

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

Rowan County Board of Commissioners

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MINUTES OF THE MEETING OF THE ROWAN COUNTY BOARD OF COMMISSIONERS

September 6, 2022 – 3:00 PM

J. NEWTON COHEN, SR. ROOM

J. NEWTON COHEN, SR. ROWAN COUNTY ADMINISTRATION BUILDING

Present: Greg Edds, Chairman
Jim Greene, Vice-Chairman
Mike Caskey, Member
Judy Klusman, Member

Absent: Craig Pierce, Member

County Manager Aaron Church, Clerk to the Board Carolyn Barger, County Attorney Jay Dees, and Finance Director James Howden were also 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

There were no deletions from the agenda.

CONSIDER APPROVAL OF THE AGENDA

Commissioner Klusman moved, Commissioner Greene seconded and the vote to approve the agenda passed unanimously (4-0).

CONSIDER APPROVAL OF THE MINUTES

Commissioner Klusman moved, Commissioner Greene seconded and the vote to approve the minutes of the August 1, 2022 and August 15, 2022 Commission Meetings passed unanimously (4-0).

1. CONSIDER APPROVAL OF CONSENT AGENDA

Commissioner Klusman moved approval of the Consent Agenda. The motion was seconded by Commissioner Greene and passed unanimously (4-0).

The Consent Agenda consisted of the following:

- A. Martin Starnes Audit Contract
- B. 2022 TRACK Trail MOU
- C. Sole-Source Library Corp
- D. Sole-Source agreement with ESI Acquisition, Inc
- E. Sole-Source Agreement with ESRI
- F. Sole-Source Agreement with Service Commander Software, Inc
- G. Accept Offer and Authorize Sale of Lot #5 in Summit Business Park
- H. RCPH - Request to Apply for Grant Proposal
- I. Satisfaction of Prior Deed of Trust (HOME Grant Program)
- J. Accept Donation Of Vehicle To Be Used As Airport Crew Car
- K. Airport Crew Car Indemnity and Use Form
- L. QBS Exemption for S&ME Agreement
- M. 4H Grant for Butterfly Program
- N. ZTA 03-22: Schedule Public Hearing for September 19, 2022
- O. Z 07-22: Schedule Public Hearing for September 19, 2022
- P. ROCOC Request to Submit Grant Application to Rowan Community Foundation
- Q. Z 08-22: Schedule Public Hearing for September 19, 2022
- R. Hangar 29 Lease - Charter Jet Transport
- S. Sheriff's Retirement
- T. Request to Investigate Fire District Changes
- U. City of Salisbury Agreement for Radio Fees
- V. Rowan Probation and Parole No Cost Lease Agreement
- W. Sole-Source Avineon
- X. Award Ellis Park Tennis Court Reconstruction
- Y. RPL Request to Submit FY22-23 Application for State Aid (Recurring)
- Z. Approval to Accept Bright Ideas Funding (RPL)
- AA. Grant Agreement - Non-state, Non-recurring Aid to Public Libraries
- AB. Federal Engineering
- AC. Appropriation to the Town of Spencer
- AD. Fixed Income Professional Certificate Training

2. SPECIAL RECOGNITION

A. PROCLAMATION FOR PATRIOT DAY AND NATIONAL DAY OF REMEMBRANCE

Commissioner Greene moved approval of the Proclamation for Patriot Day and National Day of Remembrance, which he read as follows:

WHEREAS, on Tuesday September 11, 2001, terrorists attacked the United States of America in a series of senseless, cowardly, and despicable acts of war, directed at innocent men, women and children in the World Trade Center complex in New York City, the Pentagon in Washington D.C. and onboard four passenger jets, resulting in the tragic loss of life of thousands of U.S. citizens and foreign nationals; and

WHEREAS, in the aftermath of the attacks, the people of the United States stood united in providing support for those in need, inspired by the heroic sacrifices of our firefighters, rescue and law enforcement personnel, first responders, military service members, and other citizens; and

WHEREAS, September 11th should not only be remembered as a day of great tragedy but also as a day of triumph, courage, kindness, love, hope and freedom, and as a reminder of the newfound unity, focus and strength in our Nation; and

WHEREAS, by a joint resolution approved December 18, 2002 (Public Law 107-89), Congress designated September 11th of each year as "Patriot Day," and by Public Law 111-13, approved April 21, 2009, Congress requested observance of September 11th as an annually recognized "National Day of Service and Remembrance."

NOW, THEREFORE, BE IT PROCLAIMED, the Rowan County Board of Commissioners does hereby declare September 11, 2022 as Patriot Day and National Day of Service and Remembrance in Rowan County and encourages all citizens to observe a moment of silence beginning at 8:46 a.m. to honor and respect the innocent victims of September 11, 2001, and to salute the heroism of all public safety and rescue workers, volunteers, local officials, and those who responded to the tragic events with courage, selfless compassion, determination and undying patriotism.

The motion for approval of the Proclamation was followed by a second from Commissioner Klusman and passed unanimously (4-0).

B. PROCLAMATION - FIRST RESPONDERS APPRECIATION DAY

Chairman Edds called Emergency Services Chief, Allen Cress, forward for the reading and presentation of the Proclamation for First Responders Appreciation Day.

Commissioner Caskey read the Proclamation, which he moved approval of, as follows:

WHEREAS, in 2017 the North Carolina General Assembly designated September 11th of each year as First Responders Day making it an official State holiday in recognition of the huge sacrifices made by First Responders following the World Trade Center attack in 2001; and

WHEREAS, the police, firefighters, emergency medical workers, State troopers, and public health personnel (commonly known as First Responders) are a vital part of our communities standing ready to carry out the critical role of protecting and ensuring public safety, regardless of the perils or hazards to themselves; and

WHEREAS, millions of North Carolinians have benefitted from the courageous and vital services of First Responders across the State; and

WHEREAS, having this day recognized each year will help keep the September 11, 2001 sacrifices alive and continue to honor the First Responders who risk their own safety in the execution of their duties every day; and

WHEREAS, members of the First Responder organizations undergo significant education and training in order to achieve the expertise required to respond to all types of emergency situations; and

WHEREAS, the citizens of Rowan County are extremely grateful to the men and women who perform vital services to protect and serve their communities.

NOW THEREFORE, the Rowan County Board of Commissioners does hereby proclaim September 11, 2022 as First Responders Appreciation Day in Rowan County and encourages all citizens to express their gratitude to First Responders for their sacrifices and commitment to protect and serve.

Chairman Edds expressed admiration and appreciation for all First Responders and the work they do. The Chairman's comments were followed by a round of applause.

C. PROCLAMATION FOR CONSTITUTION WEEK

Chairman Edds said the Board was thrilled to adopt a Proclamation for Constitution Week. Chairman Edds then moved approval of the Proclamation, which he read as follows:

WHEREAS, September 17, 2022, marks the two hundred and thirty-fifth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS, it is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations, which will commemorate the occasion; and

WHEREAS, Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week.

NOW, THEREFORE the Rowan County Board of Commissioners does hereby proclaim the week of September 17-23, 2022 as
CONSTITUTION WEEK

in Rowan County and asks all citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

The motion was seconded by Commissioner Klusman and passed unanimously (4-0).

D. PROCLAMATION HONORING THE COOLEST THING MADE IN NORTH CAROLINA

Chairman Edds called Heather Callahan forward, Director of Logistics for Daimler Truck North America (Company), as well as Rod Crider, Executive Director of the Rowan County Economic Development Commission (EDC). Chairman Edds said the Company was a huge part of the community and last year the Company had won an award for its' Western Star Truck as the coolest thing made in North Carolina.

Chairman Edds said the Company also recently celebrated the manufacturing of its' 800,000th truck at the Cleveland, North Carolina plant. Chairman Edds talked about the economic benefits and the Board's appreciation in having such a Company as part of the community.

Ms. Callahan said the Company was building trucks every day, even during the supply shortages being experienced across the nation. Ms. Callahan said the Company had approximately 2,000 employees and offered competitive benefits and salaries. The Company started building trucks in 1989 and only 127 trucks were built that year. Ms. Callahan continued to highlight information about the Company and said the Company was happy to have the "Coolest thing in North Carolina".

A round of applause followed Ms. Callahan's comments.

Chairman Edds moved approval of the Proclamation Honoring the Coolest Thing Made in North Carolina, which he read as follows:

WHEREAS, Rowan County works closely with its Economic Development Commission leadership and Chamber of Commerce to be a thriving business community to attract, keep and grow jobs; and

WHEREAS, in 1989, the largest Freightliner Trucks manufacturing plant in the United States was established in Rowan County in the Town of Cleveland, NC; and

WHEREAS, the presence of Daimler Truck North America's Cleveland Truck Manufacturing Plant in Rowan County is that of a strong community partner with remarkable contributions, and a significant economic impact as one of the County's largest employers; and

WHEREAS, in 2020 the North Carolina Chamber launched "The [Coolest](#) Thing Made in NC" statewide competition to celebrate North Carolina's innovative manufacturing community and champion the next generation of manufacturers and creators; and

WHEREAS, in the North Carolina Chamber's 2021 competition, the Western Star 49X Vocational Truck was selected as the "The [Coolest](#) Thing Made in NC"; and

WHEREAS, winning the prestigious manufacturing title proved the Cleveland Manufacturing Plant for Daimler Truck North America has an exceptional workforce dedicated to quality and precision, paving the way for the Company's future generation of employees; and

WHEREAS, on August 24, 2022, the Cleveland Manufacturing Plant for Daimler Truck North America celebrated the production of its' 800,000th truck coming off the assembly line.

NOW THEREFORE BE IT PROCLAIMED, that the Rowan County Board of Commissioners does hereby celebrate and congratulate Daimler Truck North America for its achievements and the Board honors Daimler Truck North America for being such a dependable pillar and vital part of Rowan County.

3. PUBLIC COMMENT PERIOD

Chairman Edds opened the Public Comment Period to entertain comments from any citizens wishing to address the Board. The following individuals came forward:

- Ronnie Smith, talked about the Yadkin River Park, newest historical park to the County, and also provided the Board with a photo of its design.
- TJ Jenkins discussed a meeting he stated had taken place with himself, Chairman Edds and County Attorney Jay Dees. Mr. Jenkins mentioned he had recorded the meeting and in closing, Mr. Jenkins said he was present to ask for help and advice regarding the operations at his farm.

With no one else coming forward, Chairman Edds closed the Public Comment Period.

4. PUBLIC HEARING TO CONSIDER AN ORDINANCE APPROVING A TEMPORARY LANE CLOSURE ON US HWY 29 FOR THE PURPOSE OF FACILITATING A SPECIAL EVENT

County Attorney Jay Dees said North Carolina General Statute § 20-169 authorized local authorities to provide, by ordinance, for the regulation of the use of highways for processions or assemblages. The Town of Spencer (Town) was sponsoring a 5K run special event on Saturday, September 24, 2022, beginning at 5:00 p.m., which would involve a procession of runners along the US Highway 29 corridor. The County was asked to temporarily close one (1) southbound lane on US Highway 29 from the Town of Spencer's corporate limits to NC Finishing Lane on the date of the event. The closure would begin at 4:00 p.m. and end at approximately 6:00 p.m., or, until the lane was cleared of all participating runners. The Town confirmed to the County it consulted with the Highway Division 9 – Division Traffic Engineer to verify the proposed special event will not impact or be impacted by planned maintenance or other activities.

Mr. Dees asked the Board to conduct a public hearing and consider adoption of the ordinance to approve the temporary lane closure as outlined.

Chairman Edds opened the public hearing to receive public comment for the temporary lane closure. With no one wishing to address the Board, Chairman Edds closed the public hearing.

Commissioner Klusman moved to approve an Ordinance Approving a Temporary Lane Closure on US Hwy 29 for the Purpose of Facilitating a Special Event. The motion was seconded by Commissioner Greene and passed unanimously (4-0).

5. PUBLIC HEARING: FY24 TRANSPORTATION GRANT APPLICATION DESCRIPTIONS AND AMOUNTS

Valerie Steele, Airport and Transit Director, stated the purpose of the public hearing was to allow residents the opportunity to comment on Rowan County transportation needs and grant applications. Ms. Steele reported the North Carolina Public Transportation Division was accepting Transportation Program applications for fiscal year 2024. Ms. Steele explained that the Board of Commissioners was the only official applicant for the funds and in that capacity Rowan County was required to hold a Public Hearing prior to the application deadline of October 7, 2022.

Ms. Steele highlighted the FY 24 Transportation Grant descriptions and the amounts requested as follows:

- 5311 – Community Transportation Program (CTP) will secure 85% grant support for RTS administrative costs. The grant will provide salary support for three positions (director, manager, safety and training officer), travel, communications, utilities, advertising, secured parking lot rent and office expenses.

Administration: Requesting \$262,815
\$223,393 (85% grant) and \$39,422 (15% County match)

- 5310 – (State / Rural) Enhanced Mobility of Seniors and Individuals with Disabilities Program will provide rural operating funds in support of increased demands for dialysis transportation and continued service to Rowan Vocational Opportunities and Trinity Living Center.

Operating: Requesting \$375,000
\$187,500 (50% grant) & \$187,500 (50% match from contract revenue) No County match.

- Combined Capital Equipment (Federal Section 5311, 5311 Appalachian, 5307, 5339) application will secure 90% grant support for Vehicles replacements.

1. Six (6) vehicles qualified for replacement in FY24. DOT requirement is over 100,000 miles. Two (2) raised roof and four (4) 20ft light transit vehicles equipped with lifts.
2. No guarantee the request for new vehicles will be approved by NCDOT.
3. Continued supply shortage. In previous years vehicles would be delivered in the spring. Upon the receipt of replacement vehicles, the old vehicles must be removed from RTS service (surplus) and can then be sold at a county auction or through govdeals.com with all proceeds to be spent on transit operations.

Requesting \$570,200
\$513,180 (90% grant) & \$57,020 (10% County Match)

Total Request \$1,208,015; County Match Required \$96,422; Contract Revenue \$187,500.

In response to an inquiry from Chairman Edds pertaining to transit for dialysis patients, Ms. Steele discussed capacity for the service. Ms. Steele also reported 18 of the County's 26 vehicles currently needed to be replaced and the County did not have the capacity via vehicles and drivers.

Chairman Edds opened the public hearing to receive citizen input regarding the FY 24 Transportation applications. With no one coming forward, Chairman Edds closed the public hearing.

Chairman Edds moved to authorize Rowan Transit System to apply for the grants presented today as described. The motion was seconded by Commissioner Klusman and passed unanimously (4-0).

Chairman Edds moved to adopt the Community Transportation Program Resolution, followed by a second from Commissioner Klusman. The vote passed unanimously (4-0).

6. AIRPORT HANGAR EXPANSION SCHEMATIC DESIGN AND OFFICE LAYOUT

Valerie Steele, Airport and Transit Director, along with Brian Wilson (Wilson Group Architects) and Andy Shook (Engineer for Talbert, Bright and Ellington) were present to discuss the proposed hangar expansion project at Mid-Carolina Regional Airport (Airport).

Using a power point, Mr. Wilson showed the schematic design for the corporate Aerowood hangar. Mr. Wilson said the proposed hangar would be approximately 15,000 square feet with approximately 6,000 square feet of office and training space. The hangar would be located on the corner upon entering the Airport.

Ms. Steele noted that meetings had been held with the potential tenant in order for the architects to develop the schematic designs being shown.

Continuing with the power point, Ms. Steele showed the design for the public safety hangar.

Chairman Edds expressed appreciation to Senator Carl Ford and Representative Harry Warren for securing part of the funding for the proposed expansion of the public safety hangar. Chairman Edds praised the new look for the Airport and said he looked forward to having the new tenant (Aerowood) located in Rowan County.

At Commissioner Greene's request, Ms. Steele discussed the two-year waiting list for hangar space at the Airport.

After a brief discussion regarding the timeline for the bidding and construction, Chairman Edds moved to approve the schematic designs and proposed office layouts for the hangar expansion project. The motion was seconded by Commissioner Klusman and passed unanimously (4-0).

7. VAYA HEALTH UPDATE

This item will be on the next agenda.

8. BUDGET AMENDMENTS

Finance Director Anna Bumgarner presented the following budget amendments for the Board's consideration:

- Rowan Transit – Carryover FY 2019, FY 2020, FY 2021 funding from City of Concord 5310 – Enhanced Mobility for Seniors and Individuals with Disabilities Program. These funds cover Preventative Maintenance for Rowan Transit Vehicles. \$187,389
- Social Services – Received funding for foster care casework visits to promote safe and stable families. Funding Authorizations reflect the actual amount received and may increase or decrease the original budget estimate. \$9,527
- Finance - Recognize reserved funds from FY 2022 for Cooperative Extension. Reserved funds represent money received by a Department for a restricted purpose. Funds that have not been spent by year-end are budgeted for expenditure in the new fiscal year. \$51,293
- Finance - Recognize reserved funds from FY 2022 for Soil and Water. Reserved funds represent money received by a Department for a restricted purpose. Funds that have not been spent by year-end are budgeted for expenditure in the new fiscal year. \$2,767
- Finance - Recognize reserved funds from FY 2022 for Parks and Recreation. Reserved funds represent money received by a Department for a restricted purpose. Funds that have not been spent by year-end are budgeted for expenditure in the new fiscal year. \$29,985
- Finance – Recognize additional Outdoor Education Learning Center Initiative funds awarded to Soil & Water. \$950

- Finance – Contract Encumbrances Expenditures for 911 Funds to appropriate fund balance and expenditures for FY 2022. \$75,877
- Finance – Contract 22400 Compliance Encumbrance Carryover to appropriate fund balance and expenditures for FY 2022. \$95,000
- Finance – Contract Encumbrances Expenditures to appropriate fund balance and expenditures for FY 2022. \$2,378
- Finance – Contract Encumbrances Expenditures to appropriate fund balance and expenditure for FY 2022. \$109,265
- Finance – Recognize FY '23 revenue and to use for expenses. \$490
- Finance – Recognize FY '23 revenue and to use for expenses. \$480
- Finance – Move expense to cover Vector non-target amounts. Carrying forward the amount from FY '22 to allow for coverage of FY '23 expenses. \$323,000
- Finance – Contract Encumbrances Expenditures to appropriate fund balance and expenditures for fiscal year 2022. \$323,000
- Finance – Carry forward PO 717–Sheriff's Office – Dana Safety Supply. \$17,408
- Finance – Contract Encumbrance Expenditures to appropriate fund balance and expenditures for fiscal year 2022. \$323,000
- Finance - Recognize reserved funds from FY 2022 for Sheriff's Office. Reserved funds represent money received by a Department for a restricted purpose. Funds that have not been spent by year-end are budgeted for expenditure in the new fiscal year. \$372,985
- Finance - Recognize reserved funds from FY 2022 for DSS. Reserved funds represent money received by a Department for a restricted purpose. Funds that have not been spent by year-end are budgeted for expenditure in the new fiscal year. \$1,957,325
- Sheriff – Recognize funds approved for the FY 2019 local JAG Grant and budget the funds to the property equipment expense account. \$11,428
- Finance – Contract 22538 Encumbrance carryover Landfill Fund encumbrances. \$7,875
- Finance – Contract encumbrance carryovers C22506, 22508, 22516. \$34,935
- Finance – Carry forward PO encumbrances. \$280,702
- Finance – Reverse BA entry (BA 01-491) General Fund encumbrances. \$60,160
- Finance – Contract encumbrance carryovers C21479, 22518, 22548, 21457. \$65,869

Commissioner Klusman moved approval of the budget amendments as presented. The motion was seconded by Commissioner Greene and passed unanimously (4-0).

9. CONSIDER APPROVAL OF BOARD APPOINTMENTS

TOWN OF CLEVELAND ZONING AND PLANNING

Mark Benton resigned as an alternate ETJ member on August 24, 2022 and the Board was asked to accept his resignation.

Commissioner Greene moved to accept the resignation of Mr. Benton. The motion was seconded by Commissioner Klusman and carried unanimously (4-0).

Leslie Smith applied to fill the remainder of Mr. Benton's term, which will expire October 31, 2023.

Commissioner Greene moved the appointment of Ms. Smith. The motion was seconded by Commissioner Klusman and carried unanimously (4-0).

ROWAN COUNTY HOUSING AUTHORITY

Luther Gene Beaver, Jr. applied for reappointment. In order for Mr. Beaver to be reappointed, the Board needed to waive the term limits established in the Resolution that governs the advisory board appointment process.

Commissioner Greene moved to waive the term limits followed by a second from Commissioner Caskey. The motion carried unanimously (4-0).

Commissioner Greene moved the reappointment of Mr. Beaver. The motion was seconded by Commissioner Caskey and passed unanimously (4-0).

The term was for five (5) years and would expire August 31, 2027.

JUVENILE CRIME PREVENTION COUNCIL (JCPC)

- William "Andy" Downs applied to fill the vacant seat for a member of the Faith Community. The term will expire June 30, 2023 at which time he would be eligible for reappointment.
- Rebecca Saleeby notified the JCPC Secretary that she will be returning to work in September. Since Ms. Saleeby's schedule will be changing, the Board is asked to remove Ms. Saleeby from her seat as a member of the General Public.
- Melanie Hassler and Jordan Waller applied to fill two (2) General Public seats. The term ending dates for these seats are different. If the applicants are approved, the Board will need to designate which applicant will serve a term to expire on June 30, 2023. The other applicant's term will expire June 30, 2024.

Commissioner Klusman moved to accept the resignation of Ms. Saleeby and to appoint Mr. Downs, Ms. Hassler and Ms. Waller. The motion was seconded by Commissioner Greene and passed unanimously (4-0).

Commissioner Greene moved Ms. Waller be appointed to fill the seat set to expire June 30, 2024. Ms. Hassler's term would expire June 30, 2023. The motion was seconded by Commissioner Klusman and carried unanimously (4-0).

LOCAL EMERGENCY PLANNING COMMITTEE (LEPC)

The Fire Marshal notified the Clerk to the Board that the LEPC voted at its July 21, 2022 meeting to seek the Commissioners approval for another Public Safety seat. This would take the LEPC from 27 positions to 28 and the added seat would be filled by a 911 representative. Currently, only law, fire, EMS and EM are represented. The added seat will provide for all divisions of emergency services to have representation.

Chairman Edds moved to approve the additional Public Safety seat on the LEPC. The motion was seconded by Commissioner Klusman and passed unanimously (4-0).

NURSING HOME ADVISORY COMMITTEE

Robbie Pickrel applied for reappointment and if approved, the term will expire on July 31, 2025.

Commissioner Greene moved the reappointment Ms. Pickrel. The motion was seconded by Commissioner Klusman and carried unanimously (4-0).

TOURISM DEVELOPMENT AUTHORITY

- Vivian Hopkins applied for reappointment (she fills the county attraction seat). If reappointed, Ms. Hopkins term will expire August 31, 2024.
- There are two (2) vacant county lodging seats. Applications were received from Kimberly Morgan (Hampton by Hilton) and Therese Henderson (Courtyard by Marriott). In order for Ms. Henderson to be appointed, the Board was asked to waive the residency requirement since she lived in Davidson County. The terms for both applicants would expire August 31, 2024.

Chairman Edds moved to waive the residency requirement for Ms. Henderson. The motion was seconded by Commissioner Greene and passed unanimously (4-0).

Commissioner Klusman moved the reappointment of Ms. Hopkins and the appointment of Ms. Morgan and Ms. Henderson. The motion was seconded by Commissioner Caskey and carried unanimously (4-0).

10. ADJOURNMENT

There being no further business to come before the Board, Commissioner Klusman moved to adjourn at 4:04 p.m. The motion was seconded by Commissioner Greene and passed unanimously (4-0).

Respectfully Submitted,

Carolyn Barger, MMC, NCMCC
Clerk to the Board