

MINUTES
CHATHAM COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
FEBRUARY 19, 2001

The Board of Commissioners (“the Board”) of the County of Chatham, North Carolina, met in the District Courtroom, located in Pittsboro, North Carolina, at 7:00 PM on February 19, 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 7:06 PM.

AGENDA

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

Commissioner Atwater asked that a resolution with regard to the nuclear waste matter be added to the Agenda as Item #13A.

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

CONSENT AGENDA

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

Chairman Phillips asked that Item #8, consideration of a request by Chatham Development Corporation for subdivision approval for “**Rosemont Subdivision, Phase I**” consisting of eighteen lots on approximately 130 acres, off SR #1731 (O’Kelly Church Road), in Williams Township be moved to the Regular Agenda as Item #12A.

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

1. **Minutes:** Consideration of a request for approval of Board Minutes for meetings held February 05, 2001, Work Session held February 05, 2001

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 on 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).

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

- A. **Blacknell Drive**
- B. **Crestmont Drive**
- C. **Ricky Road**
- D. **River Ridge Lane**
- E. **Sparrow Woods Lane**

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

5. **Sketch Design Approval of "Hillside Subdivision":** Consideration of a request by Richard E. Fox for subdivision sketch design approval of **"Hillside Subdivision"**, consisting of eleven lots on 14.5 acres off SR #1561 (Buckner Clark Road) and SR #1511 (Hillside Dairy Road) in Hickory Mountain Township

As per the Planning Department and Planning Board recommendation, sketch design approval of the plat was approved as submitted.

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

6. **Sketch Design Approval of "Mountain Ridge":** Consideration of a request by Jack M. Johnson for subdivision sketch design approval of **"Mountain Ridge"**, consisting of ten lots on 15.6 acres off SR #1506 (Bowers Store Road) in Hickory Mountain Township

As per the Planning Department and Planning Board recommendation, sketch design approval of the plat was approved as submitted.

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

7. **Sketch Design Approval of "The Woods, Phase III":** Consideration of a request by Fitch Creations, Inc. for subdivision sketch design approval for **"The Woods, Phase III"** consisting of twelve lots on approximately fifteen acres in Fearington Village, off Hwy. #15-501 North, in Williams Township

As per the Planning Department and Planning Board recommendation, sketch design approval of the plat was approved with the following condition:

1. Concerns of adjacent homeowners regarding use of the private road be addressed by the developer and details resolved with approval by the Planning Staff prior to preliminary plat review.

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

8. ~~**Preliminary Approval of “Rosemont Subdivision, Phase I”:** Consideration of a request by Chatham Development Corporation for subdivision approval for **“Rosemont Subdivision, Phase I”** consisting of eighteen lots on approximately 130 acres, off SR #1731 (O’Kelly Church Road), in Williams Township~~

This item was removed from the Consent Agenda and placed on the Regular Agenda as Item #12A.

9. **Final Approval of “Wilder Ridge”:** Consideration of a request by Harold Howard, H&A Properties, Inc. for subdivision final approval for **“Wilder Ridge”** consisting of seventeen lots on approximately twenty-six acres, off SR #1721 (Lystra Road), in Williams Township

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

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

10. **Conditional Use Permit for “Hare Pipeline Construction, Inc.”:** Consideration of a request by Wayne & Warren Strowd for Hare Pipeline Construction, Inc. for a Conditional Use Permit for a contractor’s storage yard (pipe storage yard), on three acres of the Strowd property on the southeast side of US #15-501, south of Mt. Gilead Church Road (SR #1700), in Baldwin Township

As per the Planning Department and Planning Board recommendation, the request was approved with the following conditions:

1. No part of the easement may be blocked (i.e. tractor-trailer trucks parking on paved or gravel roadbed) at any time so as to prevent thru traffic.
2. The driveway is to be maintained to provide an all weather access during the time the property is used as a contractor’s storage yard.
3. Applicant/property owner shall install any erosion control measures necessary to prevent off-site sediment and erosion runoff.
4. Permit expiration date is December 31, 2001.
5. Property to be restored to original condition on or before permit expiration date of December 31, 2001.

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

11. **Revision to Existing Conditional Use Permit by Glenwood Triangle Company:** Consideration of a request by Glenwood Triangle Company, LLC for a revision to the existing Conditional Use Permit for Cole Park Plaza for a school, (public or private), to be allowed without a time limit, off US #15-501 North, in Williams Township

As per the Planning Department and Planning Board recommendation, the request was approved to allow a school (public or private) to be in a permitted use in the shopping center without a time limit.

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

END OF CONSENT AGENDA

PUBLIC INPUT SESSION

Diane Goodwin, 130 Turtle Creek Drive, Pittsboro, NC, stated that she is a resident of Bell's Landing; that a park in this area would not work; that most of the residents reside there for the atmosphere; that the proposed park would threaten the natural resources; that lodges and cabins do not teach children about nature; and that the Chatham Park Foundation should concentrate on other areas.

John Stone, 512 Turtle Creek Drive, Pittsboro, NC, stated that he is adamantly opposed to the park on Jordan Lake; that he questions the true purpose of the Park Foundation; and that he would gladly help to build an appropriate park elsewhere.

Karen Martin, 38 Turtle Creek Drive, Pittsboro, NC, stated that this proposed park gives rise to water quality questions; that the area was notorious for flooding; and that the Corps of Engineers moratorium should be followed through. She further questioned why a park is needed with the US Forest Service just down the road, with security issues, and costs associated with the park's construction.

Judy Hogan, PO Box 253, Moncure-Pittsboro Road, Moncure, NC, stated that she enjoyed trains as a child, but that she wondered about the trains carrying the irradiated fuel rods to the Shearon Harris Plant; that the tracks go right through downtown Moncure and that the trips are not publicized; that they cause adverse health problems; that these rods should be in dry storage; and asked that the Commissioners stop the shipping of the radiant fuel rods through Chatham County.

PLANNING AND ZONING

Public Hearing:

Community Development Block Grant: Public hearing to receive public comments on a Community Development Block Grant to serve households at or below 50% of the area median income for housing rehabilitation

Scot Edelman, Resource Development Coordinator of NRCRAP, PO Box 941, Pittsboro, NC, stated that the NRCRAP staff was pleased to learn that Chatham County will be using its CDBG funding to assist very low-income households throughout the County; that over the past year, they have been working with several households that would be excellent candidates for participation in the CDBG program; that all of the referrals listed on his hand-out are senior citizens who could not qualify for another assistance program, but are eligible for CDBG assistance; that NRCRAP has an ongoing interest in the well-being of each of the households and will be available to help the County and its selected engineers in any way necessary to insure that these households benefit from the CDBG program.

Preliminary Approval of Subdivision:

Preliminary Approval of "Rosemont Subdivision, Phase I": Consideration of a request by Chatham Development Corporation for subdivision approval for **"Rosemont Subdivision, Phase I"** consisting of eighteen lots on approximately 130 acres, off SR #1731 (O'Kelly Church Road), in Williams Township

After discussion on the matter, Commissioner Givens moved, seconded by Commissioner Outz, to approve sketch design approval of the plat, as per the Planning Department and Planning Board recommendation, with the following conditions:

1. Road construction across the creek shall not commence until permit for creek crossing or letter stating no permit is required is received from the Army Corps of Engineers.
2. Prior to final plat review submittal elevation of Rosemont Drive where it crosses the creek is to be verified by the surveyor and submitted to staff for review.
3. Prior to final plat review submittal all lots are to have septic permits from either NCDENR or the Environmental Health Division of the Chatham County Health Department with no lots labeled as non-building lots.

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

Sketch and Preliminary Design Approval:

Sketch and Preliminary Approval of “Seminole Point”: Consideration of a request by Ricky Spoon for subdivision sketch and preliminary approval for “**Seminole Point**” consisting of twenty-five lots on approximately fifty acres, off SR #1506 (Pleasant Hill Church Road), in Hickory Mountain Township

Commissioner Outz moved, seconded by Commissioner Givens, to grant sketch and preliminary approval of the plat as submitted as per the Planning Department and Planning Board recommendation.

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

Resolution on Increased Storage of Nuclear Waste Near Chatham County, North Carolina: Consideration of a request for approval of **Resolution on Increased Storage of Nuclear Waste Near Chatham County, North Carolina**

Commissioner Atwater read his draft of the resolution.

Commissioner Givens presented another resolution for consideration. Commissioner Pollard suggested that segments of both resolutions be combined for adoption of the final resolution.

After considerable discussion, Commissioner Outz moved to table a decision on this matter until a later date.

The matter died for lack of a second.

Chairman Phillips clarified the proposed resolution by stating that the Board was providing for an environmental impact statement and keeping the remainder of the resolution exactly as it appeared and adding to it the language as read in the second part of Commissioner Givens resolution.

Commissioner Atwater moved, seconded by Commissioner Pollard, to approve the **Resolution #2001-03 on Increased Storage of Nuclear Waste Near Chatham County, North Carolina,**

attached hereto and by reference made a part hereof. The motion carried four (4) to one (1) with Commissioner Outz opposing.

BREAK

The Chairman called for a five-minute recess.

HUMAN RESOURCES

Chatham County Personnel Policy Amendment: Consideration of a request to amend the Chatham County Personnel Policy to accommodate changes in the Pay and Classification Plan

Commissioner Givens moved, seconded by Commissioner Atwater, to approve **Resolution #2001-04 Amending the Chatham County Personnel Policy to Provide for Changes Necessary by the Pay and Classification Plan**, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

BOARDS AND COMMITTEES

Community Child Protection Team Appointment: Consideration of a request to appoint a member to the Community Child Protection Team

Commissioner Pollard moved, seconded by Commissioner Givens, to appoint Carmen Coley, 1801 Fountain Ridge Road, Chapel Hill, NC, to the Community Child Protection Team. The motion carried five (5) to zero (0).

Alternate ETJ Member to Town of Siler City Planning Board/Board of Adjustment: Consideration of a request to appoint an alternate ETJ member to the Town of Siler City Planning Board/Board of Adjustment

Commissioner Givens moved, seconded by Commissioner Outz, to appoint Larry Mendenhall, 1011 Cliftwood Drive, Siler City, NC, to serve as an alternate ETJ member of the Town of Siler City Planning Board/Board of Adjustment. The motion carried five (5) to zero (0).

Chatham County Water Advisory Board Appointment: Consideration of a request to appoint a member to the Chatham County Water Advisory Board

Commissioner Phillips moved, seconded by Commissioner Outz, to reappoint Ray Greenlaw, 2 Jordan Woods, Pittsboro; Gene Galin, 1 Deer Mountain, Pittsboro, NC; Winifred Smith, 5009 Corinth Road, Moncure, NC; Russell Underwood, 2369 Everett Dowdy Road, Sanford, NC, to the Chatham County Water Advisory Committee. The motion carried five (5) to zero (0).

Commissioner Givens moved, seconded by Commissioner Atwater, to give Ray Greenlaw the authority to review staggering the terms of the members of the Chatham County Water Advisory Committee and report the results to the Board. The motion carried five (5) to zero (0).

The Board asked that appreciation letters be sent to those who served on the Chatham County Water Advisory Committee. The letters are attached hereto and by reference made a part hereof.

Piedmont Conservation Council Appointment: Consideration of a request to appoint a

member to the Piedmont Conservation Council

Mary McClure presented a brief explanation of the efforts and accomplishments of the Piedmont Conservation Council.

This item was tabled until a later date.

Adult Care Home Committee: Consideration of a request to appoint a member to the Adult Care Home Committee

Commissioner Pollard moved, seconded by Commissioner Givens, to appoint Pauline Eaves, 207 Alton Alston Road, Pittsboro, NC to the Adult Care Home Committee. The motion carried five (5) to zero (0).

MANAGER' S REPORTS

There were no additional Manager's reports.

COMMISSIONERS' REPORTS

Appearance Committee Appointment:

Commissioner Pollard moved, seconded by Commissioner Atwater, to appoint Dot Basnight, 2673 Lamont Norwood Road, Pittsboro, NC, to the Appearance Committee. The motion carried five (5) to zero (0).

Town of Pittsboro and Board of Commissioners:

Commissioner Outz asked what had been done with regard to setting up a meeting between the Town of Pittsboro and the Board of Commissioners.

Chairman Phillips explained that he had contacted Hugh Montgomery, Pittsboro Town Manager and asked him to proceed with plans to set up a meeting at which the two boards could meet.

Water Line Extension:

Commissioner Outz questioned the feasibility of placing the County water line between Everette Dowdy Road and the steel bridge when there are no houses located there.

Commissioner Pollard explained that in the original study there were eleven residents and one business that indicated a willingness to sign up for County water; that of those, the County now has two customers; that it was part of the thinking that it was done in order to get the line closer to be able to tie into the Goldston water system.

Preliminary Agenda Meeting:

Commissioner Phillips asked to reschedule the Preliminary Agenda Review meeting regularly scheduled for March 5, 2001 due to the absence of Board members and staff who will be attending the NACo Legislative Delegation Meeting in Washington, DC during that time.

Dedication of the Alston Chapel United Holy Church Sanctuary:

Chairman Phillips stated that he attended the dedication service of the Alston Chapel United Holy Church held on February 18, 2001; that it was a wonderful event; that there was standing room only, filled with Chatham County citizens; and that the event was an affirmation of the extraordinary work done by its congregation.

Kiwanis Club Dance:

Chairman Phillips stated that the Kiwanis Club held a dance for “older generation” folks the first part of the evening and for teenagers later; that the music was great; and fun and fellowship was enjoyed by all.

Reception for Former Sheriff Don Whitt:

Chairman Phillips stated that he attended the reception for former sheriff, Don Whitt, on Sunday afternoon and that it was well-attended by County residents.

ADJOURNMENT

Commissioner Atwater moved, seconded by Commissioner Givens, 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 8:34 PM.

ATTEST:

Gary Phillips, Chairman

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