

## MINUTES

January 11, 2005

The Davidson County Board of Commissioners met at 7:00 P.M., on Tuesday, January 11, 2005, in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, for a regularly scheduled meeting.

### PRESENT

Commissioners: Chairman Don Truell, Vice Chairman Larry Potts, Cindy Akins, Fred McClure, Fred Sink, Dr. Max Walser, Sam Watford

County Attorney/Clerk to the Board Robert Hedrick, County Manager Robert Hyatt, Assistant County Manager Zeb Hanner, Purchasing Director Dwayne Childress, Planning and Zoning Director Guy Comman, Emergency Services Director Doug Lowe, Public Works and Services Director Bill Clutter, Consultant Recil Wright, IT Director Joel Hartley, Chief Deputy Brian Grubb, Sheriff David Grice

### A. CALL TO ORDER AND WELCOME

Chairman Don Truell called the meeting to order and welcomed guests.

### B. INVOCATION

Commissioner Fred Sink

### C. PLEDGE OF ALLEGIANCE

### D. RECOGNITION

### E. REGISTER FOR PUBLIC ADDRESS

Chairman Truell noted the register for public address.

### F. ADOPTION OF AGENDA

On a motion by Vice Chairman Larry Potts and a second by Commissioner Cindy Akins, the Board voted unanimously 7-0 to adopt the agenda with additions as follows:

Add - "T-Rex" and "Charlie" to H.3. Disposal of Surplus Property

Attorney/Client to Closed Session (Exhibit 1)

### G. PUBLIC ADDRESS

Barney W. Hill spoke in support of H.15. Resolution Concerning Colonial Drive School Property as Historic Site with amendments to the resolution. Mr. Hill also expressed his opposition also to the proposed statewide election of the agriculture commissioner.

#### H. ITEMS FOR DECISION/INFORMATION

##### Consent

On a motion by Commissioner Sink and a second by Commissioner Walser the Board voted unanimously 7-0 to approve the consent agenda including H.1.-H.6. as follows:

1. Minutes

The Board approved the minutes of December 14, 2004 Board of Commissioners' meeting.

2. Budget Amendments by Zeb M. Hanner, Assistant County Manager

The Board approved the following budget amendments:

- *(Solid Waste) Sanitation* – Re-appropriate funds approved for a compactor box to be used to complete funding for purchase of roll-off truck.
- *Sheriff's Department* – Use \$10,800 of Bob Segal Jail meals savings to fund renovation needs study at the jail. (Exhibit 2)

3. Surplus Property Disposal by Dwayne Childress, Purchasing Director

The Board approved the sale of Canine "Charlie" to Lt. Roger Brammer, Canine "Saber" to handler Deputy Dennis Rabon for \$1.00 and Canine "T-Rex" to handler Billy Medford for \$1.00.

(Exhibit 3)

4. Additions to the NC Secondary Road System by Guy Cornman, Planning and Zoning

##### Director

The Board approved the addition of Panther Lane extension of 460 feet, SR2848, in Thomasville Township, to NC Secondary Road System for maintenance. (Exhibit 4)

5. Proclamation – Martin Luther King, Jr. Week

The Board approved the proclamation proclaiming January 8-17, 2005 as Dr. Martin Luther King, Jr. Week in Davidson County. (Exhibit 5)

6. 2004-2005 HRSA EMS Grant by Doug Lowe, Emergency Services Director

The Board approved the submittal of the application for the 2004-2005 HRSA EMS Grant.

(Exhibit 6)

**Deliberation**

7. **Wallburg Contract by Robert C. Hedrick, County Attorney**

On a motion by Vice Chairman Potts and a second by Commissioner Sink the Board voted unanimously 7-0 to approve the contract made between Davidson County and the Town of Wallburg for services and administration for the town by the County for one year. (Exhibit 7)

8. **Extension of Farm Lease Agreement by Robert Hedrick, County Attorney**

On a motion by Commissioner Walser and a second by Commissioner Watford the Board voted unanimously to approve the extension of the farm lease agreement with Michael Hanes Swicegood for a period of one year, expiring December 31, 2005 and omit the renewal clause #11. (Exhibit 8)

9. **Tyro Sewer Project Change Order by Bill Clutter, Public Works and Services Director**

Bill Clutter presented a brief update on the Tyro Sewer Project involving the request from the Davidson County Board of Education for West Davidson High School.

Recil Wright, consultant, reviewed the changes, costs, and properties involved in the change order. He informed the Board that the net change to the contract would be \$7,745.80.

On a motion by Commissioner Watford and a second by Commissioner Walser the Board voted unanimously 7-0 to authorize the consultant to prepare the official change order document and further authorize the County Manager to sign the change order as prepared. (Exhibit 9)

10. **Tyro Sewer Project – Food Lion Agreement by Bill Clutter, Public Works and Services Director**

Bill Clutter was assisted by Recil Wright in explaining to the Board the request for approval of the re-design of the Tyro Sewer Project to provide the extension of sewer to Food Lion.

On a motion by Commissioner Sink and a second by Vice Chairman Potts the Board voted unanimously 7-0 to approve the Preliminary Work (preparation of plans) prior to final agreement on the Sewer Line Agreement, with Food Lion agreeing to promptly reimburse the County for costs incurred by County in connection with the Preliminary Work, and the County agreeing to inform Food Lion and obtain Food Lion's consent before expending more than \$8,000 on the Preliminary Work, and with Food Lion placing \$8,000 in escrow to be applied against the costs of the Preliminary Work. (Exhibit 10)

11. Schedule Public Hearing for Zoning Amendment Applications by Guy Cornman,

Planning and Zoning Director

On a motion by Vice Chairman Potts and a second by Commissioner Sink the Board voted unanimously 7-0 to accept the application from J. Edwin Koontz and the request from Berman Stepp, refer them to the Planning Board for review and recommendation, and to schedule a public hearing on February 7, 2005, 7:00 P.M., in the Governmental Center, Lexington. (Exhibit 11)

12. Appointments

On a motion by Commissioner Watford and a second by Vice Chairman Potts the Board voted unanimously 7-0 to re-appoint Tim Temple to the *Board of Adjustment* for a three-year term ending January 2007.

On a motion by Vice Chairman Potts and a second by Commissioner Walser the Board voted unanimously 7-0 to re-appoint Jeannie Leonard to the *Home and Community Care Block Grant Committee* for a three-year term ending February 2008. (Exhibit 12)

13. Roll-off Truck Bid Award by Dwayne Childress, Purchasing Director

On a motion by Commissioner Watford and a second by Vice Chairman Potts the Board voted unanimously 7-0 to approve the bid of Central Carolina Trucks at \$124,459 for a roll-off truck for the Landfill. (Exhibit 13)

14. Architectural Services for Detention Center by Dwayne Childress, Purchasing Director

Dwayne Childress was assisted by Sheriff Grice in explaining the needs in the detention center.

On a motion by Vice Chairman Potts and a second by Commissioner McClure the Board voted unanimously 7-0 to accept the qualifications from Moseley Architects and move forward with a negotiated cost on the needs assessment and to accept the scope of services and award Moseley Architects the proposed contract as amended at \$10,800 with the source of funding from the Jail Meals Fund.

(Exhibit 14)

15. Resolution Concerning Colonial Drive School Property Proposed as Historic Site

Robert Hyatt addressed the Board with comments on the resolution.

On a motion by Commissioner McClure and a second by Commissioner Walser the Board voted 5-2 to table the Resolution Concerning Colonial Drive School Proposed as a Historic Site; Commissioner Akins and Vice Chairman Potts voted "No." (Exhibit 15)

16. Resolution Opposing Statewide Election for Agriculture Commissioner by Robert Hyatt, County Manager

On a motion by Commissioner Sink and a second by Commissioner Walser the Board voted unanimously 7-0 to adopt the Resolution Opposing a Statewide Election for the Agriculture Commissioner.

(Exhibit 16)

I. CLOSED SESSION – Personnel and Attorney/Client

On a motion by Vice Chairman Potts and a second by Commissioner McClure the Board voted unanimously 7-0 to go into Closed Session for matters of Personnel and Attorney/Client.

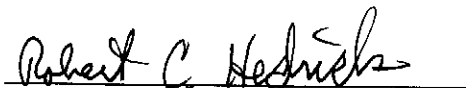
RETURN TO OPEN SESSION

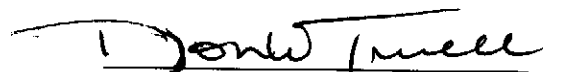
On a motion by Vice Chairman Potts and a second by Commissioner Watford the Board voted unanimously 7-0 to return to open session.

County Attorney/Clerk to the Board Robert Hedrick reported discussion of personnel and attorney/client matters with no action taken.

J. ADJOURNMENT

On a motion by Commissioner Akins and a second by Commissioner McClure the Board voted unanimously 7-0 to adjourn.

  
Robert C. Hedrick, Clerk to the Board  
Davidson County Board of Commissioners

  
Don W. Truell, Chairman  
Davidson County Board of Commissioners