

Surry County Board of Commissioners
Meeting of January 22, 2019

The Surry County Board of Commissioners met at 6:00 p.m., January 22, 2019. The meeting was held in the Commissioners' Meeting Room, Historic Courthouse, Dobson, N.C.

Board members present for the meeting were Chairman Van Tucker, Vice-Chairman Larry Johnson, Commissioner Bill Goins, Commissioner Eddie Harris, and Commissioner Mark Marion.

Others present for the meeting, at various times, were:

Sandy Snow, Assistant County Manager
Johnny Easter, Development Services Director
Kim Bates, Planning Director
Sarah Bowen, Finance Officer
Kristy Preston, DSS Director
Stephanie Conner, Communications Director
Edwin Woltz, County Attorney
News Media

Chairman Tucker called the meeting to order, welcomed everyone and thanked them for their attendance of the first meeting to be held in the Historic Courthouse since its recent renovation. Chairman Tucker discussed a timeline of the County Government Board meetings and locations dating back to 1770.

Chairman Tucker recognized elected officials including District Attorney Ricky Bowman, Clerk of Court Neil Brindle, Honorable Judge Bill Southern, and other distinguished guests and thanked them for their attendance.

Each Commissioner spoke and thanked everyone in attendance of the historic meeting and thanked the people involved in the renovations project.

Commissioner Goins delivered the invocation and led the Pledge of Allegiance. The East Surry High School ROTC presented the colors followed by the Surry Central High School Chorus singing the National Anthem.

Chairman Tucker thanked everyone for the beautiful presentation.

Chairman Tucker requested the Board review and approve the agenda, adding one additional item to be presented by Judge Angela Puckett.

Upon motion of Commissioner Goins, seconded by Commissioner Johnson, the Board voted unanimously to approve the January 22, 2019 amended agenda.

Chairman Tucker requested the Board consider the minutes of the January 7, 2019 meeting as presented. Upon motion of Commissioner Marion, seconded by Commissioner Harris, the Board voted unanimously to approve the minutes as written.

Chairman Tucker requested the Board consider the consent agenda with one additional item from the Finance Officer, as requested by the Sheriff's Office.

Upon motion of Commissioner Harris, seconded by Commissioner Marion, the Board voted unanimously to approve the amended consent

agenda as follows:

Request from the County Manager:

- Approve the following from the Tax Department:
 1. Total releases for the month ending 12/31/18 in the amount of \$2,900.13.
 2. Total refunds for the month ending 12/31/18 in the amount of \$5,429.35.
 3. Total NCVTS tag and tax refunds for the month ending 12/31/18 in the amount of \$354.80.
 4. Total real and personal property discoveries for the month ending 12/31/18 in the amount of \$10,025.45.
 5. Total EMS, EMD, and EMS-MC additions for the month ending 12/31/18 in the amount of \$124,524.91.
 6. Total EMS, EMD, and EMS-MC refunds for the month ending 12/31/18 in the amount of \$1.40.
 7. Total EMS, EMD, and EMS-MC releases for the month ending 12/31/18 in the amount of \$3,890.30.
 8. Total EMS, EMD, and EMS-MC collections for the month ending 12/31/18 in the amount of \$40,147.08.

Requests from the Assistant County Manager:

- Approve the purchase and installation of two Trane packaged gas packs for the Health and Nutrition Center in the amount of \$12,225.
- Approve to continue the NACD grant as submitted by Tony Davis, at no cost to the County.

Requests from the Budget & Performance Director:

- Approve Budget Amendment #12:

<u>ACCOUNT CODE</u>	<u>DESCRIPTION</u>	<u>PREVIOUS AMOUNT</u>	<u>CHANGE</u>	<u>REVISED AMOUNT</u>
<u>GENERAL FUND</u>				
<u>EXPENDITURES</u>				
<u>Judicial Center Building</u>				
1054185 53010	Building & Grounds Maint.	211,150	3,163	214,313
	Increase departmental total	517,360	3,163	520,523
<u>Health Department Building</u>				
1054195 53010	Building & Grounds Maint.	7,000	12,225	19,225
	Increase departmental total	49,715	12,225	61,940
<u>Non-Departmental</u>				
1054199 59545	Departmental Contingency	50,000	(15,388)	34,612
	Decrease departmental total	579,920	(15,388)	564,532
<u>Central Supply</u>				
1054200 56010	Equipment	226,529	(25,000)	201,529
	Decrease departmental total	470,667	(25,000)	445,667
<u>Communications</u>				
1054325 56010	Equipment	26,555	57,481	84,036
	Increase departmental total	1,396,436	57,481	1,453,917
<u>Developmental Services</u>				
1054349 54010	Travel/Training	2,500	28,776	31,276
	Increase departmental total	546,909	28,776	575,685
<u>Environmental Health</u>				
1055181 54010	Travel/Training	20,000	18,856	38,856
	Increase departmental total	703,598	18,856	722,454
<u>Transfers</u>				
1059810 59227	Transfer to Airport	241,364	25,000	266,364
	Increase departmental total	6,297,591	25,000	6,322,591
<u>REVENUE</u>				
1044000 49900	Unencumbered Balance	6,260,408	105,113	6,365,521
	Increase fund totals.	72,868,830	105,113	72,973,943

GENERAL FUND-CAPITAL IMPROVEMENT

EXPENDITURES

2544245	59557	County Reserve	733,610	33,131	766,741
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REVENUE

2544245	49899	Transfer from Capital Project	0	33,131	33,131
		Increase fund totals.	10,384,016	33,131	10,417,147

CAPITAL PROJECT FUND

EXPENDITURES

6054192	59210	Transfer to Capital Improvement	0	33,131	33,131
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REVENUE

6044192	49900	Unreserved Fund Balance	0	33,131	33,131
		No change to fund totals.			

AIRPORT OPERATIONS FUND

EXPENDITURES

8154985	56010	Equipment	0	25,000	25,000
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REVENUE

8144985	49800	Transfer from General Fund	241,364	25,000	266,364
		Increase fund totals.	403,360	25,000	428,360

Requests from the Finance Officer:

- Approve for EMS to write off \$150.00 for run #18-581936. The call was placed by a third-party caller.
- Approve permission for Finance to pay \$1,200.00 to Wake Forest Baptist Health for a psychological evaluation for a pending legal matter, per County Attorney Ed Woltz.
- Approve for the Sheriff's Office to use insurance funds to replace a vehicle that was involved in an accident in December 2018, with notification in January that the vehicle would be a total loss. The Sheriff's Office will use \$22,472.44 to be received for the totaled vehicle and a portion of \$10,000 from an insurance reimbursement from a vehicle accident in 2018 to purchase a vehicle that includes the police package in the amount of \$31,600.

Chairman Tucker declared the meeting to be an open forum and invited members of the audience to address the Board on any matters of civic concern.

There being no public comments, Chairman Tucker closed the public forum.

Kim Bates, Planning Director, discussed the petition for Case #ZCR1183, Conditional Use Rezoning. Mr. Bates presented facts pertaining to the property and advised that the site plan is still pending with the Division of Land Quality; the sedimentation/erosion control plan has not been approved. Mr. Bates added that the Planning Board unanimously recommends approval contingent upon the approval of the sedimentation/erosion control plan.

Chairman Tucker welcomed Attorney Ed Woltz who entered the meeting at this time.

establishments that would bring in revenue to Surry County and open up job creation. Mr. Askins also added that the business owner requesting the rezoning has land nearby on Laurel Springs Church Road of which the majority of the property is used for farming purposes. He feels that large trucks entering Highway 89 from Oak Grove Church Road is too dangerous due to the speed limit in that area.

Paul Harrison, Chief Financial Advisor for Bottomley Enterprises, along with Mitchell Bottomley, President of Bottomley Enterprises, and Tony Chilton, working on project design, addressed the board to speak about the proposed project. Mr. Harrison advised that Bottomley's business has been in Surry and Alleghany counties for approximately 50 years with plans to move all of their business to Surry County, with plans to remain in business for many years to come.

Johnny Easter, Development Services Director, advised that the property is not served by municipal sewer. As discussed with the property owner, they would have to design and install their own sewer system. The possibility of accessing the nearby public sewer main has not been explored.

There being no further comments, Chairman Tucker closed the public hearing.

Upon motion of Commissioner Harris, seconded by Commissioner Marion, the Board voted unanimously to approve the Statement of Consistency.

January 22, 2019:	Surry County Board of Commissioners' Statement of Zoning Consistency and Reasonableness:
Subject:	Case # ZCR1184, a Petition for General-Use Rezoning
Applicant / Owner:	Mitchell Bottomley
Property Description:	Tax Parcel 4989-00-45-7807, 29.06 acres on Oak Grove Church Road, adjoining I-77, Stewarts Creek Township
Requested Reclassification:	From Rural Agricultural (RA) to Manufacturing Industrial (MI)

The subject property is located within an area identified by the County in a Small Area Plan adopted in 2003, to encourage the growth potential at and surrounding the interchanges or I-77, I-74, and West Pine Street (NC89). The property adjoins land to the south already zoned MI and is used for a trucking company. 81 acres to the northeast owned by the applicant is also zoned MI, though the use is still agricultural. The applicant is planning significant expansion of agricultural enterprises in the area with self-contained processing and transportation pieces. The applicant plans to develop the subject property with a trucking facility. County staff entered a recommendation of approval based on consistency with the Small Area Plan, current development patterns and possible future availability of public utilities.

On January 14, 2019 the Planning Board reviewed the zoning petition and voted unanimously (7-0) to recommend adoption of the reclassification to MI as proposed, citing consistency with the Small Area Plan in effect, as well as with the Rural Growth Area designation on the Future Land Use map adopted in 2012 as part of the County's Land Use Plan. One adjoining resident appeared before the Planning Board and expressed opposition to the rezoning proposal,

citing concern over potential impact on his property's value, and over the current transportation infrastructure's capacity to withstand the increased traffic, along Oak Grove Church Road and at the bridge over I-77; though no factual evidence was offered in support of these concerns.

The Board of Commissioners also finds the proposal reasonable based on the above factors and finds further that the reclassification will serve the public interest consistent with adopted plans pertaining to rural and residential development (see *Land Use Plan 2020*, Section 5.4) and will provide for sufficient compatibility with surrounding land uses.

Commissioner Marion asked Mr. Bates if there could be a buffer established. Mr. Bates advised that buffering would be required as per the Zoning Ordinance; however, this property backs up to Interstate 77 and no buffering would be required at the back and front property lines. Buffering would be required along the side property lines if the neighboring property is a residential use.

Commissioner Johnson asked Mr. Bates to explore that the nearby trucking business followed the zoning ordinance guidelines.

Upon motion of Commissioner Johnson, seconded by Commissioner Harris, the Board voted unanimously to approve Rezoning Case #ZCR1184, from Rural Agricultural (RA) to Manufacturing Industrial (MI).

Commissioner Harris thanked Mr. Bottomley for his investment in Surry County.

Commissioner Goins asked that NCDOT be contacted to discuss the width of the roadway.

Chairman Tucker recognized Sheriff Steve Hiatt in attendance.

The Board recognized the following Eagle Scouts.

Troop 412

Chairman Tucker recognized the Honorable Superior Court Judge Angela Puckett in attendance who accepted the certificate for her son, Ethan Robert Puckett, who was unable to attend.

Troop 505

Kenneth Nolan Poindexter

Troop 545

Raymond Jefferson Boaz
Brandon Deon Carter
Landon Gregory Smith

Troop 556

Zachary Jared Bryant

Troop 561

Devin Zachary Hill
Jack Riley Magaraci

Kristy Preston, DSS Director, reported on the following:

- Surry County Department of Social Services Agreement to be signed by DSS Board Members.
- DSS Dashboard for November and December 2018.

Highlights included LIEAP and CIP, Foster Care Visits, and Program Integrity. Challenges still remain due to unreliable data shown on the report for programs live in NC FAST.

- Impacts to DSS from the federal government shutdown.
- General information related to the transformation of Medicaid.
- Implementation of NC FAST for Child Welfare update.
- Facts and data from the Office of Refugee Resettlement related to Unaccompanied Alien Children.

Judge Angela Puckett presented information on Corrisoft, a software program utilizing an ankle bracelet and GPS monitoring system. Judge Puckett was joined by Judge Bill Southern, District Attorney Ricky Bowman, Assistant District Attorney Tim Watson, Clerk of Court Neil Brindle, Sheriff Steve Hiatt, and Chief Deputy Paul Barker. The program would put public safety as a foremost priority and no violent offenders or sexual offenders would be eligible for the program. The District Attorney would give consent for eligibility and judges approval would be required. A member of the Sheriff's Office would monitor compliance. The initial request would be for 25 devices and one position to be under the supervision of the Sheriff's Office and to be a sworn officer.

It was the consensus of the Board for Assistant County Manager Sandy Snow work on finalizing a proposal for implementing the Corrisoft Program and creating a position to monitor the individuals in the program. Ms. Snow will present the request at the February 4, 2019 meeting.

Chairman Tucker explained Sandy Snow, Assistant County Manager, was filling in for County Manager Chris Knopf and Tammy Johnson, Clerk to the Board, who were out due to illness.

Sandy Snow, Assistant County Manager, and Ed Woltz, County Attorney, presented the following Resolution regarding property acquisition by the Mount Airy / Surry County Airport Authority as part of the existing expansion and runway extension. Attorney Woltz was notified by Attorney Hugh Campbell to advise that the City of Mount Airy Board unanimously approved the Resolution on January 4, 2019.

NORTH CAROLINA	}	
	}	RESOLUTION
SURRY COUNTY	}	

Whereas the Mount Airy / Surry County Airport Authority (hereafter "Authority") was established by that Contract And Agreement dated March 7, 1963 between Surry County, a North Carolina body politic and Corporate (hereafter "County") and the City of Mount Airy, a North Carolina municipal corporation (hereafter "City"); and

Whereas, the County and City amended the Contract and Agreement on October 28, 1963 and again on December 18, 1995; and

Whereas, on March 18, 2010, the County and City terminated the original agreement and two amendments in order to establish a new legal framework for a new Airport Authority for the continuous and uninterrupted operation of the Mount Airy / Surry County Airport Authority; and

Whereas, the Authority acquired a number of real property parcels which were funded with state, federal and County funds; and

Whereas, NCGS 63-56(f) limits the Authority's acquisition to a monetary sum fixed by joint agreement of Authority members; and

Whereas the County and City desire to ratify funding and property acquisitions steps previously taken by the Authority.

Now Therefore based upon the foregoing, it is resolved that the County and City agree as follows:

1. The County and City ratify funding and property acquisition steps taken by previous boards.
2. The County and City ratify the acquisition of property described on Exhibit "A" attached hereto and incorporated herein by reference.

Exhibit "A"

Property acquired by the Mount Airy / Surry County Airport Authority

<u>Date</u>	<u>Document</u>	<u>Grantor</u>	<u>Book</u>	<u>Page</u>
1965	Option	R.L. & Pauline Brown	252	345
1965	Easement	D.S. & Lucy B. Cook	257	194
1965	Easement	D.C. & Lula M. Haymore	257	207
1965	Deed	D.C. & Lula M. Haymore	257	209
1965	Deed	Percy C. & R.M. Hundley	257	212
1965	Deed	Harael & Lucy J. Love	257	220
1966	Easement	R.L. & Pauline R. Brown	260	18
1966	Deed	R.L. & Pauline R. Brown	260	22
1966	Deed	D.S. & Lucy B. Cook	261	15
1966	Deed	D.C. & Lula M. Haymore	261	28
1966	Deed	Duke Power Company	262	53
1989	Easement	Mount Airy Surry County Airport Authority	478	1012
1991	Deed	Susie S. Cook & William M. Cook	504	1045
2000	Deed	Joe C. Haymore & Peggy C. Haymore	760	387
2006	Agreement	Mount Airy Surry County Airport Authority	1161	1029
2010	Deed	Kerry Wayne Smith & Angelia Brown Smith	1320	141
2010	Deed	Marco Armenta, et. al.	1345	668
2011	Deed	Billy Lee Brown, et. al.	1354	399
2011	Deed	Billy Lee Brown & Sylvia Jean Brown	1357	1091
2011	Deed	Billy Lee Brown & Sylvia Jean Brown	1357	1094
2011	Deed	Billy Lee Brown, et. al.	1358	1
2011	Deed	Billy Lee Brown, et. al.	1358	6
2012	Deed	Triple J Farm of Pilot Mountain, LLC, et. al.	1398	448
2012	Deed	John Wesley Hunter, II., et. al.	1398	452
2012	Deed	E. Dean Bray, Jr. and E D Bray, Jr.	1414	562
2012	Deed	William W. Cook, et. al.	1422	1086
2012	Easement	William W. Cook, et. al.	1423	197
2013	Deed	Roger Bill Cook & Cathy M. Cook	1437	219
2014	Deed	Philip Douglas Cook, et. al.	1483	661
2014	Deed	Philip Douglas Cook, et. al.	1485	704
2014	Deed	Karen Vanessa Heath, et. al.	1485	1076
2015	Deed	Bannertown Volunteer Fire Department, Inc.	1521	944
2015	Deed	Tonda R. Phillips and Tonda Phillips Hall	1526	389
2016	Deed	Holly Springs Baptist Church of Mount Airy, NC	1569	940
2016	Deed	Ida Mae Cotton and Ida Mae Roark	1579	914
2016	Deed	Estate of James Thomas Love	1580	87

Upon motion of Commissioner Goins, seconded by Commissioner Marion, the Board voted unanimously to approve the Resolution.

Sandy Snow, Assistant County Manager, presented an Active CAD Policy that has been reviewed by the County Attorney, Sheriff's Office, Emergency Services, Communications, and County Administration. Ms. Snow asked Communications Director Stephanie Conner to comment on the proposed policy. This will allow employees and the public access to the basic version of Active CAD on the County website and will protect against any HIPAA violations of

protected information, allowing access only to those needing the information.

Upon motion of Commissioner Goins, seconded by Commissioner Johnson, the Board voted unanimously to approve the Active CAD Policy as presented.

Sandy Snow, Assistant County Manager, asked Don Mitchell, Facilities Director, to present a lease agreement renewal for community center property and facilities between Surry County and Red Hill Community Council and the Yadkin Valley Development District, Inc. (YVEDDI).

Upon motion of Commissioner Harris, seconded by Commissioner Johnson, the Board voted unanimously to approve the renewal of the lease agreement.

Upon motion of Commissioner Marion, seconded by Commissioner Goins, the Board voted unanimously to reappoint Rondale Ratcliff and Joe Cooke to the Mount Airy Planning Board.

Commissioner Johnson updated the Board on attending the Legislative Goals Conference, along with the County Manager.

Upon motion of Commissioner Harris, seconded by Commissioner Marion, the Board voted unanimously to go into closed session for legal matters pursuant to G.S.143-318.11(a)(3), personnel matters pursuant to G.S. 143-318.11 (a)(6), and property matters pursuant to G.S. 143-318.11 (a)(5).

The Board came out of closed session and resumed regular business.

Chairman Tucker updated the Board on the recent Property Committee meeting with Mosely Architectural Firm. Discussions were held on options for possible construction of a new Sheriff's Office/Jail. Mosely will bring back options within a few weeks.

The status of the sale of the Gentry Road property was discussed.

Upon motion of Commissioner Harris, seconded by Commissioner Marion, the Board voted unanimously to adjourn. The meeting ended at 9:30 p.m.

Sandy Snow
Deputy Clerk to the Board