

MINUTES
CHATHAM COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING, JUNE 19, 1995

The Board of Commissioners ("the Board") of the County of Chatham, North Carolina, met in special session in the District Courtroom, located in the Courthouse Annex, Pittsboro, North Carolina, the regular place of meeting, at 7:00 PM, on June 19, 1995.

Present: Chair Uva Holland, Vice Chair Betty Wilson; Commissioners John Grimes, Margaret Pollard, and Henry Dunlap; County Manager Ben Shivar; County Attorney Robert L. Gunn; and Clerk to the Board Sandra B. Lee

The meeting was called to order by the Chairman at 7:05 PM.

AGENDA

The Chairman asked if there were additions, deletions or corrections to the Agenda.

The County Manager asked that a Resolution to Adopt the Interlocal Agreement and to Join the Health Insurance Trust Group Self Insurance Fund for Health, Dental, Life and Disability Risk Sharing be added to the agenda as Item #28 and that Authorization for the Sheriff to sign a contract with a consultant to determine whether it is feasible to locate an antenna on the Governor's Club water tank be added as Item #29.

The County Attorney asked that approval of a Statement of Result of the \$5,300,000 Bond Election and a Resolution authorizing condemnation of a recycling center be added to the agenda as Item #30 and #31.

Commissioner Dunlap asked that Item #32 concerning a collection center policy be added to the agenda.

Commissioner Pollard moved to approve the agenda with the above noted requests. Commissioner Wilson seconded the motion. The motion carried five (5) to zero (0).

CONSENT AGENDA

The Chairman directed the Clerk to the Board to read the Consent Agenda.

Commissioner Grimes moved to approve the agenda with a correction to the listing of the minutes as follows: Board Minutes for Regular Meeting held June 5, 1995; Public Hearing held June 7, 1995; and Workshop Minutes for Meeting held June 1, 1995. Commissioner Wilson seconded the motion. The motion carried five (5) to zero (0).

1. **Minutes:** Consideration of approval of Board Minutes for Regular Meeting held June 5, 1995; Public Hearing held June 7, 1995; Budget Workshop Minutes for Meeting held June 6, 1995

The motion carried five (5) to zero (0).

2. **Tax Releases and Refunds:** Consideration of a request for approval of Tax Releases and

Refunds, copies attached hereto and by reference made a part hereof

The motion carried five (5) to zero (0).

3. **Solid Waste Disposal Fees Paid in Error:** Consideration of a request for approval of refunds for Solid Waste Disposal Fees paid in error, copies attached hereto and by reference made a part hereof

The motion carried five (5) to zero (0).

4. **Resolution #95-23 of Support for the Cape Fear River Program:** Consideration of a resolution of support for the Cape Fear River Program, a copy attached hereto and by reference made a part hereof

The motion carried five (5) to zero (0).

5. **Home and Community Care Block Grant:** Consideration of approval of Home and Community Care Block Grant

The motion carried five (5) to zero (0).

END OF CONSENT AGENDA

PUBLIC INPUT SESSION

There was no one who wished to speak during the Public Input Session.

PRESENTATION BY HENRY PURYEAR

Henry Puryear stated that the Educational Opportunity Center Program (EOC) provides assistance and information to adults who seek to enter or continue a program of post secondary education. He stated that the North Carolina Educational Opportunity Center is one of seventy-four EOC's in the United States; that it is funded by the US Department of Education; that persons living in Person, Caswell, Rockingham, Alamance, Orange, Vance, Granville, Durham, Franklin, Warren, and Chatham Counties; that they are eligible to receive service of the EOC free of charge; that professional outreach counselors assist both traditional and non-traditional students in making career choices and setting educational goals; that the staff provides information concerning admissions requirements and financial aid and assists with the preparation of applications; that counseling and tutorial referral services are arranged for students who elect to attend schools outside the service area; that the center cooperates with other service agencies through an extensive cross referral system to meet the needs of students who are handicapped by physical or emotional problems, education deficiencies or cultural barriers; that the EOC serves as a clearinghouse for information concerning career and educational opportunities and coordinates its resources and staff with those of institutions of higher education and other service agencies; that EOC staff members present programs and workshops concerning the Educational Opportunity Center program, financial aid, college admissions, career choices, special training programs, and other topics for community agencies, civic organizations and special interest groups upon request. He stated that prospective students and others interested in the EOC are encouraged to visit either at JOCCA every Wednesday from 2:00-4:00 P.M. or at the Department of Social Services on Thursdays 11:00 A.M.-1:00 P.M.

EMERGENCY OPERATIONS

Public Hearing

Public Hearing to Rename Public Road: Public hearing to receive public comment on a request to rename public road from Glovers Chapel Road to Glovers Grove Church Road

There was no one who wished to make comment.

Commissioner Pollard moved, seconded by Commissioner Wilson, to rename the public road from Glovers Chapel Road to Glovers Grove Church Road. The motion carried five (5) to zero (0).

CABLETELEVISION FRANCHISE***Public Hearing***

Public Hearing on Goldston CATV Franchise: Public hearing by Goldston CATV for a cabletelevision franchise

Bill Purcell, 2569 Shiloh Church Road, Winston-Salem, NC stated that he would like to expand a little outside of Goldston; that his system was a small one with only 65 subscribers, and that he would like to waive the bond costs.

Commissioner Pollard moved, seconded by Commissioner Dunlap to authorize the County Attorney to prepare a franchise document for the Goldston CATV Company to operate cable service in the area shown in the attached application and in accordance with the provisions of the County franchise ordinance and the company's application, upon condition that Mr. Purcell sign an affidavit that the information found on the financial statement is true and correct from both owners, a copy attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

Commissioner Wilson moved, seconded by Commissioner Dunlap, to waive the bond. The motion carried four (4) to one (1) with Commissioner Grimes opposing.

PRESENTATION BY MARY HAYES HOLMES

Mary Hayes Holmes, State Department of Transportation Highway Commissioner, presented Chatham County's portion of the State Transportation Improvement Plan (TIP) for the next seven years. She passed out a summary which described highway names, designs, total cost, construction start-up, and details on how it is broken down. She encouraged anyone wishing to obtain further details to call the office in Raleigh or her. She listed specific roads in Chatham County and gave dates that the projects were to be completed. She stated that other projects for 1995-96 are as follows: road going into Siler City Health Department; curb, gutter, and sidewalk on Highway #64 in Pittsboro to County Fair Road and to Central Carolina Community College entrance; sidewalk on Highway #64 in Siler City to Chatham Commons Shopping Center; and permanent plantings at Highway #421/64 in Siler City is now complete.

The County Manager thanked Mrs. Holmes for her help and stated that there had been a lot of projects completed ahead of schedule due to her efforts.

PLANNING AND ZONING

Request for a Conditional Use Business District with a Conditional Use Permit by Gregory J.

Todloski: Consideration of a request by Gregory J. Todloski, Feather Hill, Inc. for a conditional use business district with a conditional use permit for landscape design business, lawn and garden shop and horticulture on 17.286 acres on the west side of Hwy. #751 in Williams Township

Commissioner Dunlap moved, seconded by Commissioner Grimes, to recommend that the five findings be made and that the request be approved as requested with the following conditions:

1. An opaque man-made fence shall be erected and maintained along the northern property line of the Fogleman property. The fence shall be a minimum of six feet in height. The fence shall be a minimum of 230 feet in length along the northern property line from the northwestern corner of the Fogleman property. The fence shall extend along the west property line from the northwestern corner of the Fogleman property southward approximately 50 feet or to the existing pines whichever is the lesser distance.
2. The existing entrance driveway shall be improved and maintained to a width of 18 feet for a distance of 280 feet from the intersection of NC #751 so a traffic problem is not created at the intersection of the driveway and NC #751.
3. Any additional buildings shall be set back a minimum of 50 feet from the back or west property line of the Fogleman property.
4. Lighting shall comply with standards of the Chatham County Zoning Ordinance.
5. Any additional drives established along the southern boundary of the property shall comply with applicable US Army Corps of Engineers regulations concerning wetlands.

The motion carried five (5) to zero (0).

Request for Recombination of Lot #14 Vernon Davis Property: Consideration for recombination of lot #14 Vernon Davis Property in Birnam Wood Subdivision off S. R. #1541 (White Cross Road) in Baldwin Township

Commissioner Pollard moved, seconded by Commissioner Wilson, to recommend the plat be granted sketch, preliminary, and final approval. The motion carried five (5) to zero (0).

PUBLIC WORKS

Contract with State Of NC for Water Supply Storage in B. Everett Jordan Lake: Consideration of a request to approve a contract with the State of North Carolina for Water Supply Storage in B. Everett Jordan Lake

Commissioner Dunlap moved, seconded by Commissioner Wilson, to approve the draft contract with the State of North Carolina for the use of a Water Supply in B. Everett Jordan Lake to be reviewed by the County Attorney, a copy attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

Approval of Amendment to Interlocal Agreement: Consideration of a request to approve the Amendment to Interlocal Agreement for the Triangle Area Water Supply

Commissioner Pollard moved, seconded by Commissioner Wilson, to approve the Amendment to

Interlocal Agreement for continuing the Triangle Area Water Supply Monitoring Project, a copy attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

Reclassification of Utilities Service Worker II to Utilities Maintenance Supervisor:

Consideration of approval of reclassification of Utilities Service Worker II to Utilities Maintenance Supervisor

Commissioner Wilson moved, seconded by Commissioner Grimes, to approve reclassification of the Utilities Worker II position to a Utilities Maintenance Supervisor position and to increase the salary of Mr. C. W. Harris, Jr. to \$22,541, effective June 26, 1995. The motion carried five (5) to zero (0).

EMERGENCY OPERATIONS

Reclassification of Administrative Support Specialist III to Emergency Management

Technician: Consideration of approval of reclassification of Administrative Support Specialist III to Emergency Management Technician

Commissioner Wilson moved, seconded by Commissioner Pollard, to approve reclassification of Administrative Support Specialist III position to Emergency Management Technician and to approve salary increase for Janet Scott to \$21,991.00 annually, salary grade 11, step 4. The motion carried five (5) to zero (0).

RECREATION DEPARTMENT

Results of Chatham County Recreation Survey: Presentation of results of Chatham County Recreation Survey

Tracy Burnett, Recreation Specialist, stated that the results of the Chatham County Recreation Survey were not completed at this time. She stated that one survey per household was mailed to approximately 60% of registered voters within the County but pertained to each person living within the household. She explained that pertinent information included: name, township in which they reside, age group within household; and questions asked regarding how important they felt recreation facilities were in Chatham County. Ms. Burnett stated that there were approximately 15,000 surveys mailed; that approximately 500-1,000 surveys had been returned; and that she would have completed results by the next Board of Commissioners' meeting.

Commissioner Grimes asked that Ms. Burnett bring back to the Commissioners the number of questionnaires sent to townships and how many responses were answered by townships, total questionnaires sent out within the County.

Commissioner Pollard asked that Ms. Burnett find out what researchers would consider an appropriate response rate for a mailed survey.

Request to Apply for Land and Water Conservation Fund (LWCF): Consideration of a request to pursue and apply for the Land and Water Conservation Fund (LWCF)

The Manager suggested that the Board delay a decision on this matter until it can be discussed during the Budget Workshops.

BOARDS AND COMMITTEES

Board of Health Reappointments: Consideration of three reappointments to the Chatham County Board of Health

Commissioner Wilson moved, seconded by Commissioner Dunlap, to approve reappointments to the Board of Health as follows: James Schwankl to the physician seat, Tracy Hanner to the veterinarian seat, and Van Romine to the optometrist seat, effective July 1, 1995 through June 3, 1998. The motion carried five (5) to zero (0).

Board of Health Appointment: Consideration of an appointment to fill unexpired public member term

Commissioner Pollard moved, seconded by Commissioner Wilson, to appoint Rachel H. Stevens as a public member to fill the unexpired term of Elva Butler, effective July 1, 1995 through June 30, 1996.

Commissioner Wilson moved, seconded by Commissioner Pollard that the service of Elva Butler to the Chatham County Board of Health be acknowledged in the form of a resolution.

Appearance Commission Appointment: Consideration of an appointment to the Appearance Commission

This appointment is to come before the Board at a later date.

Recreation Advisory Board Appointment: Consideration of an appointment to the Recreation Advisory Board

This appointment is to come before the Board and be made by Commissioner Dunlap at a later date.

Jury Commissioner Appointment: Consideration of an appointment to the Jury Commission

This appointment is to come before the Board at a later date.

Domiciliary Home Care Committee Appointment: Consideration of an appointment to the Domiciliary Home Care Committee

Commissioner Dunlap moved, seconded by Commissioner Grimes, to appoint Bessie Hedrick to the Domiciliary Home Care Committee. The motion carried five (5) to zero (0).

BOARD OF COMMISSIONERS' MATTERS

Year End Budget Amendments: Consideration of approval of budget amendments numbered 44 through 77

Commissioner Grimes moved, seconded by Commissioner Wilson, to approve **Budget Amendments #44-#77**, copies attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

Redistricting Issue: Consideration of a request to set a public hearing on Redistricting

Commissioner Dunlap moved, seconded by Commissioner Pollard, to set July 17, 1995 as the date on which to hold a public hearing on the redistricting issue.

Commissioner Pollard withdrew the second to the motion.

Commissioner Grimes moved, seconded by Commissioner Dunlap, to set August 21 as the date to hold a public hearing on redistricting. The motion carried five (5) to zero (0).

Personnel Ordinance: Consideration of a request to rescind Chatham County Personnel Ordinance as Ordinance and adopt as Resolution

Commissioner Pollard moved, seconded by Commissioner Grimes, to rescind the personnel ordinance adopted September 15, 1986 and all amendments thereto subsequently adopted and to adopt **Resolution #95-24 to Rescind the Personnel Ordinance and Adopt the Chatham County Personnel Policy**, and at each place where the term "Personnel Ordinance" is used in the present document that the same is deleted and the term "Personnel Policy" is substituted in lieu thereof; and each place where the word "ordinance" appears, the same is deleted and the word "policy" substituted therefore. The motion carried five (5) to zero (0).

MANAGER' S REPORTS

Ben Shivar, County Manager suggested that the Board visit the water plant and the new health department building in Siler City.

COMMISSIONER'S REPORTS

There were no reports from Commissioners.

Communications Antenna Removal: Consideration of a request to remove a communications antenna from one facility to another facility

Commissioner Wilson moved, seconded by Commissioner Dunlap, to authorize the Sheriff to sign a contract with a consultant to determine whether it is feasible to locate an antenna on the Governor's Club water tank at a cost, not to exceed \$15,000. The motion carried five (5) to zero (0).

Commissioner Dunlap stated that he had received an answer to his question regarding the collection center policy which was added to the agenda as Item #32. No action was taken.

Commissioner Grimes moved, seconded by Commissioner Pollard, to recess the meeting for five minutes. The motion carried five (5) to zero (0).

Resolution #95-25 To Adopt the Interlocal Agreement and to Join the Health Insurance Trust Group Self Insurance Fund for Health, Dental, Life and Disability Risk Sharing: Consideration of a resolution to adopt the interlocal Agreement and to Join the Health Insurance Trust Group Self Insurance Fund for Health, Dental, Life and Disability Risk Sharing

Commissioner Pollard moved, seconded by Commissioner Wilson, to authorize the County to enter into the contract for the purpose of health insurance and life insurance through the North Carolina Association of County Commissioners Health Insurance Trust provided the contract is consummated on or before July 1, 1995. However, this action is void unless the County is able to obtain health insurance and accidental life insurance from said Trust without being required to obtain other types of insurance offered by the Trust. The motion carried five (5) to zero (0).

Approval of a Statement of Result of Special Election: Consideration of approval of a Statement

of Result of Elections directing that it be filed with the Clerk and that it be published

Commissioner Dunlap moved, seconded by Commissioner Wilson, to introduce and adopt the Statement of Results of Election, a copy attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

Resolution Authorizing Condemnation of Recycling Center: Consideration of approval of resolution authorizing condemnation proceedings for the Recycling Center located in Pittsboro

Commissioner Pollard moved, seconded by Commissioner Grimes, to adopt **Resolution #95-26 Authorizing Condemnation of Recycling Center**. The motion carried five (5) to zero (0).

Commissioner Dunlap reminded the Commissioners of the upcoming Budget Workshops on Wednesday, June 21, 1995 from 6:00-9:00 P.M. and on Thursday, June 22, 1995 from 6:00-9:00 P.M. to be held in the Agriculture Building Conference Room.

ADJOURNMENT

Commissioner Grimes moved, seconded by Commissioner Wilson, that there being no further business to come before the Board, the meeting be adjourned. The motion carried five (5) and zero (0) and the meeting was adjourned at 9:21 P.M.

Uva R. Holland, Chairman

ATTEST:

Sandra B. Lee, Clerk to the Board