

## MINUTES

May 24, 2011

The Davidson County Board of Commissioners met on Tuesday, May 24, 2011, at 7:00 PM, in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, North Carolina for a regularly scheduled meeting and a public hearing.

### PRESENT

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

### Others Present

Assistant County Manager Zeb Hanner, County Attorney Chuck Frye, Clerk to the Board Anne Burkhart, Purchasing Director Dwayne Childress, Finance Director Jane Kiker, Human Resources Director Jim Tysinger, Parks and Recreation Director Charles Parnell, Planning and Zoning Director Guy Cornman, Emergency Services Director Jeff Smith, Recycling Coordinator Steve Swaim, Cooperative Extension Director Troy Scoggins, Zoning Officer Lee Crook, IT Director Joel Hartley, Board of Elections Director Ruth Huneycutt, Veterans Director Boyd Morgan, Watershed Coordinator Scott Leonard, Soil and Water Director Andy Miller, Superintendent of Davidson County Schools Dr. Fred Mock, Libraries Director Ruth Ann Copley, Wallburg Councilman Gary Craven, Health Director Layton Long, Social Services Director Dale Moorefield, Register of Deeds David Rickard, Zoning Officer John Mendenhall, TRIP Director William Deal, Hannah Cockburn of PTCOG

### A. CALL TO ORDER AND WELCOME

Chairman Sam Watford called the meeting to order and welcomed guests.

### B. INVOCATION

Commissioner Billy Joe Kepley

### C. PLEDGE OF ALLEGIANCE

### D. RECOGNITION

Chairman Sam Watford recognized Sol Coltrane representing the Davidson County Council of Chambers.

Vice Chairman Larry Potts recognized Kelsey Marie Hill and presented her with a \$5,000 Teaching Scholarship.

E. REGISTER FOR PUBLIC ADDRESS

Chairman Watford noted the register for public address.

F. ADOPTION OF AGENDA

On a motion by Vice Chairman Potts and a second by Commissioner Truell the Board voted unanimously 7-0 to adopt the agenda with the removal of J.1.a. and I.6. (Exhibit 1)

G. PUBLIC ADDRESS

Barney Hill addressed the Board on the Limitation of Special Events in the Zoning Ordinance.

H. PUBLIC HEARING – Davidson County Proposed Budget FY2011-2012

Chairman Watford declared the public hearing open.

Lillie Taha addressed the Board concerning the lessening of funding to the Davidson County Schools (teachers' aides).

Barney Hill addressed the Board concerning the amounts given to the various departments.

Chairman Watford declared the public hearing closed.

I. ITEMS FOR DECISION/INFORMATION – *CONSENT*

On a motion by Commissioner McClure and a second by Commissioner Truell the Board voted 6-1 to approve the consent agenda with removal of I.2.b, I.2.d., and I.6.; Commissioner Billy Joe Kempley voted "No."

1. Minutes

The Board approved the minutes of May 5, 2011 Board of Commissioners' meeting and May 2, 2011 Planning and Zoning Public Hearing.

2. Budget Amendments by Zeb Hanner, Assistant County Manager

The Board approved budget amendments for Lexington City Schools, Library, Sheriff's Department, Airport, Finance, Central Fire Department, Health, and Capital Reserve Fund. (Exhibit 2)

3. Declare Standing Timber Surplus by Dwayne Childress, Purchasing Director

The Board declared the standing timber surplus for the clearing of the approximately 3.8 acres Firing Range footprint. (Exhibit 3)

4. Inmate Labor Contract by Chuck Frye, County Attorney

The Board approved the Inmate Labor Contract for inmate labor services at the Landfill.

(Exhibit 4)

5. Reimbursement Resolution by Jane Kiker, Finance Director

The Board approved the Reimbursement Resolution required for the county to reimburse itself from the Financing Proceeds for capital expenditures incurred for the Extended Day School.

(Exhibit 5)

7. Bob Segal CPA Recommendation by Zeb M. Hanner, Assistant County Manager

The Board approved the Bob Segal CPA Firm Sales Tax Reallocation Audit Contract along with the recommendation for the revenue enhancement and savings found by Segal CPA's concerning the Tax refunds. (Exhibit 6)

8. Easement to Energy United by Chuck Frye, County Attorney

The Board approved and authorized the execution of the Easement to Energy United for installation of electrical Service at the Paper Recycling Facility at the Landfill. (Exhibit 7)

J. ITEMS FOR DECISION/INFORMATION – *DELIBERATION*

*I.2.b. Budget Amendment*

Vice Chairman Potts asked when the Library grant of \$33,185.53 from LSTA NC Cardinal Grant through the North Carolina State Library to be appropriated to Contracted Services was discussed. Ruth Ann Copley noted that it was discussed at a meeting in January 2010.

On a motion by Vice Chairman Potts and a second by Commissioner Truell the Board voted unanimously 7-0 to approve the budget amendment.

*I.2.d. Budget Amendment*

On a motion by Vice Chairman Potts and a second by Commissioner Truell the Board voted unanimously 7-0 to approve the budget amendment for Airport Hangar Rents of \$14,600 to Professional Fees.

*I.6. Parks and Recreation Job Study by Jim Tysinger, Human Resources Director*

On a motion by Commissioner Yates and a second by Vice Chairman Potts the Board voted unanimously 7-0 to table the Parks and Recreation Job Study to June 14, 2011.

1.a. DPR 5 Grant Application for 100 KW Mobile Generator by Jeff Smith, Emergency

Services Director

Removed.

1.b. “Get Alarm” Smoke Detector by Jeff Smith, Emergency Services Director

On a motion by Commissioner McClure and a second by Commissioner Truell the Board voted unanimously 7-0 to approve the “Get Alarm” Smoke Detector Grant through the NC Department of Health and Human Services. (Exhibit 8)

2. Appointments

On a motion by Vice Chairman Potts and a second by Commissioner McClure the Board voted unanimously 7-0 to reappoint Chairman Sam Watford to the Social Services Board and to appoint Dr. Rick Gilliam to the Board of Health. (Exhibit 9)

3. Zoning Ordinance by Guy Cornman, Planning and Zoning Director

Guy Cornman read the definition of *Special Event* in the Zoning Ordinance for clarification.

Commissioner McClure further questioned the inclusion of the limitation of special events.

Mr. Cornman explained that it is preventive. Lee Crook explained that the “spook trails” have caused some problems with the volume of parking and complaints.

On a motion by Commissioner McClure and a second by Commissioner Dunn the Board voted 4 to 3 to approve the Zoning Ordinance, subject to elimination of the section on the Limitation of Special Events. The Board was polled. Commissioner Dunn, Commissioner McClure, Commissioner Truell, and Chairman Watford voted “Yes.” Commissioner Kepley, Vice Chairman Potts, and Commissioner Yates voted “No.”

On a motion by Commissioner Dunn and a second by Commissioner McClure the Board voted 6-1 to include the changes to animal husbandry; Commissioner Kepley voted “No.”

Discussion followed concerning signage for businesses and it was noted that .35 acres is required for signs. (Exhibit 10)

4. Purchase of 2.56 Acre Tract Adjacent Health & Human Services Building from NCDOT by Zeb Hanner, Assistant County Manager, and Chuck Frye, County Attorney

On a motion by Vice Chairman Potts and a second by Commissioner McClure the Board voted

unanimously 7-0 to approve and authorize execution of the Resolution and documents to complete the transaction. (Exhibit 11)

5. Amendment to Lake Thom-A-Lex Agreement by Charles Frye, County Attorney

On a motion by Vice Chairman Potts and a second by Commissioner Dunn the Board voted unanimously 7-0 to approve the Amendment to the Lake Thom-A-Lex Agreement for the purpose of providing for potential greenway development surrounding and adjacent to the Lake Thom-A-Lex property subject to no changes by City of Thomasville. (Exhibit 12)

K. CLOSED SESSION – Attorney Client

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

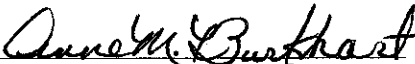
RETURN TO OPEN SESSION

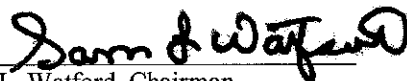
On a motion by Commissioner Truell and a second by Commissioner Dunn the Board voted unanimously 7-0 to return to Open Session.

County Attorney Chuck Frye reported a settlement authorized with Schwartz Properties in the Attorney/Client matter discussed in Closed Session.

K. ADJOURNMENT

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

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

  
Sam L. Watford, Chairman  
Davidson County Board of Commissioners