

MINUTES

June 9, 2009

The Davidson County Board of Commissioners met at 7:00 pm, on Tuesday, June 9, 2009, in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, for a regularly scheduled meeting and two public hearings.

PRESENT

Commissioners: Chairman Fred McClure, Vice Chairman Sam Watford, Cathy Dunn, Billy Joe Kepley, Larry Potts, Don Truell, Dr. Max Walser

County Manager Robert Hyatt, Assistant County Manager Zeb Hanner, County Attorney Chuck Frye, Clerk to the Board Anne Burkhart, Finance Director Jane Kiker, Fire Marshal Brad Needhan, Purchasing Director Dwayne Childress, Health Director Layton Long, Economic Development Director Steve Googe, Integrated Solid Waste Management Director Charlie Brushwood, Recycling Coordinator Steve Swaim, EMS Director Doug Lowe, Public Works and Services Director Rex Buck, Human Resources Director Jim Tysinger, Major Brian Grubb, Libraries Director Ruth Ann Copley

A. CALL TO ORDER AND WELCOME

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

B. INVOCATION

Commissioner Billy Joe Kepley

C. PLEDGE OF ALLEGIANCE

Marshal Wade Michael, Boy Scout

D. RECOGNITION

Chairman McClure recognized Steven Moore, representing Davidson County Council of Chambers, Wallburg Town Councilman Gary Craven, Denton Town Manager F.E. Isenhour.

E. REGISTER FOR PUBLIC ADDRESS

Chairman McClure noted the register for public address.

F. ADOPTION OF AGENDA

On a motion by Commissioner Potts and a second by Commissioner Dunn the Board voted unanimously 7-0 to adopt the agenda with additions:

I.5. *Consent* - Schedule a Public Hearing for an Amendment to the Watershed Ordinance

I.12. Schedule a Public hearing for Edward Byrne Memorial Justice Assistant Grant

(Exhibit 1)

G. PUBLIC ADDRESS

Barney Hill expressed concerns with the proposed budget for 2009-2010.

H. PUBLIC HEARING

1. Davidson County Planning Area Solid Waste Management Plan

On a motion by Commissioner Traell and a second by Commissioner Potts the Board voted unanimously 7-0 to open the public hearing to received public input on the consideration of a resolution to make updates and other revisions to the Davidson County Planning Area Solid Waste Management Plan, pursuant to NCGS 130A-309.09A(b), which requires the County to update its Solid Waste Management Plan every three (3) years.

Steve Swaim provided information on the plan and answered questions.

Barney Hill made a comparison of the update from three years ago to the present. He spoke in opposition to the resolution.

On a motion by Commissioner Potts and a second by Commissioner Kepley, the Board voted unanimously 7-0 to close the public hearing.

On a motion by Vice Chairman Watford and a second by Commissioner Dunn the Board voted unanimously 7-0 to adopt the resolution required to make the necessary updates and revisions to the Davidson County Planning Area Solid Waste Management Plan. (Exhibit 2)

2. Public Hearing for Economic Development Incentive Contract to Project Powder

On a motion by Commissioner Truell and a second by Commissioner Dunn the Board voted unanimously 7-0 to open the public hearing to receive public input on the offer of an Economic Development Incentive Contract to Laser Print Plus (or Project Powder), calculated at .0027 times the total investment in Plant, machinery and equipment, not to exceed \$6,700 per year, with the understanding that the company plans to invest \$2,500,000, provide 20+ jobs with an average hourly wage in excess of the County' average.

Steve Googe provided information on the incentive contract.

Barney Hill expressed his views on incentive packages and endorsed the incentive contract to Laser Print (Project Powder).

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

On a motion by Commissioner Kepley and a second by Commissioner Dunn the Board voted unanimously 7-0 to approve the offer of the Economic Development Incentive Contract to Laser Print (Project Powder), calculated at .0027 times the total investment in plant, machinery and equipment, not to exceed \$6,700 per year, with the understanding that the company plans to invest \$2,500,000, provide 20+ jobs with an average hourly wage in excess of the County' average. (Exhibit 3)

I. ITEMS FOR DECISION/INFORMATION

Consent

Commissioner Potts asked that I.4. be removed from the consent agenda.

On a motion by Vice Chairman Watford and a second by Commissioner Truell the Board voted 6-1 to approve I.1., I.2., I.3., and I.5.a. of the consent agenda; Commissioner Kepley voted "No."

(Exhibit 4)

1. Minutes

The Board approved the minutes of May 26, 2009.

2. Budget Amendments by Zeb Hanner, Assistant County Manager

The Board approved budget amendments for the Sheriff's Department, Health, incentives to PPG, Xceldyne, Unilin, and Summer Industries, Guntree, Central, and Silver Valley Fire Departments, Thomasville City Schools, South-Central Sewer Project Ordinance (Southmont School), and the Library.

(Exhibit 5)

3. Pyrotechnics Permits by Brad Needham, Fire Marshal

The Board approved pyrotechnics permit applications for upcoming fireworks displays and events For the Christian Life Center Assembly of God, Inc., First Pentecostal Holiness Church, High Rock River Rats, and Hale Artificer Fireworks, Inc. (Exhibit 6)

Deliberation

4. Janitorial Services Contract for Governmental Center by Dwayne Childress, Purchasing

Director

Dwayne Childress provided details and information on the bid for janitorial services for the Governmental Center.

On a motion by Commissioner Potts and a second by Commissioner Dunn, the Board voted unanimously 7-0 to approve the Janitorial Services Contract for the Governmental Center at \$8,095/mo. or \$97,140/yr. and awarded it to Key Cleaning, the low bidder. (Exhibit 7)

Consent

5.a. Schedule Public Hearing for an Amendment to the Watershed Ordinance

The Board scheduled a public hearing for July 14, 2009, 7:00 pm, in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, for an Amendment to the Watershed Ordinance.

Deliberation

5. Contract Award Landfill Gas Power Station 0803001 by Dwayne Childress, Purchasing

Director

On a motion by Commissioner Truell and a second by Commissioner Kepley the Board voted unanimously 7-0 to approve the O&M Agreement as proposed for operation and maintenance of the Landfill Gas Power Station 0803001. (Exhibit 8)

6. Public Notice for Lease of Davidson County Property by Chuck Frye, County Attorney

On a motion by Commissioner Potts and a second by Commissioner Dunn the Board voted unanimously 7-0 to authorize Public Notice of ten (10) days of the Board's intent to authorize at its next regular meeting on June 23, 2009, a Lease of Davidson County property to Family Dollar Stores of North Carolina, Inc., for five (5) years and one month from January 1, 2010, through January 31, 2015, at the annual rental of \$40,008.00, or \$3,334.00 each month at South State Street and West 7th Avenue.

(Exhibit 9)

7. Resolution Opposing the Public Health Improvement Plan as Contained in Senate Bill 202 by Layton Long, Health Director

On a motion by Commissioner Truell and a second by Commissioner Dunn the Board voted unanimously 7-0 to adopt the Resolution Opposing the Public Health Improvement Plan as Contained in Senate Bill 202. (Exhibit 10)

8. Resolution for Sale of the Varner Building by Robert Hyatt, County Manager

On a motion by Commissioner Potts and a second by Vice Chairman Watford the Board voted unanimously 7-0 to adopt the Resolution for Sale of the Varner Building to PBH. (Exhibit 11)

9. Energy Efficiency Block Grant Program by Robert Hyatt, County Manager

On a motion by Commissioner Truell and a second by Vice Chairman Watford the Board voted unanimously 7-0 to approve the application and projects to be considered in the grant application.

(Exhibit 12)

10. Fire Districts by Robert Hyatt, County Manager

On a motion by Commissioner Truell and a second by Commissioner Dunn the Board voted unanimously 7-0 to approve the revised fire insurance maps for six miles.

On a motion by Commissioner Walser and a second by Commissioner Potts the Board voted unanimously 7-0 to schedule a public hearing for August 11, 2009, 7:00 pm, Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington to receive public input on beginning the process of creating new service districts that would coincide with the revised fire insurance districts ensuring that every property within the revised fire insurance districts pay the applicable fire tax.

(Exhibit 13)

11. Approval of Davidson County 2009-2010 Budget Ordinance by Robert Hyatt, County Manager

On a motion by Commissioner Dunn and a second by Commissioner Walser the Board voted unanimously 7-0 to approve the Davidson County 2009-2010 Budget Ordinance. (Exhibit 14)

12. Schedule Public Hearing for JAG

On a motion by Commissioner Potts and a second by Commissioner Kepley the Board voted unanimously to schedule a public hearing for the Edward Byrne Memorial Justice Assistance Grant Application (JAG) for June 23, 2009, 7:00 pm, in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington. (Exhibit 15)

J. CLOSED SESSION – Attorney/Client, Personnel, Real Estate

On a motion by Commissioner Potts and a second by Commissioner Truell the Board voted unanimously 7-0 to go into Closed Session for attorney/client, personnel, and real estate for discussion of the Davidson Academy property on West Center Street Extension.

RETURN TO OPEN SESSION

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


County Attorney Chuck Frye reported discussion of an attorney/client matter, personnel, and real estate with no action taken in Closed Session. He further reported that direction for negotiation for the Davidson Academy (Davidson Country Day School) property was given to County Manager Robert Hyatt.

K. ADJOURNMENT

On a motion by Vice Chairman Watford and a second by Commissioner Kopley, the board voted unanimously 7-0 to adjourn.



Fred D. McClure, Chairman
Davidson County Board of Commissioners



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