

MINUTES

February 12, 2008

The Davidson County Board of Commissioners met on Tuesday, February 12, 2008, 7:00 P.M., in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, North Carolina for public hearing and regularly scheduled meeting.

PRESENT

Commissioners: Chairman Larry Potts, Vice Chairman Billy Joe Kepley, Larry Allen, Fred McClure, Don Truell, Dr. Max Walsler, Sam Watford

County Manager Robert Hyatt, Assistant County Manager Zeb M. Hanner, County Attorney Robert Hedrick, Clerk to the Board Anne Burkhart, Purchasing Director Dwayne Childress, Planning and Zoning Director Guy Cornman, Finance Director Jane Kiker, Public Works and Services Director Rex Buck, IT Website Administrator Tony Lail, IT Director Joel Hartley, Recycling Coordinator Steve Swaim, Library Director Ruth Ann Copley, Economic Development Director Steve Googe,

A. CALL TO ORDER AND WELCOME

Chairman Potts called the meeting to order and welcomed guests.

B. INVOCATION

Commissioner Larry Allen

C. PLEDGE OF ALLEGIANCE

D. RECOGNITION

Chairman Potts introduced Library Director Ruth Ann Copley. Mrs. Copley recognized Ron Ritter, retiring from the Davidson County Library with 36 years of service and commended Mr. Ritter on his dedication to the library. Chairman Potts congratulated Mr. Ritter and presented him with a \$50.00 gift certificate from Belk.

E. REGISTER FOR PUBLIC ADDRESS

Chairman Potts noted the register for public address.

F. ADOPTION OF AGENDA

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On a motion by Commissioner McClure and a second by Vice Chairman Kepley the Board voted unanimously 7-0 to adopt the agenda with the deletion of Settlement of Workers' Compensation Claim under Closed Session. (Exhibit 1)

G. PUBLIC ADDRESS

Barney Hill spoke in opposition to "unanimity." He emphasized his opposition to tax increases.

H. PUBLIC HEARING – Community Development Block Grant Program

On a motion by Commissioner McClure and a second by Commissioner Allen the Board voted unanimously 7-0 to open the public hearing to receive public comments concerning the identification of community needs and desired CDBG activities.

Robert Hyatt explained the process for public hearings for CDBG programs.

Barney Hill noted that he spoke on December 11, 2007 opposing the public hearing. He further noted that his suggestions were unanimously rejected by the Board. He continued to express his opposition to the process used by county officials in setting up the public hearing and noted that the public hearing was not advertised according to the requirements the first time.

Steve Googe noted that the CDBG program is a valuable tool to attract industries which will employ our citizens and bring the desired quality of life to our County.

Robert Hyatt read a fax letter from Charles Holloway, Executive Director of Lexington Housing Authority. Mr. Holloway's letter praised the CDBG programs and noted the assistance it has brought to home-owners who were facing foreclosures on their homes due to the loss of jobs in our County.

On a motion by Commissioner Truell and a second by Commissioner Allen the Board voted unanimously 7-0 to close the public hearing.

(Exhibit 2)

I. ITEMS FOR DECISION/INFORMATION

Consent

On a motion by Commissioner Watford and a second by Commissioner Truell the Board voted 6-1 to approve the consent agenda; Vice Chairman Kepley voted "No."

1. Minutes

The Board approved the minutes of January 22, 2008 Board of Commissioners' meeting and

December 10, 2007 Planning and Zoning Public Hearing.

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

The Board approved budget amendments for Contingency, State funds for spay/neuter program to Humane Society, County Manager's Office, Tax Department, Economic Development Fund Contracted Services, and Finance. (Exhibit 3)

3. Auctioning Services by Dwayne Childress, Purchasing Director

The Board approved awarding the bid for auctioning services to Town Crier Auction Co. for a two-year auction services contract on a as needed basis at 4.00% of Sale with up to a \$500.00 advertising expense. (Exhibit 4)

4. Resolution Opposing Senate Bill 1513 by Robert Hyatt, County Manager

The Board adopted the Resolution Opposing Senate Bill 1513, which provides counties the option to participate in the construction and maintenance of the state road system. (Exhibit 5)

5. Agreement Relating to Collection of Piedmont Authority for Regional Transportation Taxes by Davidson County

The Board approved the agreement relating to collection of vehicle rental taxes and related charges for Piedmont Authority for Regional Transportation. (Exhibit 6)

6. Audit Contract by Jane Kiker, Finance Director

The Board approved the Audit Contract with Martin Starnes & Associates for an additional three years at fees of \$48,600 for 2008, \$51,000 for 2009, and \$53,000 for 2010. (Exhibit 7)

Deliberation

7. Amended Memorandum of Understanding (MOU) for Cooperative, Comprehensive and Continuing Transportation Planning and the Establishment of the Piedmont Triad Rural Transportation Planning Organization (RPO) by Hannah Cochburn, Transportation & Open Space Program Manager, Piedmont Triad Council of Governments

Hannah Cochburn presented a power point to provide information on the planning organization and the MOU.

On a motion by Vice Chairman Kepley and a second by Commissioner Allen the Board voted unanimously 7-0 to approve the Amended Memorandum of Understanding for Cooperative,

Comprehensive and Continuing Transportation Planning and the Establishment of the Piedmont Triad Rural Transportation Planning Organization (RPO). (Exhibit 8)

8. Davidson County Transportation Project Priority list 2009-2015 by Hannah Cochburn, Transportation & Open Space Program Manager, Piedmont Triad Council of Governments

On a motion by Commissioner Watford and a second by Commissioner Walser the Board voted unanimously 7-0 to approve the Davidson County Transportation Project Priority list 2009-2015.

(Exhibit 9)

9. Davidson County Land Development Plan Update by Guy Cornman, Planning and Zoning Director

On a motion by Commissioner Truell and a second by Commissioner McClure the Board voted unanimously 7-0 to approve the contract, authorize the County Manager to execute the contract, and move funds from contingency to the Planning Department Contracted Services Line Item. (Exhibit 10)

10. Davidson County's New Website Presentation by Tony Lail, IT Website Administrator

Tony Lail presented a power point with statistics and history of the Davidson County website. He noted that the new website will be topic oriented rather than department oriented in an effort to help the public find the information that they need. (Exhibit 11)

11. Appointments

On a motion by Commissioner Watford and a second by Commissioner Truell the Board voted unanimously 7-0 to appoint Susan Allen, William B. Mills (Bill), and Mike Albert to the Davidson County Airport Authority. (Exhibit 12)

12. Request for Approval to Apply for NC Community Waste Reduction and Recycling Grant by Steve Swaim, Recycling Coordinator

On a motion by Commissioner McClure and a second by Commissioner Watford the Board voted unanimously 7-0 to approve the submittal of the application for the NC Community Waste Reduction and Recycling Grant. (Exhibit 13)

13. Agreement with Morton Metalcraft Regarding CDBG Grant Agreement by Robert Hyatt, County Manager

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On a motion by Commissioner McClure and a second by Commissioner Truell the Board voted unanimously 7-0 to approve the Agreement with Morton Metalcraft Regarding CDBG Grant Agreement.

(Exhibit 14)

14. Capital Project Ordinance for Morton Metalcraft CDBG Project by Jane Kiker, Finance Director

On a motion by Commissioner Walser and a second by Vice Chairman Kepley the Board approved the Capital Project Ordinance for Morton Metalcraft CDBG Project. (Exhibit 15)

15. Engineering Agreement with Davis-Martin-Powell for Morton Metalcraft CDBG Sewer Project

On a motion by Commissioner Watford and a second by Commissioner McClure the Board voted unanimously 7-0 to approve the Engineering Agreement with Davis-Martin-Powell for Morton Metalcraft CDBG Sewer. (Exhibit 16)

16. Agreement with Peele Consulting for Easement Acquisition Services Related to Morton Metalcraft CDBG Sewer Project

On a motion by Vice Chairman Kepley and a second by Commissioner McClure the Board voted unanimously 7-0 to approve the Agreement with Peele Consulting for Easement Acquisition Services Related to Morton Metalcraft CDBG Sewer Project. (Exhibit 17)

17. Engineering Services Agreement with Davis-Martin-Powell for South-Central Sewer Project Phase III (Southmont Elementary)

On a motion by Commissioner McClure and a second by Commissioner Watford the Board voted unanimously 7-0 to approve the Engineering Services Agreement with Davis-Martin-Powell for South-Central Sewer Project Phase III (Southmont Elementary). (Exhibit 18)

18. Agreement with Peele Consulting for Easement Acquisition Services Related to South Central Sewer Project Phase III (Southmont Elementary)

On a motion by Commissioner Watford and a second by Commissioner McClure the Board voted unanimously 7-0 to approve the Agreement with Peele Consulting for Easement Acquisition Services Related to South Central Sewer Project Phase III (Southmont Elementary). (Exhibit 19)

19. Proposed Public Sewer Extension to Serve Steven's Restaurant

On a motion by Commissioner McClure and a second by Commissioner Allen the Board voted unanimously 7-0 to approve the public sewer extension to serve Steven's Restaurant. (Exhibit 20)

20. Easement Agreement for Tyro Elementary School Property

On a motion by Chairman Potts and a second by Commissioner Walser the Board voted 6-1 to table the request for approval of an easement agreement for Tyro Elementary School property, bringing right-of-way up to standards; Commissioner Watford voted "No." (Exhibit 21)

J. CLOSED SESSION – Real Estate

On a motion by Commissioner Walser and a second by Vice Chairman Kepley the Board voted unanimously 7-0 to go into Closed Session for Real Estate.

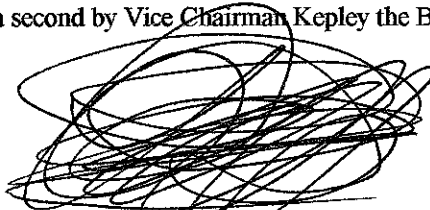
RETURN TO OPEN SESSION

On a motion by Commissioner Watford and a second by Commissioner Truell the Board voted unanimously 7-0 to return to Open Session.

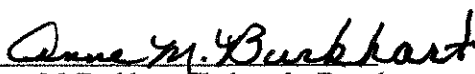
County Attorney Robert Hedrick reported discussion of Real Estate with no action taken.

K. ADJOURNMENT

On a motion by Commissioner Allen and a second by Vice Chairman Kepley the Board voted unanimously 7-0 to adjourn.



Larry W. Potts, Chairman
Davidson County Board of Commissioners


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