

MINUTES
CHATHAM COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
OCTOBER 16, 1995

The Board of Commissioners (“the Board”) of the County of Chatham, North Carolina, met in regular session in the District Courtroom, located in the Courthouse Annex, Pittsboro, North Carolina, the regular place of meeting, at 7:30 PM, on October 16, 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 7:10 PM.

AGENDA

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

Attorney Robert Gunn asked that a Closed Session be added at the end of the agenda for the purpose of discussing litigation of Chatham County versus Phillips.

County Manager, Ben Shivar asked that a personnel item and a property acquisition matter be discussed in Closed Session; that road name “Elmwood Drive” be included in Item #4 as addition #9; and that a discussion of a situation with the East Chatham Rescue Squad in which they have advised the County that they will no longer be able to provide service, effective November 1, 1995, be added as Item #21A.

Commissioner Pollard asked that appointments to the Appearance Commission, Council for Women, and Domiciliary Committee be added as Item #11A, B, and C.

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

CONSENT AGENDA

The Chairman directed the Clerk to the Board to read the Consent Agenda. Commissioner Pollard moved, seconded by Commissioner Wilson, to approve the items listed on the Consent Agenda as read by the Clerk. The Consent Agenda, with the vote on each item is as follows, and was read verbatim by the Clerk to the Board.

1. **Minutes:** Consideration of approval of Board Minutes for Regular Meeting held October 2, 1995 and correction to the Minutes for Regular Meeting held September 18, 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 thereof.

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 thereof.

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

4. **Private Roads:** Consideration of a request for the naming of the following private roads:

- | | | | |
|----|--------------------|----|-----------------------|
| 1) | Bill Ash Road | 5) | Odell Henry Pugh Road |
| 2) | J and J Drive | 6) | Old Cedar Drive |
| 3) | Mack Road | 7) | Quail Ridge Drive |
| 4) | Morning Glory Lane | 8) | Riverbirch Drive |
| | | 9) | Elmwood Drive |

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

5. **Bad Debt Write-Off for General Health Services and Home Health Divisions of the Health Department:** Consideration of approval of bad debt write-off for the General Health Services and Home Health Divisions of the Health Department, a copy attached hereto and by reference made a part hereof.

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

END OF CONSENT AGENDA

PUBLIC INPUT SESSION

Gerald Totten, 108 Petty Road, Siler City, NC, stated that at times, his and those of County Manager, Ben Shivar, have differed but that through perseverance, they had worked through those differences; that he feels the Manager is doing a good job; and that the County is now going in the right direction and pulling together on issues. He wished the Manager good luck and stated that he had enjoyed working with him, and that he will miss him.

RESOLUTION #37-A HONORING BEN SHIVAR

Uva Holland, Chairman, read a resolution honoring the service of Ben Shivar to Chatham County, a copy attached hereto and by reference thereof.

The Manager thanked the Board and staff for the resolution in his honor and stated that it had been a pleasure serving Chatham County. He stated that he has a great deal of regret about leaving; that he feels Chatham County is a great place to live and he has enjoyed it; that he looked at professional opportunities to help make the decision.

PLANNING AND ZONING

Slide Show Presentation Regarding Change and Development in Chatham County: Presentation of a slide show composed by Craven Hudson with the Cooperative Extension Service

Craven Hudson, with the Cooperative Extension Service, presented an interesting slide show showing

the changes and development in Chatham County.

Fines for Violations of County Junk Yard Ordinance: Decision on a request from Carlyle Holder that fines for violation of the Junk Yard Ordinance not be assessed on holidays and weekends

Commissioner Dunlap moved, seconded by Commissioner Wilson, that Mr. Holder be informed that his time period for relief has expired, no decision will be given on his request, and the fines are due as assessed. The motion carried five (5) to zero (0).

Zoning and Ordinance Amendments

Request by Governors Club Limited Partnership for Revisions to the Existing Planned Unit Development: Request by Governors Club Limited Partnership for revisions to the existing Planned Unit Development and addition to said development to include residential, office, and institutional and business uses (Portions of the property are situated on SR #1008, SR #1721, SR #1725, SR #1726, and SR #1727)

Commissioner Pollard moved, seconded by Commissioner Wilson, that the five required findings be made and the request be approved according to revised plans dated September 29, 1995 with the following conditions:

- 1) The maximum overall dwelling units shall not exceed 1702.
- 2) Existing roads shall be upgraded as needed with Governors Club being responsible for their share of improvements. (Twenty feet of additional right-of-way shall be provided by Governors Club for widening of SR #1008 and SR #1726.) A traffic study shall be performed at intervals of nine months to assess needed improvements.
- 3) Prior to construction on the commercial, office, and institutional areas on Polk Parcel 1, the developer shall submit specific site plans for review by the Planning Board and approval by the County Commissioners.
- 4) The external buffers on the Polk property shown on the application as amended shall be owned and maintained by a property owners association, not individual residents. The buffer across from Carolina Meadows shall be landscaped with evergreen plantings.
- 5) Setbacks along the external boundaries and existing State roads shall be as provided in the Chatham County Zoning Ordinance; except that building setbacks along the boundary between the Polk property and the State gamelands shall be forty (40) feet. Other setbacks shall be determined by the design and restrictive covenants for the respective neighborhoods.
- 6) The berm along Edwards Ridge Road screening the Community Center shall be outside the ditch of the road.

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

Request for Conditional Use Permit for Golf Driving Range and Pro-Shop: Consideration of a request by Charles Cooper for a conditional use permit for a golf driving range and pro-shop on 4.6 acres of

the Andrew Burnett property on the north side of SR #1711 (Bynum Ridge Road)

Commissioner Wilson moved, seconded by Commissioner Pollard, that the request be denied as submitted as the Planning Board stated specifically that they did not think findings 3 and 4 could be made. The motion carried three (3) to two (2) with Commissioners Grimes and Dunlap opposing.

Final Plat Review

Request for Preliminary and Final Approval of Baldwin Farm Subdivision: Consideration of a request for preliminary and final approval of Baldwin Farm Subdivision consisting of 8 lots on 12 acres on the north side of SR #1528 (Andrews Store Road) in Baldwin Township

Commissioner Wilson moved, seconded by Commissioner Dunlap, due to the increase in the number of lots served by the private easement, that "Baldwin Farm Road" be improved to the County's private road construction standards and that preliminary and final approval be granted to the plat with approval of the road name "**Baldwin Farm Road**". The motion carried five (5) to zero (0).

BOARDS AND COMMITTEES

Board of Health Appointment: Consideration of an appointment to fill the unexpired Pharmacist seat due to the resignation of Susan Watson on the Chatham County Board of Health

Commissioner Dunlap moved, seconded by Commissioner Grimes, to appoint Willis Lee Whitehead, a licensed pharmacist to fill the unexpired term of Susan Watson effective October 24, 1995 through June 30, 1997. The motion carried five (5) to zero (0).

Appearance Commission Appointment:

Commissioner Pollard moved, seconded by Commissioner Grimes, to appoint Jackie Lee to the Appearance Commission. The motion carried five (5) to zero (0).

Council for Women Appointment:

Commissioner Pollard moved, seconded by Commissioner Wilson, to appoint Raeford Bland and Mark Hewitt to the Council for Women. The motion carried five (5) to zero (0).

Domiciliary Home Advisory Committee Appointment:

Commissioner Pollard moved, seconded by Commissioner Wilson, to appoint Elizabeth Hanes to the Domiciliary Home Care Committee. The motion carried five (5) to zero (0).

BOARD OF COMMISSIONERS' MATTERS

- **Board of Commissioners' Meeting Dates Resolution:** Consideration of the 1996 Calendar for Board of Commissioners' meeting dates

Commissioner Wilson moved, seconded by Commissioner Pollard, to approve **Resolution #95-38 Fixing the Time and Place of Its Regular Meetings for Calendar Year 1996**, attached hereto and by reference made a part thereof. The motion carried five (5) to zero (0).

Pay and Classification Study Proposal: Consideration to approve a contract from the MAPS Group to conduct a pay and classification study for the County

Commissioner Wilson moved, seconded by Commissioner Dunlap, to approve the proposal from MAPS Group to conduct pay and classification study for the County and authorize the County Manager to sign the contract, a copy enclosed hereto and by reference made a part hereof, on behalf of the County. The motion carried five (5) to zero (0).

Proposal for Utility Extension Funding through the Chatham County Business Assistance Policy: Consideration of a proposal for utility extension funding through the Chatham County Business Assistance Policy

Commissioner Pollard moved, seconded by Commissioner Wilson, to approve the County participation in the Cooper-Harris utility extension project in the amount of \$20,000, as a match of the Town of Pittsboro's participation; that the utility extension must be completed to Town standards, dedicated to the Town upon completion (inclusive of right-of-way dedication), and be completed within six months of approval of County funds; County participation will be in the form of payment to Cooper-Harris Ford, after the utility extension project has been completed, approved by the Town of Pittsboro, and documents have been filed to dedicate the sewer line to the Town. The motion carried five (5) to zero (0).

Fingerprinting Fees: Consideration of a request to increase fingerprinting for green card applicants and other individuals seeking civil or security jobs from \$5.00 per person to \$10.00 per person

- Commissioner Dunlap moved, seconded by Commissioner Grimes, to approve the cost of fingerprinting increase from \$5.00 to \$10.00. The motion carried five (5) to zero (0).

- **Ordinance to Prohibit Concealed Weapons on County Property:** Consideration of an Ordinance to Prohibit Concealed Weapons on County Property

Commissioner Wilson moved, seconded by Commissioner Grimes, to adopt **Ordinance #1995-005 Directing the Posting of Signs to Prohibit the Carrying of Concealed Handguns on County Property**. The motion carried five (5) to zero (0).

The Chairman called for a five minute recess at the request of Commissioner Grimes.

Request for Proposals to Contract Out Emergency Medical Services: Consideration of a request for proposals to contract out Emergency Medical Services (Request authorization from the Board to send out RFPs)

Commissioner Wilson moved, seconded by Commissioner Pollard, to approve the Request for Proposals for Emergency Medical Services and authorize staff to proceed with soliciting proposals. The motion carried five (5) to zero (0).

Commissioner Pollard moved, seconded by Commissioner Wilson to appoint the members of the RFP Committee to evaluate the proposals received and recommend a proposal to the Board of Commissioners. The motion carried five (5) to zero (0).

EMERGENCY MEDICAL SERVICES

The County Manager explained that East Chatham Rescue had advised that they will no longer be able to provide emergency medical services in their district effective November 1, 1995. He stated that until November 1st, an arrangement has been made that will be supplemented and will work well; that after that time, it may be a big problem; that because the next Board meeting will not be until November 6th, he asked for authority or an understanding from the Board to make arrangements to provide that service; that a private provider on an interim basis will be looked at to provide that service for that section of the County; that Tony Tucker, Emergency Medical Services Director has made some preliminary contacts and a decision will have to be made regarding additional costs before the next Board meeting.

Commissioner Wilson moved, seconded by Commissioner Pollard, to authorize the County Manager to negotiate a contract for emergency medical services, and to bind and commit funds to cover the service. The motion carried five (5) to zero (0).

Agreement with Chatham County United Chamber of Commerce for Travel and Tourism Services: Consideration of an agreement with Chatham County United Chamber of Commerce for Travel and Tourism Services

Commissioner Pollard moved, seconded by Commissioner Wilson, to adopt the "Agreement for Travel and Tourism Services" with the Chatham County United Chamber of Commerce, a copy enclosed hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

Human Services Transportation Options for Service Delivery: Consideration of recommendation from Chatham Transit Network Board of Directors for provision of Human Transportation Service

Commissioner Wilson moved, seconded by Commissioner Grimes, to approve the service delivery option for human services transportation of contracting out service delivery with oversight provided by a staff contract manager. The motion carried five (5) to zero (0).

MANAGER' S REPORTS

County Manager, Ben Shivar, gave an update on the water treatment plant stating that it appears that it will come on line sometime in November and that the project is essentially on schedule. He stated that four or five proposals had been received that are being currently evaluated for the operation of the plant; that contracting out of services is being looked into for the water treatment plant; that the Public Works Director will provide data on what the County's cost of providing it would be if the County decides to hire its own person.

He stated that the Sewer Feasibility Study will be updated at the November 6, 1995 Board meeting.

He informed the Board that he will provide for the Interim Manager and the Board a detailed outline

with regard to the status of projects.

He stated that the impact fees and the status of the new health department are moving forward as planned.

COMMISSIONERS' REPORTS

Commissioner Dunlap praised the efforts of Tony Tucker, Emergency Operations Director and Renee Dickson, Assistant to the County Manager, for their work on the developing of Emergency Medical Services Requests For Proposals (RFPs).

Commissioner Wilson stated that the workshop scheduled for October 23, 1995 from 3-6 PM in the Byrd's Building Classroom may cause a conflict between legislators coming to the Albert Coates Local Government Center in Raleigh to speak on welfare reform.

After a discussion, Commissioner Pollard volunteered to attend the meeting in Raleigh and then join the workshop which will already be in progress.

CLOSED SESSION

- Commissioner Grimes moved, seconded by Commissioner Wilson to go into Closed Session for the purpose of discussing a personnel matter, property acquisition, and litigation of Chatham County versus Phillips. The motion carried five (5) to zero (0).

REGULAR SESSION

- Commissioner Wilson moved, seconded by Commissioner Grimes, to go out of Closed Session and into Regular Session. The motion carried five (5) to zero (0).

ADJOURNMENT

Commissioner Grimes moved, seconded by Commissioner Dunlap, that there being no further business to come before the Board, the meeting be adjourned. The motion carried five (5) to zero (0) and the meeting was adjourned at 10:53 PM.

Uva R. Holland, Chairman

ATTEST

Sandra B. Lee, Clerk
Chatham County Board of Commissioners