

MINUTES
CHATHAM COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING, JUNE 15, 1998

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 7:00 P.M. on June 15, 1998.

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

The meeting was called to order by the Chairman at 7:03 P.M.

AGENDA

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

The County Manager asked that consideration of approval to accept Maternal Care Coordination (MCC) Grant Funds awarded to the Health Department be added to the Consent Agenda as Item #11A and that the request by Elton and Evelyn Chevalier for a Conditional Use Light Industrial District with a Conditional Use Permit, Item #17, be removed from the Agenda.

Commissioner Wilson moved, seconded by Commissioner Holland, 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 Grimes moved, seconded by Commissioner Holland, 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 and work session held June 1, 1998

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

2. **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).

3. **Refunds for Solid Waste Disposal Fees and Regular Tax Bills Paid in Error:** Consideration of a request for approval of refunds for Solid Waste Disposal Fees and regular tax bills paid in error, attached hereto and by reference made a part hereof.

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

4. **Private Roads:** Consideration of a request for approval from citizens for the naming of private roads in Chatham County as follows:

- | | |
|---------------------|------------------------|
| 1) Cedar Creek Lane | 6) Pine Needle Lane |
| 2) Elwood Drive | 7) Sourwood Lane |
| 3) Hope Hills Drive | 8) Terrells Creek Lane |
| 4) Jason Glen | 9) Winding Branch Lane |
| 5) Maness Drive | |

5. **Acceptance of Additional School Health Funds:** Consideration of a request to accept additional School Health Funds for the Health Department from the Department of Health & Human Services, **Budget Amendment #96**, attached hereto and by reference made a part hereof.

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

6. **Sketch Design Approval of Collins Ridge:** Consideration of a request by Eric Schwartz, developer, for subdivision sketch design approval of "Collins Ridge" consisting of six (6) lots on approximately 32 acres on SR #1539 (Crawford Dairy Road) in Baldwin Township

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

7. **Sketch Design Approval of Monterrane:** Consideration of a request by C. A. Keisler, developer, for subdivision sketch design approval of "Monterrane" consisting of 19 lots on approximately 91 acres off SR #1700 (Mt. Gilead Church Road)

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

8. **Sketch Design Approval of Falling Waters:** Consideration of a request by C. A. Keisler, developer, for subdivision sketch design approval of "Falling Waters" consisting of 9 lots on approximately 84 acres off SR #1958 (River Forks Road) in Oakland Township

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

9. **Preliminary and Final Approval of Norwood Crossing, Phase 1-B:** Consideration of a request by Chuck Lewis, developer, for MAC Development, LLC for subdivision preliminary and final approval of "Norwood Crossing, Phase 1-B" consisting of 7 lots on 8.716 acres on SR #1536 (Lamont Norwood Road) in Baldwin Township

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

10. **Final Approval of Kentview, Phase II:** Consideration of a request by Van R. Finch, applicant, on behalf of Jesse Fearrington and Earl Thomas, developers, for subdivision final approval of "Kentview, Phase II" consisting of 11 lots on 16.4 acres off SR #1527 (Morris Road) in Baldwin Township

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

11. **Resolution Extending Franchise of Time Warner:** Consideration of a Resolution Extending the Franchise of Time Warner to Operate a Cable Television System in Chatham County, attached hereto and by reference made a part hereof.
- 11A. **Acceptance of Maternal Care Coordination Grant Funds:** Consideration of approval to accept Maternal Care Coordination (MCC) Grant Funds in the amount of \$16,950 awarded to the Health Department, **Budget Amendment #97**

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

END OF CONSENT AGENDA

PUBLIC INPUT SESSION

Michael Manning, 403 Rock Rest Road, Pittsboro, NC, stated that Rock Rest Road is a 2300 foot dead-end road running east to west off the east side of Old Graham Road within Hadley Township and approximately 7.5 miles north of Pittsboro; that there are three residences on the road, as well as a private road, which contains an additional sixteen residences; that this private road, which is approximately two miles long, dead ends on the southwestern bank of the Haw River; that the residents of Rock Rest Road would like the County Commissioners, in the best interest of the residents, to request that the state Department of Transportation either remove State Road #1547 from its paving priorities list or to lower it on its list of priorities for the following reasons: 1) The road serves only three residences, none of which are in favor of paving the road. 2)

The road lies in a sensitive environmental corridor along the Haw River. Paving will add to runoff problems in the watershed as well as inviting environmentally damaging development. 3) Paving the road will divert State resources from more deserving projects. 4) Traffic data collected along the road in 1997 was misleading. Two large houses were under construction during the traffic counting period, temporarily raising the amount of traffic on the road well above its normal amount. 5) Rock Rest Road is a historically significant road, dating back to the late 1700's. Maintaining the road in its current, unpaved condition is an important part of their goal. He presented the Commissioners with a petition requesting that Rock Rest Road be removed from the NC Department of Transportation's list of roads to be paved, attached hereto and by reference made a part hereof.

Jerry Markatos, 800 Rock Rest Road, Pittsboro, NC, stated that he had been managing the maintenance on the private part of the road for over twenty years; that there have been discussions regarding the convenience of having the road paved, but that the consensus has been that the disadvantages of paving would far out-weigh the advantages of not paving the road.

Commissioner Pollard stated that before taking action on the matter, the Board would need to hear from all of the people living on the road by way of a petition since the road has already been placed on the priority list.

PRESENTATION OF DISTINGUISHED BUDGET AWARD

Charlie Horne, County Manager, stated that he was pleased to be able to make the presentation of the 1997-98 Government Finance Officers Association Award to Chatham County; that a lot of hard work went into winning the award, and that the person primarily responsible for heading up the budget team was Reneé Dickson who put a lot of work into making the endeavor an outstanding one.

PLANNING AND ZONING

Public Hearing

Public Hearing on the 1998-99 Communication Tower Plan: Public hearing to receive public comments on the 1998-99 Communication Tower Plan for Chatham County

David LeGrys, Planning Board Chair, reviewed the Chatham County Communications Towers Ordinance, the Telecommunications Act of 1996, ordinance development, key provisions of the ordinance, application review and approval, and the proposed 1998 Tower Plan.. Mr. LeGrys answered questions from the Board regarding the ordinance.

Kevin Taylor, 916 Bynum Road, Bynum, NC, voiced his concerns regarding tower locations within the County.

Commissioner Grimes moved, seconded by Commissioner Wilson, to approve the general search area plan for communication towers. The motion carried five (5) to zero (0).

Zoning and Ordinance Amendment

Amendments to the County Subdivision Regulations: Consideration of approval of amendments to the County Subdivision Regulations concerning subdivision road standards for emergency vehicle turn-arounds

Commissioner Grimes moved, seconded by Commissioner Holland, to adopt the proposed Items 1, 2, 3, and 5 as follows:

1. Page 47 Section 6.3A. – Omit the following [*Italicized*] paragraph

“Public roads which are cul-de-sacs, designed to have one end permanently closed, shall be not more than one thousand (1000) feet long unless necessitated by topography or design considerations. (#15E) This regulation may not be required by the Board of County Commissioners when paved turn-arounds are provided at intervals of one thousand (1000) feet or less. (#15Q) The length of a cul-de-sac shall be measured from the center of the turn-around to the intersection of its center line with the center lines of the connecting non-cul-de-sac street.”

2. Page 44 Section 6.2 C. - Add [*italicized*] language

“(1) Except as specified in these regulations all streets in subdivisions shall be public.

The design and construction of all public streets and roads, including the grading, roadbed, shoulders, slopes, medians, ditches, drainage, driveway entrances to lots, right-of-way and pavement widths, grades, curves intersections and other proposed features shall conform to the respective current standards of the North Carolina Department of Transportation Division of Highways, **except as provided. The minimum cul-de-sac pavement radius for curb and gutter section and shoulder section is 40 feet. The minimum right-of-way radius for curb and gutter section and shoulder section is 55 feet.**”

3. Page 46 Section 6.2 D. (3). - Revised [*italicized*] language

“(h) Private roads that are cul-de-sacs shall have an adequate turn-around which has a

roadbed with a **radius** not less than **forty (40)** feet. The **radius** of the right-of-way of the turn-around shall not be less than fifty-five (55) feet.”

4. ~~Page 47 Section 6.2 D. Add new section~~

~~A. (5) Driveways: Driveways shall be improved such that at a minimum the first 50 feet shall be an all weather travel surface with a minimum clearance of 12 feet wide and 14 feet high.~~

~~B. (5) Driveways: Subdivisions with roads longer than 1,000 feet in length shall have improved driveways designated as turn-around easements at intervals of approximately one every 1,000 feet. Said driveway easements shall be improved such that at a minimum the first 25 feet shall be an all weather travel surface with a minimum clearance of 12 feet wide and 14 feet high. Such improvements shall be made prior to the occupancy of any dwelling on said subdivision lot. Lots with turn-around easements shall be designated on the final subdivision plat.~~

5. Page 48 Section 6.4 B. – Add language

“(3) Easements shall be improved such that the travelway has a minimum clearance of 12 feet wide and 14 feet high and an all weather travel surface. Such improvement shall be made prior to the occupancy of any dwelling on said subdivision lot.”

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

Request by Glenwood Triangle Company, LLC: Consideration of a request by Glenwood Triangle Company, LLC for a revision to the conditional use permit for Cole Park Plaza to allow a school [public or private]

Commissioner Grimes moved, seconded by Commissioner Holland, that the Planning Department and Planning Board recommendation be accepted and that the five findings be made and the request be approved for grades 6-12 in the existing buildings for a period of three school years beginning with the 1998-99 school year. The motion carried five (5) to zero (0).

Request by Elton and Evelyn Chevalier for Amendment to Zoning Ordinance: Consideration of a request by Elton and Evelyn Chevalier for an amendment to the Chatham County Zoning Ordinance, Section 10.7 [Ind.-H. Heavy Industrial District], to allow grinding, screening (sifting and separating of particles), mixing, blending, processing and dyeing of mulch

Commissioner Wilson moved, seconded by Commissioner Holland, to accept the Planning Department and Planning Board recommendation and approve the text amendment be approved. The motion carried five (5) to zero (0).

~~**Request by Elton and Evelyn Chevalier for a Conditional Use Light Industrial District:** Consideration of a request by Elton and Evelyn Chevalier for a Conditional Use Light Industrial District with a Conditional Use Permit for receipt of wood waste materials, storage of mulch, soil, debris and wood waste materials, sales of wood waste products and storage warehouse and yard; and a request for a Conditional Use Heavy Industrial District with a Conditional Use Permit for receipt of wood waste materials, grinding, composing, shredding, mixing, blending, processing, screening (sifting and separating of particles), and dyeing of wood waste materials to produce marketable wood waste products and storage of mulch, soil, and wood waste materials and debris and sales of wood~~

~~waste products, on 7 acres on the south side of US #64 east~~

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This item was removed from the Agenda.

Chatham County 1997 Community Development Block Grant (CDBG) Policies:

Consideration of a request for approval of various policies for adoption on Chatham County 1997 (CDBG) project and Resolution of Commitment to Further Housing

Commissioner Grimes moved, seconded by Commissioner Wilson, to accept the Planning Department recommendation that the various polices previously distributed be adopted with revisions proposed by the contractor in consultation with the Department of Commerce and the County Attorney and adoption of **Resolution #98-19 of Commitment to Further Housing**. The motion carried five (5) to zero (0).

PUBLIC WORKS

Water Line Project: Consideration of a request for Old US #1 NCDOT water line project

Commissioner Grimes moved, seconded by Commissioner Holland, to approve the funding betterment portion of the US #1 water line project with North Carolina Department of Transportation in an amount within 10% of \$26,079.50. The motion carried five (5) to zero (0). The contract is attached hereto and by reference made a part hereof.

Chatham County Courthouse: Consideration of a request to proceed with Chatham County Courthouse exterior painting and wood work repairs

Commissioner Holland moved, seconded by Commissioner Wilson, to award the Courthouse Exterior Painting contract to Parks Painting Company in the amount of \$26,800, contract to include workmen's compensation and liability insurance, subject to approval by the County Attorney, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

Agriculture Building Roof: Consideration of a request to award the contract for replacement of the Agriculture Building roof to Tar Heel Roofing, Inc.

Commissioner Holland moved, seconded by Commissioner Wilson, to award the Agriculture Building roof replacement contract to Tar Heel Roofing, Inc. in the amount of \$29,800.00, subject to approval by the County Attorney, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

By consensus, the Board asked the County Manager to explore the cost of elevating one side of the roof, before re-roofing work begins, to determine if it would be feasible to elevate the roof and if the investment would be worth more in long-term savings.

COUNCIL ON AGING

Home and Community Care Block Grant County Funding Plan: Consideration of approval of adoption of Home and Community Care Block Grant County Funding Plan

Commissioner Grimes moved, seconded by Commissioner Wilson, to accept the Home and

Community Care Block Grant Committee County Budget Plan, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

FINANCE DEPARTMENT

Budget Amendments: Consideration of approval of Budget Amendments #34-95

Commissioner Dunlap moved, seconded by Commissioner Holland, to approve **Budget Amendments #34-95**, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

Accounting Software Purchase: Consideration of a request to approve accounting software purchase

Commissioner Grimes moved, seconded by Commissioner Holland, to approve the purchase of the software with H.T.E., Inc. including the following modules: GMBA (Government Management and Budgetary Accounting), Purchasing/Central Inventory, Payroll/Personnel, Applicant Tracking, Fixed Asset Management, Work Orders/Facility Management, Fleet Management with Interface, Financial Reporting/CAFR, and GUI Interface and finance the purchase for a period of three years. The motion carried five (5) to zero (0). A copy of the contract is attached hereto and by reference made a part hereof.

BOARDS AND COMMITTEES

Animal Control Advisory Committee: Consideration of approval of appointment of a volunteer to fill a vacant unexpired public member seat on the Animal Control Advisory Committee

Commissioner Wilson moved, seconded by Commissioner Holland, to appoint Nancy Schonwalter, 1940 Hanks Chapel Road, Pittsboro, NC, to fill the unexpired vacant public seat on the Animal Control Advisory Committee. The motion carried five (5) to zero (0).

Reappointment of Planning Board Members: Consideration of a request to reappoint five members to the Planning Board

Commissioner Grimes moved, seconded by Commissioner Wilson, to reappoint Burnace Hancock, Jr. and Floy Oldham to the Planning Board. The motion carried five (5) to zero (0).

Commissioner Wilson moved, seconded by Commissioner Holland, to reappoint Susan Strozier to the Planning Board. The motion carried five (5) to zero (0).

Commissioner Pollard moved, seconded by Commissioner Grimes, to reappoint Clara B. Ephriam to the Planning Board. The motion carried five (5) to zero (0).

Chatham County's Child Fatality Prevention Team Appointments: Consideration of appointments of an emergency medical services provider, a parent of a child who died prior to eighteenth birthday, Chatham County Health Department Nursing Supervisor, Minister, Law Enforcement Officers, Chatham County Health Department employee to act as recorder, two citizens to serve on Chatham County's Child Fatality Prevention Team

Commissioner Grimes moved, seconded by Commissioner Wilson to appoint Todd Hatley, Ed

Spence, Cynthia Joyce, Jan Clark, Don Whitt, Glen Hackney, Rosalyn Way, Paige Cox, and Janice Edgerton to service on the Child Fatality Prevention Team. The motion carried five (5) to zero (0).

BOARD OF COMMISSIONERS' MATTERS

Geiger & Associates Contract Renewal: Consideration of a request for renewal of a contract with Geiger & Associates for 1998-99

Commissioner Wilson moved, seconded by Commissioner Holland, to approve the "Proposal for Public Relations and Marketing Programs for Chatham County: July 1, 1998-June 30, 1999. The motion carried five (5) to zero (0).

Reclassifications: Consideration of a request to approve reclassifications

Commissioner Wilson moved, seconded by Commissioner Grimes, the reclassifications , effective July 6th, the first day of the first pay period of the new fiscal year, as follows:

<u>Department</u>	<u>New Position Title</u>	<u>Former Grade</u>	<u>Proposed Grade</u>	<u>Salary Difference</u>	<u>Total Cost</u>
Buildings & Grounds	Buildings & Grounds Coordinator	14	10	0	0
Buildings & Grounds	Maintenance Worker	6	7	439	541
Buildings & Grounds	Maintenance Worker	6	7	439	541
Planning	Administrative Program Support Specialist	9	11		0
Planning	Planning Director	25	26	1,167	1,424
Public Works Administration	Administrative Program Support Specialist	9	11	1,553	1,860
Recreation Department	Recreation Director	13	18	4,848	6,020
Social Services	Income Maintenance Investigator II	12	14	619	747
Waste Management	Administrative Support Specialist	9	11	535	635

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

MANAGER' S REPORTS

The County Manager informed the Board of Commissioners of the following:

1) **Budget:** The Manager thanked the Board for their hard work on the arduous budget process, on the many difficult decisions made, and the subsequent adoption of the 1998-99 budget.

COMMISSIONERS' REPORTS

There were no Commissioner reports.

ADJOURNMENT

Commissioner Dunlap 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 8:37 PM.

Margaret Bryant Pollard, Chair

ATTEST:

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