

**MINUTES**  
**CHATHAM COUNTY BOARD OF COMMISSIONERS**  
**REGULAR MEETING**  
**JANUARY 02, 2001**

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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 January 02, 2001.

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

The meeting was called to order by the Chairman at 10: 09 AM.

**AGENDA**

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

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

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

**CONSENT AGENDA**

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

Commissioner Pollard asked that Item #3, consideration of a request for approval to award a “Wireless Communications Management Agreement” between Chatham County and Utility Service Communications, be removed from the Consent Agenda and placed on the Regular Agenda following the Public Input Session.

Commissioner Pollard moved, seconded by Commissioner Atwater, to approve the Consent Agenda. The motion carried five (5) to zero (0).

1. **Minutes:** Consideration of approval of Board minutes for meeting held December 11, 2000 and work session minutes for meeting held December 11, 2000

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

2. **Request for Final Approval of “Bobcat Point Subdivision”, Phase III, Lots 47-49:** Consideration of a request by Ricky Spoon Builders, Inc. for final approval of “**Bobcat Point Subdivision**”, Phase III, Lots 47-49, consisting of three lots on approximately 9.668 acres,

off SR #1558 (Henderson Tanyard Road) in Hadley Township

As per the Planning Department and Planning Board recommendation, final approval of the plat was granted as submitted.

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

3. ~~**Wireless Communications Management Agreement:** Consideration of a request for approval to award a “Wireless Communications Management Agreement” between Chatham County and Utility Service Communications.~~

This item was removed from the Consent Agenda and placed on the Regular Agenda for discussion after the Public Input Session.

## **END OF CONSENT AGENDA**

### **PUBLIC INPUT SESSION**

**Shirley Dean**, 1503 Old Sanford Road, Moncure, NC, asked the Board to consider approving a one-mile extension of an existing water line to aid residents on Old Sanford Road who are experiencing on-going water problems.

### **WIRELESS COMMUNICATIONS MANAGEMENT**

**Wireless Communications Management Agreement:** Consideration of a request for approval to award a “Wireless Communications Management Agreement” between Chatham County and Utility Service Communications

Ron Singleton, Public Works Director, explained that the proposed agreement, with a subsidiary of Utility Service Company (USC), currently contracts to maintain the seven water storage towers in the County. He stated that the company approached his department offering to market the County’s sites and negotiate with telecommunications companies wishing to use the towers for antennae sites; that USC proposes to charge thirty percent for each contract it successfully negotiates; that the County could either pay the thirty percent or negotiate the marketing and negotiating; and that he lacked the time and expertise to evaluate the offers the County receives from telecommunications companies.

Keith Megginson, Planning Director, stated that the time of annual review placing wireless towers or facilities in Chatham County is approaching and that several companies have expressed interest in at least one of the towers in the Governor’s Club area.

Commissioner Pollard moved, seconded by Commissioner Givens, to approve the award of a “Wireless Communications Management Agreement” between Chatham County and Utility Service Communications, attached hereto and by reference made a part hereof. The motion carried (5) to zero (0).

### **FRANCHISE AGREEMENT**

**Time Warner Cable Franchise Agreement:** Consideration of a request to review the Time Warner Cable Franchise by Dave Permar, Renee Boyette and Bob Sepe

After considerable discussion, Commissioner Outz moved, seconded by Commissioner Atwater to

table the Time Warner Cable Franchise Agreement until a later date. The motion carried five (5) to (0).

A discussion ensued with regard to reactivating the Cable Committee. The Board asked for a list of those previously serving on the committee. They also asked that Time Warner provide a map of those areas in the County presently being served and the areas to which service is expected to expand.

## **PLANNING AND ZONING**

**Proposed Amendment to the Chatham County Educational Facilities Impact Fee Ordinance:** Consideration of a request for approval for a proposed amendment to the Chatham County Educational Facilities Impact Fee Ordinance

Commissioner Givens moved, seconded by Commissioner Pollard to approve the proposed amendment to the Chatham County Educational Facilities Impact Fee Ordinance with the exception that the definition of an elderly housing facility be changed from 55 to 65 years of age.

Citing a lack of recourse if the covenants change, Chairman Phillips indicated he would vote against the proposal.

The motion carried four (4) to one (1) with Chairman Phillips opposing.

## **FINANCE DEPARTMENT**

**FY 2000 Audit Report:** Presentation of the FY 2000 Audit Report

**Vicki McConnell**, Finance Director, reviewed the specifics of the FY 2000 Audit Report.

**Larry Clay**, Auditor with Dixon Odom, PLLC, commended the Finance Office and the County on receiving the Certificate of Achievement, the highest form of recognition awarded in the field of governmental financial reporting. He stated that the County received an unqualified opinion; and said that there were no findings and questioned costs.

## **BOARDS AND COMMITTEES**

**Adult Care Home Committee Appointment:** Consideration of a request to appoint a member to the Adult Care Home Committee by Commissioner Outz

Commissioner Outz moved, seconded by Commissioner Pollard to appoint Mary Lou Cooper, PO Box 1096, Pittsboro, NC, to the Adult Care Home Committee. The motion carried five (5) to zero (0).

**Chatham County Travel & Tourism Advisory Board Appointment:** Consideration of a request to approve a newly appointed member to the Chatham County Travel & Tourism Advisory Board

Commissioner Pollard moved, seconded by Commissioner Givens, to appoint Debby Hussey, 451 Peachtree Road, Bennett, NC, to the Travel & Tourism Advisory Board. The motion carried five (5) to zero (0).

## **BOARD OF COMMISSIONERS' MATTERS**

**Voting Delegate Appointment:** Consideration of a request to appoint a voting delegate to the

Legislative Goals Conference on January 11-12, 2001

Commissioner Givens moved, seconded by Commissioner Atwater, to appoint Commissioner Margaret Pollard as the Voting Delegate to the Legislative Goals Conference to be held on January 11-12, 2001. The motion carried five (5) to zero (0).

### **MANAGER' S REPORTS**

The County Manager reported on the following issues:

#### **Legislative Delegation Meeting:**

The annual Legislative Delegation Meeting is being scheduled with tentative dates as follows: January 22<sup>nd</sup>, 25<sup>th</sup>, 30<sup>th</sup>, and 31<sup>st</sup>.

Commissioner Pollard expressed interest in different revenue options including impact taxes. She mentioned a savings for school construction by combining schools' blueprints, thus saving architect fees. Commissioner Pollard voiced concern that unfunded mandates, such as the County's Medicaid costs, have doubled in the past six years.

### **COMMISSIONERS' REPORTS**

#### **Sign Removal on Highway #64:**

Carl Outz stated that he had received a citizen complaint regarding the removal of a sign on Highway #64 when road construction began. He stated that the citizen had been assured by the Department of Transportation that the sign could be replaced, but that sign replacement was not allowed by County officials.

#### **Trash on Highway #87:**

Commissioner Outz stated that Lee Norris Mann, a resident off of Highway #87, was concerned with the amount of trash and debris falling off of trucks near the convenience center and requested assistance in picking up the trash along the highway.

#### **Courtroom Amplifier:**

Chairman Phillips suggested that the County add an amplifier to the recording system for public hearings.

Bob Atwater also questioned facilities available for hearing impaired people at meetings.

#### **Chatham Church Road Waterline:**

Commissioner Outz asked that the Public Works Director check into the feasibility of running water lines to citizens along the Chatham Church Road area who are experiencing water problems.

### **RECESS**

Commissioner Pollard moved, seconded by Commissioner Outz to recess the meeting. The motion carried five (5) to zero (0), and the meeting was recessed for lunch at 12:00 noon.

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Gary Phillips, Chairman

ATTEST:

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