

**MINUTES OF THE MEETING OF THE
ROWAN COUNTY BOARD OF COMMISSIONERS
January 3, 2011 – 3:00 PM**

J. NEWTON COHEN, SR. ROOM

J. NEWTON COHEN, SR. ROWAN COUNTY ADMINISTRATION BUILDING
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Present: Chad Mitchell, Chairman
Carl Ford, Vice-Chairman
Jon Barber, Member
Raymond Coltrain, Member
Jim Sides, Member

County Manager Gary Page, Clerk to the Board Carolyn Athey, County Attorney Jay Dees and Finance Director Leslie Heidrick were present.

Chairman Mitchell convened the meeting at 3:00 pm.

Commissioner Sides provided the Invocation and also led the Pledge of Allegiance.

CONSIDER APPROVAL OF THE MINUTES

Commissioner Coltrain moved, Commissioner Barber seconded and the vote to approve the minutes of the December 6, 2010 and December 13, 2010 Commission Meetings passed unanimously.

CONSIDER ADDITIONS TO THE AGENDA

- Commissioner Sides said the Board of Commissioners had submitted legislative priorities for consideration by the North Carolina Association of County Commissioners in August of 2010. Commissioner Sides said he was not serving on the Board at the time the goals were submitted and that he would like to submit one (1) additional goal for the Board's consideration.

Commissioner Sides moved, Commissioner Barber seconded and the vote to add the topic to the agenda passed unanimously.

Chairman Mitchell added the issue as agenda item #8a.

- County Manager Gary Page requested an addition to the agenda in order to provide the Board with an update regarding the contract for the new satellite jail.

Commissioner Coltrain moved to add a discussion concerning the contract for the new satellite jail. The motion was seconded by Commissioner Barber and passed unanimously.

Chairman Mitchell added the issue as agenda item #8b.

CONSIDER DELETIONS FROM THE AGENDA

There were no deletions from the agenda.

CONSIDER APPROVAL OF THE AGENDA

Commissioner Barber moved, Commissioner Coltrain seconded and the vote to approve the agenda passed unanimously.

1. CONSIDER APPROVAL OF CONSENT AGENDA

Commissioner Sides moved approval of the Consent Agenda. The motion was seconded by Commissioner Coltrain and passed unanimously.

The Consent Agenda consisted of the following:

- A. Final Approval of Revised Rowan County Fair Lease Extension
- B. Proclamation Declaring January 17, 2011 as Dr. Martin Luther King, Jr. Day in Rowan County
- C. Award Service Sidearm to Retiring First Sergeant Jeff McCorkle
- D. Memorandum of Agreement for Purchase, Repair and Replacement of No Wake Buoy for Rowan Shrine Club
- E. Request from Rowan Public Library to Apply for Six (6) NC Humanities Council Road Scholars Program Grants
- F. Acknowledge Receipt of Rowan-Salisbury Schools 2010-11 Facilities Needs Assessment
- G. Set Public Hearing for January 18, 2011 for ADO 01-10
- H. Set Public Hearing for January 18, 2011 for Majority Petition for Proposed Road Name of Trexler Memorial Lane
- I. Set Public Hearing for January 18, 2011 for SUP 01-10

2. APPROVAL OF PROCLAMATION AND RECOGNITION OF WEST ROWAN HIGH SCHOOL VARSITY FOOTBALL TEAM AS THE 3A STATE CHAMPIONS

Chairman Mitchell recognized the West Rowan High School Varsity Football Team (Team) and Head Coach Scott Young for achieving the 3A State Championship for the third year in a row.

Chairman Mitchell read the following Proclamation honoring the Team's achievements:

WHEREAS, the West Rowan High School Varsity Football Team, under Coach Scott Young and Staff, is to be recognized and honored for their victorious and HISTORICAL 2010 FOOTBALL SEASON; and

WHEREAS, this outstanding team has consistently proven itself to be extraordinary throughout the season by claiming Regional, Sectional and Conference titles, with an incredible final win to secure the 3A State Championship title for an historical and unparalleled THIRD CONSECUTIVE YEAR; and

WHEREAS, West Rowan High School's Varsity Football Team became the winner of 46 straight games, the nation's longest current streak and became the FIRST PROGRAM TO EVER ACHIEVE A THREE-PEAT IN 3A; and

WHEREAS, the individual efforts and skillfulness of all team members was crucial to such an awesome feat; and the motivation, commitment and excellent performance of such talented young men, along with their coaching staff, have become a source of admiration and encouragement to the citizens of Rowan County.

NOW, THEREFORE BE IT PROCLAIMED, that the Rowan County Board of Commissioners does hereby honor the 2010 West Rowan High School Varsity Football Team and Coaching Staff for their incredible achievements and to commend them for their display of sportsmanship and leadership as they represented Rowan County.

Commissioner Sides moved, Commissioner Coltrain seconded and the vote to approve the Proclamation passed unanimously.

Chairman Mitchell called Coach Young and the Team forward to present the Proclamation. The presentation was followed by a standing ovation and several rounds of applause.

Chairman Mitchell discussed the commitment and the dedication required by both, the players and coaches, during football season. Chairman Mitchell congratulated the Team for three (3) very successful seasons.

Commissioner Barber humorously mentioned his Facebook posting pertaining to a new coach for the Carolina Panthers. Commissioner Barber said he received feedback on Facebook that supported Coach Young and his staff for the job. Commissioner Barber concluded by congratulating the Team and Staff for a phenomenal job over the past three (3) years.

Commissioner Ford said the Team was being talked about across the state and the country. Commissioner Ford thanked the Team for representing Rowan County well.

Chairman Mitchell again thanked the Team for representing Rowan County so well.

Coach Young expressed appreciation to the Board for the recognition and another round of applause followed the comments.

3. PUBLIC COMMENT PERIOD

Chairman Mitchell opened the Public Comment Period to entertain comments from any citizens wishing to address the Board. With no one wishing to address the Board, Chairman Mitchell closed the Public Comment Period.

4. PUBLIC HEARING FOR Z 04-10

Senior Planner Shane Stewart presented the staff report and a power point presentation regarding Z 04-10–85-ED-4 to CBI. Mr. Stewart said Staff had met with the owners of the Webb Road Flea Market on two (2) occasions concerning future development plans for their property located at the 900 block of Webb Road. Mr. Stewart said while Section 21-136 of the Rowan County Zoning Ordinance did provide the option to re-construct the flea market that burned on September 3, 2010 on the same footprint without being subject to zoning standards for new construction, the owners desired a new site layout. The 85-ED zoning districts established by the Board in 2000 required access to a thoroughfare or interstate frontage road, which this property does not have due to the restricted access by the North Carolina Department of Transportation (NCDOT). As a result, a rezoning is necessary to accommodate future development at this site.

Mr. Stewart said the applicant was requesting the rezoning of six (6) parcels totaling 31.72 acres located at the corner of Webb and Leach Roads, referenced as Tax Parcels 409-016, 028, 030, 032, 037 and 076 from 85-ED-4 to Commercial, Business, Industrial (CBI). Mr. Stewart said the NCDOT owned three (3) additional landlocked parcels and had joined in the request submitted by the Flea Market applicants.

Mr. Stewart used the power point to depict the property and surrounding areas.

Mr. Stewart referred to the Staff Report and said the Planning Board had recommended a Statement of Consistency for the Commissioners' consideration.

Mr. Stewart reported that Staff had received three (3) calls regarding the application with two (2) of the callers unopposed and one (1) with concerns. Mr. Stewart said Staff recommended approval of the request along with the Planning Board.

Chairman Mitchell opened the public hearing to entertain citizen input regarding Z -04-10. With no one wishing to address the Board, Chairman Mitchell closed the public hearing.

Commissioner Sides moved approval of the Statement of Consistency, which he read as follows:

1. The request is compatible with the uses in the zoning district's purpose and intent.

2. The request is compatible with the uses in both the CBI and 85-ED-4 districts.
3. It appears the request would have little or no negative impact on existing roads, utilities, and schools.

The motion was seconded by Commissioner Ford and carried unanimously.

Commissioner Sides moved, Commissioner Barber seconded and the vote to approve Z 04-10 passed unanimously.

5. RECONSIDER \$690,000 APPROPRIATION TO ROWAN SALISBURY SCHOOLS

Commissioner Sides recalled that during the 2010-11 budget discussions, the Board appropriated an additional \$690,000 to Rowan Salisbury Schools (RSS) to cover the costs for additional benefits for locally paid employees. The appropriation was due to monies RSS lost from the State. Commissioner Sides said when the appropriation was approved, the Board was unaware of the State's intention to cut approximately \$900,000 in lottery funds the County used to pay debt service on school bonds.

Commissioner Sides said if his recommendation did not pass, it appeared the funds would have to come from the County's undesignated surplus funds. Commissioner Sides said the County was facing a gap of \$3 to \$4 million dollars.

Commissioner Sides moved to withdraw the \$690,000 from RSS, that it not be done all at one time with payments being made monthly, and to allow RSS to withdraw the \$690,000 from its undesignated fund balance. The motion was seconded by Commissioner Ford.

Commissioner Ford said RSS received approximately \$4.2 million from the federal government and he noted that enrollment had been down several years in a row. Commissioner Ford said the County's reserves continued to go down every year and he agreed that the Board should allow RSS to draw down on their undesignated fund balance.

Commissioner Barber said in February of 2009 the Governor withheld lottery proceeds from the County without advance notice; however, later during 2009, the Governor gave the funds back. Commissioner Barber felt it likely the funds would be withheld even though they had not been withheld to date. Commissioner Barber said he had talked to two (2) of the County's three (3) legislators who had said they would not support the reversion of lottery proceeds.

Commissioner Barber said he would be willing to revisit the issue at the Board's second meeting in March if the County learned that lottery proceeds must be reverted.

Commissioner Coltrain agreed with Commissioner Barber since the funds had not yet been withheld, the Board should wait and revisit the matter later, if necessary.

Commissioner Sides expressed hope that if the vote failed, the Board would revisit the issue in a couple of months. Commissioner Sides pointed out the RSS fund balance was actually the County's fund balance and that he was asking RSS to divert the \$690,000 from that fund balance.

Commissioner Barber said there would be a gap in the County's budget and that he preferred not to fill the gap at the expense of the educational system nor the County employees. Commissioner Barber said it should be on record that if the Board took the \$690,000, RSS would probably not get the funds back in the next budget but rather there could be a recommendation to further reduce the RSS budget.

Chairman Mitchell said every government entity has had to cut back and neither the schools nor the County had been immune to the cuts. Chairman Mitchell expressed hope that the legislature would not take away promised revenue streams once budgets had been prepared. Chairman Mitchell said he was willing to hold off on the \$690,000 until March and that his preference would be to look at school appropriations when discussing the 2012 budget.

Upon being put to a vote the motion on the floor to revert the \$690,000 from RSS failed 2-3 with Commissioners Mitchell, Barber and Coltrain dissenting.

6. CONSIDER APPROVAL OF BUDGET AMENDMENTS

Finance Director Leslie Heidrick presented the following budget amendments for the Board's consideration:

- Finance – To budget the Homeland Security Grant for training - \$5,940
- Library – Revise revenues and expenditures for Smart Start Grant (\$18,350) and State Aid Library Grant (\$10,244)
- Social Services – Increase line items for Crisis Intervention Program assistance payments - \$25,597
- Social Services – Increase expenditures and revenue line items for donations for Children's Services - \$1,000

Commissioner Ford moved approval of the budget amendments as presented. The motion was seconded by Commissioner Sides and passed unanimously.

7. APPROVAL OF PROCLAMATION AND RECOGNITION OF SALISBURY HIGH SCHOOL VARSITY FOOTBALL TEAM AS THE 2AA STATE CHAMPIONS

Chairman Mitchell recognized the Salisbury High School Football Team (Team) for winning the 2AA State Championship. Chairman Mitchell read a

Proclamation honoring the Team and Coaching Staff under the leadership of head coach Joe Pinyan.

Commissioner Sides moved, Commissioner Coltrain seconded and the vote to approve the Proclamation passed unanimously.

The Proclamation read as follows:

WHEREAS, the Salisbury High School Varsity Football Team, under Coach Joe Pinyan and Staff, is to be recognized and honored for their outstanding 2010 FOOTBALL SEASON; and

WHEREAS, by their extraordinary efforts, this dynamic team has won the Central Carolina Conference and Regional titles and progressed to achieving its FIRST NORTH CAROLINA 2AA STATE CHAMPIONSHIP and ending the season with an amazing record of 13-3; and

WHEREAS, the excellent individual and team performance, dedication and commitment of these young Rowan County men, along with their coaching staff, have proven to be a source of admiration and inspiration to the citizens of Rowan County.

NOW, THEREFORE BE IT PROCLAIMED, that the Rowan County Board of Commissioners does hereby honor the 2010 Salisbury High School Varsity Football Team and Coaching Staff for their outstanding achievements and to commend them for their display of sportsmanship and leadership for Rowan County.

A round of applause followed the reading of the Proclamation. Chairman Mitchell called the Team and coaching staff forward where they were recognized and presented with the Proclamation.

Chairman Mitchell said that Coach Pinyan had been selected to be the head coach of the West Team in the East/West Allstar Game. The announcement was met with a round of applause.

Chairman Mitchell said many people do not realize during football season the players spend more time with their coaches than they do their parents. Chairman Mitchell said the coaches were a great influence in the lives of the young men and that he was very proud of them. Another round of applause followed the comments.

Commissioner Barber humorously commented regarding a Facebook posting he had placed and said there were a few people that responded to the posting and voted for Coach Pinyan to become the head coach for the Carolina Panthers.

8. SELECTION OF NCACC VOTING DELEGATE FOR LEGISLATIVE GOALS CONFERENCE

Chairman Mitchell said if the Board voted to send a Commissioner to the North Carolina Association of County Commissioners (NCACC) Legislative Goals Conference, the Board would need to select another date for its work session since it was currently scheduled during the same timeframe. Chairman Mitchell

felt it was important to have representation at the Conference in order to let the County's legislators know what the County desired.

Commissioner Ford moved that Commissioner Sides represent the Board at the Conference. The motion was seconded by Commissioner Barber.

Commissioner Sides agreed to attend the Conference for the County.

Commissioner Coltrain said it was the responsibility of the board members to share their comments with Commissioner Sides so he would be informed of the Board's wishes and could represent the Board appropriately.

Upon being put to a vote, the motion to designate Commissioner Sides as the voting delegate passed unanimously

Chairman Mitchell said he intended to place the goals and any voting instructions on the agenda for January 18, 2011.

ADDITIONS

8a. Consider Approval of Additional Goal for NCACC Legislative Goals Conference

Commissioner Sides provided the Board with a handout regarding a goal he would like the Board to consider adding for the North Carolina Association of County Commissioners (NCACC) Legislative Goals Conference.

Commissioner Sides read the goal title and description as follows:

Goal Title: Control of purchase and/or consumption of alcohol by public agencies representing the taxpaying public of the State of North Carolina.

Goal description:

No state, county, municipal, or taxpayer funded agency or organization shall use taxpayer funds to purchase alcohol for consumption at any public or private event held by or on behalf of that organization. Further, no State, County, Municipal, or taxpayer funded agency or organization shall accept the gift of free alcohol for consumption at any public or private event held by or on behalf of that organization.

Commissioner Sides moved to add the goal for submission to the NCACC. The motion was seconded by Commissioner Barber.

Commissioner Sides said he understood that the goal must be voted on by the Board and received by the NCACC by January 7, 2011. Commissioner Sides said the NCACC must receive a resolution or letter from the Chairman pertaining to board approval of the goal.

Commissioner Coltrain found the first part of the goal to be acceptable; however, he expressed concern with the second part and the definition of gift. Commissioner Coltrain said he hoped any state or government entity would not accept gifts of alcohol from any company. Commissioner Coltrain said he did not want to send the message that while a Commissioner may not individually care to partake of alcoholic beverages, he could not say it was wrong for someone else to partake.

Chairman Mitchell said the way he read the goal was that alcohol could not necessarily be present, it could not be taxpayer funded.

Commissioner Coltrain agreed with Chairman Mitchell and said the first paragraph of the goal was clear. Commissioner Coltrain questioned the second paragraph and a gift from whom. Commissioner Coltrain pointed out there are events where a cash bar is provided and individuals make the decision whether to pay for alcohol.

Commissioner Sides felt from having attended events in the past, there appeared to be a free flow of alcohol. Commissioner Sides said there are events that are not necessarily paid for by the NCACC but paid for by other groups that are, in his opinion, lobbying the NCACC. Commissioner Sides said he did not feel it proper for the Commissioners to be in those environments and that it was not necessary to have alcohol at those events.

Chairman Mitchell said if the Board approved the goal, it would be presented at the Conference and the NCACC would have the ability to vote the goal up or down. Chairman Mitchell said the County was only submitting the goal for consideration.

Upon being put to a vote, the motion on the floor passed 4-1 with Commissioner Coltrain dissenting.

8b. Satellite Jail Contract

County Manager Gary Page provided the background regarding the bid award for construction of the new satellite jail annex. Mr. Page explained that DH Griffin had been the low bidder and was awarded the contract; however, DH Griffin reviewed their bid and realized they had made an error. Mr. Page said the company then paid the County a \$60,000 penalty for the cost of dragging out the contract for an additional thirty (30) days.

Mr. Page said the Board had authorized him to work with the next lowest bidder, which was Summit Builders. Mr. Page reported that the County had surpassed the 60-90 day period where vendors would honor their original quotes. Mr. Page said Summit Builders had resolved most pricing issues with the exception of the plumbing subcontractor. Mr. Page said a local plumbing subcontractor had been found but would require a price increase in the amount of \$19,800. Mr. Page

there was \$450,000 in contingency and the County could absorb the increase. Mr. Page explained that if the Board did not approve the increase, the County could reject all bids and start over.

Commissioner Coltrain said while the County did not want to see the increase, the County did receive the \$60,000 penalty from the original contractor. Commissioner Coltrain said it would be beneficial to use a local plumber and that he supported the request.

Commissioner Barber agreed with Commissioner Coltrain and said the county could not afford to delay the project any longer.

Commissioner Sides commented that for a project of this scale, an increase of \$19,800 should not determine if the project would be built or not. Commissioner Sides said he did not want to delay the project further but he was disturbed that \$19,800 had held up a \$5 million project.

Commissioner Ford supported the request for the same reasons that had been expressed and said he hoped there would be no more surprises.

Mr. Page said as a sign of good faith in being willing to work with the County, Summit Builders had worked to resolve most issues. Mr. Page gave an example in regards to an increase in steel prices of \$40,000. Mr. Page said Summit Builders had been able to work out a different arrangement with another supplier in order to honor the original bid.

Commissioner Sides moved, Commissioner Coltrain seconded and the vote to add \$19,800 to the budget for the satellite jail annex passed unanimously.

Chairman Mitchell called for a recess at 4:05 pm. Chairman Mitchell reconvened the meeting at 4:12 pm.

9. DISCUSSION REGARDING 2011 COMMISSIONERS' ANNUAL PLANNING WORK SESSION

Chairman Mitchell said the Board should determine the topics to be discussed at its upcoming work session and then determine the best date for the work session.

Chairman Mitchell said there appeared to be different thoughts for the work session process based on the emails that had been submitted. Chairman Mitchell said one option was to focus solely on the 2011-12 budget with the other being discussion on a list of seventeen (17) items that were presented for potential discussion. Chairman Mitchell asked if the Commissioners wished to only discuss the budget or if the Commissioners wanted to review the list at the work session.

Commissioner Sides said Board members had been in agreement to hold the work session to no more than one (1) day. Commissioner Sides said he wished to keep the work session to one (1) day and that he did not have a problem with future meetings to discuss any items the Commission felt necessary. Commissioner Sides felt the Board's main focus should be on the budget and for the Board to hear from the County Manager as to where he anticipated the County would be in regards to the budget.

Chairman Mitchell said Commissioner Sides was basically suggesting that the Board set aside one day for the work session. Chairman Mitchell said there were items on the list in context of budget discussions and if the Board agreed to focus on the budget for the work session, he would try to place some of the items on future agendas.

Commissioner Ford said he had no problem discussing only the budget at the work session and possibly placing some of the other items on future agendas.

Commissioner Coltrain said he would like for the Board to identify what it would like to do and then consider what the budget would allow. Commissioner Coltrain preferred that the budget not be considered the predominant factor in the work session.

Commissioner Barber said he hoped the Board would set aside a full day for the work session. Commissioner Barber said the budget was the primary focus for the planning session but he felt there were items listed that would require discussion and have an impact on the budget. Commissioner Barber favored the primary work session topic being on the budget but he asked that the whole day be set aside to discuss all items that had been suggested.

Chairman Mitchell said he did not know how long the budget discussion would take and that he wanted as much time devoted to the budget as needed. Chairman Mitchell said if there was extra time the other items could be discussed during the work session as time permitted.

Commissioner Sides expressed hope that board members would have materials for their suggested topics to provide to the other Commissioners prior to the work session. Chairman Mitchell said he felt the request was fair.

Commissioner Barber moved to set the topic for the work session as the 2011-12 budget, to set the time limit for the work session as one (1) full day and the Board would add in other topics for which Commissioners had provided the research on. The motion was seconded by Commissioner Sides and passed 4-1 with Commissioner Coltrain dissenting.

Chairman Mitchell re-stated that the topic for the work session would be the 2011-12 budget and that other ideas would be added as necessary. Chairman

Mitchell it was not anyone's intention to say that once the work session was over, the Board would not discuss the other topics, even if it meant calling a special meeting.

Chairman Mitchell said the Board had previously discussed holding the work session on January 21, 2011; however, the date was no longer feasible for several reasons. Chairman Mitchell opened the floor for other suggested dates.

Commissioner Sides deferred to the County Manager for a timeframe. Mr. Page responded that budget materials were typically sent to the department directors in the second or third week of February. Mr. Page said he would like to receive direction from the Board at the end of January or after the first Commission Meeting in February.

Commissioner Sides moved to hold the work session on February 3, 2011. The motion was seconded by Commissioner Barber and carried unanimously.

The Board agreed to hold the work session from 8 am to 5 pm in the J. Newton Cohen, Sr. Room and to have tables set up for easier discussion.

10. CONSIDER APPROVAL OF BOARD APPOINTMENTS **AIRPORT ADVISORY BOARD**

Jim Sides served on this board as a member of the business community. Due to his election as a county commissioner, he has submitted a letter of resignation.

Commissioner Ford moved to accept the resignation from Jim Sides. The motion was seconded by Commissioner Barber and passed unanimously.

Chairman Mitchell thanked Commissioner Sides for his work on the Airport Advisory Board.

Commissioner Sides said expressed appreciation for being allowed to serve on the Airport Advisory Board and said he intended to remain actively involved. Commissioner Sides said the Board needed to appoint a replacement for him on the Airport Advisory Board. Commissioner Sides said the position was for a business member. Commissioner Sides there were currently four (4) other members on the Airport Advisory Board and they were all pilots. Commissioner Sides said the Commissioners should appoint someone from the business community that was not a pilot and did not already have a vested interest in the Airport.

AGRICULTURAL ADVISORY BOARD

There are four (4) positions available on this board and the following applications have been received. In order for these individuals to be considered, the Commissioners would need to waive the term limits set forth in the Resolution adopted in September 2009.

- Mark Hammill (If reappointed, the term would begin January 1, 2011 and expire on December 31, 2013)
- Kim Starnes – (If reappointed, the term would begin February 1, 2011 and expire on January 31, 2014)
- Darrell Nichols (If reappointed, the term would begin February 1, 2011 and expire on January 31, 2014)

Commissioner Sides moved to waive the term limits for the applicants listed. The motion was seconded by Commissioner Coltrain and passed unanimously.

Commissioner Sides nominated Mark Hammill, Kim Starnes and Darrell Nichols and the nominations passed unanimously.

BOSTIAN HEIGHTS VFD FIRE COMMISSIONERS

There are three vacancies and the following applications have been received for consideration:

- Nelson Barbee
- Bill Shive
- Mikel Shue
- Michael Sifford
- Darrel Efird

The terms would be for two (2) years beginning February 1, 2011 and ending January 31, 2013.

Commissioner Barber nominated Nelson Barbee, Bill Shive and Michael Sifford. The nomination passed unanimously.

JUVENILE CRIME PREVENTION COUNCIL (JCPC)

In accordance with North Carolina General Statute § 143B-544, the following individuals serve on the JCPC by virtue of their office. The terms are concurrent with their elected position.

The Board is asked to appoint the following individuals:

- Sheriff Kevin Auten
- District Attorney Brandy Cook
- A County Commissioner
- Judge Charlie Brown

Commissioner Coltrain nominated Sheriff Auten, District Attorney Brandy Cook, and Judge Charlie Brown. The nomination passed unanimously.

Commissioner Sides nominated Chairman Mitchell and the nomination carried unanimously.

LIBERTY VFD BOARD OF TRUSTEES

Larry Lyerly and Clyde Arey have submitted an application for reappointment. The terms would be for two (2) years beginning January 1, 2011 and ending December 31, 2012.

Commissioner Coltrain nominated Larry Lyerly and Clyde Arey and the nomination passed unanimously.

MILLER FERRY VFD BOARD OF TRUSTEES

Mike Gobble and Martin Trexler have submitted an application for reappointment. The term would be for two (2) years beginning January 1, 2011 and ending December 31, 2012.

Commissioner Coltrain nominated Mike Gobble and Martin Trexler and the nomination passed unanimously.

ROCKWELL RURAL VFD BOARD OF TRUSTEES

There are two vacancies and the following applications have been received:

- Alan Shinn
- Jenna Mills
- Gary W. Barringer

The term would be for two (2) years beginning January 1, 2011 and ending December 31, 2012.

Commissioner Barber nominated Alan Shinn and Jenna Mills and the nomination carried unanimously.

PBH

The Board of Commissioners was asked to appoint a County Commissioner to serve on the PBH Board in an ex officio capacity. The terms are concurrent with their terms as a county commissioner.

Commissioner Coltrain volunteered to serve on this board to the best of his ability as his work schedule would allow.

Commissioner Sides nominated Commissioner Coltrain and the nomination passed unanimously.

ROWAN COUNTY BOARD OF PUBLIC HEALTH

The Board of Commissioners is asked to appoint a County Commissioner to serve a term that is concurrent with their term of office.

Commissioner Sides nominated Chairman Mitchell and the nomination passed unanimously.

ROWAN COUNTY RESCUE SQUAD BOARD

The Board of Commissioners was asked to appoint a Commissioner to serve on this board for a two-year term. The term would be effective December 1, 2010 through November 30, 2012.

Chairman Mitchell said there was a conflict in the Rescue Squad's Bylaws as to whether the Board of Commissioners or the Chairman makes the appointment. Chairman Mitchell said he preferred to err on the side of caution and was placing the appointment before the Board.

Commissioner Coltrain nominated Commissioner Barber and the nomination passed unanimously.

ROWAN COUNTY TOURISM DEVELOPMENT AUTHORITY (TDA)

In accordance with Session Law 2001-439, a County Commissioner serves on the TDA by virtue of their elected office. The terms are concurrent with their elected position.

Commissioner Barber nominated Commissioner Coltrain and the nomination passed unanimously.

(See discussion regarding TDA membership below).

SCOTCH IRISH VFD BOARD OF TRUSTEES

Samantha Anderson and Bradford Weaver submitted an application for reappointment. The terms would be for two (2) years beginning on January 1, 2011 and expiring December 31, 2012

Commissioner Barber nominated Samantha Anderson and Bradford Weaver for reappointment and the nomination passed unanimously.

SENIOR SERVICES ADVISORY COUNCIL

Mike Browning's term expires January 31, 2011 and he does not wish to be reappointed. Based on discussions regarding the proposed reorganization for the Senior Services Department, staff did not pursue additional applications at this time.

- Chairman Mitchell referred to the session law that established the Rowan County TDA membership and noted that a Salisbury City Council appointment was required. Chairman Mitchell asked if the Board would like to submit a request to its' legislative delegation seeking an amendment to the law to revert the appointment back to the County since the City now had its' own TDA.

Commissioner Coltrain felt the City's representation could facilitate the actions between the two (2) TDA's. Commissioner Coltrain felt there was a cooperative effort between the two (2).

Commissioner Ford moved to ask the State to rescind the appointment. Commissioner Sides added that if desired, the County could always appoint a Salisbury City Council member. Commissioner Sides seconded the motion.

Commissioner Coltrain questioned the arrangements regarding membership between other counties and cities where two (2) TDA's existed.

Commissioner Ford felt it would make more sense for each municipality to have an appointee.

Commissioner Coltrain said Commissioner Ford had made a good point and perhaps the Board should consider membership from the municipalities on a rotating basis.

Commissioner Ford said in the meantime, the language in the current session law needed to be rescinded.

Upon being put to a vote, the motion on the floor passed 3-2 with Commissioners Barber and Coltrain dissenting.

11. ADJOURNMENT

There being no further business to come before the Board, Commissioner Sides moved to adjourn at 4:38 pm. The motion was seconded by Commissioner Barber and passed unanimously.

Respectfully Submitted,

Carolyn Athey, CMC, NCCCC
Clerk to the Board/Assistant to the County Manager