

MINUTES

August 10, 2010

The Davidson County Board of Commissioners met at 7:00 PM, on Tuesday, August 10, 2010, in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, North Carolina, for a regularly scheduled 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, Assistant County Attorney Mike Newby, Assistant County Manager Zeb Hanner, Deputy Clerk to the Board Debbie Harris, Tax Administrator Joe Silver, Human Resources Director Jim Tysinger, Purchasing Director Dwayne Childress, IT Director Joel Hartley, Planning and Zoning Director Guy Cornman, Public Works and Services Director Rex Buck, Public Works and Services Technician Laura Vanhoy, Integrated Solid Waste Director Charlie Brushwood, Transportation Manager George Hodges, Sheriff's Department Chief Deputy Brian Grubb, Davidson County Superintendant Dr. Fred Mock, Davidson County Assistant Superintendant Jay Temple, Economic Development Commission Director Steve Googe, Senior Services Director Thessie Everhart-Roberts; Senior Services Employees Angelia Chappell and Angela Miller, Public Works and Services employee Randy Mitchell, Dispatch Reporter Eric Bodenheimer, High Point Enterprise Reporter David Ignasiak, and Thomasville Times Reporter Erin Witgen.

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 Sam Watford.

C. PLEDGE OF ALLEGIANCE

D. RECOGNITION

1. Davidson County 8U All Stars Baseball Team. Chairman Max Walser recognized the Davidson County 8U All Stars Baseball team for their outstanding accomplishments over the season and Commissioner Cathy Dunn read the Resolution Recognizing the Accomplishments of the Davidson County 8U All Stars Baseball Team. The team and coaches were called forward and recognized with a round of applause. (Exhibit 1)

2. Angela Miller, 2010 SHIP Coordinator of the Year. Chairman Max Walser recognized Senior Services employee Angela Miller for being chosen as the 2010 SHIP Coordinator for the State of North Carolina. Senior Services Director Thessia Everhart-Roberts provided a brief explanation of Ms. Miller's duties as SHIP Coordinator and praised her on her accomplishments. (Exhibit 2)

E. REGISTER FOR PUBLIC ADDRESS

Chairman Max Walser noted need for interested individuals to register for public address.

F. ADOPTION OF AGENDA

County Manager Robert Hyatt requested that Acceptance of the Criminal Justice Partnership Grant for Fiscal Year 2010-2011 be added to the Agenda as Item J.7 and that Item J.6 be deleted from the Agenda as issues have arisen regarding the bid award and Purchasing Director Dwayne Childress and Recreation Director Charles Parnell have requested additional time to perform additional research prior to a bid being awarded on this project.

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 3)

G. PUBLIC ADDRESS

There was one individual signed up to speak at public address.

Mr. Barney Hill addressed the Board in objection and opposition to Item I.10, the Resolution Approving Support for the Submittal of an Application for a HUD Sustainable Communities Regional Planning Grant by PART.

H. PUBLIC HEARING

Chairman Max Walser declared the public hearing open to consider awarding an economic incentive grant to Project M.

Economic Development Director Steve Googe addressed the Board and proposed that the Board of Commissioners approve an economic incentive grant to Project M. The calculation for payment of the grant will be (a) .0027 times the total investment in real property each year for five (5) years and (b) .0054 times the total investment in machinery and equipment for one (1) year. The total grant will not exceed \$6,000.00 per year for the term of the Contract. The Company plans to invest in excess of \$2,000,000.00 in plant, machinery and equipment, and provide more than 15 jobs over the term of the Contract with an average hourly wage about that of the County average.

Mr. Barney Hill addressed the Board of Commissioners in support of the proposed economic development incentive for Project M; however, he voiced his opposition to the One North Carolina Fund matter listed as Agenda Item J.5.

Chairman Max Walser declared the public hearing closed.

On a motion by Vice Chairman Sam Watford and a second by Commissioner Fred McClure the Board voted unanimously 7-0 to grant the economic incentive grant to Project M, with calculation of the grant payment being (a) .0027 times the total investment in real property each year for five (5) years and (b) .0054 times the total investment in machinery and equipment for one (1) year. The total grant will not exceed \$6,000.00 per year for the term of the Contract provided there is satisfactory compliance by the Company of the terms of the incentive contract. (Exhibit 4)

I. ITEMS FOR INFORMATION/DECISION - *Consent*

Consent

1. Minutes

The Board approved the Minutes of the June 22, 2010 and the July 1, 2010 Board of Commissioners meetings. (Exhibit 5)

2. Budget Amendments

The Board approved budget amendments for the Sheriff's Department, Health Department, Davidson Works, Purchasing Department, Davidson County Schools, Davidson County Airport, and Cooperative Extension, for the 2010-2011 Fiscal Year. The Board approved budget amendments for the Cooperative Extension for the 2009-2010 Fiscal Year. (Exhibit 6)

3. Fiscal Year 2009-2010 Year End Balance Disclosure Statement

The Board received and approved the Fiscal Year 2009-2010 Year End Balance Disclosure Statement from the Office of the Davidson County Tax Administrator. (Exhibit 7)

4. 2011 Commissioners' Meeting Schedule

The Board adopted a Resolution setting the 2011 Davidson County Board of Commissioners' Meeting Schedule. (Exhibit 8)

5. 2011 Holiday Schedule

The Board approved the 2011 Davidson County Holiday Schedule. (Exhibit 9)

6. Reappointment

The Board approved the reappointment of Commissioner Larry Potts to the Davidson County Social Services Board. (Exhibit 10)

7. Request for Positions

The Board approved a request for two part-time positions in the Integrated Solid Waste Department; funding for which had been previously approved in the 2010-2011 budget. (Exhibit 11)

8. School Resource Officer Agreement

The Board approved entering into the School Resource Officer (SRO) Agreement with the Davidson County Board of Education for the 2010-2011 fiscal year. (Exhibit 12)

9. Declare Item Listed Surplus and Grant Authority to Sell Item and Grant Authority to Accept Winning Bid as Sale Price

The Board approved declaring a 2003 EMS unit as surplus and authorized selling the unit on GovDeals.com after proper advertising. The Board further granted authority to Purchasing Director Dwayne Childress to accept the winning bid as the sale price and report this information back to the Board at a subsequent meeting. (Exhibit 13)

10. Resolution Approving Support for the Submittal of an Application for a HUD Sustainable Communities Regional Planning Grant

The Board approved a Resolution in support of the Piedmont Authority for Regional Transportation (PART) to apply for the Sustainable Communities Regional Planning Grant on behalf of the Piedmont Triad Region. (Exhibit 14)

On a motion by Commissioner Fred McClure and a second by Commissioner Don Truell the Board voted 6-1 to approve the Consent Agenda. Commissioner Billy Joe Kepley voted "no."

J. ITEMS FOR INFORMATION/DECISION - *Deliberation*

Deliberation

1. NCTN-PH Broadband Subscription Agreement

IT Director Joel Hartley addressed the Board on behalf of the Health Department and reported that NC TeleHealth Network (NCTH) is designed to assist public health agencies to receive, enhance and increase their broadband service. One of the purposes of the project is to interconnect sites to one another, to the State and to

service providers in an effort to assist counties in providing first responder needs. This new network will alleviate the Health Department's need for competition with other county departments for bandwidth. Mr. Hartley reported that the County's cost for the project is \$319.12 per month and would be funded through the Health Department Budget. A discussion by the Board, Mr. Hartley and Health Department Director Layton Long ensued.

On a motion by Commissioner Don Truell and a second by Vice Chairman Sam Watford the Board voted unanimously 7-0 to approve the NCTN-PH Broadband Subscription Agreement. (Exhibit 15)

2. Extended Day School Sewer Project Engineering Services Contract Amendment

Public Works and Services Technician Laura Vanhoy addressed the board and requested an amendment to the Engineering Services Contract Amendment with Davis Martin Powell & Associates, Inc. for additional work necessary to complete the Extended Day Sewer Project. Ms. Vanhoy reported that this is a request for an increase of \$19,000.00 for engineering services to quantify rock removal. The contractors feel that they are going to encounter a considerable amount of rock during construction of this project. Ms. Vanhoy feels that it is necessary to have a person on the site to quantify the amount of rock actually removed to ensure that Davidson County will pay for only the rock that is removed. These additional funds are for a part time (20 hours per week) individual to oversee this process, with the remaining 20 hours per week being covered by a member of the Public Works and Services staff.

On a motion by Commissioner Larry Potts and a second by Commissioner Cathy Dunn the Board voted unanimously 7-0 to approve the Contract Amendment with Davis Martin Powell & Associates, Inc. (Exhibit 16)

3. Purchase of Real Property for Southmont Boxsite Extension

Integrated Solid Waste Department Director Charlie Brushwood addressed the Board to request approval of the purchase of two tracts of property in the Southmont area to be utilized to expand the Southmont Boxsite. Mr. Brushwood reported that once the original tract of land for the boxsite was purchased adjacent property owners were contacted regarding their desire to sell, to make the Boxsite location to be more uniform, not L-shaped. One tract of land is on Linwood-Southmont Road and the second tract of land is on Frank Fleeer Road. The property is owned by Jacob T. Hedrick, Betty T. Hedrick, Martha H. Godwin and Allan C. Godwin and the purchase price for the tracts is the current tax value of \$4,900.00.

On a motion by Commissioner Fred McClure and a second by Commissioner Cathy Dunn the Board voted unanimously 7-0 to approve the purchase of the tract of land on Linwood-Southmont Road and the tract of land on

Frank Fleer Road from the Hedricks and Godwins for the purchase price of \$4,900.00; the execution of the Agreement for Purchase and Sale of Real Property; the execution of the Resolution regarding this matter; and the completion of the closing for the property. (Exhibit 17)

4. Request to Schedule a Public Hearing on the Rural Operating Assistance Program

Transportation Manager George Hodges addressed the Board and requested approval to schedule a Public Hearing for the 2011-2012 Rural Operating Assistance Program (ROAP) for the August 24, 2010, meeting of the Board of Commissioners.

On a motion by Commissioner Fred McClure and a second by Commissioner Larry Potts the Board voted unanimously 7-0 to approve scheduling a Public Hearing for the Rural Operating Assistance Program (ROAP) for the August 24, 2010, meeting of the Board of Commissioners. (Exhibit 18)

5. The One North Carolina Fund Local Government Grant Agreement and Company Performance Agreement for Vita Cost

County Manager Robert Hyatt addressed the Board and reported that the two contracts before the Board have been prepared by the North Carolina Department of Commerce for Vita Cost and that these contracts have previously been approved by the State.

On a motion by Commissioner Larry Potts and a second by Commissioner Don Truell the Board voted unanimously 7-0 to approve the execution of both the One North Carolina Fund Local Government Grant Agreement and the One North Carolina Fund Company Performance Agreement for Vita Cost. (Exhibit 19)

6. Bid Award: Ball Field Lights at Optimist Park

This item was removed from the Agenda. (Exhibit 20)

7. Acceptance of Criminal Justice Partnership Grant for Fiscal Year 2010-2011

County Manager Robert Hyatt addressed the Board and reported that additional information had been received regarding the approval of Davidson County's application for a Criminal Justice Partnership Grant for the 2010-2011 Fiscal Year. Based on the amount appropriated by the North Carolina General Assembly and in accordance with the funding formula established by the General Statutes, Davidson County's grant award amount for Fiscal Year 2010-2011 is \$129,014.00, with the effective date of July 1, 2010. Mr. Hyatt requested that the Board of Commissioners accept the award of this grant on behalf of Davidson County.

On a motion by Commissioner Fred McClure and a second by Commissioner Cathy Dunn the Board voted unanimously 7-0 to approve acceptance of the Criminal Justice Partnership Grant for the 2010-2011 Fiscal Year in the amount of \$129,014.00. (Exhibit 20)

K. CLOSED SESSION – Personnel and Real Estate

County Manager Robert Hyatt reported that there were no real estate matters to be discussed in Closed Session, only personnel.

On a motion by Commissioner Fred McClure and a second by Commissioner Larry Potts the Board voted unanimously 7-0 to go into Closed Session for a matter of Personnel.

RETURN TO OPEN SESSION

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

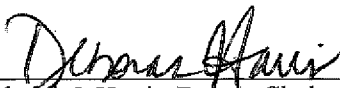
Assistant County Attorney Mike Newby reported discussion of Personnel in Closed Session and that no action was taken.

L. ADJOURNMENT

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



W. Max Walser, Chairman
Davidson County Board of Commissioners



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