

Greg Edds, Chairman
Jim Greene, Vice-Chairman
Mike Caskey
Judy Klusman
Craig Pierce



Aaron Church, County Manager
Carolyn Barger, Clerk to the Board
John W. Dees, II, County Attorney

DRAFT

Rowan County Board of Commissioners

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**MINUTES OF THE MEETING OF THE
ROWAN COUNTY BOARD OF COMMISSIONERS**

October 3, 2016 – 3:00 PM

J. NEWTON COHEN, SR. ROOM

J. NEWTON COHEN, SR. ROWAN COUNTY ADMINISTRATION BUILDING
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Present: Greg Edds, Chairman
Jim Greene, Vice-Chairman
Mike Caskey, Member
Judy Klusman, Member
Craig Pierce, Member

County Manager Aaron Church, Clerk to the Board/Assistant to the County Manager Carolyn Barger, County Attorney Jay Dees and Assistant County Manager/Finance Director Leslie Heidrick were present.

Chairman Edds convened the meeting at 3:00 p.m.

Chaplain Michael Taylor provided the Invocation.

Chairman Edds led the Pledge of Allegiance.

CONSIDER ADDITIONS TO THE AGENDA

There were no additions to the agenda.

CONSIDER DELETIONS FROM THE AGENDA

Chairman Edds modified item E (Set Public Hearing for ZTA 02-16 & STA 03-16 for October 17, 2016) as listed on the Consent Agenda. The modification was to strike STA 03-16 from the public hearing.

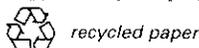
CONSIDER APPROVAL OF THE AGENDA

Commissioner Klusman moved, Commissioner Greene seconded and the vote to approve the agenda as modified passed unanimously.

CONSIDER APPROVAL OF THE MINUTES

Commissioner Klusman moved, Commissioner Caskey seconded and the vote to approve the minutes of the September 19, 2016 Commission Meeting passed unanimously.

Equal Opportunity Employer



1. CONSIDER APPROVAL OF CONSENT AGENDA

Commissioner Greene moved approval of the Consent Agenda as amended. The motion was seconded by Commissioner Klusman and passed unanimously.

The Consent Agenda consisted of the following:

- A. TWCable Internet Upgrade and Renewal
- B. TWCable Library ERate Service
- C. Lease Termination for Urban Trends at West End Plaza
- D. Proclamation for Young Marines Red Ribbon Week October 23-31, 2016

WHEREAS, communities across America have been plagued by the numerous problems associated with illicit drug use and those that traffic in them; *and*

WHEREAS, there is hope in winning the war on drugs, and that hope lies in education and drug demand reduction, coupled with the hard work and determination of organizations such as the Young Marines and the Marine Corps League to foster a healthy, drug-free lifestyle; *and*

WHEREAS, governments and community leaders know that citizen support is one of the most effective tools in the effort to reduce the use of illicit drugs in our communities; *and*

WHEREAS, the red ribbon has been chosen as a symbol commemorating the work of Enriquée “Kiki” Camarena, a Drug Enforcement Administration agent who was murdered in the line of duty, and represents the belief that one person can make a difference; *and*

WHEREAS, the Red Ribbon Campaign was established by Congress in 1988 to encourage a drug-free lifestyle and involvement in drug prevention and reduction efforts; *and*

WHEREAS, October 23-31 has been designated National Red Ribbon Week, which encourages Americans to wear a red ribbon to show their support for a drug-free environment.

NOW, THEREFORE BE IT PROCLAIMED by the Rowan County Board of Commissioners that October 23-31, 2016 be recognized as **RED RIBBON WEEK** in Rowan County, and urges all citizens to join in this special observance.

- E. Set Public Hearing for ZTA 02-16 & STA 03-16 for October 17, 2016 (STA 03-16 was stricken from the Consent Agenda at the beginning of the meeting)
- F. Purchase Chevrolet Tahoe for Emergency Services
- G. Declaration of Surplus Property at West End Plaza
- H. Award Bid for Airport North Ramp Rehabilitation and South Ramp Expansion
- I. Rockwell EMS Station Contract

2. SPECIAL RECOGNITION – DSS ONE CHURCH ONE CHILD PROGRAM

Commissioner Klusman recognized Rowan County Department of Social Services employee, Jon Hunter, for developing the Rowan County One Church

One Child (OCOC) Program, as well as for his fundraising efforts and management of the Program to meet the needs of children in Rowan County.

Commissioner Klusman presented Mr. Hunter with a certificate of appreciation from the Board of Commissioners. The presentation was followed by a round of applause and a standing ovation.

3. SPECIAL RECOGNITION – ROWAN COUNTY 4-H

Amy-Lynn Albertson, County Extension Director, introduced Rowan County 4-H'er of the year, Sam Oster. Ms. Albertson said October 2-8, 2016 was National 4-H Week. Ms. Albertson said the volunteers who donated 6,475 hours at a value of \$23.51/hour equaling \$152,151 in 2015.

Ms. Albertson said while the 4-H'ers could not provide the county with a "real" check, Sam had a ceremonial check to present the Board of Commissioners.

Chairman Edds read a Proclamation recognizing National 4-H Week as follows:

WHEREAS, since 1902, America's 4-H program has served the youth of our nation, emphasizing the importance of head, heart, hands, and health; and

WHEREAS, 4-H participants take part in activities through after school and community-based clubs, as well as camp settings, empowering nearly six million young people across the U.S. with the skills to lead for a lifetime; and

WHEREAS, the 4-H program strengthens rural, suburban, and urban communities by recognizing and developing the power and promise of America's youth, and by creating innovative partnerships among local residents, volunteers, private supporters, universities, and local, state, and federal government; and

WHEREAS, the 4-H motto, "learn by doing," encourages young people to take advantage of educational opportunities that allow them to explore and understand the importance of health, science, agriculture and citizenship; and

WHEREAS, the 4-H pledge "Head, Heart, Hands, and Health," exemplifies a commitment to learning, hard work, and dedication to community service, and inspires our youth to be tomorrow's successful leaders; and

WHEREAS, 4-H Week recognizes the many volunteers and young people who donate their time, talents, and energy to local 4-H programs.

NOW, THEREFORE, BE IT PROCLAIMED, the Rowan County Board of Commissioners does hereby recognize October 2-8, 2016, as NATIONAL 4-H WEEK and expresses appreciation for Rowan County's 4-H programs and participants.

Commissioner Klusman moved, Commissioner Pierce seconded and the vote to approve the Proclamation passed unanimously.

Chairman Edds then presented the Proclamation to Sam. The presentation was followed by a round of applause.

4. PUBLIC COMMENT PERIOD

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

5. PUBLIC HEARING FOR FY 2018 COMMUNITY TRANSPORTATION GRANT

Rowan Transit System (RTS) Director Gary Price reported the North Carolina Public Transportation Division was now accepting Community Transportation Program (CTP) applications for Fiscal Year 2018. The CTP is the principal source of funding for the RTS operations.

Mr. Price provided an overview of the funding allocations as follows:

Administration: Requesting \$182,323; \$154,974 or 85% grant and \$27,349 or 15% County match. The grant will support two (2) positions, travel, communications, utilities, fleet insurance and office expenses.

Capital Equipment: Requesting \$297,500; \$267,750 or 90% grant and \$27,349 or 10% County match.

In response to Chairman Edds, Mr. Price confirmed the County would not purchase any new vehicles if the grant funding was reduced.

Commissioner Klusman said once DSS and the Health Department moved to West End Plaza it would be good to provide an express route for the citizens to those departments. Commissioner Klusman encouraged Mr. Price to share the suggestion and possibly coordinate with the City at the appropriate time.

Chairman Edds opened the public hearing to receive citizen input regarding the FY 2018 CTP grant application. With no one wishing to address the Board, Chairman Edds closed the public hearing.

Chairman Edds moved to adopt the CTP Resolution identifying the County Manager as the authorized official to make the necessary federal and state assurances and certifications on application documents with empowerment to enter into subsequent NCDOT grant agreements. The County Attorney must also affirm that Rowan County has authority under State and local law to make and comply with certifications and assurances. The motion was seconded by Commissioner Klusman and passed unanimously.

6. PUBLIC HEARING FOR Z 10-16

Assistant Planning Director Shane Stewart presented the staff Report for Z 10-16. Mr. Stewart said Vernon Powell was requesting the rezoning of a portion of an 81.8 acre parcel owned by Jerry Trevey, James Epting, and Andrew Powell referenced as Tax Parcel 052-096 located at Long Ferry Road and an unnamed

interstate service road near Interstate 85 from 85-ED-1 to 85-ED-2 and Commercial, Business, Industrial (CBI). Mr. Stewart said Planning Staff met with Economic Development Staff regarding a potential development opportunity at this location, which would require 85-ED-2 zoning designation and a conditional use permit.

Mr. Stewart provided a power point as he discussed the site in question, as well as the surrounding properties. Mr. Stewart said rezoning the area south of the service road 85-ED-2 would leave two (2) portions of adjacent parcels (.16 acres of Tax Parcel 052-093 and .35 acres of Tax Parcel 052-095) zoned 85-ED-1. As such, Planning Staff provided mailed notice to the property owners indicating these areas would be included within this request. Staff requested the Commissioners include these areas with the recommendation for Z-10-16.

Mr. Stewart highlighted the zoning criteria contained in the staff report. Procedurally, Mr. Stewart said the Board must develop a statement of consistency describing whether its action is consistent with any adopted comprehensive plans and indicate why their action is reasonable and in the public interest. Staff also recommended providing a statement analyzing the reasonableness of the decision.

Mr. Stewart discussed the Trevey site, which contained a number of important infrastructure features and excellent interstate visibility necessary to attract a variety of economic development opportunities. A district change to 85-ED-2 affords additional distribution and wholesale trade options for the main part of the property (subject to issuance of a conditional use permit) while the CBI area provides a more appropriate designation for the corner lot. The two (2) portions of adjacent properties staff recommended to include within this request would ensure a consistent zoning map for the county jurisdictional area.

The Board of Commissioners scheduled the current public hearing in advance of the Planning Board Meeting, which was held on September 26, 2016. Mr. Stewart reported the Planning Board had voted unanimously to submit a favorable recommendation to the Commissioners based on the recommended Statements of consistency and reasonableness, which he provided in a handout.

Chairman Edds opened the public hearing to receive comments from any citizens wishing to address the Board regarding Z 10-16. With no one coming forward, Chairman Edds closed the public hearing.

Statement of Consistency:

Commissioner Greene moved the Planning Board, in accordance with Section 21-362 (J) of the Rowan County Zoning Ordinance and after due concertation advises that the Z-10-16 request is reasonable and consistent with the Eastern Rowan Land Use Plan based on the following: The rezoning request from 85-ED-1 to 85-ED-2 with a CBI outparcel request is reasonable based on the intent

of the East Rowan Land Use Plan and the CBI designation that further permits the addition of distribution and wholesale trade as conditional uses. Main thoroughfare road frontages, visibility from I-85, water and sewer availability and existing surrounding development all combine to substantiate the reasonableness of the requested zoning change. The motion was seconded by Commissioner Pierce and passed unanimously.

Statement of Reasonableness:

Commissioner Klusman moved in accordance with Section 21-361 (B) of the Rowan County Zoning Ordinance the Planning Board advises the Z-10-16 request is consistent with the Eastern Rowan Land Use Plan based on the following: The property is located in Area 2 of the Eastern Rowan Land Use Plan and is in the commercial and industrial corridor along I-85. The zoning request is consistent with the intent to maximize the economic benefits to the county and inclusion of the CBI and 85-ED-2 zoning designations allow for a wide range of commercial, business and light industrial use furthering consistency with plans set forth between 2000 and 2003 for properties along the I-85 corridor to establish economic development zones. The motion was seconded by Commissioner Pierce and passed unanimously.

Commissioner Pierce moved, Commissioner Caskey seconded and the vote to approve Z-10-16 passed unanimously.

7. SECOND READING FOR PROPOSED REVISIONS TO CHAPTER 5 (ANIMALS) OF THE ROWAN COUNTY CODE OF ORDINANCES

Chairman Edds explained that Chapter 2, Section 2-227 of the Rowan County Code of Ordinances deals with the adoption, amendment or repeal of ordinances. The ordinance states, "If the proposed measure is approved by a majority but not by all the members of the board, or it the measure is not voted on at that meeting, it shall be considered at the next regular meeting of the board."

Chairman Edds explained the Board had voted 4-1 during regular session on September 19, 2016 to approve text amendments to Chapter 5 (Animals) and the second reading was necessary for approval.

Commissioner Pierce moved, Commissioner Klusman seconded and the vote to approve the amendments to Chapter 5 to be effective January 1, 2017 passed unanimously.

8. CONSIDER APPROVAL OF BOARD APPOINTMENTS JUVENILE CRIME PREVENTION COUNCIL

There are three (3) vacancies and the following application was received:

- Christopher Scott Flowers - At large representative

The term is for two (2) years expiring June 30, 2018.

Commissioner Caskey moved, Commissioner Pierce seconded and the vote to appoint Mr. Flowers passed unanimously.

SALISBURY-ROWAN COMMUNITY ACTION AGENCY

There is one (1) vacancy and Jack Duncan has submitted an application.

The term is for two (2) years beginning October 1, 2016 and expiring September 30, 2018.

Commissioner Greene moved, Commissioner Caskey seconded and the vote to appoint Mr. Duncan passed unanimously.

ZONING BOARD OF ADJUSTMENT

There is one (1) at large vacancy. Currently Kevin May is appointed to serve as an alternate but is requesting his appointment be amended to an at large member. Planning Staff supports this change. If approved, Mr. May's current term limit of September 30, 2018 would not be affected and he would be eligible for reappointment.

Commissioner Pierce moved to amend Mr. May's appointment to that of an at large member. The motion was seconded by Commissioner Caskey and carried unanimously.

ROWAN TRANSIT ADVISORY COMMITTEE

On May 5, 2016, the Board of Commissioners approved revised by-laws for the Rowan Transit Advisory Committee. In the revised by-laws, core agencies were made permanent members of the committee. The following applications have been received by the designees requested to represent the core agencies:

- Terrelle Banner - Ruffy Holmes Nutrition Program
- Vernice Gallon – Therapeutic Recreation Division – Please note Ms. Gallon is not a Rowan County resident.
- Steve Joslin – Rowan County Health Department
- Gary Yelton – Rowan Vocational Opportunities
- Christina Sides Joyce – Trinity Living Center

Commissioner Klusman moved to appoint Terrelle Banner, Steve Joslin, Gary Yelton, and Christina Sides Joyce. Commissioner Greene seconded and the motion passed unanimously.

Following an inquiry regarding Ms. Gallon's residency, County Manager Aaron Church stated Ms. Gallon was a Rowan County employee.

Commissioner Klusman moved to appoint Ms. Gallon and Commissioner Caskey seconded. The motion passed unanimously.

GRANITE QUARRY ZONING BOARD OF ADJUSTMENT ETJ

There are two (2) vacancies and the following applications have been received:

- Kelly Smith for reappointment.
- Howell W. Kesler, Jr. for reappointment

The terms are for three (3) years expiring July 31, 2019.

Commissioner Greene moved, Commissioner Klusman seconded and the vote to reappoint Kelly Smith and Howell W. Kesler, Jr. passed unanimously.

TOWN OF CLEVELAND PLANNING / ZONING BOARD ETJ

- Eugene M. Adkins has submitted an application for reappointment.

The term is for three (3) years expiring June 30, 2019.

Commissioner Greene moved, Commissioner Klusman seconded and the vote to reappoint Eugene Adkins carried unanimously.

Chairman Edds took a moment to encourage citizens to consider serving on one of the County's many advisory boards.

9. ADJOURNMENT

There being no further business to come before the Board, Commissioner Pierce moved to adjourn at 3:34 p.m. The motion was seconded by Commissioner Greene and passed unanimously.

Respectfully Submitted,

Carolyn Barger, MMC, NCMCC
Clerk to the Board/
Assistant to the County Manager