

MINUTES
CHATHAM COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING, DECEMBER 18, 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 7:00 PM, on December 18, 1995.

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

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

AGENDA

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

Commissioner Grimes asked that a Closed Session for the purpose of discussing personnel be added to the agenda as Item #17A.

The Interim County Manager asked that consideration of approval of out-of-state travel for the Chatham County Health Department Nutritionist be added to the agenda as Item #6A.

Commissioner Pollard moved, seconded by Commissioner Grimes, 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 Wilson moved, seconded by Commissioner Pollard, to approve the items listed on the Consent Agenda as ready 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 December 4, 1995 and Closed Session Minutes for December 4, 1995

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

2. **Childhood Lead Poisoning Funds:** Consideration to accept additional State Childhood Lead Poisoning funds in the amount of \$1200, **Budget Amendment #8**

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

3. **Immunization Funds:** Consideration to accept additional State Immunization funds in the amount of \$10,562, **Budget Amendment #9**

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

4. **Family Planning Funds:** Consideration to accept additional State funds in the amount of \$5000 to enable the Health Department to continue to offer long-acting, reversible contraception methods in the Family Planning Program, **Budget Amendment #10**

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

5. **Library Funds:** Consideration to accept additional State funds in the amount of \$12,375 for the Chatham County Libraries, **Budget Amendment #11**

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

6. **Sketch Design Approval for Daniel Ridge East:** Consideration of a request by Randy Voller for subdivision sketch approval for Daniel Ridge East consisting of 6 lots off SR #1532 (Manns Chapel Road) in Baldwin Township

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

END OF CONSENT AGENDA

PUBLIC INPUT SESSION

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

HEALTH DEPARTMENT:

Out-of-State Travel for Chatham County Health Department Nutritionist: Consideration of approval of out-of-state travel for Nutritionist, Sally Shook, to attend a Nutrition Conference in Washington, DC on January 2-5, 1996

Commissioner Pollard moved, seconded by Commissioner Wilson, to approve the out-of-state travel for Sally Shook to attend a Nutrition Conference in Washington, DC from January 2-5, 1996. The motion carried five (5) to zero (0).

“BUY CHATHAM FIRST” PRESENTATION

Diane Gatlin introduced Susan Jabbusch, President of the Chatham County Small Business Association and Jim Jones, President of the Chatham County United Chamber of Commerce, cosponsors of the “Buy Chatham” campaign.

Mr. Jones stated that each day Chatham Businesses and consumers spend millions of dollars on goods and services outside the County. He stated that if just five percent of the money spent outside of the County was spent locally, it would significantly boost the local economy; that the resulting economic growth would create jobs, expand the tax base, reduce the need for increased taxes, improve the school, and provide better service to the communities. He stated that their primary efforts will be to address the needs of Chatham County business, institution, and government purchasers and that the program asks people to 1) Think before they buy out-of-county; 2) Work hard to allow all potential local suppliers the opportunity to earn your business; 3) Recognize all costs in evaluating the competitors; and 4) Buy locally if all things are equal.

Commissioner Pollard moved, seconded by Commissioner Grimes, to donate \$500 from the Economic Development budget to the "Buy Chatham" campaign and place the matter on the January 22, 1995 Board of Commissioners' meeting for further consideration. The motion carried five (5) to zero (0).

PLANNING AND ZONING

- **Request by Sprint Cellular Company for a Revision to the Existing Conditional Use Light Industrial District Conditional Use Permit for a Communications Tower:** Consideration of a request by Sprint Cellular Company for a revision to the existing Dial Call Company Conditional Use Light Industrial District Conditional Use Permit for a communications tower on the Elton Chevalier property on the south side of US #64 in New Hope Township

Commissioner Pollard moved, seconded by Commissioner Wilson, to approve the Planning Board and Planning Department recommendation that the request be approved as submitted and the conditional use permit be revised as requested. The motion carried five (5) to zero (0).

Request by Sprint Cellular for a Conditional Use Light Industrial District and Conditional Use Permit for a Communications Tower: Consideration of a request by Sprint Cellular for a Conditional Use Light Industrial District and Conditional Use Permit for a communications tower on 6.5 acres on the north side of Lystra Church Road in Williams Township

Commissioner Pollard moved, seconded by Commissioner Wilson, to approve the Planning Board and Planning Department recommendation that the five findings five made and the request be approved with the conditions listed below:

1. The tower shall be of a height such that the required FCC painting scheme and lighting are not required but not higher than 200 feet.
2. The tower shall be designed and the company allow (at reasonable rates) other facilities to co-locate on the tower.
3. Buildings shall be a minimum of 100 feet from outside property lines.

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

Request by Southern Golf, Inc. for a Conditional Use Light Industrial District and Conditional Use Permit for Golf Teaching Complex and Driving Range: Consideration of a request by Southern Golf, Inc. for a Conditional Use Light Industrial District and Conditional Use Permit for grounds and facilities for open air games or sports specifically golf teaching complex and driving range on about 15 acres on the south side of US #64 in New Hope Township

Commissioner Grimes moved, seconded by Commissioner Wilson, to approve the Planning Board and Planning Department recommendation that the findings be made and approve the request with the following conditions:

1. A fast growing evergreen variety of trees (such as white pines) be planted along the northern boundary of the golf driving range and along the eastern and western boundary for a distance of approximately 300 feet from the road right-of-way. The trees should be planted at intervals and off-set to provide some natural screening of the lights. There shall be groupings of evergreen and deciduous trees in the front portion of the facility along US #64.

2. The parking area shall be designed to comply with the requirements of the Zoning Ordinance including location and screening. The parking area and front portion of the facility shall be designed to accommodate a future frontage road and such a road shall be allowed by the applicant.
3. A 50 foot setback area shall be maintained on each side of any intermittent or continuously flowing stream crossing the property. This area shall not have herbicides or pesticides applied. If the existing natural vegetation is removed and the area is revegetated an earthen berm or swale shall be installed to direct runoff from the uphill portion of the range to an undisturbed area along the stream.
4. An approved sewerage disposal system permit shall be acquired prior to any ground disturbing activities.
5. The use shall revert back to its original zoning district if ground disturbing activities have not begun within 24 months.
6. A snack bar shall be allowed, provided it is designed to serve the golf facility clients and is open only when the golf facility is operating.

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

Request by Charles Cooper for a Light Industrial Use District and Conditional Use Permit for Golf Driving Range and Pro-Shop: Consideration of a request by Charles Cooper for a Light Industrial Use District and Conditional Use Permit for grounds and facilities for open air games or sports specifically golf driving range and pro-shop on 7.79 acres of the Andrew Burnett property on the north side of SR #1711 (Bynum Ridge Road)

Commissioner Grimes moved to approve the Planning Board recommendation that the findings be made and the request be approved with the additional conditions.

The motion died for lack of a second.

Commissioner Wilson moved, seconded by Commissioner Pollard, that the request be denied. The motion carried four (4) to one (1) with Commissioner Grimes opposing.

Amendment to Section 17 of the Chatham County Zoning Ordinance: Consideration of a proposed amendment to Section 17 of the Chatham County Zoning Ordinance to allow the Planning Board and staff additional time to consider issues on which public hearings have been held

Commissioner Pollard moved, seconded by Commissioner Wilson, to approve the Planning Board and Planning Department recommendation that the Zoning Ordinance be amended as follows:

Page 69 Section 17.3 (A) last sentence - "Completed applications shall be received a minimum of **30 days** prior to the public hearing at which the proposed amendment is scheduled to be heard."

Page 71 Section 17.6 - "Following the public hearing the Planning Department shall prepare an analysis of the application and a recommendation to approve, deny, or defer action on the application. This information shall be presented to the Planning Board **at the next** regular meeting following the

public hearing.”

Page 71 Section 17.7 - **The Planning Board shall consider the amendment at the next regular meeting after the public hearing.** “The Planning Board’s recommendation concerning the disposition of the application shall be forwarded to the Board of County Commissioners.” **The Planning Board has a maximum of three regularly scheduled meetings to consider the request. Failure of the Planning Board to make a recommendation to the Board of County Commissioners following the Planning Board’s third regular meeting shall be considered a favorable recommendation without conditions.**

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

BOARDS AND COMMITTEES

Recreation Advisory Board Appointments: Consideration of appointments to the Recreation Advisory Board by Commissioners Grimes and Dunlap

Commissioner Grimes moved, seconded by Commissioner Wilson, to appoint Ronald Scott to replace Allen Johnson on the Recreation Advisory Board. The motion carried five (5) to zero (0).

Commissioner Dunlap had no nomination.

BOARD OF COMMISSIONERS’ MATTERS

Community Based Alternatives (CBA) Task Force Membership: Consideration of approval of list for CBA membership as recommended by the Task Force

Commissioner Pollard moved, seconded by Commissioner Wilson, to approve the appointments to the CBA Task Force as recommended by the Task Force, a copy of the list attached and by reference made a part hereof. The motion carried five (5) to zero (0).

Reallocation of Community Based Alternatives (CBA) Funding to Dispute Settlement for the Guided Growth Program and Chatham County Together: Consideration of reallocation of Community Based Alternatives (CBA) funding to Dispute Settlement for the Guided Growth Program and Chatham County Together

Commissioner Grimes moved, seconded by Commissioner Pollard to approve the proposals and allocate \$2,195 each to Dispute Settlement and Chatham Together, copies attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

Rate Increase for EMS Services: Consideration of rate increase for EMS services

Commissioner Grimes moved, seconded by Commissioner Pollard, to approve the raising of EMS fees for base rate from \$87 to \$95 and ALS rate from \$132 to \$150. The motion carried five (5) to zero (0).

Triangle J Dues: Discussion of the Chatham County/Triangle J dues

After a discussion regarding a proposed fee increase for Chatham County by Triangle J, Commissioner Dunlap moved to not affiliate with Triangle J at the beginning of the next fiscal year. Commissioner Grimes seconded the motion.

After further discussion, Commissioner Grimes withdrew his second to the motion. Commissioner Dunlap then withdrew the motion explaining, that in his opinion, the Council of Government, especially Region J, is the most unnecessary level of government in the country.

Another discussion ensued regarding the major benefits/services provided by Triangle J with regard to the Geographic Information Services (GIS), Cabletelevision regulation services, and drug testing services.

Commissioner Pollard moved, seconded by Commissioner Wilson, to direct the chairman to vote "no" to a dues increase unless prior to a vote that there is assurance from the Council of Government that additional services are gained of a value equal to the increase in dues. The motion carried four (4) to one (1) with Commissioner Dunlap casting the opposing vote.

AMERICANS WITH DISABILITIES ACT IMPROVEMENTS

- County Attorney, Robert Gunn asked that the issue of bids for the Americans with Disabilities Act (ADA) improvements be added to the agenda. He explained that bids have been received for ADA improvements to County buildings; that the low bid was from Clark Poe in the amount of \$41,705.35; and that action needs to be taken so that the work can get started.

Commissioner Grimes moved, seconded by Commissioner Pollard, to accept the low bid from Clark Poe in the amount of \$41,705.35 and to approve the contract with Clark Poe in that amount, pending review of the contract by the County Attorney and incorporation of his changes, a copy attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

CLOSED SESSION

- Commissioner Grimes moved, seconded by Commissioner Wilson, to go into Closed Session for the purpose of discussing personnel. The motion carried five (5) to zero (0).

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

INTERIM MANAGER' S REPORTS

There were no Interim Manager reports.

COMMISSIONERS' REPORTS

Commissioner Pollard asked that the Board think about asking for a budget from department heads that reflects a status quo budget. She asked what the budget would be if they maintained status quo and what the total cost would be. She stated that State and Federal cuts are coming; and that department heads should have an understanding that local property owners should not be expected to pick up what State and Federal cuts are made in their budgets; and that if the Commissioners might want to consider holding regular meetings in the County's towns at different times during the year.

Commissioner Grimes stated that the handout from the North Carolina Association of County Commissioners entitled "Devolution: Counties Confront the New Federalism" is very informative. He asked if other counties could join in the teleconference so as to lessen the expense for Chatham County.

Commissioner Pollard asked if all departments were aware of anticipated revenue growth.

Vicki McConnell informed the Commissioners that the Tax Listers would be in Siler City every Thursday and Friday in January except for the last week during which they will be there on Monday (29th) and Tuesday (30th).

ADJOURNMENT

- Commissioner Dunlap 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) to zero (0) and the meeting was adjourned at 9:44 P.M.

Uva R. Holland, Chairman

ATTEST

Sandra B. Lee, Clerk to the Board
Chatham County Board of Commissioners