

MINUTES

December 14, 2004

The Davidson County Board of Commissioners met at 7:00 P.M. on Tuesday, December 14, 2004, in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, for a regularly scheduled meeting and public hearing.

PRESENT

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

County Attorney/Clerk to the Board Robert Hedrick, County Manager Robert Hyatt, Assistant County Manager Zeb M. Hanner, Planning and Zoning Director Guy Comman, Purchasing Director Dwayne Childress, Senior Services Director Kathryn Gentry, Teaching Scholarship Fund Advisory Committee Chairman Wayne Swicegood, Sheriff David Grice, Economic Development Director Steve Googe, Davidson Visions Director Ben Ross

A. CALL TO ORDER AND WELCOME

Chairman Truell called the meeting to order and welcomed guests.

B. INVOCATION

Commissioner Larry W. Potts

C. PLEDGE OF ALLEGIANCE

D. ELECTION OF VICE CHAIRMAN

County Attorney/Clerk to the Board Robert Hedrick requested a vote for the nominees, Commissioner Potts or Commissioner McClure for Vice Chairman of the Board:

Commissioner Akins voted for Commissioner Potts.

Commissioner McClure voted for Commissioner McClure

Commissioner Potts voted for Commissioner Potts.

Commissioner Watford voted for Commissioner McClure.

Commissioner Sink voted for Commissioner McClure.

Commissioner Walser voted for Commissioner Potts.

Commissioner Truell voted for Commissioner Potts.

The vote was 4 to 3 in favor of Commissioner Larry W. Potts for Vice Chairman of the Davidson County Board of Commissioners.

E. RECOGNITION

Chairman Truell also recognized Tom Tilley, representing Davidson County Council of Chambers and Davidson County Sheriff David Grice.

Commissioner Walser recognized Lorrie Baity of the American Red Cross who presented a plaque to the Board in recognition of the community for their participation and support.

F. REGISTER FOR PUBLIC ADDRESS

Chairman Truell noted the register for public address.

G. ADOPTION OF AGENDA

On a motion by Vice Chairman Potts and a second by Commissioner McClure the Board voted unanimously 7-0 to adopt the agenda with amendments as follows:

Add – Economic Development to Closed Session

Move – K. CLOSED SESSION to follow ADOPTION OF AGENDA as G.1. (Exhibit 1)

G.1. CLOSED SESSION – Attorney/Client and Economic Development

On a motion by Commissioner Akins and a second by Commissioner McClure the Board voted unanimously 7-0 to go into Closed Session for matters of Attorney/Client and Economic Development.

RETURN TO OPEN SESSION

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

County Attorney/Clerk to the Board Robert Hedrick reported discussion of Economic Development and Attorney/Client matters with no action taken.

H. PUBLIC ADDRESS

Ernest Ingle spoke in opposition to the proposed Economic Development Incentive Package to Dell.

I. PUBLIC HEARING – Economic Development Incentive Package

Economic Development Director Steve Googe noted that an incentive package including 5 grants would be requested for the only computer manufacturer in the United States. He noted that the first grant

would be for \$5,000,000, the second for a tax multiplier of .003975 for the first 10 years, the third for .00318 for 10 years, the fourth for .00265 for 5 years, and the fifth for .00212 for 5 years. He noted it would bring 700 jobs by the end of 2005 and 2,000 jobs in the future with an average salary of \$28,000 per year.

On a motion by Commissioner Akins and a second by Vice Chairman Potts the Board voted unanimously 7-0 to open the public hearing.

Steve Gooze addressed the Board in favor of the economic development incentive package for the computer manufacturer in order to help the community move forward in its efforts to provide jobs and attract other industry.

Ben Ross, President of Davidson Vision, spoke in favor of the economic development incentive package in order to provide jobs and other avenues for its citizens.

Patricia Darr spoke in favor of the incentive package to help the community in its efforts to provide employment.

Ed Jordan spoke in favor of the incentive package to help the citizens find employment and regain a more suitable standard of living.

George Sowers spoke in favor of the incentive package for the benefit of Davidson County and its citizens.

Ernest Ingle spoke in opposition to any incentives to any company.

Barney Hill spoke in opposition to the incentive package.

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

Commissioner Akins noted the loss of the furniture manufacturing industry, the increase in number of citizens on welfare as a result of unemployment. Commissioner Akins noted that she favored the incentive package.

Commissioner Fred McClure noted that Davidson County has to be involved in economic development in a competitive way. He noted that Dell is offering a wage that will be a "step up" for employees from Davidson County. He noted that Dell's location will entice other companies to come to the area. He noted that he is in favor of the incentives.

Commissioner Watford noted that Davidson County has to get in the game and that attracting industries is the future for the United States, our state, and county as well. He noted that he is in favor of providing incentives.

Commissioner Sink noted the impact that Dell has had on the location in Tennessee and noted his support for the program.

Commissioner Walser noted the number of citizens that are without jobs and health insurance. He noted the increase in number of welfare recipients and expressed his support for the incentive package.

Chairman Truell noted that he had seen the lack of growth without incentives to industry. He also emphasized that a number of businesses will follow Dell and provide other avenues for employment in the County.

On a motion by Commissioner Walser and a second by Commissioner McClure the Board voted unanimously 7-0 to approve 5 economic development incentive grants to a company to be located in Davidson County, North Carolina with the 1st grant a cash grant of 5 million dollars for training or other needs as agreed upon, 2nd grant of .003975 times the taxable investment each year for 10 years, the 3rd grant of .00318 times the taxable investment each year for 10 years, the 4th grant of .00265 times the taxable investment each year for 5 years, and the 5th grant of .00212 times the taxable investment each year for 5 years with the funds to come from a combination of bonds, fund balance, loans and grants. (Exhibit A)

J. ITEMS FOR DECISION/INFORMATION

Consent

On a motion by Commissioner Watford and a second by Commissioner McClure the Board voted unanimously 7-0 to approve the consent agenda.

1. Minutes

The Board approved the minutes of the Planning and Zoning Public Hearing for October 4, 2004 and Commissioners' meetings for November 23, 2004 and December 6, 2004.

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

The Board approved the Tax Report of Refunds for November 2004. (Exhibit 2)

3. Criminal Justice Partnership Program Advisory Board Bylaws by Wayne Oppel, Director of Day Reporting

The Board approved the Davidson County Criminal Justice Partnership Program Advisory Board Bylaws. (Exhibit 3)

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

The Board approved budget amendments for 2004-2005 as follows:

- *Emergency Communications* – Appropriate \$2,500 to Departmental Supplies.
- *Tax* – Appropriate \$1,369 to Departmental Supplies, \$15,223 to Capital Outlay.
- *Senior Services* – Accept \$12,000 from USDA; adjust HCCBG revenue to actual allocation for 2004-2005 budget; line item transfer of \$19,171 from Departmental Supplies to Capital Outlay.
- *Sheriff* – Appropriate \$32,500 received for trade-in value for Deputies old weapons.
- *Public Buildings* – Line item transfer of \$32,000 from contracted services to regular services to adjust for mowing.
- *Davidson County Schools* – Line item transfer from closed projects to other maintenance projects in the system; line item transfer of \$237,908 to make correcting entry on schools' books. (Exhibit 4)

5. Juvenile Crime Prevention Council (JCPC)

The Board approved the program agreement for Davidson County Truancy Program and the revised JCPC membership list. (Exhibit 5)

6. Street Additions to the NC Secondary Roads System by Guy Cornman, Planning and Zoning Director

The Board approved the addition of Deer Path Lane/Doe Crossing, Antler Court, and Crowfoot Court to the North Carolina Secondary Road System for maintenance. (Exhibit 6)

Deliberation

7. Protocol for Yadkin Relicensing Proceeding (FERC Project #2197)

Commissioner Walser noted the involvement for Guy Cornman and his staff for the project. Guy Cornman reviewed the scheduling of the meetings for the project and noted the overlapping of meetings for the Planning Board with the project.

On a motion by Vice Chairman Potts and a second by Commissioner McClure the Board voted unanimously 7-0 to accept the Protocol Yadkin Relicensing Proceeding (FERC Project #2197) document and officially authorized Guy Cornman as the county government representative at the Negotiations Table.

(Exhibit 7)

8. Vending Machine Contract by Dwayne Childress, Purchasing Director

On a motion by Vice Chairman Potts and a second by Commissioner Truell the Board voted unanimously 7-0 to approve the award of the Vending Machine Contract to Alison Vending for a period of five years.

(Exhibit 8)

9. Appointment to the Teaching Scholarship Fund Advisory Committee

On a motion by Commissioner McClure and a second by Commissioner Sink the Board voted unanimously to reappoint Joyce Hines, Dr. James Carmichael, Dr. Tony Peele, Nancy Nuckols, Dr. Dan Hightower, Lynn Taylor, Leona Sink, and appoint Priscilla Hege to the Teaching Scholarship Fund Advisory Committee.

(Exhibit 9)

10. Acceptance of Sanitary Sewer Lines by Robert C. Hedrick, County Attorney

On a motion by Commissioner Sink and a second by Vice Chairman Potts the Board voted unanimously 7-0 to authorize the Davidson County Manager to accept the transfer of the sanitary sewer lines on behalf of Davidson County upon compliance by the Trustee of requirements of Davidson County as determined by the County Manager.

(Exhibit 10)

11. Purchase of 26.12 Acre Tract Adjoining Landfill Property by Robert Hedrick, County Attorney/Clerk to the Board

On a motion by Vice Chairman Potts and a second by Commissioner Akins the Board voted unanimously 7-0 to approve the purchase of a 26.12 acre tract for \$131,500 (tax value) and the appropriation of funds for the purchase from the Landfill Enterprise Fund.

(Exhibit 11)

12. Representation on Boards and Committees

The Board agreed to the following representation of commissioners on boards and committees:

Commissioner Sink – Transportation Advisory Committee, Transportation Steering Commission,
Smart Start, RTAC, Boone's Cave Park Committee,

**Commissioner Potts – Schools, Economic Development Commission, Social Services Board,
Boone’s Cave Park Committee, Teaching Scholarship Fund Advisory
Committee**

**Commissioner McClure – Senior Services Board, Piedmont Behavioral Healthcare, Yadkin Pee
Dee River Basin Committee**

**Commissioner Watford – Social Services, Parks & Recreation, Storm Water,
Lake Thom-A-Lex Committee**

**Commissioner Akins – Piedmont Triad Council of Governments, Fire Commission-PTEMS,
Criminal Justice Juvenile Program, Piedmont Triad Medical Advisory Board**

**Commissioner Walser – Tourism Partnership Board, Workforce Preparedness Council, Reservoir
Committee, Economic Development Commission, Piedmont Triad Partnership,
Schools**

**Commissioner Truell – Board of Health, Council on Aging, Day Reporting, Schools, P.A.R.T.,
911 Advisory Board**

On a motion by Commissioner Watford and a second by Vice Chairman Potts, the Board
voted unanimously 7-0 to abolish the Animal Ordinance Review Committee and the Sewer Board.

(Exhibit 12)

13. Proposed Planning Session by Robert C. Hyatt, County Manager

County Manager Robert Hyatt led the Board in discussion of scheduling a Planning Session.

Commissioner McClure suggested Camp Caraway for a Friday and one-half day on Saturday.

Commissioner Walser noted the favorable location of Davidson County Community College for
the planning session.

Vice Chairman Potts suggested Thursday, February 3, 2004, the date of the informational meeting
and then continue on Friday, February 4, 2004.

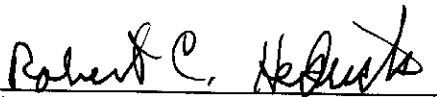
County Manager Robert Hyatt agreed to look into the use of Davidson County Community
College for the Planning Session. (Exhibit 13)

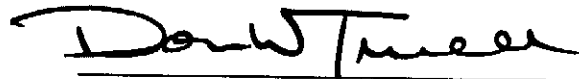
14. Reappointment to Lexington City Schools Board of Education

On a motion by Commissioner Sink and a second by Commissioner Akins the Board voted unanimously 7-0 to reappoint Kim Miller to the Lexington City Schools Board of Education as Davidson County's appointee. (Exhibit 14)

K. ADJOURNMENT

On a motion by Commissioner Akins and a second by Commissioner Sink 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