

MINUTES
CHATHAM COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING, JUNE 07, 1999

The Board of Commissioners ("the Board") of the County of Chatham, North Carolina, met in regular session in the District Courtroom, located in Pittsboro, North Carolina, at 10:00 A.M. on June 07, 1999.

Present: Chair Rick Givens; Vice Chair Uva Holland;
Commissioners Margaret Pollard, Gary Phillips, and
Carl Outz; County Manager, Charlie Horne; County
Attorney, Robert L. Gunn; Assistant County Manager,
Renee Dickson; Finance Officer, Vicki McConnell;
and Clerk to the Board, Sandra B. Lee

The meeting was called to order by the Chairman at 10:03 AM.

AGENDA

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

Commissioner Holland moved, seconded by Commissioner Outz, to approve the Agenda. 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 Outz, to approve the items listed on the Consent Agenda as read by the Clerk.

- 1. **Minutes:** Consideration of approval of Board Minutes for regular meeting held May 17, 1999

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

2. **Refunds on Regular Tax Bills:** Consideration of a request for approval of refunds on regular tax bills paid in error, attached hereto and by reference made a part hereof.

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

3. **Tax Releases:** Consideration of a request for approval of tax releases, attached hereto and by reference made a part hereof.

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

4. **Funds Acceptance for Health Department:** Consideration of a request for approval to accept additional funds in the amount of \$18,234 in Smart Start year-end reversions funds for Smart Start programs through the Health Department

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

5. **Funds Acceptance for Health Department:** Consideration of a request for approval to accept additional funds in the amount of \$2,500 for the TeenWorks Teen Center from the Adolescent Pregnancy Prevention Program of the Department of Health and Human Services, Division of Women's and Children's Health

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

6. **Funds Acceptance for Public Libraries:** Consideration of a request for approval to accept additional funds in the amount of \$4,000 to purchase two computers for Internet access by the public

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

7. **Grant Application for Library System:** Consideration of a request by Central NC Regional Library System (Alamance and Chatham Counties) to apply for an LSTA Automation Planning Grant

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

8. **Grant Application for Library System:** Consideration of a request by Central NC Regional Library System (Alamance and Chatham Counties) to apply for a LSTA Enhanced Connectivity Grant

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

9. **Grant Application for Safe Start Initiative:** Consideration of a request for approval of application for federal funding for SAFE START demonstration project in Chatham County with Chatham County as the lead public agency to receive funds to pass through to Chatham County Partnership for Children as the co-applicant private non-profit agency for implementation of the project, if awarded, attached hereto and by reference made a part hereof.

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

10. **Naming of Private Roads:** Consideration of a request for approval to name private roads in Chatham County as follows:

- A. **Cricket Ridge Drive**
- B. **Cora Lane**
- C. **Harrington & Taylor Road**
- D. **Isle of Skye Road**
- E. **Neighbor Lane**
- F. **Terrells Mountain**

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

11. **Final Subdivision Approval of Olde Hardwood Estates Phase One and Two:** Consideration of approval of a request by Henry L. Howard for subdivision final approval of "Olde Hardwood Estates Phase One and Two", consisting of 16 lots on approximately 80.4

acres, off SR #1700 (North Pea Ridge Road), in New Hope Township

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

- 12. **Final Subdivision Approval of The Settlement, Phase One:** Consideration of approval of a request by Builder's Marketing Group for subdivision final approval of "**The Settlement, Phase One**", consisting of 19 lots on 24.282 acres, off SR #1537 (Tobacco Road), in Baldwin Township

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

13. **Final Subdivision Approval of Wright's Grant:** Consideration of approval of a request by Julie Smith for subdivision final approval of "**Wright's Grant**", consisting of 11 lots, on approximately 49.71 acres, off SR #1545 (Chicken Bridge Road), in Hadley Township

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The motion carried five (5) to zero (0).
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END OF CONSENT AGENDA

Commissioner Phillips voiced concern with regard to Item #12 in which 19 lots were approved on 24 acres of land. He stated that the lots were barely over an acre each which included well and septic; that with the fairly high rate of septic failure in the County, he feels that the Board needs to be concerned in the future with approving one acre lots with septic.

PUBLIC INPUT SESSION

There was no one present who wished to make public comments.

PLANNING DEPARTMENT

Zoning Board of Adjustment - Public Hearing

Commissioner Outz moved, seconded by Commissioner Holland, to recess as the Board of Commissioners. The motion carried five (5) to zero (0).

Commissioner Pollard moved, seconded by Commissioner Holland, to convene as the Zoning Board of Adjustment. The motion carried five (5) to zero (0).

Variance Request from the Chatham County Zoning Ordinance: Public hearing to receive public comments by the Chatham County Board of Adjustment by Jim and Eileen Helton for a variance from the Chatham County Zoning Ordinance, Section 10.3 (C), Dimensional Requirements, specifically minimum required side yard, on property located at 229 Windlestraw, Fearington, in Williams Township

The Chairman administered the oath to those in attendance who wished to make public comments.

Mr. Jim Helton, property owner, explained that he and his wife had recently purchased a home in Fearington with the intention of adding a garage. He stated that as they began planning, they

discovered that the best location will require a variance; that they considered alternate locations for the garage, but that the other possible sites were unacceptable; that the only feasible site they found was the side of the house next to the street; that they are connected to the sewage treatment plant and do not have a septic system; that they have received clearance from the Environmental Division of the Health Department; that they live in a restricted covenant community and their request has been approved by the Fearington Homeowners Association.

Commissioner Phillips moved, seconded by Commissioner Pollard, to approve the request for a variance from the Chatham County Zoning Ordinance, Section 10.3 (C), Dimensional Requirements, specifically minimum required side yard, on property located at 229 Windlestraw, Fearington, in Williams Township.

After considerable discussion and advice from Council, the Chairman called for a motion. The motion carried four (4) to one (0), with Commissioner Pollard dissenting.

Commissioner Pollard moved, seconded by Commissioner Phillips, to adjourn as the Zoning Board of Adjustment. The motion carried five (5) to zero (0).

Commissioner Outz moved, seconded by Commissioner Holland, to reconvene as the Board of Commissioners. The motion carried five (5) to zero (0).

PUBLIC WORKS

- **Solid Waste Reduction Assistance Grant:** Consideration of a request to approve the extension to the Solid Waste Reduction Assistance Grant and approve the change in the Scope of Work

Commissioner Outz moved, seconded by Commissioner Pollard, to approve the letter to the State that changes the Scope of Work and the one-year extension to the Solid Waste Reduction Assistance Grant. A copy of the letter is attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

HEALTH DEPARTMENT

Animal Control Supervisor I Upgrade: Consideration of a request for approval to upgrade the position of Animal Control Supervisor I from Grade 13 to Grade 16

Commissioner Phillips moved, seconded by Commissioner Holland, to approve upgrading the position of Animal Control Supervisor I from Grade 13 (Hiring Rate \$24,273) to Grade 16 (Hiring Rate \$28,098). The motion carried five (5) to zero (0).

COUNCIL ON AGING

Home and Community Care Block Grant Committee Budget: Consideration of a request for approval of the Home and Community Care Block Grant Committee recommended budget for 1999-2000

Commissioner Holland moved, seconded by Commissioner Phillips, to approve the Home and Community Care Block Grant Committee Recommended Budget for 1999-2000, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

BOARD OF EQUALIZATION AND REVIEW

Board of Equalization and Review: Consideration of a request for approval of the minutes of the May 3, 1999 meeting of the Board of Equalization and Review and adjournment of the Board of Equalization and Review

Commissioner Phillips moved, seconded by Commissioner Holland, to recess as the Board of Commissioners and convene as the Board of Equalization and Review. The motion carried five (5) to zero (0).

Commissioner Outz moved, seconded by Commissioner Holland, to approve the Minutes of the May 3, 1999 meeting and adjourn the 1999 Board of Equalization and Review. The motion carried five (5) to zero (0). The minutes are attached hereto and by reference made a part hereof.

- Commissioner Pollard moved, seconded by Commissioner Outz, to adjourn as the Board of Equalization and Review and reconvene as the Board of Commissioners. The motion carried five (5) to zero (0).

- The County Manager praised the efforts of Kim Horton, Tax Administrator, and the Tax Office in making their office more customer friendly by accepting credit cards for the payment of taxes. The memo describing the use of credit cards to pay taxes is attached hereto and by reference made a part hereof .

BOARDS AND COMMITTEES

Chatham County Historical Association Appointment: Consideration of a request for appointment to the Chatham County Historical Association Advisory Committee on Travel and Tourism

Commissioner Pollard moved, seconded by Commissioner Holland, to appoint Cindy Edwards, PO Box 364, Pittsboro, NC, to the Chatham County Travel and Tourism Committee. The motion carried five (5) to zero (0).

Economic Development Ex-Officio Member Appointment: Consideration of a request for appointment of one new ex-officio member to the Economic Development Corporation

Commissioner Outz moved, seconded by Commissioner Holland, to appoint Rodger Sauls, PO Box 1551, CPB Suite 2001, Raleigh, NC 27601-1551 to the Economic Development Corporation Board. The motion carried five (5) to zero (0).

Region J EMS Advisory Council Appointments: Consideration of a request for appointments to the Region J EMS Advisory Council

Commissioner Holland moved, seconded by Commissioner Outz, to appoint John Wait (consumer), Tony Tucker (local government), Greg White (provider), and Jim Adams (emergency department) to the Region J EMS Advisory Council. The motion carried five (5) to zero (0).

Adult Care Home Community Advisory Committee Appointment: Consideration of a request for appointment to the Adult Care Home Community Advisory Committee

This appointment was tabled until a later date.

Hearing Officers for Tax Intercept Appeal Hearings Appointments: Consideration of a request for two appointments to fulfill the duties of the Hearing Officer for Tax Intercept Appeal Hearings for Child Support Enforcement cases

Commissioner Phillips moved, seconded by Commissioner Holland, to appoint Carol Roper, 585 Holly Ridge Road, Pittsboro, NC and Judy Thomas, 1665 Pete Thomas Road, Pittsboro, NC, as Hearing Officers for the Tax Intercept Appeal Hearings for Child Support Enforcement cases. The motion carried five (5) to zero (0).

MANAGER' S REPORTS

The County Manager's only business was to inform the Commissioners of the proposed agenda for the afternoon work session as follows:

- 1) **Proposed Agenda for June 7, 1999 Work Session:**
 1. Impact Fees: next steps
 - 2 . County Manager Evaluation
 3. Roles/Expectations Session
 - 4) Housing Status Report (Time permitting)
 - 5) Other

COMMISSIONERS' REPORTS

Deer Season Extension:

Commissioner Outz asked about the status of extending deer season.

Commissioner Pollard expressed interest in promoting a brochure or newspaper article informing farmers what they are allowed to do with regard to the excessive deer population.

Convenience Center ID Stickers:

Commissioner Outz asked about the previously discussed process of placing a sticker on automobile windshields for County resident identification in order to stop illegal use of the County's convenience centers by unauthorized persons.

Joint Meeting with Board of Education:

Chairman Givens stated that Jack Wilkie, Chairman of the School Board had contacted him regarding a joint meeting with the Board of Commissioners. By consensus, Tuesday, June 15, 1999,

was set as the date on which to meet with the Board of Education, at 7:00 PM in the School Administrative Offices, to discuss the use of public property and fees for same.

Courthouse Clock:

Chairman Givens asked for an update on the installation of the clocks to be installed in the courthouse cupola.

Bob Gunn, County Attorney, stated that he had a suggested contract and that the County was waiting on a trust agreement from the clock installer. He further stated that he would follow-up on the issue and report back to the Board.

Commissioner Outz moved, seconded by Commissioner Holland to recess for lunch. The motion carried five (5) to zero (0).

Commissioner Pollard moved, seconded by Commissioner Outz, to reconvene for the work session. The motion carried five (5) to zero (0).

Impact Fees:

After considerable discussion, the Chairman stated that this matter would be discussed further at the afternoon work session.

LUNCH RECESS

Commissioner Pollard moved, seconded by Commissioner Holland, to recess for lunch. The motion carried five (5) to zero (0).

WORK SESSION

- Commissioner Holland moved, seconded by Commissioner Outz, to reconvene the meeting. The motion carried five (5) to zero (0).

CLOSED SESSION

- Commissioner Pollard moved, seconded by Commissioner Phillips, to go out of Regular Session and into Closed Session for the purpose of discussing personnel. The motion carried five (5) to zero (0).

REGULAR SESSION

- Commissioner Phillips moved, seconded by Commissioner Holland, to go out of Closed Session and reconvene in Regular Session. The motion carried five (5) to zero (0).

Manager's Performance Evaluation

An evaluation of the County Manager's work performance was completed by the Board of Commissioners.

RECESS

The Chairman called for a five-minute recess.

Commissioner Pollard moved, seconded by Commissioner Holland, to reconvene the meeting. The motion carried five (5) to zero (0).

CHATHAM COUNTY EDUCATION FACILITIES IMPACT FEE ORDINANCE

After further discussion, Chairman Givens moved to adopt the **Chatham County Educational Facilities Impact Fee Ordinance**, effective June 8, 1999, with the provision that it provide for impact fees to be fixed as follows:

For manufactured homes, the amount of the public school impact fee will be \$-0- per dwelling unit in the Chatham Central High School District; \$1,500.00 per dwelling unit in the Jordan Matthews High School District and \$1,500.00 in the Northwood High School District.

For multifamily residencies units, the public school impact fee will be \$-0- per residential dwelling unit in the Chatham Central High School District; \$500.00 per residential unit in the Jordan Matthews High School District; and \$500.00 per residential unit in the Northwood High School District.

For single family, site-built and modular residences, the amount of the public school impact fee will be \$-0- per residential dwelling unit in the Chatham Central High School District; \$1,500.00 per residential dwelling unit in the Jordan Matthews School District; and \$1,500.00 per residential unit in the Northwood High School District.

The motion carried five (5) to zero (0). A copy of the ordinance is attached hereto and by reference made a part hereof.

Impact Fee Study for Chatham Central School District:

Commissioner Phillips moved, seconded by Commissioner Pollard, to contract with Tischler & Associates, Inc. to prepare a study to determine whether the Chatham Central School District should have an impact fee imposed. The motion carried five (5) to zero (0).

Future Work Sessions:

The County Manager reminded the Board of the scheduled budget work sessions on June 9, 1999 at 2:00 PM and June 10, 1999 at 1:00 PM.

ADJOURNMENT

Commissioner Phillips moved, seconded by Commissioner Holland, 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 4:36 PM.

Rick Givens, Chairman

ATTEST:

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