

MINUTES
DAVIE COUNTY BOARD OF COMMISSIONERS
MONDAY, FEBRUARY 2, 2009

The Davie County Board of Commissioners met in regular session at 6:00 p.m., Monday, February 2, 2009 in the Commissioners' Room, Davie County Administration Building, 123 South Main Street, Mocksville, NC.

Commissioners Present:

Chris Anderson, Chairman
Richard B. Poindexter, Vice-Chairman
Mark S. Jones
Kennon A. "Ken" White

Commissioners Absent:

Bobby H. Knight

Others Present:

Beth M. Dirks, County Manager
James J. Stockert, Deputy County Manager
Sally W. Smith, County Attorney
Henry P. "Hank" Van Hoy II, Attorney (Attended portion of closed session)
Brenda B. Hunter, Clerk to the Board

Chairman Anderson called the meeting to order.
Commissioner Jones gave the invocation.
Chairman Anderson led in the Pledge of Allegiance.

Resolution Honoring the Students and Faculty of Davie County High School:

Commissioner Poindexter made a motion to adopt a resolution honoring the students and faculty of Davie County High School for their contributions and service to the county through civic and charitable projects as per resolution incorporated as part of the minutes. Commissioner Jones seconded the motion. The motion passed 4 to 0.

Attachment A

On behalf of the Board of Commissioners, Commissioner Poindexter presented a framed resolution to Mr. Jeff Wallace, Principal of Davie High School, Ms. Elizabeth Bustle, Science Teacher at Davie High School, and Miss Emily Bates, Senior at Davie High School.

Closed Session: Commissioner Poindexter made a motion to enter into closed session at 6:13 p.m. to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body and to discuss the case of Novant Health, Inc. and Forsyth Memorial Hospital, Inc. d/b/a Forsyth Medical Center versus Davie County and Davie County Emergency Health Corporation, pursuant to NCGS 143-318.11 (a)(3). Commissioner White seconded the motion. The motion passed 4 to 0.

The Board entered into regular session at 7:15 p.m.

Chairman Anderson called for a short recess.

Chairman Anderson reconvened the meeting at 7:17 p.m.

Consent Agenda: The following change was made to the consent agenda – Item No. J3: Davie County Agricultural Advisory Board - The terms of Mr. Wade Dyson and Mr. Henry Walker were extended until June 30, 2009.

Chairman Anderson presented the following items on the consent agenda:

- A. Approval of the Minutes** – Commissioner Poindexter made a motion to approve the minutes of the January 5, 2009 meeting. Commissioner White seconded the motion. The motion passed 4 to 0.
- B. Tax Reports, Releases and Refunds** – Commissioner Poindexter made a motion to approve the tax reports, releases and refunds for the period of December 15, 2008 through January 14, 2009 as incorporated as part of the minutes. Commissioner White seconded the motion. The motion passed 4 to 0.

Attachment B

- C. Authorization to Advertise List of Unpaid 2008 Taxes that are Liens on Real Property** – Commissioner Poindexter made a motion to grant the Tax Administrator authorization to advertise the list of unpaid 2008 taxes that are liens on real property pursuant to NCGS 105-369(a). Commissioner White seconded the motion. The motion passed 4 to 0.
- D. Authorization to Proceed with Enforced Tax Collection** – Commissioner Poindexter made a motion to grant the Tax Administrator authorization to direct the Sheriff to make executions against personal property of any Davie County taxpayer for unpaid taxes pursuant to NCGS 105-367(b). This includes all unpaid and legally due taxes for the calendar year 2008 and all prior years. Commissioner White seconded the motion. The motion passed 4 to 0.
- E. Bad Debt Write-Offs** – Commissioner Poindexter made a motion to authorize the following bad debts be written off. Commissioner White seconded the motion. The motion passed 4 to 0.

Emergency Medical Services	\$246,487.09
Health Department	
Clinic	33,979.32
Environmental Health	2,730.00
Development Services	16,315.40
Library (cost of non-returned books)	9,676.97
Water	15,644.20

(Most debts were incurred on or before December 31, 2007, and collection attempts have been made throughout 2008. General Statutes will allow up to three (3) years for collection, and in the event services are rendered to these individuals, payment of back debts will be required.)

- F. Proclamation in Support of the 2010 Census** – Commissioner Poindexter made a motion to approve a Proclamation in Support of the 2010 Census as per proclamation incorporated as part of the minutes. Commissioner White seconded the motion. The motion passed 4 to 0.

Attachment C

- G. Revised Records Retention and Disposition Schedule for Sheriff's Office** – The North Carolina Department of Cultural Resources has published a revised Records Retention and Disposition Schedule for County Sheriff's Offices.

Commissioner Poindexter made a motion to approve the revised Records Retention and Disposition Schedule for the Sheriff's Office. Commissioner White seconded the motion. The motion passed 4 to 0.

- H. Increase EMS Rates to Coincide with the 2009 Medicare Allowable** – Commissioner Poindexter made a motion to approve the request to authorize Davie County EMS to charge the 2009 Medicare Allowable for those services that are currently being charged at a lower rate. Commissioner White seconded the motion. The motion passed 4 to 0.

Attachment D

I. Equipment Deletions

- 1. Public Utilities** – Commissioner Poindexter made a motion to approve the deletion of a 2001 Ford Ranger (VIN1FTYR15UX1PA35034) from the county's fixed asset inventory and authorize the vehicle to be sold at public auction. Commissioner White seconded the motion. The motion passed 4 to 0.

J. Appointments

- 1. Davie County Juvenile Crime Prevention Council** – Commissioner Poindexter made a motion to appoint Ms. Suzanne Wright, Health Director, to serve on the Davie County Juvenile Crime Prevention Council. Commissioner White seconded the motion. The motion passed 4 to 0. (Term expiration 06/30/09)
- 2. Davie County Board of Equalization and Review** – Commissioner Poindexter made a motion to make the following appointments and re-appointments to the Davie County Board of Equalization and Review. Commissioner White seconded the motion. The motion passed 4 to 0.

Appointments – Mr. Steve McMahan to serve as a regular member
(Term expiration 02/28/2011)
Ms. Wendy Gallimore to serve as an alternate member
(Term expiration 02/29/2012)

Re-Appointments – Mr. Jim Eaton, Mr. Paul Folmar, and Ms. Dianne Snipes as
regular members (Term expirations 02/29/2012)
Mr. Kenneth Mason as an alternate member
(Term expiration 02/29/2012)

- 3. Davie County Agricultural Advisory Board** – Commissioner Poindexter made a motion to appoint Mr. Greg Hoover, Mr. Andrew Meadwell and Mr. Frankie Singleton to serve as *ex officio* members on the Davie County Agricultural Advisory Board and to extend the terms of Mr. Wade Dyson and Mr. Henry Walker until June 30, 2009. Commissioner White seconded the motion. The motion passed 4 to 0.
- 4. Liaison to the Piedmont Triad Partnership Board** – Commissioner Poindexter made a motion to appoint Commissioner Ken White to serve as Davie County's liaison to the Piedmont Triad Partnership Board. Commissioner White seconded the motion. The motion passed 4 to 0.
- 5. CenterPoint Human Services Board** – Commissioner Poindexter made a motion to re-appoint Mr. Brad Jones to serve on the CenterPoint Human Services Board. Commissioner White seconded the motion. The motion passed 4 to 0. (Term expiration 04/01/2012)

K. Budget Amendments/Transfers – Commissioner Poindexter made a motion to approve Budget Amendments No. 50 (Library), No. 51 (DDVS/RCC), No. 52 (DDVS/RCC), No. 53 (Social Services), No. 54 (Social Services), No. 55 (Health), No. 56 (Health), and Budget Transfers No. 37 (Public Utilities), No. 38 (Public Utilities) and No. 41 (Public Building/Senior Center). Commissioner White seconded the motion. The motion passed 4 to 0.

Public Comments:

There were no public comments.

Staff Reports:

Mr. James J. Stockert, Deputy County Manager, reported on the following items:
(1) Cooperative Extension and the Agricultural Advisory Board hosted a kickoff for the Voluntary Agricultural District on Thursday, January 22, 2009 at the Davie County Public Library. Approximately 75 people attended the event. **(2) Davie County Home Health** has attained accreditation through the Accreditation Commission for Health Care, Inc.

Ms. Beth Dirks, County Manager, reported on the following item: **(1) Davie County Public Utilities** have initiated a new meter reading process in order to better serve water and/or sewer customers.

Old Business:

None

New Business:

None

Commissioners' Comments:

Commissioner White referenced a letter received from a citizen regarding alleged complaints and accusations that certain commissioners had broken the law, and alleged secret meetings involving commissioners and school board members. He explained that he attended a meeting in Charlotte, at the invitation of Chairman Anderson, to hear a presentation from an architectural firm that is known for designing schools that are practical and safe, at a cost of 25% below the normal building costs.

Commissioner White stated that he felt transparency, and being above board, is critical and that if it is found that he has broken the law, he would resign his seat.

Commissioner White read an e-mail message between Ms. Beth Dirks, County Manager, and David Lawrence, with the School of Government, regarding commissioner attendance at other public meetings. A copy of the message is incorporated as part of the minutes.

Attachment E

Commissioner Jones stated that he would like for the commissioners to be considerate of the economic times, and during the budget process look at a revenue neutral tax rate.

Adjournment: Commissioner Jones made a motion to adjourn at 7:38 p.m. Commissioner Poindexter seconded the motion. The motion passed 4 to 0.

Brenda B. Hunter, Clerk
Board of Commissioners

Christopher W. Anderson, Chairman
Board of Commissioners