

MINUTES

DAVIDSON COUNTY BOARD OF COMMISSIONERS

January 24, 2006

7:00 P.M.

The Davidson County Board of Commissioners met on Tuesday, January 24, 2006, at 7:00 P.M., Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, for a regularly scheduled meeting.

PRESENT

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

County Manager Robert Hyatt, Assistant County Manager Zeb M. Hanner, County Attorney Robert Hedrick, Clerk to the Board Anne Burkhart, Finance Director Jane Kiker, Tax Administrator Joe Silver, Purchasing Director Dwayne Childress, Public Works and Services Director Bill Clutter, Health Director Layton Long, Planning and Zoning Director Guy Cornman, Sheriff David Grice, PTCOG Cable TV Administrator Dave Harris, Emergency Services Director Doug Lowe, Davidson County Schools Superintendent Dr. Fred Mock, Don Palmer, Buddy Kiger, Lexington City School Finance Director Russ Eagle, Davidson Vision Director Ben Ross

ABSENT

Commissioner Don Truell was absent due to illness.

A. CALL TO ORDER AND WELCOME

Chairman Fred McClure called the meeting to order and welcomed guests.

B. INVOCATION

Commissioner Max Walser

C. PLEDGE OF ALLEGIANCE

D. RECOGNITION

Chairman McClure recognized Dallas Hedrick for his service of 30 years to the Sheriff's Office and presented him with a plaque from the County.

E. REGISTER FOR PUBLIC ADDRESS

Chairman McClure noted the register for public address.

Excuse Commissioner Don Truell

On a motion by Commissioner Watford and a second by Commissioner Akins the Board voted 6-0 to excuse Commissioner Truell's absence due to illness.

F. ADOPTION OF AGENDA

On a motion by Vice Chairman Potts and a second by Commissioner Akins the Board voted 6-0 to adopt the agenda with additions:

The One North Carolina Fund Performance Agreement for Imaflex

Closed Session for Economic Development, Lease of Real Property, Contract, Personnel

(Exhibit 1)

G. PUBLIC ADDRESS

Roger Hepler requested a letter from the Board to allow them to hook onto the High Point Sewer system.

Chairman McClure noted that the Board would review the request and respond following their consultation with staff.

Barney Hill spoke on the Cable TV Franchising and in opposition to franchises.

H. ITEMS FOR DECISION/INFORMATION

Consent

On a motion by Commissioner Watford and a second by Vice Chairman Potts the Board voted 6-0 to approve the consent agenda.

1. Minutes

The Board approved the minutes of January 5, 2006 and January 10, 2006 Board of Commissioners' meetings and December 12, 2005 Planning and Zoning Public Hearing.

2. Tax Report of Refunds by Joe Silver, Tax Administrator

The Board approved the Tax Report of Refunds for December 2005. (Exhibit 2)

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

The Board approved budget amendments for Miscellaneous Revenue (Gov Deals), Health

Department, Environmental Health, and Tax Department. (Exhibit 3)

4. Agreement with Robert S. Segal, CPA PA for SCAAP Program

The Board approved the agreement for preparation and administration of the SCAAP 2006 Application. (Exhibit 4)

5. License Agreement

The Board approved the License Agreement allowing the North Carolina Department of Transportation to have requested space in the building on the Fire Tower Property for a radio base station and emergency generator. (Exhibit 5)

6. Lease of Property for Tennis Courts

The Board approved the Lease of Thomasville Optimist Club Tennis Courts to Davidson County Recreation for an additional 25 years. (Exhibit 6)

Deliberation

7. Cable TV Franchising by Robert C. Hyatt, County Manager

On a motion by Commissioner Walser and a second by Commissioner Sink the Board voted 6-0 to approve the Filing to be sent to the FCC regarding management of cable assets at the local level. (Exhibit 7)

8. Allocation of Schools and Davidson County Community College Bond Proceeds by Zeb M. Hanner, Assistant County Manager

On a motion by Commissioner Watford and a second by Vice Chairman Potts the Board voted 6-0 to approve Option #2 for allocation of bond proceeds. (Exhibit 8)

9. Lease with Dr. Kwan by Dwayne Childress, Purchasing Director and Bill Clutter, Public Works and Services Director

On a motion by Vice Chairman Potts and a second by Commissioner Walser the Board voted 6-0 to approve the renewal of property lease for the County's part of Probation and Parole with Dr. H.L. Kwan. (Exhibit 9)

10. Schedule Public Hearing – Community Development Block Grant Application for Morton Metalcraft by Robert Hyatt, County Manager

On a motion by Commissioner Sink and a second by Commissioner Akins the Board voted 6-0 to schedule a public hearing for the Community Development Block Grant Application for Morton Metalcraft for February 14, 2006, 7:00 P.M., Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, North Carolina to receive public comments and information. (Exhibit 10)

11. Appointment/Reappointment

On a motion by Vice Chairman Potts and a second by Commissioner Watford the Board voted 6-0 to appoint Dr. Mark W. Hamrick to the veterinarian seat of the Board of Health and to reappoint Tammy Hedrick to the nurse's seat on the Board of Health. (Exhibit 11)

12. Rescind Motion for Advanced Motorsports Coatings, LLC to Correct Number of Years for Economic Development Incentive Grant by Robert Hedrick, County Attorney

On a motion by Commissioner Walser and a second by Commissioner Sink the Board voted 6-0 to rescind the motion of January 10, 2004 and restate the motion to read "*each year for four years.*" (Exhibit 12)

13. Schedule Public Hearing for 2005-2006 North Carolina Secondary Roads Program by Guy Cornman, Planning and Zoning Director

On a motion by Vice Chairman Potts and a second by Commissioner Walser the Board voted 6-0 to schedule a public hearing for the 2005-2006 Secondary Roads Program for March 14, 2006 at 6:00 P.M. in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington or alternate date March 6, 2006 at 6:00 P.M. (Exhibit 13)

14. Imaflex Economic Development Incentive Grant

On a motion by Commissioner Sink and a second by Commissioner Walser the Board voted 6-0 to approve The One North Carolina Fund Performance Agreement. (Exhibit 14)

I. CLOSED SESSION – Real Estate, Contract, Personnel, Economic Development, and Litigation

On a motion by Vice Chairman Potts and a second by Commissioner Akins the Board voted 6-0 to go into Closed Session to discuss a lease of real property for a box site, a contract matter, two personnel matters, economic development, and a litigation matter before the Office of Administrative Hearings wherein the Petitioner is Davidson County and the Respondent is the North Carolina Department of Environment and Natural Resources, Division of Air Quality.

Return to Open Session

On a motion by Vice Chairman Potts and a second by Commissioner Walser the Board voted 6-0 to return to Open Session.

County Attorney Robert Hedrick reported discussion of a lease of real property for a box site, a contract matter, two personnel matters, economic development, and a litigation matter before the office of Administrative Hearings wherein the Petitioner is Davidson County and the Respondent is the North Carolina Department of Environment and Natural Resources, Division of Air Quality, and no action taken. Attorney Hedrick further reported that it would be in order to amend the agenda at this time.

Amendment to the Agenda

On a motion by Commissioner Akins and a second by Vice Chairman Potts the Board voted 6-0 to amend the agenda for two Economic Development matters and lease of real property for a box site.

Economic Development

Wood Production Project

Jason Clodfelter of Davidson County Economic Development requested a public hearing to receive public comment on consideration of an Economic Development Incentive Grant to a wood production project. He noted that the grant would be computed at $.0027 \times \$4.1$ million investment not to exceed \$11,070 per year for five years with funding to come from the Economic Development Fund.

On a motion by Commissioner Watford and a second by Commissioner Akins, the Board voted 6-0 to schedule a public hearing for February 14, 2006, 7:00 P.M., Commissioners' Room, Governmental Center, 913 Greensboro Street, Lexington, to receive public comment on the proposed Economic Development Incentive Grant of $.0027 \times \$4.1$ million investment not to exceed \$11,070 per year for five years with funding to come from Economic Development.

Kurz

Jason Clodfelter then requested a public hearing to receive public comment on consideration of an Economic Development Incentive Grant to Kurz. Mr. Clodfelter stated that the grant would be computed at $.0027 \times \$8,000,000$ investment not to exceed \$21,600 per year for 5 years with funding for the grant to come from Economic Development.

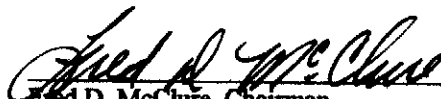
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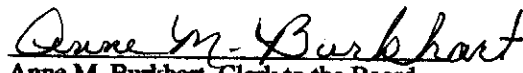
Real Property - Box Site Lease

On a motion by Commissioner Akins and a second by Commissioner Walser the Board voted 6-0 to enter into a two-year lease (2006 and 2007) for the Evans property box site with the rental amount of \$2,079.00 per year.

J. ADJOURNMENT

On a motion by Vice Chairman Potts and a second by Commissioner Akins the Board voted 6-0 to adjourn.


Fred D. McClure, Chairman
Davidson County Board of Commissioners


Anne M. Burkhart, Clerk to the Board
Davidson County Board of Commissioners