

MINUTES

October 13, 2009

The Davidson County Board of Commissioners met at 7:00 P.M. on Tuesday, October 13, 2009, in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, North Carolina.

PRESENT

Commissioners: Chairman Fred McClure, Vice Chairman Sam Watford, Cathy Dunn, Billy Joe Kopley, 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, Planning and Zoning Director Guy Cornman, Human Resources Director Jim Tysinger, Finance Director Jane Kiker, Piedmont Triad Council of Governments Cable TV Administrator Dave Harris, Purchasing Director Dwayne Childress, EMS Director Doug Lowe, Tax Administrator Joe Silver, Health Director Layton Long, TRIP Director William Deal, LEXCOM Chairman and CEO Richard Reese, Integrated Solid Waste Director Charlie Brushwood, Watershed Coordinator Scott Leonard

A. CALL TO ORDER AND WELCOME

Chairman McClure called the meeting to order and welcomed guests.

B. INVOCATION

Commissioner Larry Potts

C. PLEDGE OF ALLEGIANCE

D. RECOGNITION

Chairman Fred McClure recognized former commissioner Larry Allen.

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 addition to Closed Session for Awards and H.15. Landfill Riding Trails. (Exhibit 1)

G. PUBLIC ADDRESS

Barney Hill expressed his opinion on the Landfill Plan.

H. ITEMS FOR DECISION/INFORMATION

Consent

On a motion by Vice Chairman Watford and a second by Commissioner Truell the Board voted 6-1 to approve the consent agenda; with the removal of H.3.h. as requested by Commissioner Potts; Commissioner Kepley voted “No.”

1. Minutes

The Board approved the Minutes of the September 22, 2009 Davidson County Board of Commissioners’ meeting.

2. Elderly Nutrition Funds/American Recovery and Reinvestment Act by Thessia Everhart-Roberts, Senior Services Director

The Board approved the application for the ARRA Grant. (Exhibit 2)

3. Budget Amendments by Zeb Hanner, Assistant County Manager

The Board approved budget amendments for the Health Department, Sewer, Cooperative Extension, Purchasing, Lexington City Schools, and Davidson County Schools. (Exhibit 3)

4. Courthouse/Jail Facilities Committee by Commissioner Cathy Dunn

The Board approved the additions of a judiciary representative and a district attorney representative to the Jail Committee. (Exhibit 4)

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

Director

The Board approved the additions of Crystal Ridge Drive and Kelly Court in Sherbrooke Subdivision to the NC Secondary Road System for maintenance and adopted an SR 2 Resolution supporting the addition. (Exhibit 5)

6. Zoning Amendment Applications by Guy Cornman, Planning and Zoning Director

The Board accepted zoning amendment applications from Clayton Coffey and Robert Hedrick Construction, referred them to the Planning and Zoning Board for their review and recommendations and set a public hearing for the requests for November 2, 2009, at 7:00 P.M. (Exhibit 6)

7. Addition of Mechanic II Position by Jim Tysinger, Human Resources Director

The Board approved the addition of a Solid Waste Mechanic II, as a result of the Deployment Order by the Department of the Army for the incumbent Mechanic II, for approximately 1.5 years in the Integrated Solid Waste Management Department. (Exhibit 7)

8. Resolution for QSCB Installment Purchase Contract by Jane Kiker, Finance Director

The Board adopted a resolution providing for the application to the LGC for the school systems' QSCB allocation and to schedule public hearing for October 27, 2009, 7:00 P.M. (Exhibit 8)

Deliberation

3.h. Library Budget Amendment

On a motion by Commissioner Walser and a second by Commissioner Truell, the Board voted 6-1 to approve the budget amendment for the Library; Commissioner Potts voted "No."

9. Request to Approve an Ordinance to Provide for the Transfer of Control of LEXCOM to Windstream Corporation by Dave Harris, Piedmont Triad Council of Governments

Dave Harris introduced Jayne Eve of Windstream, LEXCOM Attorney Roy McDonald, and Rickhard Reese, Chairman and CEO of LEXCOM for 28 years. Mr. Harris noted that Mr. Reese has been in telecommunication for 55 years. Mr. Harris then presented the details of the transfer and requested adoption of the ordinance.

Jayne Eve, representing Windstream, spoke and noted that the workforce would remain the same at this time but could change some at a future date.

On a motion by Commissioner Potts and a second by Commissioner Kepley, the Board voted unanimously 7-0 to approve the Ordinance transferring control of LEXCOM cable to Windstream.

(Exhibit 9)

10. Parking Lot Improvement for Davidson County Community College by Robert Hyatt, County Manager

On a motion by Commissioner Potts and a second by Commissioner Dunn the Board voted unanimously 7-0 to approve the appropriation to Davidson County Community College for \$64,000 for grading and graveling of the new parking areas at Davidson County Community College. (Exhibit 10)

11. EMS Unit by Dwayne Childress, Purchasing Director

On a motion by Commissioner Truell and a second by Commissioner Dunn the Board voted unanimously 7-0 to approve the lease of one EMS Ambulance Unit by accepting the bid of Select Custom Apparatus, Inc. at \$122,427.00.

(Exhibit 11)

12. Roof Replacement for Governmental Center by Dwayne Childress, Purchasing Director
Dwayne Childress, Purchasing Director, and Rick Prevet, Operations Manager, explained the problems with the roof and the need for its replacement at the Governmental Center.

On a motion by Commissioner Kepley and a second by Commissioner Walser the Board voted unanimously 7-0 to accept the bid from Allied Roofing for \$78,000.00 for roof replacement of the Governmental Center in Lexington. (Exhibit 12)

13. MOU for Water Quality by Guy Cornman, Planning and Zoning Director

Guy Cornman and Scott Leonard provided information and handed out a revised copy of the MOU to be adopted.

On a motion by vice Chairman Watford and a second by Commissioner Potts the Board voted unanimously 7-0 to adopt the MOU between Davidson County, City of High Point, City of Lexington, Town of Midway, City of Thomasville, and Town of Wallburg, Improving Water Quality Conditions at High Rock Lake, with an addition of the word “fully” as requested by Vice Chairman Watford.

(Exhibit 13)

14. Land Development Plan Update by Guy Cornman, Planning and Zoning Director

Guy Cornman noted the changes to the Land Development Plan.

Commissioner Potts questioned *Policy 8.9 concerning Grant School District Tax Authority*. Discussion followed.

On a motion by Commissioner Kepley and a second by Vice Chairman Watford the Board voted 4-3 to adopt the Land Development Plan as presented; Commissioner Potts, Chairman McClure and Commissioner Truell voted “No.” There was further discussion.

On a motion by Commissioner Potts and a second by Commissioner Walser the Board voted 6-1 to take out *Grant School District Tax Authority* under *Policy 8.9*; Commissioner Kepley voted “No.”

On a motion by Commissioner Walser and a second by Vice Chairman Watford the Board voted

4-3 to approve the amended Land Use Plan with the omission of *Grant School District Tax Authority* under *Policy 8.9*; Commissioner Kepley, Potts, and McClure voted “No.” (Exhibit 14)

15. Landfill Trails by Commissioner Kepley

Commissioner Kepley shared pictures of the newly completed horsebackriding trails at the Landfill and noted the participation that has already occurred.

I. CLOSED SESSION – Real Estate, Attorney/Client, and Personnel

On a motion by Commissioner Walser and a second by Commissioner Truell the Board voted unanimously 7-0 to go into Closed Session for matters of Real Estate, Attorney/Client, Awards and Personnel.


RETURN TO OPEN SESSION

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

County Attorney Chuck Frye reported discussion of Real Estate, Attorney/Client, Awards and Personnel. Attorney Frye further reported that the Board gave him permission to proceed on an Attorney/Client matter and no action was taken in Closed Session.

J. ADJOURNMENT

On a motion by Commissioner Walser and a second by Commissioner Kepley the Board voted unanimously 7-0 to adjournment.



Fred D. McClure, Chairman
Davidson County Board of Commissioners



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