

MINUTES
CHATHAM COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
JUNE 05, 2000

The Board of Commissioners (“the Board”) of the County of Chatham, North Carolina, met in the Agricultural Auditorium Building, 45 South Street, located in Pittsboro, North Carolina, at 10:00 AM on April 03, 2000.

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

Absent: Chairman Rick Givens

The meeting was called to order by the Vice Chair at 10:04 AM.

AGENDA

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

Commissioner Pollard asked that an appointment to the Appearance Commission be added to the Agenda as Item #12A.

The County Manager asked that a Closed Session for the purpose of discussing personnel be added to the end of the Agenda.

Commissioner Outz moved, seconded by Commissioner Phillips, to approve the Agenda with the noted requests. The motion carried four (4) to zero (0).

CONSENT AGENDA

The Vice Chair asked if there were additions, deletions, or corrections to the Consent Agenda.

Commissioner Pollard moved, seconded by Commissioner Outz, to approve the Consent Agenda. The motion carried four (4) to zero (0).

1. **Minutes:** Consideration of approval of Board Minutes for meeting held May 15, 2000

The motion carried four (4) to zero (0).

2. **Glass Bunker Grant:** Consideration of a request for approval to accept a Glass Bunker Grant awarded by the Division of Pollution Prevention and Environmental Assistance (DPPEA) in the amount of \$15,000

The motion carried four (4) to zero (0).

3. **Chatham County 1998 Solid Waste Reduction Assistance Grant:** Consideration of a request to approve a one-year extension to the Chatham County 1998 Solid Waste Reduction Assistance Grant, Contract #H9012, attached hereto and by reference made a part hereof.

The motion carried four (4) to zero (0).

4. **Implementing Rental Car Gross Receipts Tax:** Consideration of a request to approve **Resolution #2000-18 Authorizing Establishment of an Ordinance Levying Tax on Gross Receipts Derived from Retail Short-Term Lease or Rental of Motor Vehicles**, attached hereto and by reference made a part hereof.

The motion carried four (4) to zero (0).

END OF CONSENT AGENDA

PUBLIC INPUT SESSION

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

CHATHAM TRANSIT NETWORK

Public Hearing

FY 2000-2001 Rural Operating Assistance Program: Public hearing to receive public comments on FY 2000-2001 Rural Operating Assistance Program

Helen Stovall, Executive Director of the Chatham Transit Network, explained that the North Carolina Department of Transportation Public Transportation Division (NCDOT/PTD) has combined their three operating assistance programs into one application process; that these three programs are the Rural General Public (RGP), Elderly and Disabled Transportation Assistance Program (EDTAP), and the Work First Transportation/Employment Transportation Assistance Program; that EDTAP funds are used to provide additional transportation services for the elderly and disabled, exceeding the quantity of trips provided prior to receipt of the funds; that the Work First Transitional/Employment Transportation Assistance program supports transitional transportation needs of Work First participants after eligibility for cash assistance has concluded and other general employment transportation needs; that the Rural General Public funds must be used in a manner consistent with the local General Public Service Plan already on file with NCDOT/PTD.

She stated that County governments are the only eligible applicants for these funds; that it is the responsibility of the county Commissioners to sub-allocate and distribute the funds to local agencies; that NCDOT/PTD has allocated \$13,085 in Rural General Public (RGP) funds to Chatham county for FY 2000-2001; that RGP funds can only be allocated to the local Community Transportation System, which in Chatham County, is Chatham Transit Network (CTN); that these funds require a local match which will be provided to CTN by United Way; that Work First Transitional/Employment funds can only be allocated to the Community Transportation System (CTN) or Department of Social Services; that Chatham Transit Network has been the recipient in previous years and has the support of Robert Hall, Director of the Chatham County Department of Social Services to again receive these funds; that the total amount allocated for Chatham County is \$6,415.

The EDTAP allocation for the County is \$44,565; that the Board of Director of Chatham Transit Network recommended the following distribution of funds:

Chatham County Council on Aging	\$32,045
Chatham County Group Homes, Inc.	1,919
Chatham Transit Network	10,601

She stated that the allocation to Chatham Transit Network will be distributed as follows:

Chatham Trades	\$ 3,000
Central Carolina Community College	1,500
Early Intervention and Family Services	361
OPC Mental Health	3,000
Chatham County Together	1,740
Chatham County Group Homes	1,000

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

Commissioner Pollard moved, seconded by Commissioner Phillips, to accept the Rural Operating Assistance Program sub-allocation as recommended by the Chatham Transit Net work Board of Directors. A copy of the certified statement, FY 2000-2001, Rural Operating Assistance Program, is attached hereto and by reference made a part hereof. The motion carried four (4) to zero (0).

NC DEPARTMENT OF TRANSPORTATION-DIVISION OF HIGHWAYS

2000-2001 Secondary Roads Program for Chatham County: Consideration of a request to present the Chatham County 2000-2001 Secondary Roads Program

Mr. G. R. Kindley, Member of the North Carolina Board of Transportation, stated that it had been impossible to do everything that he would liked to have done with regard to road paving, but that the department had tried to respond in a positive way with available funds; that it had been a pleasure working with the County Manager and various members of the Board; that he wished the best for the County as he leaves the Transportation Board in the next six-eight months; that he will continue to work with/for the people of Chatham County; and that requests will continue to be accepted and treated as fairly as possible with the available funds.

Jeff Picklesimer, District Engineer for the North Carolina Department of Transportation, Division of Highways, presented the Secondary Road Improvement-Highway Funds Program for Chatham County. He reviewed the 2000-2001 proposed allocations for unallocated highway funds and unallocated trust funds, a copy is attached hereto and by reference made a part hereof.

Commissioner Phillips moved, seconded by Commissioner Outz, to adopt **Resolution #2000-18A for the Chatham County Secondary Road Improvement Program**, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

Commissioner Phillips asked to whom he would need to direct a concern of extra large gravel placed on secondary dirt roads within the County.

Mr. Picklesimer explained that, unfortunately, large rocks were one of the hazards of living on

a dirt road. He stated that unless the rocks were retrieved from the incorrect bin, there was nothing that could be done about the rocks/gravel placed on the roads.

PLANNING AND ZONING

Subdivision Sketch Design Approval for “Saplin Hills”: Consideration of a request by Harold Howard, H & A Properties, Inc. for subdivision sketch design approval for “**Saplin Hills**”, consisting of 15 lots, on 30.97 acres, off SR #1506 (White-Smith Road), in Hadley Township

Commissioner Phillips moved, seconded by Commissioner Pollard, to deny the request. After considerable discussion, Commissioner Pollard withdrew her second to the motion.

After further discussion, Commissioner Outz moved, seconded by Commissioner Holland, to accept the Planning Department and Planning Board recommendation and grant sketch design approval with the following conditions:

1. One emergency vehicle turnaround be shown on the preliminary and final plat.
2. Rights-of-way be labeled ‘public’ on the preliminary and final maps.
3. All potential wetland areas be labeled on the preliminary and final maps.
4. A note shall be shown on the preliminary and final plats to read “Water hazard area and drainage-way buffer: No residential structures or septic systems shall be situated within this area.”
5. Dedicated right-of-way alignment to the Self property, as proposed by Mr. Ostia Self and the developer at the 5-02-00 Planning Board Meeting, to be shown on preliminary and final plat.

The motion carried three (3) to one (1) with Commissioner Phillips dissenting.

BOARD OF EQUALIZATION AND REVIEW

Board of Equalization and Review: Consideration of a request to approve the Board of Equalization and Review May 1, 2000 Minutes and adjournment of the Board of Equalization and Review

Commissioner Phillips moved, seconded by Commissioner Pollard to recess as the Chatham County Board of Commissioners and convene as the Board of Equalization and Review. The motion carried four (4) to zero (0).

After considerable discussion with regard to taxing church properties, Commissioner Phillips moved, seconded by Commissioner Outz, to approve the minutes of the May 1, 2000 Board of Equalization and Review Meeting, approve **Resolution #2000-01 of Chatham County Board of Equalization and Review Concerning Appeal of Turner Hargrove Wood Products, Inc.**, attached hereto and by reference made a part hereof. The motion carried four (4) to zero (0).

Commissioner Phillips moved, seconded by Commissioner Outz, to ask the Chatham County Tax Administrator to notify Asbury Church to file an amended application to include additional information with regard to the land’s intended use for consideration of approval by the Board of Commissioners. The motion

carried four (4) to zero (0).

Commissioner Phillips moved, seconded by Commissioner Pollard, to adjourn as the Board of Equalization and Review. The motion carried four (4) to zero (0).

PUBLIC WORKS

Law Enforcement Center Heating Ventilation and Air Conditioning (HVAC) System Project: Consideration of a request to approve the Law Enforcement Center Heating Ventilation and Air Conditioning (HVAC) System consisting of study, design, demolition, construction, installation (new equipment), construction management and project closeout

Commissioner Pollard moved, seconded by Commissioner Holland, to approve a **Project Ordinance Concerning the Law Enforcement Center Heating Ventilation and Air Conditioning (HVAC) System Replacement**, and to award a contract to the firm of ARCADIS to perform design and construction administration for a more reliable and efficient HVAC system at the Law Enforcement Center in the amount of \$34,175. Both the project ordinance and the contract are attached hereto and by reference made a part hereof. The motion carried four (4) to zero (0).

BREAK

The Vice Chair called for a five-minute break.

HUMAN RESOURCES

Retiree Health Insurance Policy Amendment: Consideration of a request to approve an amendment to the Chatham County Retiree Health Insurance Policy

Commissioner Pollard moved, seconded by Commissioner Outz, to approve an amendment to the Chatham County retiree Health Insurance Policy to allow for dependent coverage by retired employees, attached hereto and by reference made a part hereof. The motion carried four (4) to zero (0).

BOARDS AND COMMITTEES

Chatham Child Protection Team Appointments: Consideration of a request to appoint three members to the Chatham Child Protection Team

Commissioner Phillips moved, seconded by Commissioner Pollard, to appoint David Rademacher, 165 Blue Heron Farm Road, Pittsboro, NC; Sybil Dorsy, Mary Neal Day Care, 2128B Alston Chapel Road, Pittsboro, NC; and Jo Sanders, PO Box 1105, Pittsboro, NC, to the Chatham County Child Protection Team. The motion carried four (4) to zero (0).

Chatham County Board of Health Appointments: Consideration of a request to reappoint two members (dentist and nurse) to the Chatham County Board of Health

Commissioner Pollard moved, seconded by Commissioner Outz, to reappoint Paul Mitchum, DDS, and Jackie Tatum, RN, to the Chatham County Board of Health, effective July 1, 2000. The motion carried four (4) to zero (0).

Appearance Commission Appointment: Consideration of a request to appoint a member to the

Appearance Commission

Commissioner Pollard moved, seconded by Commissioner Phillips, to appoint Jimmy Lee, 1878 NC Hwy. #42, Moncure, NC to replace Bunny Stone to the Appearance Commission. The motion carried four (4) to zero (0).

Agriculture Advisory Board Appointments: Consideration of a request to appoint members to the Agriculture Advisory Board

Commissioner Phillips asked that this matter be deferred to a work session at a later date.

MANAGER' S REPORTS

The County Manager informed the Board of the following:

Waste Management Contract:

The County Manager explained that the County has a contract with Waste Management; that the contract contains a fuel price adjustment clause; and that Waste Management requested a fuel price adjustment based on escalated prices due to severe winter weather.

Commissioner Phillips moved, seconded by Commissioner Outz, to approve the fuel price adjustment for Waste Management at thirty cents per ton. The motion carried four (4) to zero (0).

COMMISSIONERS' REPORTS

3M Company/Water Construction:

Commissioner Outz asked the status of the involvement by the Town of Pittsboro with regard to the 3M Company water situation.

The County Manager explained that the water was expected to come from Chatham County's allocation from the Town of Pittsboro, but that no formal agreement had been signed.

Well Irrigation Restriction:

Commissioner Outz stated that he had read in the newspaper that fifteen counties in the eastern part of the State are restricting the use of water from wells that they are using for irrigation due to the drop in the water table and that he feels the County needs to know Cary's intentions for allowing Chatham a larger water allocation from Jordan Lake.

The County Manager explained the prior water allocation process. He stated that a letter had been written to the Mayor asking for clarification of the possibility of getting six million gallons of water from the Cary intake per day; that a written response was requested; that to date, none has been received; that there had been a discussion process, but that there had been no official feedback from anyone at any level; that if the Board decides to pursue other avenues, they have the opportunity to do so; that the Board might wish to ask for a response within a certain time line in order to know which way it will need to respond.

Quarterly Economic Development Reports:

Commissioner Outz asked that a quarterly report be required from the Economic Development Corporation in order for the Board of Commissioners to be better informed with regard to new industry and other issues of concern to the County.

Commissioner Outz moved, seconded by Commissioner Phillips, to have the Economic Development Director to send a quarterly report of activities to the Board of Commissioners. The motion carried four (4) to zero (0).

Speed Limit Reduction on State Road #1916:

Commissioner Outz asked that a letter be written to the Department of Transportation with regard to reducing the speed limit on State Road #1916 close to Triangle Brick.

School Situation at Bennett School:

Commissioner Outz expressed concern with regard to the number of children living outside of Chatham County and attending Bennett School. He stated that the school, located on the County line, was built to accommodate children from Randolph County; that he was unsure if funds should be cut off; and that he would like to know more about this issue.

Project Graduation:

Commissioner Phillips expressed appreciation with regard to the volunteers and supporters and stated that they, along with the teachers and administration, are the backbone of the school system. He also stated that he was glad that the County supported Project Graduation.

Land Use Plan:

Commissioner Phillips stated that he would like to see the Board return to work on the Land Use Plan and to continue the process already begun in approving sections of the Land Use Plan; that about one third of the plan was complete and a lot of progress had been made; and that it should be continued until completed; that there are more decisions that have to be made; that there are things coming before the Board that are not supported by the respective communities, that do not have solid ecological basis for approval, and that they are forced to approve because they still have to make some decisions regarding land use.

NCABCO Awards Presentation:

Commissioner Holland stated that she had received a letter from NCABCO with a nomination form for nominating recipients for The Frederick Douglas Leadership Award, The Humanitarian Award, and The Outstanding Leadership or Service Award. She stated that these award presentations will be made at The NCABCO luncheon in Charlotte during the National Convention. She stated that she was going to leave the letter with the Clerk to the Board if anyone wished to make a nomination for this award.

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 four (4) to zero (0).

REGULAR SESSION

Commissioner Phillips moved, seconded by Commissioner Pollard, to go out of Closed Session and reconvene in Regular Session. The motion carried four (4) to zero (0).

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ADJOURNMENT

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Commissioner Pollard moved, that there being no further business to come before the Board, the meeting be adjourned. Commissioner Phillips seconded the motion. The motion carried four (4) to zero (0), and the meeting was adjourned at 1:00 PM.

Rick Givens, Chairman

ATTEST:

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