

**Montgomery County Commissioners Meeting
October 18, 2005 ~ 6:00 p.m.**

**Chairman – William D. Maness
Vice Chairman – Sally M. Morris
Commissioner – Dolon W. Corbett
Commissioner - R.C. Bostic
Commissioner – George H. Knight, Jr.
County Manager - Lance Metzler
Finance Officer – Cathy S. Baxter
Clerk to the Board – Laura B. Morton
County Attorney – Russell J. Hollers**

The Montgomery County Board of Commissioners met in a regular session on Tuesday, October 18, 2005, at 6:00 p.m. in the County Commissioners Assembly Room. A full board was present. *Chairman Maness called the meeting to order and the following was heard:*

Invocation

Rev. Jeffery Ray of First Wesleyan Church in Troy gave the invocation.

Approval of the Minutes

A motion was made by Commissioner Corbett to approve the minutes. The motion was seconded by Commissioner Bostic. The motion carried unanimously to approve the minutes with the suggested changes.

Public Forum

No one spoke during the public forum.

Presentation

County Finance Officer Cathy Baxter presented the County Financial Statement to the Board.

Commissioner Corbett asked how the financial statement compares to last year. Mrs. Baxter said she didn't know, but she would provide that information. Chairman Maness said he would like to see the comparison as well.

Commissioner Bostic asked about the footnote under the water fund. Mr. Metzler said he would find out and report back.

Commissioner Corbett said the Board should get this every quarter. Mr. Metzler agreed.

Mrs. Baxter requested feedback from the Board regarding the layout of the financial statement. Chairman Maness said we will probably change it some to get it the way we want it.

Mrs. Baxter asked the board how often they would like to see a financial statement. Chairman Maness said monthly.

County Manager's Report

County Manager Lance Metzler gave the following report:

Contract with Moseley Architects

Mr. Metzler said I have spent a reasonable amount of time negotiating with Moseley Architects on the contract between us. The lump sum for the design and construction oversight is \$420,000. The sum for transitioning staff from the existing jail to the new jail is \$47,000 (SOP, introduce equipment, etc). The sum to design and oversee the Sheriff's facilities is \$70,000 (addendum to the contract because it was not officially discussed that he would be located there). The Sheriff would like to stay in his existing facility due to the close proximity of the Courthouse. The total for design, construction oversight and transition is \$517,000. We have \$240,000 set aside for this project. The contract would be over two fiscal years. The remaining \$277,000 would come from the fund balance, included in next year's fiscal budget or be included in the loan amount to construct the jail. I recommend that the Board of Commissioners allow me to execute the contract and direct the Finance Director to determine the appropriate manner to cover the \$277,000 that we have not allocated for the jail.

A motion was made by Commissioner Knight to approve the contract with Moseley Architects. The motion was seconded by Commissioner Morris. The motion failed 2-3. (Voting for the motion was Commissioner Knight and Commissioner Morris. Voting against the motion was Commissioner Bostic, Chairman Maness, and Commissioner Corbett).

Commissioner Bostic said he wanted to wait until after the Colorado trip.

Chairman Maness said he would like more time to think about the issue of moving Sheriff's Department or keeping it where it is. He also requested this be on the next agenda.

Commissioner Corbett was concerned about the addendum to the contract and needed more information before making a decision.

Surrounding Counties Health Insurance Coverage

Mr. Metzler said one of the Board members requested he find out from other localities what their policies are regarding county employee health insurance coverage. He said this is for information only.

Chairman Maness asked who requested this information. Mr. Metzler said Commissioner Corbett.

Amendment to the Personnel Policy

A motion was made by Commissioner Corbett to approve the amendment to the Personnel Policy. The motion was seconded by Commissioner Morris. *The motion carried 4-1 to approve the following amendment:* (Voting for the motion: Commissioner Corbett, Commissioner Morris, Commissioner Bostic, and Chairman Maness. Voting against the motion: Commissioner Knight.)

Investigatory suspension (*non-disciplinary suspension*) with pay may be used to provide time to investigate, establish facts, and reach a decision concerning an employee's status in those cases where it is determined the employee should not continue to work pending a decision. The maximum length of time for investigatory suspension is 30 calendar days unless extended. If an extension beyond the 30 days is required, written notice must be given to the employee. The employee must use any accumulated leave prior to salary compensation. If the employee is found able to return to work in their previous capacity then he/she will be given those accumulated hours that were used back subject to the approval of the County Manager and his/her Department Head.

Voting against the motion was Commissioner Knight. Mr. Knight was opposed to the amendment because if a person is on leave without pay it should be just that, unless a person can choose to use vacation or sick time.

Request to Change Meeting Date in November

The Board agreed to have two meetings in November. The meeting dates will be November 1 and November 29.

ALCOA Boat Tour

Mr. Metzler announced the ALCOA Boat Tour has been rescheduled and the Board will be informed of the date and time when it is announced.

Capital Improvement Meeting

Mr. Metzler announced a work session to be held on November 1 to discuss the county's capital improvement needs. He said Susan Hamilton, Cooperative Extension Director, would also be there to give a presentation.

He also stated he would like to set up a joint meeting of the County Commissioners and the Planning Board to discuss parliamentary procedure and planning issues.

Coast Guard Auxiliary Report

Mr. Metzler said we have been in contact with the Bakers and Cingular regarding the Coast Guard Auxiliary placing a repeater on the Eldorado Water Tank. Neither have a problem with the installation of the repeater as long as it does not interfere with the other phone tower.

Chairman Maness asked if this would cost anything. Mr. Metzler said no.

Montgomery County National Incident Management System Ordinance

Mr. Metzler presented the Montgomery County National Incident Management System Ordinance to the board. He said the Department of Homeland Security requires this ordinance with grant funding. He also said it is necessary for the board to set a public hearing date.

A motion to set the public hearing for November 29 was made by Commissioner Corbett. Commissioner Bostic seconded the motion and it carried unanimously.

Closed Session

A motion was made by Commissioner Bostic and seconded by Commissioner Corbett to recess the regular session, and go into closed session to discuss personnel issues under the provisions set forth in N.C. General Statute Section 143-318.11.

The board returned out of closed session with nothing to report. Commissioner Corbett made a motion that nothing was discussed in closed session other than personnel issues and he also made a motion to adjourn the closed session. Commissioner Morris seconded the motion. The motion carried unanimously.

William D. Maness, Chairman

Laura B. Morton, Clerk to the Board