money comes from the Rowan County taxpayers. Because of the sizeable amount of money in question, Staff feels it is prudent to get the Board's guidance.

The areas within this program that could be increased are as follows:

1. Child day care expenditures could increase \$20,000 for a nine month period.
2. The "Emergency Assistance Program" could increase the maximum amount per family from \$300 to \$600.
3. The remaining balance of 319,571 would not be used and to seek approval from the State to retain these funds

There were counties last year that did not meet the MOE and to our knowledge were not sanctioned.

Commissioner Rowland exclaimed in astonishment that he could not believe that because Sandra and her Department have done a good job, that we are being penalized. He further emphatically stated that we should save the \$600,000 and let the State come after us. He also stated firmly that this is the first reduction he has seen from Social Services and he is against finding something to spend this money on. Commissioner Rowland continued to praise DSS for meeting its goals and that the taxpayers should benefit by giving this money back to them. Mr. Russell cautioned about the risk involved in any actions taken against the State and also that the General Assembly can change this process.

Chairman Cohen suggested that we get the Legislators involved.

Commissioner Tadlock referred to the three recommendations made by staff and agreed to get the Legislators involved. He also stated that we could request that the money be held in reserve, however, this is not an option at this time.

Lee Ann Christy reported to the Board that last year there was no trouble in meeting the MOE because the CPS investigations were funded from this program. The General Assembly passed a law to fund the CPS program out of 100% Federal money.

Commissioner Blount asked what the State's response is to this situation and what are other counties doing? Mr. Russell stated that our initial response was to keep the money in TANF and set up a "Rainy Day Fund" to enable the county to be prepared for when a recession occurs. During a recession, it is hard to raise taxes. We would have this money in reserve. The State said "no" and that the money must be spent this year. Other counties are also struggling like Rowan County.

Ms. Wilkes stated that we could do a "means" test and possibly have some of these funds go to CPS.

Commissioner Chamberlain expressed the need for Day Care in helping mothers work. He also agreed with possibly increasing the "Emergency Assistance Program", but voiced caution about making it easier for those on welfare to stay on welfare. We need to find out why this happened and to get our Legislators to come to our next Commissioners meeting.

Commissioner Blount asked if funds could be used for education and encouragement to go to school in order to prepare those receiving assistance for when a recession occurs? Ms. Wilkes said "yes" that these funds could be used for education. Ms. Wilkes read from a list that the funds could be used for, such as: car insurance, physical evaluations not covered by insurance, send children to camp, sick child care,

haircuts, cash incentives for clients, dental work – braces, marital counseling, tools, uniforms, drivers education, ESC job preparation classes, day care, EA, family planning.

Commissioner Blount made a motion to agree on item #1, which is to apply \$20,000 for a period of nine months towards Day Care and to delay items # 2 and item #3. Commissioner Chamberlain seconded the motion. Commissioner Rowland again stated that he would not agree to spend more money. Chairman Cohen addressed the point that the waiting list at DSS for Day Care is a first come, first serve basis. He did not agree that someone making \$15,000 a year is put on a waiting list while someone making \$32,000 a year is receiving Day Care. Ms. Wilkes said she would check to see if they could limit day care to the lower end income levels. Commissioner Blount stressed that it is up to the DSS board to set priorities and it is up to the Commissioners to approve the funds. The motion carried on a 3/2 vote with Commissioner Rowland and Chairman Cohen voting “no”.

Chairman Cohen requested to have the State Legislators and our next meeting with Commissioners Tadlock and Rowland in agreement.

Chairman Cohen declared to call for a break at 10:40 a.m.

Chairman Cohen re-adjourned the meeting at 11:00 a.m.

I-85 CORRIDOR STUDY:

Marion Lytle, Planning Department, gave an overview of the I-85 area plan for the section between Salisbury and China Grove. This presentation was directed at maximizing the development potential of the area and to concentrate on identifying high investment industrial and commercial areas. Mr. Lytle provided a series of maps related to current use of the land, geography, economic analysis, potential industrial sites, water and sewer availability and transportation. Mr. Lytle also reviewed the schedule for this study which is to consist of looking at specific properties in the area with the EDC, to conduct public information workshops, and report back to the board in January.

Commissioner Rowland interrupted the presentation to express strongly that this program was more than what was agreed to be conducted. He remembered asking staff to bring back recommendations on areas that were not going to have water and sewer and which are obviously residential now and will be residential in the future. He questioned why we were studying all the interchanges and industrial sites. Commissioner Rowland stated that he agreed to stop any residential subdivisions in this corridor. At several times during his comments, he asked to see the minutes from the previous meetings to verify where the decision was made to conduct this study. He stated that to conduct a study to decide whether the areas along this corridor are to be residential or industrial is a waste of time and he feels that staff is working on something that they were not instructed to study.

Commissioner Blount explained that the study was conducted in a systematic method to examine the whole area as defined and voted on by the Board. The first step taken was to stop residential growth in the CBI district since the area we are looking at is zoned CBI and the second step was to ask staff to study the I-85 corridor and come back to the Board with recommendations on how those parcels should be zoned. He stated that staff is doing what they need to do for the study. Commissioner Blount continued to state that the ultimate result is for staff, along with instructions from the EDC, to determine where the prime industrial sites are located and which are served by railroad, water, sewer and other resources that would attract industrial clients and should be changed to industrial zoning to protect those areas.

Marion Lytle explained to the Board that staff proposes to come back with Randy Harrell, Director of the Economic Development Commission, to present a report on proposed economic development areas; identifying areas that are primarily residential and other areas that are specific to certain types of development. In addition, they would conduct public information workshops, DOT workshops with staff having maps available to pinpoint and explain specific property areas and send out mailings to each

individual property owner in these areas. At that time, staff would report back to the Board seeking the direction to be taken in preparing a draft area plan.

At this time, Mr. Lytle continued his presentation on the data collection and analysis showing a series of 6 maps including an overview and showing land use, geography, transportation, public facilities and economic analysis.

Commissioners Blount and Rowland continued to disagree over the direction staff was taking in their presentation. Commissioner Blount asked to hear from the other Commissioners.

Chairman Cohen stated he understood the request was to take temporary steps to stop residential subdivisions in the CBI district. He stated that there may be prime industrial land in the future, but not until we have utilities and road access.

Commissioner Tadlock voiced his concern about protecting prime industrial land and that it needs to be saved for that purpose, but all the land cannot be used for industrial. He stated that what we tried to accomplish was to show a potential for industrial development and that we may be trying to take on too much.

Commissioner Chamberlain gave his opinion that according to the minutes, staff did what they were instructed to do in taking residential subdivisions out of the CBI district. He also asked to go on record as stating that if we are only concerned about residential in the I-85 corridor that “we might as well fold our tents and go home”.

Commissioner Blount made a motion to have staff continue with a detailed study of the I-85 corridor and after public input, to come back to the Board with recommendations to protect the I-85 corridor for the people of Rowan County. Commissioner Chamberlain seconded the motion.

Don Conner, Environmental Services Director, stated that Mr. Lytle had previously stated that the study would take approximately 6 months and that the study was already into the second month.

The motion carried with a 4/1 vote with Commissioner Rowland voting no.

PRETRIAL / SERVICE PROGRAM

Tim Russell explained to the Board that a sub-committee, which has been involved in the State Criminal Justice Partnership Act, has been working on developing a Pretrial Service Program. The Criminal Justice Partnership funds, which are state funds that come through the county, represent about \$136,000. This committee is in a position to come to this Board at the December 20th meeting with a recommendation that one-half of these funds be used for a treatment program, which falls within the parameters of the Criminal Justice Partnership Act and that one-half the funds be used to operate a Pretrial Service Program.

In a summary of events, Mr. Russell explained that the Board had given Sheriff Martin funds about two years ago with two positions to create a Pretrial Release Program to help alleviate some of the overcrowded conditions in the County Detention Center. This program was never implemented, although the staff was hired. On June 30, 1999, these two positions were abolished. Sheriff Wilhelm supports a Pretrial Release Program but does not feel it should be part of the Sheriff's Department. About one month ago, the Board agreed to support the program using federal and state funds. A committee consisting of Judge Wagoner, Judge Ford, Bill Kennerly, Sheriff Wilhelm, Mr. Russell and others have been working on developing a Pretrial Program. They looked at county programs throughout the state, identifying how this program could be successful and came up with a program that is unique in its design. There is no other program in the state which operates with this objective.

The objective is to secure the early release of persons in the County Detention Center **who have been given bond**. Mr. Russell explained that those in the Detention Center represent about 3 or 4 different classifications. (1) Some persons, because of the severity of the crime, have not been given bond or the

bond is set at a very high rate. (2) There are those who have low bonds as little as \$100 to \$200 and have been unable to secure the bond. (3) If they have medical problems, the taxpayers are paying for the medical cost. (4) Some people have been sentenced to our jail by the judge, under “structured sentencing”.

This committee is proposing to hire a staff person with operational cost attached. The main objective of this position would be to review daily the inventory of inmates determining who is there, why they are there, what is the bond, what are the charges and how we can best help this person make bond. Also to identify if this person has money in the bank, a job, a family or a support system who could help secure the bond. This person would work with the professional bondsman to secure the early release of these people who have bonds posted but cannot make the bond.

This program will help locate the family or support person plus determine if the person can make the bond. If these two things are accomplished, then the Board will appropriate a portion of the funds earned annually from the inmate concession fund (money generated from the sell of concession and telephones that the inmates use). These funds have been used to improve the operation of the Detention Center which would now be further enhanced by helping to eliminate the overcrowded conditions that exist.

The bond condition addresses two issues: (1) There has to be money. To make a bond there is a fee of 10-15 percent before a bondsman will write a bond. (2) There must be a support system to assure the bondsman that someone will be responsible for this liability.

Every person, which the County will be dealing with, has a set bond. **There is no additional risk.** In other Pretrial Programs throughout the state, they have tried to secure an early release through a reduction of the bond. Mr. Russell stated that in his opinion this is creating an additional risk, by ignoring the risk already established by the Magistrate in posting that bond condition.

This committee is going to try to release the person on the bond which has been arranged. Only on a rare occasion would there be an attempt to reduce bond, which would be if the bond appeared to be unreasonable or questionable.

The funding for this program would come from: (1) one-half of the state funds, which will be used for staffing and operational cost and (2) the concession funds which would help pay the bonds. About 52 out of 212 inmates currently in the Detention Center have bonds posted at \$3,000 and below and would be eligible for this program. In addition, there is about another 50 plus inmates who fall under “structure sentencing” and are awaiting trial. When the trial comes up, the conviction will carry no time or if the conviction does carry time, they will be given “credit for time served” while awaiting trial. In essence, the County Detention has become a holding facility for structured sentencing and it is very expensive.

Commissioner Rowland brought up the question as to why would someone pay the amount to be released on bond knowing that someone else would pay it for them. Mr. Russell stated that there would be a 72 hour wait before we would take action, most bonds are paid within this time frame and this resource will only be available for those who cannot pay the bond which will be decided during the interview process.

Mr. Russell also stated that this is an opportunity to evaluate the bonds which are set by the Magistrate. Chairman Cohen asked to get a list of the Superior Court Judges recommended bond to reassure that we are not paying bonds in excess.

The Commissioner’s will vote on this program at the December 20th scheduled meeting.

Chairman Cohen adjourned the meeting at 12:25 p.m.

Chairman Cohen reconvened the meeting at 1:35 p.m.

REPORT FROM CONSULTANT ON SUMMIT CORPORATE PARCELS 1 & 2

Mr. Russell presented a summary of the history of the Summit Corporate Center explaining that the concept of the industrial park began in 1995 identifying the emphasis on industrial development and high quality jobs. Numerous inquiries have been received through the Economic Development Commission and also directly through the County from out-of-county, out-of-state and local developers to acquire certain parcels within the Summit Corporate Center for use of commercial development.

The Board asked Jim Hayden, from Hayden-Stanziale, and John Barker, realtor, to look at parcel 1 & 2, which consist of about 46 acres, to help the Board identify the benefits and drawbacks in creating the right mix of commercial and industrial development.

Mr. Hayden showed, with the use of maps, how a mixture of a bank, restaurants, hotels, office sites and regional headquarters would appear on this 46 acre tract. The fast food / gas station facilities, and a day care facility would be more appropriate somewhere else other than this park, but this would not be ruled out completely. Mr. Hayden continued to explain how the location of this property is very valuable with a very high profile visibility due to the improvements and changes occurring along I-85 which offers an easy access to and from the park. He stated that from John Barkers perspective of marketing and real-estate, this mixture adds a benefit to sell additional amenities for the park itself, attracting clients, suppliers and vendors. This plan offers flexibility since most of the sites consist of more than 2.5 acres.

Mr. Barker emphasized the opportunity that exist for Rowan County and Salisbury by having this park concept by using the quote, "build it and they will come". This is the philosophy that is being seen throughout this region.

In response to Commissioner Blount, Mr. Hayden stated that the next step would be to determine whether or not this is the direction that the Board wants take. He explained to the Board that they now have tools to take to the market place and test the waters by working through the Economic Development Commission to letting people know the property is available through brokers.

Commissioner Blount made a motion to: 1) Endorse the concept of changing sites of 1 & 2 to a commercial office park addition to our Summit Corporate Center. 2) To continue to work through Jim Hayden to develop a market plan for the park and to test the waters and see what the market will produce. 3) Start the engineering and design of the first phase of the road into the turn circle and come back to the board with recommendations with that part of the project. Commissioner Chamberlain seconded and the motion carried unanimously.

Chairman Cohen adjourned the meeting for a break at 2:05 p.m.

Chairman Cohen reconvened the meeting at 2:20 p.m.

BOARD APPOINTMENTS:

Public Health Board

Commissioner Blount made a motion to approve Mike Fuller to the Pharmacist appointment. The motion carried unanimously.

Commissioner Blount made a motion to re-appoint Dr. Claudia Gardner. The motion carried unanimously.

Commissioner Chamberlain nominated Dr. Scott Keadle to be re-appointed to the Dentistry appointment. Commissioner Blount nominated Dr. Steve Yang to this appointment. Dr. Steve Yang was appointed with a 3/2 vote. Chairman Cohen and Commissioner Chamberlain voted for Dr. Keadle. Commissioner Chamberlain asked Commissioners Blount, Tadlock, and Rowland if they knew Dr. Yang and made a statement as to their voting with a "lack of knowledge". Commissioner Rowland asked Commissioner

Chamberlain how many Health Board meetings he has attended. Chairman Cohen moved the meeting forward and expressed they could settle their personal issues later.

Commissioner Blount made a motion to approve the transfer of Martha Harrell from the Citizen appointment to the RN appointment on the Health Board. Commissioner Chamberlain seconded and the motion carried unanimously.

Commissioner Chamberlain made a motion to appoint Leroy Kirk to the Citizen appointment on the Health Board. Commissioner Blount seconded and the motion carried unanimously.

Nursing Home Advisory Committee

Commissioner Blount made a motion to reappoint Virginia Shuford to this committee and the motion carried unanimously.

Parks & Recreation Board

Commissioner Chamberlain made a motion to reappoint Ms. Bea Blount, Mr. Jody Everhart, Mr. Randy McCombs, and Mr. Jimmy Burris and the motion carried unanimously.

Planning Board

Commissioner Blount made a motion to reappoint John Linker and the motion carried unanimously.

Commissioner Blount made a motion to appoint Ed Hammill and the motion carried unanimously.

Commissioner Rowland made a motion to appoint Greg Childs and the motion carried. Commissioner Blount abstained from voting since he did not know Mr. Childs.

Commissioner Blount made a motion to appoint Dr. Ann Furr and the motion carried with a 3/2 vote. Commissioners Chamberlain and Tadlock voted no.

Commissioner Blount made a motion to appoint Arthur Steinberg and the motion carried with a 3/2 vote. Commissioners Chamberlain and Rowland voted no.

China Grove Planning Board

Gavin Karelitz was appointed to this board by a unanimous vote.

Public Library Board

Commissioner Tadlock made a motion to reappointment Ms. Karen Campbell, Ms. Luanne Short and Mr. Robert Waddell and the motion carried unanimously.

Commissioner Tadlock asked to extend the consideration to replace Rose Fink until the next meeting.

Piedmont Behavioral Healthcare Board

There is a vacancy on this board left by Ms. Beth Dixon. Commissioner Chamberlain asked to delay this appointment until a later meeting.

Fire Commissioners for the Franklin Fire Department

Chairman Cohen nominated Mr. Eddie Myers and Mr. Thomas Beam to be re-appointed and Mr. Spencer Lane and Mr. Mark Domske to be appointed and the motion carried.

SALISBURY CRIME CONTROL AND STEERING COMMITTEE:

Commissioner Blount was approved by the Board to attend the meetings of the Salisbury Crime Control and Steering Committee.

LEVEL 3 COMMUNICATIONS:

Mr. Russell informed the Board that there have been numerous calls concerning the Level 3 Communication issue from people who own property and have signed their right-of-ways over to Level 3 and they would like to reverse their decision. They are looking to this Board to see what action we will be taking.

John Holshouser, county attorney, told the Board that the attorney representing Level 3 has contacted him and asked what language we would agree to in this agreement. Mr. Holshouser informed him that because of the public interest in this matter, the county did not want to agree to anything unless they agree to help the citizens who feel imposed upon.

Mr. Holshouser is to come back to the Board at a later time. Commissioner Blount asked to defer this to the next meeting.

Chairman Cohen adjourned the meeting to Executive Session at 2:45 p.m. for the purpose of:

- Economic Development to discuss the contract with Mr. Hayden
- The purchase of land in the Summit Corporate Center
- To receive a legal briefing from our attorney

No action was taken during the Executive Session.

Respectively Submitted,

Rita K. Foil,
Clerk to the Board

