

**Montgomery County Commissioner's Meeting  
March 7, 2006**

**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 L. 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, March 7, 2006 at 6:00 p.m. in the Commissioner's Assembly Room. Commissioner Bostic and Commissioner Knight were absent due to a National Conference in Washington, D.C. *Chairman Maness reconvened the meeting and the following was heard:*

**Invocation**

Rev. Thomas Andrufski gave the invocation.

**Public Forum**

Mr. Jack Carroll, Chairman of the Lake Tillery Advisory Committee appeared before the board. He gave the Board an update on the meetings the committee recently had. The committee met on February 17 to consider the response of VK Development. On February 23, the committee met with Ajay Kuttemperoor.

Mr. Carroll wanted to make sure the board understood that since the conception of the Lake Tillery Advisory Committee, business has been conducted above board and in an open and frank manner. We presented the same proposal to VK Development that was blessed by this Board of Commissioners. This was discussed on November 22 in an open matter. I would be hesitant to modify what we are doing.

He said he believes the last meeting was productive. I would have appreciated more from Ajay Kuttemperoor (i.e. fire trucks, condominiums). Mr. Carroll said I was happy to receive the survey that we provided to the committee.

There are two issues listed as a first concern: traffic generated and recreation on the lake as well as the height of the condominiums. He said I recommend that we continue working with VK Development and hopefully accommodating will be made.

He said Mr. Kuttemperoor wants to continue to firm up his information about the fire protection in the lake area.

The Committee has requested a business plan from VK Development and they have said it would be between 1 - 1 ½ years before it is complete.

Mr. Carroll said we need to stay strong, unified, and continue on and hopefully we will receive some accommodations. He said we will stay in contact with the County Manager.

Chairman Maness asked when the next meeting is. Mr. Carroll said we haven't set one. Chairman Maness asked what the next step is for the committee. Mr. Carroll said there are a couple of areas we need to look at. Fire protection is one of them. He said it may be appropriate to draft a straw man's and asked the Fire Marshall for his opinion. I think this would be good to have for the next meeting. The minimum requirement for the State now is sprinklers; it is a possibility that this is not adequate. We also may have an incident where someone has to be rescued from the fifth floor. We may not have enough water to fight a fire. Mr. Carroll said there are also concerns of public safety and liability.

Chairman Maness said I am sure there is much more.

Commissioner Corbett said they did agree with the Committee's concerns about rental units.

Mr. Carroll said I have been very concerned with the opening statement about the meetings. The meetings have been frank, direct, and transparent in all its dealings.

### **Consent Agenda**

In a motion made by Commissioner Corbett, seconded by Commissioner Morris, and so the motion carried unanimously to approve the following consent agenda items:

- Budget Amendment – Social Services BA 47/06 – \$900.00
- Budget Amendment – Governing Body BA 48/06 – \$5,611.00
- Set Public Hearing Date for ROAP for April 4, 2006

### **Approval of the Criminal Justice Partnership Program Grant**

Sheriff Jordan presented the Criminal Justice Partnership Program Grant to the Board of Commissioners for approval. He said we need the County Government's signature. This is the application to continue the Day Reporting Center, which provides services for intermediate and probationary offenders. The grant is for \$61,271. Chairman Maness asked if this grant requires matching county funds. The Sheriff said no, but wanted to say the county does provide office space and some office support.

In a motion made by Commissioner Corbett, seconded by Commissioner Morris, and so the motion carried unanimously to approve the Criminal Justice Partnership Program Grant.

### **Windemere Point Project**

Jason Caviness, Public Utilities Director was present to request funding for the Windemere Point Project. He explained that on March 7, 2000 the County tapped on a 2" line into Windemere Point, which eliminated the old well site at Swift Island. Mr. Caviness said from my understanding the County would take over the existing water system inside of Windemere Point at that time. We have been reading the meters inside there since March 7, 2000. The County does not own the site the well house and pressure tank is on, but the water is still feeding thru the tank as if it was still a well.

In January, a resident called the Division of Water Quality about low pressure. J.D. Monroe responded to the call and came by to see us. We went out to Windemere Point's well site,

where Mr. Monroe explained that he had to turn this in to the Tank Division of the Division of Water Quality. He also recommended that we take the tank out of the system as soon as possible to reduce liability for any problems with this tank. If we do not change the system fee, the rules that we would be under would be like that of a community well system. This would be more testing and routine inspections on a site the County does not own.

Mr. Caviness said he has spoken with Tim Carpenter on this matter and he agrees with Mr. Monroe on running a 6" line up the entrance of Windemere Point and connecting to the existing 4" line in the road and abandon the tank site. Mr. Carpenter also said this would get rid of losses in the existing system boosting pressure to the community. We would also set a hydrant just before the connection to the 4" line giving them some fire protection. Mr. Monroe said he would be able to fast track the water improvement plans for us through the state.

Mr. Caviness said it would cost a not to exceed amount of \$24,000.

*Pictures of the tank site are as follows:*



This is the abandoned well house.



This is the pressure tank.



Chairman Maness asked if the County could be reimbursed for this amount from the grant money the county is requesting from the State. Mr. Metzler said we can check on this for the board.

Commissioner Morris said in the packet the amount was \$19,375, she asked which amount is accurate. Mr. Caviness said the not to exceed amount of \$24,000 is the accurate figure.

Commissioner Corbett asked Mr. Caviness if his staff could do the work. He responded yes, but it would take longer. Mr. Metzler asked how much longer and Mr. Caviness said I wouldn't know that until we started digging. Chairman Maness said would you mind taking this project on, I would rather do it in house if possible. Mr. Caviness said we could do it.

Chairman Maness said I know you have found a lot of problems since the County took the Water Department back in house.

Commissioner Morris asked how long do we have? Mr. Caviness said Mr. Monroe did not give us a deadline, he only said get it done as soon as possible.

Commissioner Corbett said I would personally rather take this on ourselves. Chairman Maness asked the Board how they felt about approving the not to exceed amount of \$24,000.

A motion was made by Commissioner Corbett, seconded by Commissioner Morris, and so the motion carried unanimously to approve the not to exceed amount of \$24,000 with Mr. Caviness and his team doing the work.

### **Request for New Social Services Van**

Mr. Lance Metzler, County Manager and Mr. Jim Sanders, DSS Director presented a request to purchase a used van for the Department of Social Services. Mr. Sanders explained that in their budget request for next fiscal year they had planned to request two new vehicles to replace the current ones, but immediate repairs are necessary. Mr. Sanders said that Friendly Chevrolet has a 2005 Chevrolet 3500 Extended Van (GMAC fleet vehicle) with less than 20,000 miles for \$17,000.

Mr. Sanders said this problem isn't anything new, we have struggled with maintenance on these vehicles for a long time, now we have a major problem. He explained that the county would be able to be reimbursed 50% of the cost of the vehicle, maintenance, etc., it is just a matter of turning in the paperwork.

Mr. Metzler said that we would have to use it from our fund balance first, then send in a request for reimbursement.

Chairman Maness asked about the other vans. Mr. Sanders said those would be sent to surplus.

In a motion made by Commissioner Corbett, seconded by Commissioner Morris, and so the motion carried unanimously to approve \$17,000 for the purchase of the minivan at Friendly Chevrolet with the understanding the County will be reimbursed for 50%.

### **County Manager's Report**

***Mr. Lance Metzler presented the following report:***

#### **Request Received for Purchase of Property**

Ms. Lisa White, with Barbee Realty, has approached the County to purchase a piece of property to square up her property. In your packet is a map showing a gray area, which they own, and a white dotted area, which the County owns (where the water tank is in Biscoe). The reason is that she wants to sell or lease the property to some commercial users. She said that it looks more appealing square up. The purchaser is a Todd Lemonds, which Lisa is representing. It is estimated to be .15 of an acre and she is offering \$5,000 for the property. As you are aware, we have to advertise before selling any public property.

After evaluating the request, I do not see that this would impede on County operations now or in the future. If the Commissioners are interested in selling the property then I would recommend that you go through the sealed bid process.

In a motion made by Commissioner Morris, seconded by Commissioner Corbett, and so the motion carried unanimously to authorize the County Manager to advertise for sell of the property.

#### **Approval for Agent of Record**

I requested, at the last Commissioner's meeting, that you consider allowing Cristy Gupton with Colonial Insurance. She is a native of Montgomery County and the County has worked with her for several years on other insurance services. Her services will not cost the County anything. I recommend that the Commissioners allow Mrs. Gupton to act as the County's Agent on Record for our Health Insurance this year.

In a motion made by Commissioner Morris, seconded by Commissioner Corbett, and so the motion carried unanimously to appoint Cristy Gupton with Colonial Insurance as the County's Agent of Record.

#### **National County Government Week**

The National Association of Counties is asking that all Counties take part in celebrating National County Government Week from April 23 to the 29. NACo wants the 3,066 counties to spread the word about what local government provides to our citizens and how hard our employees work. NACo asks that we provide facts to our citizens, open the door to the public, be involved with the schools, and meet with our legislatures so that we can get the most for each of our counties. I ask that Commissioners consider adopting the following proclamation proclaiming the week of April 23 to April 29 National County Government Week.

*Mr. Metzler read the following proclamation:*

**NATIONAL COUNTY GOVERNMENT WEEK**  
**APRIL 23 – 29, 2006**  
**Protecting Our Communities**

America's counties provide a variety of essential services. Many of these services work to protect our communities.

Counties protect residents from natural disasters, terrorist attacks, crime and drug abuse. Counties are the first to respond to emergency situations and are primarily responsible for planning for disasters. Counties also work to protect families, children and youth.

There are 3,066 counties in the United States, collectively responsible for the well being of more than 250 million residents.

Counties provide services that make America's communities stronger, safer places to live and raise families. Counties police our streets, fight fires, save lives in hospitals, keep families healthy, repair bridges, plow snow, help troubled youth, train laid-off workers, and perform countless other jobs.

Counties have a long history of providing critical services. County governments are the citizen's local government voice, providing solutions that bring communities together.

In recognition of the leadership, innovation and valuable service provided by our nation's counties:

Now, therefore, be it resolved by Montgomery County, North Carolina hereby proclaims April 23 – 29, 2006 as National County Government Week.



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William D. Maness, Chairman

Attest:

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Laura B. Morton  
Clerk to the Board

In a motion made by Commissioner Corbett, seconded by Commissioner Morris, and so the motion carried unanimously to approve the above proclamation.

### **Emergency Medical Services**

Mr. Metzler said as you are aware, we received notification on February 24<sup>th</sup> that First Health intentions were to not renew the contract with the County. The County has two options: we can go with another provider or the County to provide the service. We have sent out Request for Proposals (RFP) to various providers and await a response. We are working with First Health at the same time to secure that equipment from them for our use. Our demographics are changing throughout the County and we are evaluating the most appropriate areas to strategically place our base stations.

### **Fire Districts**

Wadeville is currently evaluating the possibilities of establishing a fire tax district for their area. In the process, they brought to my attention that the boundaries for most of or fire district cut through property. The boundaries are supposed to follow natural boundaries such as rivers and roads or property lines. I have asked our GIS employee to modify the existing map of the fire districts for the Commissioner's consideration. I have also asked that he work with the

Montgomery County Fire Commission prior to our discussions with the Board. This is just an information item in case any of your constituents ask you about it.

**Update on Upcoming Meetings**

You have two calendars in the front of your packet that provides you with upcoming meetings for the County. If you have any questions about the meetings then please let me know.

**Badin Lake Fire Tax District Board**

Mr. Vic Yarborough no longer desires to serve on the Badin Fire Tax Committee. The Commissioners need to replace him with another citizen. We need to advertise for the position first. I am seeking the Commissioner's approval to advertise for this position.

There being no further business the meeting adjourned.

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William D. Maness, Chairman

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Laura B. Morton, Clerk to the Board