

## MINUTES

October 28, 2008

The Davidson County Board of Commissioners met on Tuesday, October 28, 2008, at 7:00 P.M., in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, North Carolina for a regularly scheduled meeting.

### PRESENT

Commissioners: Chairman Larry Potts, Vice Chairman Billy Joe Kepley, Larry Allen, Fred McClure, Dr. Max Walser, Sam Watford

County Manager Robert Hyatt, Assistant County Manager Zeb M. Hanner, County Attorney Robert Hedrick, Clerk to the Board Anne Burkhardt, Purchasing Director Dwayne Childress, Social Services Director Keith Johnson, Public Works and Services Director Rex Buck and Laura Vanhoy, Finance Director Jane Kiker, Senior Services Director Thessia Everhart, Health Director Layton Long, Integrated Solid Waste Director Charlie Brushwood, Social Services Attorney Chuck Frye, Human Resources Director Jim Tysinger, Economic Development Director Steve Googe

### ABSENT

Commissioner Don Truell was absent due to a recent medical procedure.

#### A. CALL TO ORDER AND WELCOME

Chairman Larry Potts called the meeting to order and welcomed guests.

### EXCUSED

On a motion by Vice Chairman Kepley and a second by Commissioner Watford the Board voted 6-0 to excuse Commissioner Don Truell as he recuperates from a medical procedure.

#### B. INVOCATION

Vice Chairman Kepley

#### C. PLEDGE OF ALLEGIANCE

#### D. RECOGNITION

#### E. REGISTER FOR PUBLIC ADDRESS

Chairman Potts noted the register for public address.

#### F. ADOPTION OF AGENDA

On a motion by Commissioner Watford and a second by Vice Chairman Kepley, the Board voted 6-0 to adopt the agenda with the addition of Closed Session for Economic Development. (Exhibit 1)

G. PUBLIC ADDRESS

Barney Hill made a request to have his written comments on the Davidson County Budget FY1987-1988 and the Davidson County Budget FY1998-1999 added to the exhibits in the minutes of August 12, 2008.

H. ITEMS FOR DECISION/INFORMATION

Consent

On a motion by Commissioner McClure and a second by Commissioner Watford the Board voted 5-1 to approve the consent agenda; Vice Chairman Kepley voted "No."

1. Minutes

The Board approved the Minutes of the October 2, 2008 Board of Commissioners' meeting.

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

The Board approved budget amendments for the following: Health, JCPC, Economic Development, Davidson Vision, PART, Contingency, Sales Tax, DCCC, Thomasville City Schools, Library, Social Services, Sheriff, Inspections, Purchasing, Senior Services, Tax. (Exhibit 2)

3. Final Approval of the 2009-2011 Work First Plan by Keith Johnson, Social Services

Director

The Board approved the 2009-2011 Work First Plan. (Exhibit 3)

Deliberation

4. Davidson County Wastewater Service to Town of Midway by Rex Buck, Public Works and Services Director and Laura Vanhoy

On a motion by Commissioner McClure and a second by Commissioner Watford the Board voted 6-0 for preliminary approval of the allocation of up to 50,000 gallons per day for 10 years with the understanding that an agreement between Davidson County and the Town of Midway, containing terms and conditions is to be prepared and brought back to the Board for final approval. (Exhibit 4)

5. Schedule Public Hearing for the Morton MetalCraft CDBG-ED Budget Amendment by Rex Buck, Public Works and Service Director

On a motion by Commissioner McClure and a second by Commissioner Walser the Board voted 6-0 to schedule a public hearing for November 12, 2008, 7:00 P.M., in the Commissioners' Meeting Room, Governmental Center, 913 Greensboro Street, Lexington, to receive public input on the CDBG Economic Development budget amendment to construct sewer improvements that serve Morton Metalcraft's Welcome facility. (Exhibit 5)

6. Award for Contract for Landfill Gas to Power by Dwayne Childress, Purchasing Director

Dwayne Childress and Charlie Brushwood reviewed the project with the Board.

William Brinker, of Power Systems, provided information to the Board on the tax credits, noting that the tax credits are guaranteed for a decade. Discussion followed.

On a motion by Commissioner McClure and a second by Commissioner Walser the Board voted 6-0 to approve the contract award to Davidson Gas Producers LLC, subject to approval of the liability insurance clause by the County Attorney. (Exhibit 6)

7. Award of Contract for Engineering Services for Sewer to the Extended Day School by Dwayne Childress, Purchasing Director

On a motion by Commissioner Walser and a second by Commissioner Watford the Board voted 6-0 to award the contract for the engineering of the project to extend sewer under the SOC to the Extended Day School to Davis Martin Powell & Associates, Inc. for \$166,000. (Exhibit 7)

8. Award for Contract for Engineering Services for Sewer to Churchland Elementary School by Dwayne Childress, Purchasing Director

On a motion by Commissioner Watford and a second by Commissioner Allen the Board voted 6-0 to award the contract for the engineering of the project to extend sewer under the SOC to Churchland Elementary School to Wooten Company for \$123,000. (Exhibit 8)

I. CLOSED SESSION – Personnel and Economic Development.

On a motion by Commissioner McClure and a second by Vice Chairman Kepley the Board voted 6-0 to go into Closed Session for Personnel.

RETURN TO OPEN SESSION

On a motion by Commissioner Walser and a second by Commissioner Allen the Board voted 6-0 to return to Open Session. Chairman Potts reported discussion of Economic Development and Personnel in Closed Session with no action taken.

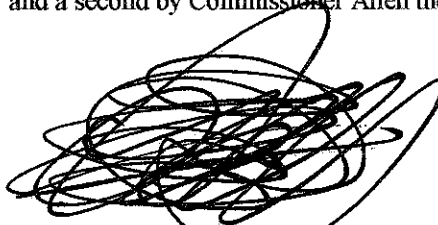
Chairman Potts recognized Steve Googe for a request to the Board.

Steve Googe made the recommendation for a public hearing on November 12, 2008, 7:00 P.M., in the Commissioners' Room, Governmental Center, 913 Greensboro Street, Lexington, North Carolina to receive public input on the consideration of an economic development incentive in the amount of .0027 times the investment for five years to TelWorx Communications, LLC.

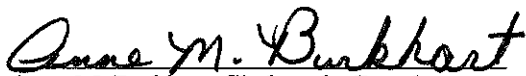
On a motion by Commissioner McClure and second by Commissioner Watford the Board voted 6-0 to set a public hearing for November 12, 2008, 7:00 P.M., in the Commissioners' Room, Governmental Center, 913 Greensboro Street, Lexington, North Carolina to receive public input on the consideration of an economic development incentive in the amount of .0027 times the investment for five years to TelWorx Communications, LLC.

J. ADJOURNMENT

On a motion by Vice Chairman Kepley and a second by Commissioner Allen the Board voted 6-0 to adjourn.



\_\_\_\_\_  
Larry W. Potts, Chairman  
Davidson County Board of Commissioners



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