

## MINUTES

August 5, 2010

The Davidson County Board of Commissioners met at 8:00 AM, on Thursday, August 5, 2010, in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, North Carolina, for a regularly scheduled informational meeting.

### PRESENT

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

County Manager Robert Hyatt, County Attorney Chuck Frye, Assistant County Manager Zeb Hanner, Deputy Clerk to the Board Debbie Harris, TRIP Director William Deal, Economic Development Director Steve Googe, PART Director Brent McKinney, Public Works and Services Director Rex Buck, Planning Department Planner Scott Leonard, Human Resources Director Jim Tysinger, Emergency Services Director Doug Lowe, Public Works and Services employee Rick Privette, and Dispatch Reporter Eric Bodenheimer.

### A. CALL TO ORDER AND WELCOME

Chairman Max Walser called the meeting to order and welcomed guests.

### B. INVOCATION

The invocation was led by Commissioner Billy Joe Kepley.

### C. PLEDGE OF ALLEGIANCE

### D. RECOGNITION

There was no recognition at this meeting.

### E. REGISTER FOR PUBLIC ADDRESS

Chairman Max Walser noted the register for public address.

### F. ADOPTION OF AGENDA

County Manager Robert Hyatt requested that a real estate issue be added to the Agenda for Closed Session. Commissioner Billy Joe Kepley requested that the issue of abandoned cemeteries be added to the agenda as Item Number H.8. On a motion by Commissioner Larry Potts and a second by Vice Chairman Sam Watford the Board voted unanimously 7-0 to adopt the amended agenda . (Exhibit 1)

G. PUBLIC ADDRESS

There were no individuals signed up to speak at public address.

H. ITEMS FOR INFORMATION/DECISION

1. Update on PART Activities by Brent McKinney

PART Director Brent McKinney provided an update of accident ratios in PART's coverage area, broken down into age groups and probable causes. Mr. McKinney also went over the H&T Affordability Index provided to the Board. The report indicates that in this area a greater amount of household income is expended for transportation than the numbers suggested by the Center for Neighborhood Technology. PART ridership figures were reported, and the Operational Analysis for Fiscal Year 2010 was discussed. Upon request by Mr. McKinney, Mr. Hyatt inquired into whether a Resolution in support on the submittal of an application for a HUD sustainable community regional planning grant by PART could be placed on the August 10, 2010, Agenda for consideration. It was the determination of the Board that this item be placed on the August 10, 2010 agenda for consideration. (Exhibit 2)

2. Proposed Code of Ethics by Chuck Frye, County Attorney

County Attorney Chuck Frye addressed the Board and provided a brief history as to the statutory necessity of the adoption of a Code of Ethics by the Board of Commissioners by December 31, 2010, and what is mandated to be included in the Code. Mr. Frye reported that a Model Code of Ethics drafted by and purchased through the UNC School of Government was used as a guide, as well as other codes which have been approved by counties across the state. Mr. Frye recognized Andy Schlimmer, summer intern for the County Attorney's Office, for the good work he had performed over the summer in drafting the proposed Code of Ethics, which was then reviewed by the other attorneys in his office. Mr. Frye reported that either he or members of his office would be happy to discuss the proposed Code of Ethics further with the Board and follow any recommendations that the Board may have. A discussion regarding the mandate and contents ensued. Mr. Frye reported that all of the members of the Board are in compliance with ethics training at this time. The Board acknowledged that this matter would need to be revisited at a later date. (Exhibit 3)

3. 2011 Meeting Schedule

After a brief discussion it was agreed that the 2011 Meeting Schedule be placed on the August 10,

2010, agenda. (Exhibit 4)

4. 2011 Holiday Schedule

After a brief discussion it was agreed that the 2011 Holiday Schedule be placed on the August 10, 2010, agenda. (Exhibit 5)

5. TRIP Rural Routes by William Deal, TRIP Director

TRIP Director William Deal addressed the Board and provided preliminary information on the existence of TRIP. He reported on a Rural Roots Tour that has been scheduled for August 28, 2010, to illustrate the history and present day relevance of agriculture to the economy of Davidson County. Mr. Deal reported that he hoped that this project would elicit a favorable response and a great deal of interest by the public. (Exhibit 6)

6. Contracting Out for Day Reporting Services by Zeb Hanner, Assistant County Manager

Assistant County Manager Zeb Hanner addressed the Board and reported that the Day Reporting Board and Probation and Parole have both agreed that contracting out for Day Reporting Services will be convenient and cost effective. He requested that the contract with Alternative Counseling, Inc., be approved to provide services for Day Reporting, and reported that Alternative Counseling, Inc., had already begun servicing Davidson County residents. Commissioner Fred McClure requested that a provision be added to the contract wherein Davidson County is added as an additional insured. Commissioner Don Truell inquired if Davidson County was a "pass through" for the funds for this contract. County Manager Hyatt acknowledged that this was the case and reported that the funds utilized are all state monies and the program would be in existence only if funding is available; that the County would not be responsible for funding the program once/if the money runs out. On a motion by Commissioner Larry Potts and a second by Vice Chairman Sam Watford the Board voted unanimously 7-0 to approve the contract with Alternatives Counseling, Inc., with Commissioner Fred McClure's addition of Davidson County being added as an additional insured, for services to the Davidson County Day Reporting Program. (Exhibit 7)

7. Update of the 2010 NACo Conference by Vice Chairman Sam Watford

Vice Chairman Sam Watford addressed the Board and provided an update of the NACo Conference in Reno, Nevada. He reported that there were several very informative sessions at the conference which included financial and economic predictions and suggestions for assisting the counties

with various aspects of governance.

8. Abandoned Cemeteries by Commissioner Billy Joe Kepley

Commissioner Billy Joe Kepley addressed the Board and reported that he had recently been questioned by a concerned citizen at a meeting he was attending in the Northern portion of the County regarding abandoned cemeteries. The citizen had reported to him that it was their understanding that it was the responsibility of each county to maintain abandoned cemeteries located within that county. County Attorney Frye reported that such a statute does exist, but that there are limits to a county's responsibility to maintain and upkeep abandoned cemeteries. Mr. Frye reported to Commissioner Kepley that he would follow up with the citizen.

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

On a motion by Commissioner Larry Potts and a second by Commissioner Fred McClure the Board voted unanimously 7-0 to go into Closed Session matters of Real Estate, Personnel and Economic Development.

RETURN TO OPEN SESSION

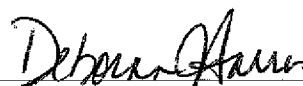
On a motion by Commissioner Don Truell and a second by Commissioner Cathy Dunn the Board voted unanimously 7-0 to return to Open Session.

County Attorney Frye reported a discussion of Real Estate, Personnel and Economic Development in Closed Session and that the Board gave directive to further investigate certain real estate matter.

J. ADJOURNMENT

On a motion by Vice Chairman Sam Watford and a second by Commissioner Don Truell the Board voted unanimously 7-0 to adjourn.

  
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W. Max Walser, Chairman  
Davidson County Board of Commissioners

  
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Deborah J. Harris, Deputy Clerk to the Board  
Davidson County Board of Commissioners