

**MINUTES OF THE MEETING OF THE
ROWAN COUNTY BOARD OF COMMISSIONERS
January 7, 2008 – 4:00 PM
J. NEWTON COHEN, SR. ROOM, ADMINISTRATION BUILDING**

Present: Arnold S. Chamberlain, Chairman
Chad Mitchell, Vice-Chairman
Jon Barber, Member
Tina Hall, Member
Jim Sides, Member

Interim County Manager/Finance Director Leslie Heidrick, Clerk to the Board Carolyn Athey and County Attorney Jay Dees were present.

Chairman Chamberlain convened the meeting at 4:00 pm.

Commissioner Sides provided the Invocation and also led the Pledge of Allegiance.

CONSIDER APPROVAL OF THE MINUTES

Commissioner Mitchell moved, Commissioner Barber seconded and the vote to approve the minutes of the December 17, 2007 Commission Meeting passed unanimously.

CONSIDER ADDITIONS TO THE AGENDA

There were no additions to the agenda.

CONSIDER DELETIONS FROM THE AGENDA

There were no deletions from the agenda.

CONSIDER APPROVAL OF THE AGENDA

Commissioner Mitchell moved approval of the agenda. The motion was seconded by Commissioner Barber and passed unanimously.

1. CONSIDER APPROVAL OF CONSENT AGENDA

Commissioner Barber moved approval of the Consent Agenda. The motion was seconded by Commissioner Mitchell and passed unanimously.

The Consent Agenda consisted of the following items:

- A. Approval of Resolution Authorizing Rowan Transit Services to Submit FY '09 CTP Application / Authorization for Chairman to Sign Resolution
- B. Set Public Hearing for January 22, 2008 for FY '09 CTP Grant
- C. Approval of Proclamation Declaring January 21, 2008 as Martin Luther King, Jr. Day in Rowan County
- D. Set Public Hearing for January 22, 2008 for Proposed Justice Center III Project Financing
- E. Approval of Subdivision Guarantee for Correll Farms Phase I Approval of Subdivision Guarantee for Competition Park
- F. Set Public Hearing for January 22, 2008 for Majority Petition for Deadwood Drive

2. PUBLIC COMMENT PERIOD

Chairman Chamberlain opened the Public Comment Period to entertain comments from any citizens wishing to address the Board.

With no one coming forward, Chairman Chamberlain closed the Public Comment Period.

3. CONSIDER APPROVAL OF RESOLUTION FOR DDSM PROPERTIES, LLC – FINAL APPROVAL OF IRB FINANCING

Attorney Robert Quick reported that on December 20, 2007, the Rowan County Industrial Facilities and Pollution Control Financing Authority (the "Authority") gave its final approval to the proposed issuance by the Authority of its industrial revenue bonds (IRB) in the aggregate principal amount of \$8,000,000 for the benefit of DDSM Properties, LLC. Mr. Quick said the payments for the bonds would come from DDSM Properties, LLC. Mr. Quick requested that the Board of Commissioners ratify and approve the action of the Authority in order that the Local Government Commission of North Carolina may review and approve the financing at its meeting scheduled for January 8, 2008.

Commissioner Sides moved, Commissioner Hall seconded and the vote to approve the Resolution as presented passed unanimously.

4. QUASI-JUDICIAL HEARING FOR Z 06-07 & CUP 08-07 FOR REQUEST BY KKA ARCHITECTURE

Chairman Chamberlain read the Chairman's Speech (Exhibit A) and declared the public hearing for Z 06-07 and CUP 08-07 to be in session. Chairman Chamberlain said the hearing would focus on applications submitted by KKA Architecture for the property located at the 8600 block of Woodleaf Road. The applications requested the rezoning of 8.5 acres from RA to CBI and a conditional use permit to allow the subdivision of land on Tax Parcels 813-062 & 087.

The Clerk swore in those wishing to provide testimony in the case.

Senior Planner Shane Stewart presented the Staff Report (Exhibit B) and also provided the Board with a power point presentation (Exhibit C).

Mr. Stewart explained that Staff had met with property owner Randy Byerly several years ago regarding the possibility of a town home project. Mr. Byerly retained the services of KKA Architecture to develop a master plan concept. Mr. Stewart said Mr. Byerly decided to modify the plan to more of a commercial type use after some perk issues with the soil on the property.

Using the power point presentation (Exhibit C), Mr. Stewart showed the property being discussed and highlighted the existing zoning and surrounding businesses in the area.

Mr. Stewart said in discussions with the North Carolina Department of Transportation (DOT), the intersection at the site is in current need of improvement. Mr. Stewart said the DOT has plans that are currently unfunded (\$461,000) to reconfigure the intersection.

Mr. Stewart pointed out that the application is for two (2) different requests – a rezoning and a conditional use permit.

Mr. Stewart referred to the Findings of Fact contained in the Staff Report (Exhibit B) and the Statement of Consistency (Exhibit B) for the Board's consideration.

Commissioner Hall asked if there was a timeframe for the DOT to carry out the unfunded project and Mr. Stewart said no.

Commissioner Hall said she had received calls of concern from citizens in the area regarding the proposed project's close proximity to Woodleaf Elementary School. Commissioner Hall asked if the project would add to the problems at the intersection since it was unknown when the DOT could follow through with reconfiguring the intersection. Mr. Stewart said even if the project came to fruition, it might not increase the timetable on the improvements for the DOT. Mr. Stewart suggested that Ed Muire, Planning and Development Director, share the Board's concerns with the Cabarrus-Rowan Metropolitan Planning Organization (MPO) pertaining to placement of the project on the Transportation Improvement Projects for the County.

- Karen Alexander with KKA Architecture addressed the Board. Ms. Alexander addressed the concerns of Commissioner Hall and pointed out that the entrance for the project had been moved as far from the intersection as possible. Ms. Alexander explained that the roundabout allowed internal traffic to move within the site itself. Ms. Alexander said

the DOT in Raleigh had been contacted as to their plans for the area so the design could be laid out to work with future DOT plans.

Ms. Alexander said a residential complex in the area would create a tremendous amount of additional traffic as opposed to the lower impact of the proposed project.

Commissioner Mitchell questioned the existing driveway and Ms. Alexander said the driveway would be removed. Ms. Alexander said Mr. Byerly planned to develop the project in phases.

- Randy Byerly said the property had been in his family for over five (5) generations. Mr. Byerly said in years past there were few people and cars traveling through the intersection in Woodleaf. Mr. Byerly said in looking at the future, he wanted to provide something service-oriented for the community. Mr. Byerly said he had been working on the project for nearly two (2) years and that he would not let “just anything locate there.” Mr. Byerly said he wanted the development to be of brick and mortar that would last into the future and enhance the community. Mr. Byerly said the project was not haphazardly designed nor would it be haphazardly sold. Mr. Byerly said the 200-year old house on the site would be torn down and the remnants would remain for historical purposes.

With no further testimony, Chairman Chamberlain closed the public hearing.

Commissioner Sides moved approval of the Findings of Fact and the Statement of Consistency. The motion was seconded by Commissioner Mitchell.

Chairman Chamberlain inquired of Mr. Stewart of whether the Board should vote on the rezoning issue first and Mr. Stewart responded yes.

Commissioner Sides then withdrew the motion.

Commissioner Sides moved approval of Z 06-07. The motion was seconded by Commissioner Mitchell and carried unanimously.

Commissioner Sides moved approval of the Findings of Fact (Staff Report, Exhibit B) and the Statement of Consistency (Staff Report, Exhibit B). The motion was seconded by Commissioner Mitchell and passed unanimously.

The **Findings of Fact** were listed in the Staff Report (Exhibit B) as follows:

1. The development of the property in accordance with the proposed conditions will not materially endanger the public health or safety.

FACT: By adhering to the required commercial driveway permit and potential road plans/profiles for the construction of an internal street, this development should have a safe and adequate access for all future uses.

FACT: This request should have minimal impact on the public health and safety as the list of allowed uses will not expand.

2. That the development of the property in accordance with the proposed conditions will not substantially injure the value of adjoining or abutting property, or that the development is a public necessity.

FACT: No evidence was presented indicating this project would decrease property values.

FACT: No additional uses are allowed as a result of this approval.

3. That the location and character of the development in accordance with the proposed conditions will be in general harmony with the area in which it is located and in general conformity with any adopted county plans.

FACT: This intersection was identified during the initial countywide zoning process as a crossroads community.

FACT: Due to the lack of CBI zoning within this area, establishing smaller tracts of land with potential for multi-tenant structures could greatly benefit consumers and entrepreneurs in the Woodleaf community.

The **Statement of Consistency** was listed as follows in the Staff Report (Exhibit B):

Although the County does not have an adopted land use plan, the Woodleaf Road/NC 801 Highway intersection was identified as a crossroad community during the initial countywide zoning process. This request would expand an established 18-acre district consistent with the purpose and intent of the CBI zone in serving the Woodleaf community.

This statement reflects the unanimous (9-0) decision by the Rowan County Planning Board on November 26, 2007 to approve Z 06-07.

Commissioner Sides moved approval of CUP 08-07. Commissioner Mitchell seconded and the motion passed unanimously.

5. PUBLIC HEARING FOR Z-07-07 FOR REQUEST BY JOEL STOFFORD & NIKOLAOS GEORGIU

Planner Andy Goodall presented the Staff Report and explained that Joel Stofford and Nikolaos Georgiou own tax parcel 408 009, which is 3.72 acres in

size and located at 1225 Peeler Road. The parcel is approximately .35 miles west of Southeast Middle School and 2 miles east of I-85. Currently, the tract is zoned Rural Residential (RR) and contains a 1 ½ story brick home and several old barns.

Mr. Goodall provided a power point presentation to depict the site and the surrounding areas.

Mr. Goodall said the owners wished to rezone the parcel to Commercial, Business, Industrial (CBI) for business purposes.

Chairman Chamberlain opened the public hearing to entertain comments from any citizens regarding the rezoning.

With no one wishing to address the Board, Chairman Chamberlain closed the public hearing.

Commissioner Barber moved, Commissioner Mitchell seconded and the vote to approve Z 07-07 and to adopt the Statement of Consistency passed unanimously. The Statement of Consistency read as follows:

Section 21-32(f) of the Rowan County Zoning Ordinance indicates the *Commercial, Business, Industrial (CBI)* district contains provisions for establishing zones in major transportation corridors and if the existing or proposed development is compatible with the surrounding area. With its close proximity to the Interstate 85 corridor and with much of the surrounding properties being zoned for commercial and economic development uses, the new classification would be in harmony with the surrounding area.

This statement reflected the unanimous (9-0) decision by the Rowan County Planning Board on November 26, 2007 to approve Z 07-07.

6. COUNTY COMMISSION APPOINTMENTS TO TOURISM AUTHORITY AND DSS BOARD

Chairman Chamberlain said the Board is statutorily required to make appointments to the following four (4) boards: Tourism Authority, Health, Piedmont Behavioral Healthcare (PBH) and Department of Social Services (DSS). Commissioner Mitchell was previously appointed to serve on the Health Board and Commissioner Barber on the PBH Board.

Commissioner Mitchell moved to appoint Commissioner Hall to serve on the Tourism Authority. The motion was seconded by Commissioner Barber and passed unanimously.

Commissioner Mitchell moved to appoint Commissioner Sides to serve on the DSS Board. Commissioner Barber seconded and the motion carried unanimously.

7. PRESENTATION OF COMMUNITY CHILD PROTECTION TEAM ANNUAL REPORT FOR 2007

Department of Social Services (DSS) Director Sandra Wilkes and DSS Program Administrator Tom Brewer provided the annual Community Child Protection Team (CCPT) report.

Ms. Wilkes said in 2007 DSS investigated approximately 2,000 reports of neglected and abused children and of those reports, 139 children were placed in foster care. Ms. Wilkes said 30% of all of Rowan's foster children could not be cared for in regular foster homes because their needs are too serious and they must be placed in group homes or other treatment facilities. Ms. Wilkes said residential facilities are very costly but are equipped to meet the needs of these children. Ms. Wilkes said it is tragic when children must move from one facility to another to ensure their needs are being met; however it is even more tragic when these children age out of the foster care system without ever having a family identified for them.

Ms. Wilkes expressed her pleasure with having an active CCPT to review cases of children with special needs and to give direction on how to best meet the needs of these children. Ms. Wilkes said the State has recognized the Rowan County CCPT for being one of the most active teams, the best representation of community agencies and for the best attendance in North Carolina. Ms. Wilkes said even though there is excellent participation by community agencies, the CCPT would like to add more citizen participation in the coming year.

Ms. Wilkes stated the CCPT's appreciation for the Board of Commissioners and its role in ensuring Rowan County is a safe community for children, and also for the recognition the Board provides to Child Abuse Prevention Month each April. Ms. Wilkes said the Commissioners are the driving force behind the Child Abuse Prevention Protocol, which is a very active working document in the community. Ms. Wilkes said this year the Commissioners are supporting banning registered sex offenders from parks and recreational facilities.

Ms. Wilkes introduced Tom Brewer, who has been the Chairman of the CCPT for the last 10 years.

Mr. Brewer said effective January 1, 2008 a new Chairman was appointed for the CCPT. Mr. Brewer said in January 2007, he and Ms. Wilkes had provided the Board with a report that included highlights from 2006, along with recommendations to be addressed in 2007. Mr. Brewer said three of the major recommendations dealt with improving services for children in Rowan County.

Mr. Brewer said one of the recommendations dealt with the safety of children and staff being transported over state lines. Mr. Brewer said DSS and the Rowan County Sheriff's Department devised a plan to address this issue. Mr. Brewer said another issue dealt with mental health issues for children who age out of the system. Mr. Brewer said during 2007 the CCPT worked to ensure teens have continuing care once they age out of the system. Mr. Brewer said a third major issue was screenings for relatives. Mr. Brewer said children are faced with the challenge of being placed in foster care where they do not know anyone. Mr. Brewer said the CCPT focused on expanding the process to help locate extended family members so children could be placed with relatives and have some familiarity. Mr. Brewer said all of these issues extended from the 2006 report.

Mr. Brewer said in 2007 the CCPT reviewed cases and issues related to teens and he said the CCPT had made several accomplishments. Mr. Brewer said statistics show that children who have been within the foster care system do not have anyone to connect with once they age out. Mr. Brewer discussed the wrap-around services for these children, explaining that they can receive assistance up to the age of 21, including college assistance. Mr. Brewer said another accomplishment was streamlining the process for involuntary commitments. Mr. Brewer said the CCPT also worked on helping parents who had lost custody of their kids to remain connected to them through a visitation center.

Mr. Brewer highlighted the recommendations for 2008 as follows:

1. Continued support for programs with a focus on child abuse prevention; such as programs funded through the Juvenile Crime Prevention Council (JCPC);
2. Continued leadership in maintaining local agency collaborations to address gaps in services to protect children;
3. Continued support for services to address the emotional, social and economic needs of the children making the transition to adulthood;
4. Support for countywide media campaign to educate citizens of the status of children in regards to safety protection in the County;
5. Appointment of members to serve on the CCPT as needed

In response to a query from Commissioner Mitchell, Ms. Wilkes discussed the average number of children in foster care and group homes. Mr. Brewer added that there are 30 children in the older children category that are in "limbo" where no one comes forward to adopt them.

Chairman Chamberlain said while the Board of Commissioners approve many requests, he felt there were none as important as the safety and welfare of Rowan County's children. Chairman Chamberlain, who has worked with the Guardian Ad Litem Program for many years, encouraged the public to also get involved with the program.

8. DISCUSSION REGARDING AGREEMENT WITH ROWAN COUNTY FAIR ASSOCIATION

County Attorney Jay Dees said that Doug Smith, attorney for the Rowan County Fair Association (RCFA), was in the audience. Mr. Dees reported that he, along with Commissioners Chamberlain and Mitchell, would be meeting with Mr. Smith and members of the RCFA after the Commission Meeting to review the initial draft agreement for operations and management of the Rowan County Agricultural and Industrial Fair. Mr. Dees said the RCFA wished to discuss specific issues that were not included in the initial draft agreement. Mr. Dees said a re-drafted document would be presented to the Board at the January 22, 2008 Commission Meeting.

Chairman Chamberlain said that Mr. Dees would email the re-drafted document to the Board.

The Commissioners were in agreement with discussing the agreement on January 22, 2008.

9. UPDATE REGARDING ROWAN COUNTY TRANSPORTATION SUMMIT

Commissioner Barber reported that the Board, as well as Rowan County's municipal elected officials were notified via email on December 21, 2007 of the upcoming Rowan County Transportation Summit. Commissioner Barber said the Cabarrus and Davidson County Commissioners, along with their legislative delegations had also been notified of the Summit.

Commissioner Barber said the Clerk to the Board had sent the official invitation via email this afternoon requesting an RSVP. Commissioner Barber said the Clerk would also send a reminder closer to the date of the Summit.

Commissioner Barber said the panelists for the event included key leaders who could assist with the County's transportation needs. Discussions will include a question and answer session on the next steps and the keynote address will be provided by Lyndo Tippet, Secretary of Transportation.

10. DISCUSSION REGARDING POSSIBLE DE-ANNEXATION OF ROWAN COUNTY AIRPORT

Commissioner Sides said he had raised the subject of de-annexation of the Rowan County Airport during a recent meeting of the Airport Technical Advisory Committee (TAC). Commissioner Sides recalled that when Summit Corporate Center (SCC) had been established there was an agreement with the City of Salisbury (City) that SCC would not be annexed for a certain number of years. Commissioner Sides said Board members had previously stated the airport was the County's greatest economic tool and he said at one time Rowan County had a distinct advantage because the tax rate was lower than that of surrounding counties.

Commissioner Sides said it appeared to be the direction of the Board that any buildings erected on the airport property would be owned by the County and therefore not taxable to a municipality.

Commissioner Sides said before he asked county staff to spend a major amount of time looking into the possibility of de-annexation he would like to have the blessing of the Board to proceed with gathering information. Commissioner Sides stressed that he was not looking to “fight” with the City but rather to review what could be gained by de-annexing the airport. Commissioner Sides felt the de-annexation could be viewed as a trade-off with the City because of all the water/sewer projects the County had assisted with and would assist with in the future. Commissioner Sides said once property has been annexed, the City could not de-annex; however, a local bill could be passed in the legislature to remove the airport from annexation. Commissioner Sides finished by saying he would like to proceed in gathering information if he had the support of a majority of the Board.

Commissioner Mitchell asked how likely was the prospect of getting the de-annexation passed. Commissioner Mitchell said he would not want staff to spend a lot of time on the project if the County had no shot at approval of a bill by the legislature. Commissioner Mitchell said if staff time was to be used wisely, staff should look at potentially creating a zone where taxes could be lowered and monies put back into an enterprise fund when the taxes were paid. Commissioner Mitchell said if the tax rate was truly a deterrent to assets being placed at the airport, the County should take a broader look at fixing that problem. Commissioner Mitchell said if staff were to spend time looking at the issue, he would like a more comprehensive report on how to fix the problem if de-annexation was not an option.

Commissioner Barber agreed with Commissioner Mitchell’s comments and he asked if any of the airport tenants had expressed concerns. Commissioner Sides responded and referred to the rolling stock at the airport. Commissioner Sides said there is currently \$30 million in rolling stock at the airport and \$20 million of that belonged to Food Lion. Commissioner Sides said if the de-annexation were to happen, Food Lion would gain approximately \$120,000 in revenue per year based on the taxes the company currently paid.

Commissioner Barber said he had held discussions with Representative Fred Steen and in order for local legislators to be willing to run a local bill through legislation, the City and the County would have to unanimously agree on the issue. Commissioner Sides responded that he did not recommend for the Board to push the issue for the short session. Commissioner Sides said he wanted to develop the idea, gather information and statistics to determine what would be gained by both the City and the County. Commissioner Sides said the plan was long-term; the County was going to spend millions of dollars on the airport and everyone stood to gain from the development.

Commissioner Barber proposed that the Board meet with the City immediately to negotiate and to determine what tax structure would be appropriate in order to make the Rowan County Airport competitive with other surrounding airports. Commissioner Hall complimented Commissioners Mitchell and Barber regarding their input on the issue. Commissioner Hall said an important question was whether de-annexation had occurred elsewhere across the state. Commissioner Hall agreed with Commissioners Mitchell and Barber that the Board should review all options. Commissioner Hall felt the City would also want a good plan for the airport, as it was important and for the benefit of all Rowan County. Commissioner Hall said the Board needed data in order to better understand what options might exist.

Commissioner Barber referred to Commissioner Sides' earlier comments about the infrastructure projects the County had worked with the City on. Commissioner Sides explained that years ago the City had agreed not to annex SCC for a period of time. Commissioner Sides said if the County had known the airport was going to be annexed, the County would have been better served to approach the City years ago for an agreement regarding no annexation at the airport. Commissioner Sides pointed out that the County was getting ready to assist with a \$6 million to \$7 million sewer line extension and that the lines would be turned over to the City when the project was completed. Commissioner Sides said what the County would receive in return were lines that would serve for economic development. Commissioner Sides felt the City should work with the County in the spirit of cooperation as a trade-off to the utility projects.

Chairman Chamberlain said he had discussed annexation with City Councilman Bill Burgin and also City Manager Dave Treme. Chairman Chamberlain felt Commissioner Sides made a valid point in that had the County known about the airport annexation, discussions could have taken place at that time. Chairman Chamberlain said the reason the issue was raised at the TAC meeting was in the possibility that the TAC would pass a Resolution for the Commissioners' to consider approving. Chairman Chamberlain said the Board had passed a Resolution opposing annexation and that he had voiced his personal opposition of annexation to Mr. Burgin and Mr. Treme. Chairman Chamberlain said the reason he had negatively responded at the TAC meeting was because he didn't know about it, and secondly, he didn't feel that politics should be introduced at a committee meeting. Chairman Chamberlain reiterated that he was opposed to forced annexation and opposed to the airport annexation. Chairman Chamberlain said he had talked with Representatives Coates and Steen and they both said they would not introduce legislation regarding the de-annexation. Chairman Chamberlain said the City has indicated they are open to any and all discussions relating to lowering the tax rate.

Chairman Chamberlain said the question before the Board was whether the Commissioners wished for Commissioner Sides to continue to gather information and statistics to present back to the Board. Chairman Chamberlain said he had

mentioned the upcoming TAC meeting to Mr. Burgin and Mr. Treme and suggested that representatives from the City attend the TAC meeting. Chairman Chamberlain encouraged each Commissioner to contact Mr. Treme and/or a city council member to discuss the issue. Chairman Chamberlain said the City Council would be invited to the next TAC meeting.

11. CONSIDER APPROVAL OF BUDGET AMENDMENTS

Finance Director Leslie Heidrick presented the following budget amendments for Board approval:

- Board of Elections – To appropriate funds paid to the members of the Board of Elections - \$ 1,044
- Library – Rowan Public Library has been selected to receive the LSTA EZ Grant to purchase 11 additional computers for public use. The grant is a reimbursement type grant requiring money to be spent and then the County is reimbursed - \$11,230; in addition, a local match of \$1,686 is required. Local gift money will be used to make the match.
- HOME Program – To budget the Program income for the HOME grant - \$10,000

Commissioner Sides moved, Commissioner Mitchell seconded and the vote to approve the budget amendments as presented passed unanimously.

12. CONSIDER APPROVAL OF BOARD APPOINTMENTS

ROWAN COUNTY LANDMARKS COMMISSION

Judy Haire, Darius Hedrick and Rose LaCasse have all completed their allowable number of terms. No other applications were received to fill these positions.

James Rollans submitted an application for reappointment. The term would be for three (3) years beginning January 1, 2008 and expire December 31, 2010.

Commissioner Sides nominated James Rollans for reappointment and the nomination passed unanimously.

ROWAN COUNTY PARKS AND RECREATION COMMISSION

Frank Deal submitted an application to fill a vacant position on the commission. The term would be for three (3) years beginning January 1, 2008, expiring December 31, 2010.

Commissioner Sides nominated Frank Deal and the nomination passed unanimously.

ROWAN COUNTY PLANNING BOARD

Terry Hill submitted an application for reappointment. The term would be for three (3) years beginning January 1, 2008, expiring December 31, 2010.

Steve Russell completed his term of service. Rick Hudson also completed his term of service, but does not wish to be reappointed. No applications have been received to fill these positions.

Commissioner Mitchell nominated Terry Hill. The nomination carried unanimously.

Commissioner Barber commented that people are fulfilling their terms and the County is not receiving applications from citizens wishing to fill those vacancies. Commissioner Barber felt the Board should look at how many positions were needed in order for various boards to conduct business with a quorum present.

Chairman Chamberlain agreed with Commissioner Barber. Chairman Chamberlain noted the appointment of Terry Hill to the Planning Board raised its membership to seven. Chairman Chamberlain said if the County did not receive two (2) additional applications for the Planning Board by the first Commission Meeting in February, the Board would consider reducing the membership to seven (7).

Commissioner Barber said the Board should also review the membership of the Landmarks Commission as that board had two (2) vacancies as well.

ROWAN COUNTY RESCUE SQUAD (RCRS)

Frank Thomason, Emergency Services Director, submitted an application for reappointment to serve on the RCRS. According to the Bylaws, "the Rowan County Emergency Services Director will be appointed by the Rowan County Board of Commissioners for a two year term on even years." The term of reappointment would be for two (2) years beginning January 1, 2008 and expire December 31, 2009.

The RCRS also recommended the reappointment of Mary Ponds, who serves as an At Large member. If approved, the term would be for two (2) years beginning on January 1, 2008, expiring December 31, 2009.

Doug Jones served his allowable number of terms. The RCRS submitted the following applicant to fill Mr. Jones position:

- Millie Cress

Ms. Cress would serve as an At Large member and the term would be for two (2) years beginning January 1, 2008, expiring December 31, 2009.

Commissioner Mitchell nominated Frank Mary Ponds and Millie Cress and the nomination passed unanimously.

SOUTH SALISBURY VOLUNTEER FIRE DEPARTMENT (VFD)

Gary Gaskey, Harold Goodman and Dean Combs completed their terms as Fire Commissioners. The South Salisbury VFD submitted the following applicants for appointment as Fire Commissioners:

- Crystal Bost
- William Webb
- Robert "Bob" Keith Boles

Harold Goodman completed his allowable number of terms, but has also submitted an application for reappointment. In order for Mr. Goodman to be reappointed, the Board would need to waive the term limits in the Resolution adopted by the Board in 1999.

There are 3 positions available for terms of two (2) years beginning January 1, 2008 and expiring December 31, 2009.

Commissioner Sides nominated Crystal Bost, William Webb and Robert Boles and the nomination carried unanimously.

SALISBURY- ROWAN HUMAN RELATIONS COUNCIL (HRC)

Terry Cassell resigned from the HRC. Mary Edens submitted an application to serve the remainder of Ms. Cassell's term, which expires October 31, 2008.

Commissioner Sides nominated Mary Edens and the nomination carried unanimously.

LAND USE PLAN STEERING COMMITTEE (LUP)

Rick Hudson resigned from his position as the Planning Board Representative on the LUP. The following applications were received for consideration as a replacement for Mr. Hudson:

- Melanie Earle
- Carl Ford

Commissioner Sides nominated Carl Ford.

Commissioner Mitchell nominated Melanie Earle.

The nomination for Mr. Ford failed 2-3 with Commissioners Chamberlain, Mitchell and Barber dissenting.

The nomination for Ms. Earle carried 3-2 with Commissioners Sides and Hall dissenting.

TOWN OF SPENCER ZONING BOARD OF ADJUSTMENT

The Town of Spencer requested the reappointment of James (Jim) Sain, III as an ETJ member. The term would be for three (3) years, beginning January 1, 2008 expiring on December 31, 2010.

Commissioner Mitchell nominated James Sain, III for reappointment and the nomination passed unanimously.

TOWN OF ROCKWELL PLANNING BOARD

Shirley Rogers resigned from the Town of Rockwell Planning Board. The Town of Rockwell has requested the appointment of Amy Allison to serve the remainder of Ms. Rogers term as an ETJ member. The term of appointment expires February 2009.

Commissioner Barber nominated Amy Allison and the nomination carried unanimously.

ROWAN COUNTY BOARD OF HEALTH

The following individuals were reappointed on December 3, 2007 to serve a two (2) year term beginning January 1, 2008 and expire December 31, 2009:

- Robert Tannehill
- Mary Henley
- Barbara Andrews

According to General Statute § 130A-35 (c), these members should have been reappointed to serve a three (3) year term. The Board of Health requests the newly reappointed members terms be approved for three years. If approved, the correct terms would be January 1, 2008, expiring December 31, 2010.

Commissioner Sides nominated to Tannehill, Henley and Andrews for three-year terms thru December 31, 2010. The nomination passed unanimously.

13. ADJOURNMENT

There being no further business to come before the Board, Commissioner Barber moved to adjourn at 5:25 pm. The motion was seconded by Commissioner Mitchell and passed unanimously.

Respectfully Submitted,

Carolyn Athey
Clerk to the Board