

**MINUTES OF THE MEETING OF THE
ROWAN COUNTY BOARD OF COMMISSIONERS
September 8, 2009 – 4:00 PM**

J. NEWTON COHEN, SR. ROOM

J. NEWTON COHEN, SR. ROWAN COUNTY ADMINISTRATION BUILDING
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Present: Carl Ford, Chairman
Jon Barber, Vice-Chairman
Raymond Coltrain, Member
Tina Hall, Member
Chad Mitchell, Member

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

Chairman Ford convened the meeting at 4:00 pm.

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

CONSIDER APPROVAL OF MINUTES

Commissioner Barber moved, Commissioner Coltrain seconded and the vote to approve the minutes of the August 17, 2009 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 Barber moved, Commissioner Mitchell seconded and the vote to approve the agenda passed unanimously.

1. CONSIDER APPROVAL OF CONSENT AGENDA

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

Commissioner Barber referred to Consent Agenda item B and praised library staff for its efforts to outsource a function that would save the County approximately \$20,000 per year. Commissioner Barber encouraged all departments to continue to pursue avenues to save the County money.

The Consent Agenda consisted of the following:

- A. Set Public Hearing for September 21, 2009 for CUP 02-09 for Request from William M. Yost
- B. Approval for Rowan Public Library for Outsourcing of Processing and Cataloging of Most Library Materials
- C. Approval of Revisions to Resolution for Rowan County Appointment Process for Boards and Commissions
- D. Approval of Client Fee Schedule for FY 2009-10 for Rowan County Health Department
- E. Approval of Proclamation Declaring September 11, 2009 as Patriot Day

The Proclamation read as follows:

Patriot Day
A Day of Remembrance
September 11, 2001

WHEREAS, on Tuesday September 11, 2001, terrorists attacked the United States of America in a series of senseless, cowardly, and despicable acts of war, directed at innocent men, women and children in the World Trade Center complex in New York City, the Pentagon in Washington D.C. and on board four passenger jets, resulting in the tragic loss of life of thousands of U.S. citizens and foreign nationals and;

WHEREAS, in the aftermath of the attacks, the people of the United States stood united in providing support for those in need, inspired by the heroic sacrifices of our firefighters, rescue and law enforcement personnel, military service members, and other citizens and;

WHEREAS, September 11th should not only be remembered as a day of great tragedy but also as a day of triumph, courage, kindness, love, hope and freedom, and as a reminder of the newfound unity, focus and strength in our Nation.

WHEREAS, by U.S. House Joint Resolution 71 signed into law on December 18, 2001 (Public Law 107-89), Congress authorized and requested the President to designate September 11th of each year as "**Patriot Day**" and call upon state and local governments to observe **Patriot Day** by displaying the flag of the United States at half-staff and by observing a moment of silence at 8:46 a.m. marking the first plane crash and;

NOW, THEREFORE, BE IT PROCLAIMED, that the Rowan County Board of Commissioners does hereby declare September 11, 2009 as

Patriot Day

in Rowan County and encourages all citizens to honor and respect the innocent victims of September 11, 2001 and to salute the heroism of public safety and rescue workers, volunteers, local officials, and those who responded to the tragic events with courage, selfless compassion, determination and undying patriotism.

F. Approval of Resolution Directing the Tax Administrator Not to Collect Ad Valorem Taxes When the Original Principal Amount Due is Four Dollars, Ninety Five Cents (\$4.95) or Under

The Resolution read as follows:

RESOLUTION
DIRECTING THE TAX ADMINISTRATOR NOT TO COLLECT
AD VALOREM TAXES WHEN THE ORIGINAL PRINCIPAL AMOUNT DUE
IS FOUR DOLLARS, NINETY FIVE CENTS (\$4.95) OR UNDER

WHEREAS, North Carolina General Statute § 105-321(f) authorizes the governing body of a taxing unit that collects its own taxes to direct, by resolution, its assessor and tax collector not to collect minimal taxes charged on the tax records and receipts; and

WHEREAS, minimal taxes are the combined taxes and fees of the taxing unit and any other units for which it collects taxes, due on a tax receipt or on a tax notice in a total original principal amount that does not exceed an amount, up to \$4.95, set by the governing body; and

WHEREAS, the amount set by the governing body should be the estimated cost to the taxing unit of billing the taxpayer for the amounts due on a tax receipt or tax notice; and

WHEREAS, the Rowan County Board of Commissioners has determined that the estimated cost to Rowan County of billing a taxpayer for the amounts due on a tax receipt or tax notice is \$4.95.

NOW, THEREFORE, BE IT RESOLVED by the Rowan County Board of Commissioners that the Rowan County Tax Administrator is directed not to collect the combined taxes and fees of Rowan County and any other unit of government for which it collects taxes, due on a tax receipt prepared pursuant to North Carolina General Statute § 105-320 or on a tax notice prepared pursuant to North Carolina General Statute § 105-330.5, when the total original principal amount is \$4.95 or less.

BE IT FUTHER RESOLVED that the Tax Administrator shall not bill the taxpayer for, or otherwise collect, such minimal taxes but shall keep a record of all such minimal taxes by receipt number and amount and shall make a report of the amount of these taxes to the Rowan County Board of Commissioners at the time of settlement.

BE IT FUTHER RESOLVED that this Resolution shall be in effect with respect to fiscal year 2011 and shall remain in effect until amended or repealed by Resolution of the Rowan County Board of Commissioners.

G. Approval of Resolution Requiring the Register of Deeds of Rowan County Not to Accept Deeds Transferring Real Property for Registration Where Property is Subject to Delinquent Taxes

The Resolution read as follows:

RESOLUTION
REQUIRING THE REGISTER OF DEEDS OF ROWAN COUNTY
NOT TO ACCEPT DEEDS TRANSFERRING REAL PROPERTY FOR
REGISTRATION WHERE PROPERTY IS SUBJECT O DELINQUENT TAXES

WHEARAS, North Carolina General Statute § 161-31 authorizes the Board of Commissioners of certain specifically identified counties to adopt a resolution requiring the Register of Deeds of that county not to accept any deed transferring real property for registration unless (1) the tax collector for that county has certified that no delinquent ad valorem taxes, or other taxes with which the collector is charged with collecting, are a lien on the property described in the deed, or (2) the deed contains a statement from a licensed North Carolina attorney confirming that such delinquent taxes, if any, shall be paid by the closing attorney to the county tax collector upon disbursement of closing proceeds; and

WHEREAS, on June 23, 2005, House Bill 131 was enacted by the North Carolina General Assembly specifically authorizing Rowan County to immediately approve a resolution exercising the powers provided at North Carolina General Statute § 161-31; and

WHEREAS, it is in the best interest of the citizens of Rowan County that delinquent taxes are collected on real property prior to the transfer of such real property.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to North Carolina General Statute § 161-31, the Register of Deeds of Rowan County shall not accept any deed transferring real property for registration unless the Rowan County Tax Administrator has certified that no delinquent ad valorem county taxes, ad valorem municipal taxes, or other taxes with which the Tax Administrator charged are a lien on the property described in the deed.

BE IT FURTHER RESOLVED, that the Register of Deeds of Rowan County shall accept without certification from the county Tax Administrator a deed submitted for registration under the supervision of a closing attorney and containing this statement on the deed: "This instrument prepared by: _____, a licensed North Carolina attorney. Delinquent taxes, if any, to be paid by the closing attorney to the County Tax Administrator upon disbursement of closing proceeds."

BE IT FURTHER RESOLVED, that the Tax Administrator is authorized to develop such forms, stamps, policies, and other administrative mechanisms as are necessary and otherwise consistent with law to carry out the intent of this Resolution; and

BE IT FURTHER RESOLVED that this Resolution shall apply to all deeds submitted for registration after October 1, 2009.

H. Approval of Proclamation Declaring September 17-23, 2009 as Constitution Week

The Proclamation read as follows:

PROCLAMATION
CONSTITUTION WEEK
SEPTEMBER 17-23, 2009

WHEREAS, our Founding Fathers, in order to secure the blessings of liberty for themselves and their posterity, did ordain and establish a Constitution for the United States of America; and

WHEREAS, it is of the greatest importance that all citizens fully understand the provisions and principles contained in the Constitution in order to support, preserve, and defend it against all encroachment; and

WHEREAS, the two hundred twenty-second (222) anniversary of the Signing of the Constitution provides a historic opportunity for all Americans to realize the achievements of the Framers of the Constitution and the rights, privileges and responsibilities it affords; and

NOW THEREFORE, BE IT RESOLVED, the Rowan County Board of Commissioners does hereby proclaim the week of September 17 through 23 as Constitution Week in Rowan County and urge all citizens to reflect during that week on the many benefits of our Federal Constitution and American citizenship.

2. PUBLIC COMMENT PERIOD

Chairman Ford opened the Public Comment Period to entertain comments from any citizens wishing to address the Board. The following individual came forward:

- Homer Robertson said he had recently assumed the duties as President of the Rowan County Veterans Council. Mr. Robertson said he was also the District Commander of the American Legion and the Commander of the VFW. Mr. Robertson said the Veterans Council would like to work with the County in meeting the needs of veterans.

With no one else wishing to address the Board, Chairman Ford closed the Public Comment Period.

3. PUBLIC HEARING FOR PROPOSED ROAD NAME OF WISCONSIN DRIVE

Planning Technician Fredda Greer reported that Staff had noticed the road in question should be named. Ms. Greer said a letter was mailed to the two (2) property owners along the road providing them with thirty (30) days to respond with a petition for the road name of their choice. Ms. Greer said to date, no response had been received; therefore, Staff suggested the road name of Wisconsin Drive.

Chairman Ford opened the public hearing to receive citizen input regarding the proposed road name of Wisconsin Drive.

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

Commissioner Mitchell moved, Commissioner Barber seconded and the vote to approve the road name of Wisconsin Drive passed unanimously.

4. PUBLIC HEARING FOR PROPOSED ROAD NAME OF FOGGY HOLLOW ROAD

Planning Technician Fredda Greer reported that Staff had cited the road in question for naming due to addresses varying in block ranges from 600 to 800. Ms. Greer said property owners were notified and given the opportunity to submit a petition to name the road. A petition was returned with signatures of all three (3) property owners to name the road Foggy Hollow Road. Staff recommended approval of the name.

Chairman Ford opened the public hearing to receive citizen input regarding the proposed road name of Foggy Hollow Road.

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

Commissioner Mitchell moved, Commissioner Barber seconded and the vote to approve the road name of Foggy Hollow Road passed unanimously.

Chairman Ford called for a recess at 4:15 pm.

Chairman Ford reconvened the meeting at 4:25 pm.

5. PUBLIC HEARING FOR INSTALLMENT FINANCING FOR VEHICLES AND EQUIPMENT

Finance Director Leslie Heidrick reported that installment financing proposals had been received for the purchase of two (2) ambulances for the Emergency Services Department, twelve (12) patrol vehicles for the Sheriff's Department, a land records system for the Register of Deeds Office and a document management system for the Department of Social Services. The amount to be financed was \$1,075.00 for a term of three (3) years.

The following bids/interest rates were received:

SunTrust Equipment Finance & Leasing Corporation	2.635%
RBC Bank	2.760%
BB&T	2.910%
Capital One Bank	3.720%

Community One Bank declined to bid. Several institutions that received the Request for Proposals but did not respond were: Citizens South Bank, Community Bank of Rowan, Farmers & Merchants Bank, First Bank, LGFCU Financial Partners, LLC and Wachovia Bank.

Staff recommended that the County accept the low bid from SunTrust Equipment Finance & Leasing Corporation, resulting in interest costs of \$51,412.

The Finance Department requested approval of the associated Resolution, Declaration, budget amendment and a new escrow account with SunTrust Bank.

Chairman Ford opened the public hearing to receive citizen input regarding the installment financing.

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

Commissioner Mitchell inquired as to estimated budgeted amount for the debt financing and what the debt financing would be for the loan? Ms. Heidrick said

the financing was within the budget; however, she did not have the exact number with her and that she could send the information later.

Commissioner Mitchell moved approval of the associated Resolution, Declaration, Budget Amendment and a new escrow account with SunTrust Bank. Commissioner Barber seconded the motion.

Commissioner Coltrain inquired as to why local banks did not respond to the RFP and Ms. Heidrick said she was unsure; however, feedback had been received from the banks asking that they continue to receive information in the future.

Upon being put to a vote, the motion on the floor passed unanimously.

6. PUBLIC HEARING FOR INSTALLMENT FINANCING FOR CONSTRUCTION OF TOWN CREEK SEWER LINE

Finance Director Leslie Heidrick said the City of Salisbury was ready to proceed with the Town Creek Sewer Line Project (Project). Ms. Heidrick said the total cost of the Project was \$6.5 million and the County had agreed to participate in half of the cost.

Ms. Heidrick said in 2008 the County had sent the City \$500,000 for preliminary engineering costs and for the purchase of easements. Ms. Heidrick said the remaining cost was \$2,750,000.

Ms. Heidrick reported that installment financing proposals had been received for the construction of the Town Creek sewer line along the Interstate 85 corridor. The amount to be financed (\$2,750,000) was for a term of ten (10) years.

The following bids/interest rates were received:

SunTrust Equipment Finance & Leasing Corporation	4.055%
BB&T	4.130%
RBC Bank	4.760%
Capital One Bank	4.980%

Community One Bank responded but declined to bid. The institutions that received the RFP but did not respond were Citizens South Bank, Community Bank of Rowan, Farmers & Merchants Bank, First Bank, LGFCU Financial Partners, LLC and Wachovia Bank.

Ms. Heidrick said Staff recommended the County accept the low bid from SunTrust Bank resulting in interest costs of \$591,016.25.

The Finance Department requested approval of the associated Resolutions, Declaration, budget ordinance, budget amendment and a new escrow account with SunTrust Bank.

Chairman Ford opened the public hearing to consider the installment financing for the Project. The following individual came forward to address the Board:

- Jim Sides said it had been stated that development and annexation followed the installation of water and sewer. Mr. Sides expressed concern with the City of Salisbury and possible annexation. Mr. Sides said tax dollars were being used for infrastructure that would ultimately result in the annexation of taxpayers.

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

Commissioner Barber moved to approve the associated Resolutions, Declaration, budget ordinance, budget amendment and a new escrow account with SunTrust Bank. The motion was seconded by Commissioner Coltrain.

Commissioner Hall asked how many residences would be affected when the sewer line was installed. County Manager Gary Page responded that the corridor had been identified as an economic development growth area. Mr. Page said the sewer line would benefit China Grove residences; however, the majority of the benefit for the line was for future economic development with the potential for industrial growth.

Commissioner Hall questioned the potential for residential annexation by the City of Salisbury. Mr. Page said he was unaware of any projections for residential growth along the corridor. Mr. Page said when the Project was first proposed, the Board had agreed to participate based on the economic growth along I-85.

Chairman Ford recalled that the Board had voted on the Project in 2007 and the issue before the Board was for financing of the Project. Chairman Ford pointed out that over half of the interstate was already controlled by "one city or another". Chairman Ford said the plans in place were not residential and he expressed hope that there would be business growth.

Upon being put to a vote, the motion on the floor passed unanimously.

7. CONSIDER PROPOSED AGREEMENT FOR GLITTERING NITES LIGHT FESTIVAL

County Attorney Jay Dees explained that he had been instructed to draft an agreement that "mirrored" what the Board had approved during the August 17, 2009 Commission Meeting in regards to the proposed light festival.

Mr. Dees continued by saying he had been approached by Mike Miller of Miller Davis Studios prior to the current meeting and Mr. Miller was seeking the opportunity to address the Board before contract discussions began. Mr. Dees said he would leave the request to the Chairman's discretion.

Chairman Ford called Mr. Miller forward to address the Board.

Mr. Miller read a prepared statement and said that Miller Davis, along with Midwest Display, Inc., had made a decision to retract the offer for the proposed drive-through Christmas Park at Summit Corporate Center. Mr. Miller stated that he had been “interrogated” by Commissioner Hall at the previous Commission Meeting (August 17, 2009) and also during a meeting held on September 4, 2009. Mr. Miller said that Commissioner Hall had requested proprietary financial information that he felt was unreasonable. Mr. Miller said both Midwest Display, Inc. and Miller Davis were private, for profit ventures operating in a capitalist society and should not be forced to share detailed financial information.

As Mr. Miller continued to read the statement, Mr. Dees interjected. Mr. Dees apologized to Commissioner Hall saying that he had understood Mr. Miller’s comments might deal only with a retraction and that the Board would not have to discuss the issue. Mr. Dees felt it was inappropriate for Mr. Miller to voice the types of concerns that were being expressed. Mr. Dees suggested that the Board “shut it down”.

Chairman Ford agreed and said if Mr. Miller was retracting the offer, the Board did not need to hear further comments.

Mr. Miller said he retracted the contract and the offer for the lighted Christmas park.

In response to a query from Chairman Ford, Mr. Dees said since the contract had been retracted there was no need for further Board discussion.

Commissioner Barber asked if the Board could have further discussion and Chairman Ford said there was nothing to discuss since the contract had been retracted. Chairman Ford also apologized to Commissioner Hall for the comments that had been made.

Commissioner Barber commented that the loss was the County’s.

8. CONSIDER OFFER TO PURCHASE PROPERTY LOCATED AT 6205 MOORESVILLE HIGHWAY

County Manager Gary Page recalled that the Board had voted during regular session on August 3, 2009 to accept the proposed offer in the amount of \$225,000 for Tax Parcel 768 054 located at 6205 Mooresville Highway.

Mr. Page said a deposit was obtained and a notice for upset bids was published in the newspaper; no upset bids were received.

Mr. Page said the Board was asked to accept the offer and to sell the property.

Commissioner Barber moved, Commissioner Coltrain seconded and the vote to sell the property for \$225,000 passed unanimously.

9. UPDATE ON VETERANS SERVICES

Commissioner Hall recalled that several veterans had attended the last Commission Meeting expressing concerns with veterans' services. Commissioner Hall said the County was appreciative of all veterans and she felt it was appropriate to provide a follow-up to their concerns.

County Manager Gary Page said the County had investigated complaints as to how the Veterans Services Office (VSO) was staffed and operating. Mr. Page said approximately \$17,000 was added to the VSO budget, staff had been counseled and the VSO had access to a receptionist/clerical support, etc. Mr. Page said during budget discussions there had been a freeze implemented on travel and training, which could have contributed to some of the complaints. Mr. Page said the freeze was lifted July 1, 2009. Mr. Page added that the Veterans Services Officer (Officer) was a former veteran who was also certified.

Mr. Page said the regional VSO had been asked to perform an audit of the local VSO in an effort to determine if the needs of veterans were being met. Mr. Page said the determination ruled that the Officer handled claims properly.

Mr. Page said one area of concern was whether one (1) Officer was enough to handle 12,000 veterans. Mr. Page said appointments were made through the receptionist. Mr. Page said the number of veterans was expected to increase based on the number of wars currently taking place and the demand for veterans services could increase in the future. Mr. Page recommended that the County "keep the course" and said he would monitor complaints and share them accordingly.

Mr. Page said he had met Homer Robertson, President of the Rowan County Veterans Council and he had explained that it was the Council's job to consider the complaints and concerns of veterans. Mr. Page said it was the Commissioners decision as to whether to appoint a new advisory board or use the existing Council.

Commissioner Coltrain inquired as to how the Rowan County Veterans Council was comprised. Mr. Page said he could ask these questions and report back to the Board. Commissioner Coltrain said based on the information that had been reviewed, there appeared to be no significant problems in the services veterans were receiving.

Chairman Ford said he would not mind appointing a veteran or a specific number of veterans to the Senior Services Advisory Council.

Commissioner Barber asked how much it would cost to add a part-time employee to support the VSO. Mr. Page estimated that a part-time employee at nineteen hours per week with no benefits would cost approximately \$15,000 to \$18,000/year.

Commissioner Hall agreed that it would be worthwhile to consider an extra employee if needed.

Commissioner Mitchell questioned the backlog regarding appointments with the Officer. Veterans Service Officer Elaine Howle came forward to address the Board and said there were several appointments available for three (3) different days later in the week.

Ms. Howle said the Rowan County Veterans Council was comprised of three (3) members from each of the 20 different posts of the American Legion, AMVETS, etc. Ms. Howle said every veteran's organization had input on the Council.

Mr. Page asked Ms. Howle if she regularly attended the Council meetings and she said yes. Ms. Howle added that she served as the Council's president in 1994.

Commissioner Mitchell said he would be interested in trying to work with the Council in trying to accommodate the needs of veterans. Commissioner Mitchell said the Council already existed and he preferred to avoid adding another layer of bureaucracy, which could slow down progress. Commissioner Mitchell felt working with the existing Council would be wise first step.

10. CONSIDER APPROVAL OF BUDGET AMENDMENTS

Finance Director Leslie Heidrick presented the following budget amendments for the Board's consideration:

- Cooperative Extension – To recognize reserve funds from FY 2009 - \$63,772
- EMS - To recognize reserve funds from FY 2009 - \$45,409
- Health - To recognize reserve funds from FY 2009 - \$2,383
- Health – To adjust the Health and Wellness Teen Tobacco Prevention grant to actual - \$ 10,674
- Library - To recognize reserve funds from FY 2009 - \$26,046
- Parks - To recognize reserve funds from FY 2009 - \$129,692
- Senior Services – To match County budget line items to HCCBG Grant approved budget - \$30,000
- Senior Services - To recognize reserve funds from FY 2009 - \$15,225
- Sheriff – Recognize check from Swanson Services and budget to Expense Account - \$5,000
- Sheriff - To recognize reserve funds from FY 2009 - \$147,730
- DSS - To recognize reserve funds from FY 2009 - \$156,734

- Finance – To carry forward a grant from the NC Department of Agriculture and Consumer Services for a conservation easement; To carry forward reserve funds from the High Rock Assessment Grant from FY 2009 - \$359,562
- Finance – Allow repayment of principal for East Elementary School construction project in the amount of \$786,380, reduces term of loan by one year and reduces total interest costs over life of loan by \$265,957 - \$884,880

Commissioner Mitchell moved, Commissioner Coltrain seconded and the vote to approve the budget amendments passed unanimously.

11. CONSIDER APPROVAL OF BOARD APPOINTMENTS **TOURISM DEVELOPMENT AUTHORITY**

The Board voted on August 3, 2009 to postpone the appointment of the hotel representative. The applicants were:

- David Redden- not a Rowan County resident
- Kelly Alexander- does not meet legislative requirement for hotel representative

Commissioner Mitchell said the Board expected applicants to be county residents; however, in this case additional applications had not been received for the hotel representative's position. Commissioner Mitchell moved to waive the residency requirement for Dave Redden's appointment.

Commissioner Barber inquired if there was also an at large opening on the TDA and TDA Executive Director James Meacham responded yes.

Chairman Ford reminded the Commissioners there was a motion on the floor to waive the residency requirement for Dave Redden. Commissioner Barber seconded and the motion passed 4-1 with Chairman Ford dissenting.

Commissioner Mitchell nominated Dave Redden and the nomination carried 4-1 with Chairman Ford dissenting.

Commissioner Mitchell nominated Kelly Alexander for the at large seat and the nomination passed unanimously.

JUVENILE CRIME PREVENTION COUNCIL

Joe "Travis" Allen submitted an application for consideration as an At-Large member. The term was for two (2) years beginning September 1, 2009 and expiring June 30, 2011.

Linda Beaty and Jesse Mayorga's terms end September 30, 2009 and neither sought reappointment.

Commissioner Barber nominated Joe Allen and the nomination passed unanimously.

Commissioner Barber noted that there seemed to be a lot of openings on the JCPC and he said the Board should make every effort to encourage citizens to participate on the JCPC.

Chairman Ford asked that staff look into the reason for the vacancies and he suggested it could be due to the fact that the JCPC meetings began at 8:00 am.

LIBERTY VOLUNTEER FIRE DEPARTMENT FIRE COMMISSIONERS

The Liberty VFD requested the appointment of three (3) fire commissioners and submitted the following applications for consideration:

- Terry Lynn Basinger
- Robert Goodman
- Jerry Hill
- Sam Bonds

The terms would be for two (2) years beginning September 1, 2009 and expiring June 30, 2011.

Chairman Ford nominated Robert Goodman, Jerry Hill and Sam Bonds. The nomination passed unanimously.

THERAPEUTIC RECREATION ADVISORY BOARD

Catherine Balentine submitted her resignation due to relocating out of town.

Commissioner Mitchell moved to accept the resignation of Catherine Balentine. The motion was seconded by Commissioner Barber and passed unanimously.

HOUSING AUTHORITY

Olin Miles and Mac Butner's terms expire September 30, 2012. The following applications were received:

- Olin Miles (reappointment)
- Mac Butner (reappointment)
- Michael Gaddy

The terms would be for five (5) years beginning October 1, 2009 and expiring September 30, 2014.

Commissioner Barber nominated the reappointment of Mac Butner and Olin Miles and the nomination passed unanimously.

ENOCHVILLE VOLUNTEER FIRE DEPARTMENT FIRE COMMISSIONERS

The Enochville VFD requested the reappointment of three (3) fire commissioners and submitted the following applications for consideration:

- Lisa Joines
- John Sims
- Harry Vanpelt

In order to reappoint the three (3) applicants, the Board would need to waive the term limits set by the Board in 1999. If approved the terms would be for two (2) years beginning September 1, 2009 and expiring August 31, 2011.

Commissioner Mitchell nominated Lisa Joines, John Sims and Harry Vanpelt and the nomination carried unanimously.

Commissioner Mitchell moved to waive the term limit requirements for the above appointees. The motion was seconded by Commissioner Coltrain and passed unanimously.

TOWN OF GRANITE QUARRY PLANNING BOARD

The Town of Granite Quarry is requesting the reappointment of Stanton Cross and Greg Lowe as ETJ members on the Planning Board. If approved the terms would be for three (3) years beginning August 1, 2009 and expiring July 31, 2012.

Commissioner Mitchell nominated Stanton Cross and Greg Lowe and the nomination carried unanimously.

CRIMINAL JUSTICE PARTNERSHIP BOARD

The CJP Board has requested several changes to three (3) of its members' titles/terms.

- Rose Cox served as an At-Large member since 2000 and her term expired June 30, 2009. Ms. Cox did not seek reappointment.
- Sylvia Warren served as Community Service Coordinator since May 2008 with a term ending date of June 30, 2010. Due to her employment as a Probation Officer, the CJP Board would like for Ms. Warren to switch to the slot of Probation Officer, term ending 6-30-2010.
- Catherine Combs submitted an application to serve as the Community Service Coordinator. The term ending date would be August 31, 2012.
- Gary Cox has served on the CJP Board in the slot of Probation Officer, which has no term ending date. Mr. Cox has now retired as a Probation Officer and would not like to continue to serve. Mr. Cox was unable to be reached for an official letter of resignation.

Commissioner Mitchell moved to accept the resignation of Gary Cox; the motion was not seconded and upon being put to a vote, passed unanimously.

Commissioner Mitchell nominated Sylvia Warren for the slot of Probation Officer. The nomination carried unanimously.

Commissioner Mitchell nominated Catherine Combs for the slot of Community Service Coordinator. The nomination passed unanimously.

ZONING BOARD OF ADJUSTMENT (ZBA)

Rod Goins currently serves as the alternate and his term on the ZBA ends September 30, 2009. The ZBA is requesting Mr. Goins be appointed as a regular member to fill the vacancy of Gwen Graham whose term ended July 31, 2009. If approved the term would be for three (3) years beginning October 1, 2009 and expiring September 30, 2012.

Commissioner Coltrain nominated Rod Goins and the nomination carried unanimously.

On April 4, 2008, the Board appointed Jack Fisher and Glenn Shimmel. One of those members should have been designated as an alternate. Mr. Fisher expressed interest in being designated as the alternate.

Commissioner Mitchell moved to designate Jack Fisher as the alternate and the motion passed unanimously.

BOARD OF EQUALIZATION AND REVIEW (BER)

Jack Fisher has submitted his resignation from the BER.

Commissioner Mitchell moved to accept Jack Fisher's resignation and the motion was seconded by Commissioner Coltrain and carried unanimously.

NURSING HOME ADVISORY COMMITTEE

Carol Cody submitted an application for reappointment. If approved the term would be for three (3) years beginning October 1, 2009 and expiring September 30, 2012.

Commissioner Mitchell nominated Carol Cody and the nomination carried unanimously.

INDUSTRIAL FACILITIES AND POLLUTION CONTROL FINANCE AUTHORITY

Laurence Oakes submitted an application for consideration. The term would be for six (6) years beginning September 1, 2009 and expiring August 31, 2015.

Commissioner Mitchell nominated Laurence Oakes and the nomination carried unanimously.

12. CLOSED SESSION

Commissioner Mitchell moved that the Board enter Closed Session pursuant to North Carolina General Statute 143-318.11(a)(6) for Personnel Matters. The motion was seconded by Commissioner Coltrain and passed unanimously.

The Board entered Closed Session at 5:05 pm.

The Board returned to Open Session at 6:30 pm.

13. ADJOURNMENT

There being no further business to come before the Board, Commissioner Mitchell moved to adjourn at 6:30 pm. The motion was seconded by Commissioner Hall and passed unanimously.

Respectfully Submitted,

Carolyn Athey, CMC
Clerk to the Board