

YADKIN COUNTY BOARD OF COMMISSIONERS
REGULAR SESSION MINUTES
Tuesday, September 6, 2011

The Yadkin County Board of Commissioners met in Regular Session on Tuesday, September 6, 2011, in the Yadkin County Human Services Building (Commissioners' Meeting Room), 217 East Willow Street, Yadkinville, NC.

Present were:

Chairman Kevin Austin
Vice Chairman Frank Zachary
Commissioner Gilbert Hemric
Commissioner David Moxley
Commissioner Marion Welborn

Staff present: Interim County Attorney, Bobby Sullivan; County Manager, Aaron Church; and Deputy Clerk to the Board, Tanya Gentry.

INVOCATION led by County Manager Aaron Church.

CALL TO ORDER by Chairman Austin at 9:01am.

PLEDGE OF ALLEGIANCE led by Chairman Austin.

ADJUSTMENTS TO/ADOPTION OF THE AGENDA

Consent Agenda item #8, Approve Increase in DSS Interpreter Hours and Budget Amendment, was moved to Board Action and the pre-audited budget amendment was added to it. **Commissioner Moxley made a motion to adopt the agenda with the noted changes. Commissioner Welborn second. Vote: 5/0.**

PUBLIC COMMENTS

- 1) Danny Tulbert of Buck Shoals addressed the Board. He presented the Board with pictures he had taken along Buck Shoals Road. He stated there is a lot of traffic on this road and that it is unsafe. There are culverts near the sides of the road. It needs to be upgraded and made safer.
- 2) Danny Smith of the Boonville Fire Department addressed the Board. He asked that an agreement be made with the County to allow the fire department to access the County's CAD system through computers in their trucks.

Chairman Austin closed the Public Comments portion at 9:19am.

APPROVAL OF MINUTES

Vice Chairman Zachary made a motion to approve all sets of minutes. Commissioner Hemric second. Vote: 5/0.

REPORTS/REQUESTS OF THE BOARD

- 1) Secondary Road Improvements Program. William Gallman of the NCDOT addressed the Board. Yadkin County's anticipated allocation for the FY11/12 year is \$924,504.25. These funds will be used to pave unpaved roads, to do spot improvements, and to perform as needed maintenance on state maintained secondary roads. The secondary roads are ranked based on the characteristics of the road. Some of the criteria that is looked at to set the priority of the secondary roads is traffic

counts; the number of businesses, Church's, and homes that are located on the road; is it a school bus route; and is it a through road or a dead end road. This year the State plans to do paving on sections of four Yadkin County roads. Two alternate roads were chosen for paving in the event that one or more of the priority roads cannot be paved. There is no work scheduled for Buck Shoals Road at this time but Mr. Gallman offered to review the data collected on it and he also stated he would be willing to meet Mr. Tulbert and look at the areas of the road that are of concern to him. He requested that there be a Public Hearing now and stated that the Hearing had been advertised as required in the local paper. Chairman Austin opened the Public Hearing at 9:40am.

- a. Danny Tulbert stated that secondary road 1132 has been graded twice but work still needs to be done on it. The kudzu grows over the road and keeps needing to be removed. There is a person with health issues on that road and it needs to be well maintained.
- b. Patty Steelman asked for information about Bell Schoolhouse Road, one of the roads chosen as an alternate. Mr. Gallman stated that the data showed there are 4 homes on that stretch of road; it is a bus route; and the traffic count shows 60 cars a day.

Chairman Austin closed the Public Hearing at 9:45am. The Board will not take any action on this matter today.

- 2) Fibertite Report. Jerry Pepon of Fibertite addressed the Board. The company he works for provided the material that is on the Courthouse roof and he provided the Board with a sample of it. This material has been in use for approximately 40 years so it is not a new product.
- 3) Forsyth Rooter Service Report. Thomas Barber of Forsyth Rooter Service addressed the Board. This company did the camera work and testing of the drains on the Courthouse roof. The pipes themselves don't appear to be rotting or have any holes in them but some drainage issues were found. They do not have a repair estimate at this time.

CONSENT AGENDA

Consent Agenda item #8 was moved to the Board Action. **Commissioner Welborn made a motion to approve the consent agenda with the noted change. Vice Chairman Zachary second.**

Vote: 5/0.

- 1) Budget Amendment to Adjust CJPP Funds.
- 2) Budget Amendment to Transfer unused Health Dept. QI Grant Funds from FY10/11 to FY11/12.
- 3) Budget Amendment to Carry Forward Adoption Incentive Funds for DSS.
- 4) Authorize Finance Officer to Pay Jimmy R. Lynch Invoice and Approve Budget Amendment.
- 5) Authorize County Manager to Negotiate a Professional Services Contract with Munis.
- 6) Authorize Surry Children's Center to Apply for Department of Juvenile Justice and Delinquency Prevention JCPC Level 2 Grant.
- 7) Authorize Payment for Installation of Handicap Ramp for CAP Client.
- 8) Moved to Board Action.
- 9) Approve Unfreezing of Three Positions in Sheriff's Office and Authorize Them to be Filled.
- 10) Approve Contract with Benjamin Harding for Title Search and Certification Services.
- 11) Approve Contract with Hollar and Associates for Surveying Services.
- 12) Approve Lease Agreement with Children's Center of Surry, Inc.
- 13) Appoint Annette Hennings to the Yadkin County Jury Commission and Approve Paying Members of the Jury Commission \$150.00.
- 14) Reappoint Charles Collins to the Board of Adjustment.
- 15) Activate the Watershed Review Board and Make Appointments as Requested.

PUBLIC HEARING/ACTION TO SET PUBLIC HEARING

- 1) Set a Public Hearing and Overview for the Rural Operating Assistance Program (ROAP). ROAP is a state funded public transportation grant program. It includes the Elderly and Disabled Transportation Program (EDTAP), the Employment Transportation Assistance Program (EMPL), and the Rural General Public Program (RGP). The County receives the grant and YVEDDI

assists in the application process and management of the grant. **Commissioner Moxley made a motion to set a public hearing for the Rural Operating Assistance Program (ROAP) on September 19, 2011 at 7:00pm in the Board of Commissioners Room. Commissioner Hemric second.**
Vote: 5/0.

BOARD ACTION

- 1) Approve Authorization for Change in Services #1 for the Yadkin County Jail Addition. Glenn Ware addressed the Board. The top 2 to 3 feet of soil will need to be removed because it is spongy and new soil will need to be brought in. Pre-loading the site will have to be done and doing it now will save approximately 1.5 to 2 months of time during the construction phase. The County will need to hire a Special Inspector to monitor the pre-loading of the site and perform tests. RFP/RFQ's can go out for a Special Inspector. **Commissioner Welborn made a motion to approve Authorization for Change in Services #1 for the Yadkin County Jail Addition. Commissioner Hemric second.**
Vote: 5/0.
- 2) Approve Contract with ePlus. Daniel Settle addressed the Board. The contract with ePlus will provide Yadkin County with an enterprise backup solution that can backup all of the data on the virtual and physical servers. This system can be used for disaster recovery. **Vice Chairman Zachary made a motion to approve moving forward with the ePlus contract and authorize the County Manager to sign it, pending County Attorney approval. Commissioner Welborn second.**
Vote: 5/0.

Vice Chairman Zachary made a motion to extend the meeting. Commissioner Moxley second.
Vote: 5/0.

RECESS

Recess began at 11:00am and ended at 11:20am.

Vice Chairman Zachary made a motion to remove Item #2, Appointment for the Board of Health, from Board Vacancies/Appointments. Commissioner Moxley second.
Vote: 5/0.

County Manager Church asked that Item #4 be removed from Board Action. **Commissioner Moxley made a motion to remove Item #4, Award Asbury Church Road Water System Improvements Contract, from Board Action. Commissioner Hemric second.**
Vote: 5/0.

BOARD ACTION

- 3) Approve Contract with Blue Cross/Blue Shield for Dental and Medical Insurance. These contracts are for the County employee's dental and medical insurance benefits. The FY11/12 budget already includes funding for these services. **Vice Chairman Zachary made a motion to approve the agreements with Blue Cross and Blue Shield of North Carolina, subject to Attorney review, and authorize the County Manager to execute them. Commissioner Welborn second.**
Vote: 5/0.
- 4) Removed from Agenda.
- 5) Authorize County Manager to Send Out RFQ's for General Services. The County Manager requested approval to send out RFQ's to firms that can perform general services for the County on an as needed basis. The firms who respond to the RFQ and are chosen will sign a contract with the County for services that are not to exceed \$15,000.00 a year. When an emergency repair is needed, one of these firms can be contacted to do the work. Liability issues will be covered

because there will be a contract in place. **Commissioner Welborn made a motion to authorize the County Manager to send out RFQ's for General Services. Commissioner Moxley second.**

Vote: 5/0.

- 6) Approve LOGO for Yadkin County. **Vice Chairman Zachary made a motion to approve the Yadkin County LOGO. Commissioner Hemric second.**

Vote: 5/0.

- 7) Budget Amendment for Parks and Recreation. The revenues have increased but the Parks and Recreation department was under budgeted and additional funds need to be appropriated. This budget amendment will allow for needed repairs and maintenance of the pool and park areas and it will increase the operations budget. **Commissioner Moxley made a motion to approve the budget amendment for Parks and Recreation. Commissioner Hemric second.**

Vote: 5/0.

- 8) Approve Increase in DSS Interpreter Hours and Budget Amendment. The DSS interpreter needs to work at least some hours 5 days a week. An additional 8 hours is needed to allow the interpreter to go from 3 days a week to 5 days a week. The Social Services Board approved the increase in hours. **Vice Chairman Zachary made a motion to allow the DSS Interpreter hours to increase from 24 hours to 32 hours a week and approve the budget amendment appropriating \$7,711.00. Commissioner Moxley second.**

Vote: 5/0.

CALENDAR NOTES

- 1) September 22, 2011 - Employee Picnic at County Park from 11:00am-1:00pm.
- 2) October or November, 2011 – Leadership Retreat.
- 3) December 21, 2011 – Employee Christmas Luncheon at Union Cross Friends Meeting House.

MANAGER'S REPORTS/BOARD ACTION

- 1) Unauthorized Invoices. There are some invoices for work that was done without a contract. The work was not authorized and the invoices cannot be paid without Board approval. The invoices will be submitted to the Board for approval on a later Agenda.

MANAGER'S BUDGET AMENDMENTS / NO ACTION REQUIRED

- 1) Parks and Recreation (\$1,000.00). Funds were needed for vehicle maintenance.
- 2) Soil and Water (\$800.00). Funds were needed to repair the no-till drill.

BOARD VACANCIES/APPOINTMENTS:

- 1) Nursing Home - Adult Care Home Community Advisory Committee has 2 Vacancies.
- 2) Removed from Agenda.

COMMISSIONER COMMENTS

Commissioner Moxley thanked those who attended the meeting. He thanked Mr. Tulbert for coming.

Commissioner Hemric thanked everyone for coming. He thanked those who spoke at the meeting and stated citizens can make a difference in what goes on.

Commissioner Welborn thanked everyone for coming. It was a good day to attend the meeting due to the weather.

Vice Chairman Zachary thanked the citizens who came to the meeting. He stated he had personally spoken with Mr. Tulbert about Buck Shoals Road and he agrees that something needs to be done. He appreciated the input the citizens gave on the Secondary Roads Improvement project.

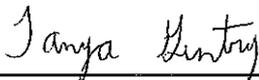
Chairman Austin stated that Mr. Tulbert's coming today would have more effect than any of them would have on what the NCDOT may do to improve Buck Shoals Road. He thanked Mr. Tulbert for coming. He thanked the emergency services personnel for their response in his community on Friday. Two of his elderly neighbors had tree damage that blocked their driveways. The Yadkinville Fire Department, specifically Bryan Southard and Weston Parks, was very helpful to those people. He complimented Eddie Weatherman and Keith Vestal on the jobs they are doing in emergency situations. They are doing a great job.

Chairman Austin made a motion to go into Closed Session pursuant to (1)(3)(4)(5)(6) NCGS 143-318.11(a) in order to discuss Personnel Matters and to Protect Personnel Information that is Confidential under NCGS 153A-98, to discuss the potential Location or Expansion of Industries or other Businesses in the County, to Establish the County's Negotiating Position for Acquiring Real Property and to Instruct the County Staff on that Position, and to have a Privileged Consultation with our County Attorney including about several lawsuits: Yadkin County vs. Yadkin County Board of Adjustments, James Davis Arnold, Eddie Dean Arnold, and William Turner Arnold; NC Baptist Hospital vs. Hoots Memorial Hospital; and the Town of Jonesville vs. Mary G. Gray, the Town of Jonesville vs. Dallas G. Ball, the Town of Jonesville vs. Bobby Martin, and the Town of Jonesville vs. Jerry W. Holcomb. Commissioner Welborn second.

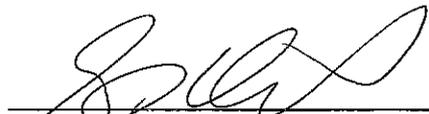
Vote: 5/0.

After a motion to come out of Closed Session was made and the Board was in Open Session, **Commissioner Welborn made a motion to adjourn. Vice Chairman Zachary second.**

Vote: 5/0.



Prepared by Tanya Gentry
Deputy Clerk to the Board



Kevin Austin, Chairman
Yadkin County Board of
Commissioners

9/19/2011

Date approved by the Yadkin County Board of Commissioners