

**MINUTES**  
**CHATHAM COUNTY BOARD OF COMMISSIONERS**  
**REGULAR MEETING**  
**DECEMBER 10, 2001**

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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 December 10, 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 Deputy Clerk to the Board, Carolyn Chandre

The meeting was called to order by the Chairman at 7:07 PM.

**AGENDA**

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

The County Manager asked that Item #13, Consideration of proposed amendments to the Chatham County Watershed Protection Ordinance Section 304, be removed from the Agenda due to insufficient time by the Chatham County Planning Board to address the issue at their December 04, 2001 meeting. The item will be discussed at a later date.

Commissioner Givens moved, seconded by Commissioner Outz, 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.

The County Manager asked that a **Resolution Requesting the Addition of Deer Ridge Road in Cedar Springs Subdivision to the List of Roads Located in Chatham County and Maintained by the North Carolina Department of Transportation** be added to the Consent Agenda as Item #11A.

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 meeting held November 19, 2001 and Work Session held November 19, 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. **Reduction Request for Out-of-Wedlock Birth Prevention Funds:** Consideration of a request to reduce the Health Department's Temporary Assistance to Needy Families (TANF) Out-of-Wedlock Birth Prevention Funds by \$716

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

5. **Medicaid Cost Settlement Funds Acceptance:** Consideration of a request to accept additional funds in the amount of \$78,198.75 awarded to the Health Department from the FY 99-00 Medicaid Cost Settlement

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

6. **Vaccinations for Everyone Funds Acceptance:** Consideration of a request to accept additional funds in the amount of \$17,000 from Glaxo SmithKline Company to support *Vaccinations for Everyone* initiative of The First Lady of North Carolina, Mary Easley

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

7. **Community Diabetes Advocate Program Funds Acceptance:** Consideration of a request to accept grant funds in the amount of \$5,200 awarded to The Health Department for the support of the *Community Diabetes Advocate Program*

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

8. **Private Road Names:** Consideration of a request to approve a request from citizens for the naming of a private road in Chatham County as follows:

**Bennett Woods**

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

9. **Subdivision Preliminary Design Approval of "Weiland Woods":** Consideration of a request by Don McCarl for subdivision preliminary design approval of "**Weiland Woods**", consisting of 10 lots on approximately 21 acres, off SR #1700 (Mt. Gilead Road) in New Hope Township

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

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

10. **Subdivision Final Approval of "Governors Village Townhomes":** Consideration of a request by Robuck Homes on behalf of Governors Club Limited Partnership for subdivision final approval of "**Governors Village Townhomes**", Phase 1A", consisting of 12 townhouse

lots on 3.6 acres off SR #1811 (Governors Drive), in Williams Township

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

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

11. **Subdivision Final Approval of “Hillside Subdivision”:** Consideration of a request by Van R. Finch on behalf of Richard E. Fox for subdivision final approval of “**Hillside Subdivision**”, consisting of 11 lots, on approximately 14.4 acres, off S.R. 1561 (Buckner Clark Road) and S. R. 1511 (Hillside Dairy Road), in Hickory Mountain 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).

- 11A. **Resolution for the Addition of Road to the NC System of Secondary Roads – Deer Ridge Road:** Consideration of a request for approval of **Resolution #2001-37 for the Addition of Road to the NC system of Secondary Roads – Deer Ridge Road in the Cedar Springs Subdivision**, attached hereto and by reference made a part hereof.

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

## INPUT SESSION

**Hubert Oakley**, 256 Oakley’s Peak, Chapel Hill, NC, stated that as a lifelong resident of Chatham County, he has never before seen such an exploding deer population; that several people have been talking about poisoning deer after the end of the hunting season; and that something needs to be done in order to help farmers and those that are having property destroyed by this deer population.

Commissioner Pollard asked that contact be made with the Wildlife Commission and asked that they make a presentation to the Board regarding this issue.

## AMERICAN TOBACCO TRAIL

**Presentation on the American Tobacco Trail:** Presentation on the American Tobacco Trail

**David Stein** presented information regarding Chatham County’s portion of the American Tobacco Trail that runs through the upper northeast corner of the County. He stated that both Durham and Wake Counties have already begun work on their portions of the trail; that there are many options to consider, including but not limited to, type of surfacing, buffering, public access points, types of activities allowed, and maintenance. He explained that the cost estimate of \$985,650 represents a high-end figure, and that it is divided into three phases; that many adjustments to this number could be made by exploring different options; and that there were other opportunities for funding, including grants, volunteer programs, and “buy-a-foot” programs. He thanked the Board for their continued support of this project and welcomed questions.

## RESOLUTION HONORING KATHRYN GARRETT

Chairman Phillips read Resolution #2001-38 Honoring Kathryn Garrett, upon the occasion of her

retirement from Chatham County.

By consensus, the resolution, attached hereto and by reference made a part hereof, was approved.

### **PROCLAMATION DECLARING ISABEL PETTY HARRIS DAY**

Chairman Phillips read a Proclamation #2001-39 Declaring December 19, 2001 as "Isabel Petty Harris" Day upon the occasion of her upcoming 90<sup>th</sup> birthday.

By consensus, the proclamation, attached hereto and by reference made a part hereof, was approved.

### **PLANNING AND ZONING**

~~**Proposed Amendments to the Chatham County Watershed Protection Ordinance Section 304:** Consideration of proposed amendments to the Chatham County Watershed Protection Ordinance Section 304. Buffer areas required. The revisions would increase the buffer areas for development from 50 to 100 feet each side of perennial streams (solid blue lines) as shown on the most recent USGS topographic maps within the County's jurisdiction of the Jordan Lake water supply, the Pittsboro water supply on the Haw River and University Lake watershed~~

This item was removed from the Agenda.

**Sketch Design Approval for Convenience Store and Restaurant off Pittsboro-Moncure Road:** Consideration of a request by Carter Crawford, PA on behalf of Ram L. and Shella D. Farmah for sketch design approval of one (1) non-residential subdivision lot of 7.42 acres off S.R. 1012 (Pittsboro-Moncure Road) in Haw River Township.

Commissioner Givens moved, seconded by Commissioner Outz, as per the Planning Department and Planning Board recommendation, to grant sketch design approval of the plat and sketch design approval of the site plan with the following condition:

### **EMERGENCY OPERATIONS**

- **FirstHealth EMS Agreement:** Consideration of a request to approve the FirstHealth EMS Agreement

Commissioner Pollard moved, seconded by Commissioner Atwater, to approve the FirstHealth EMS Agreement, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

**Chatham County Emergency Operations Plan Terrorism Annex:** Presentation of the Chatham County Emergency Operations Plan Terrorism Annex

- Tony Tucker, Emergency Operations Director, presented the details of the Emergency Operations Plan Terrorism Annex. He stated that it would be presented for approval after all agencies have consented and agreed to the plan.

### **BOARDS AND COMMITTEES**

**Mid Carolina Workforce Development Board:** Consideration of a request to appoint a member to the Mid-Carolina Workforce Development Board

This item was deferred until a later date.

**ABC Board Appointments:** Consideration of a request to appoint/reappoint members to the ABC Board

Commissioner Pollard moved, seconded by Commissioner Givens to reappoint all current members of the ABC Board as follows:

Catherine Blackwelder, Route 4, Box 954, Sanford, NC 27330  
Walter (Corkey) Harris, PO Box 207, 281 Hillsboro Street, Pittsboro, NC 27312  
Roy Siler, 1308 Alston Street, Siler City, NC 27344

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

**OPC Mental Health Board Appointment:** Consideration of a request to appoint a member to the OPC Mental Health Board

This item was deferred to a later date.

**Triangle J Council of Governments:** Consideration of a request to appoint a delegate and alternate delegate to the Triangle J Council of Governments

Commissioner Phillips moved, seconded by Commissioner Givens, to appoint Commissioner Atwater as a delegate to the Triangle J Council of Governments. The motion carried five (5) to zero (0).

By consensus, the Board reappointed Commissioner Pollard as an alternate delegate to the Triangle J Council of Governments.

## **BOARD OF COMMISSIONERS' MATTERS**

**Town of Siler City Request:** Consideration of a request by the Town of Siler City with regard to reimbursement by Harvey's Fertilizer & Gas Company

It was explained that the Town of Siler City, Chatham County, and Harvey's Fertilizer & Gas Company had each contributed \$18,000 toward participation in the expense of a sewer line extension project to Harvey's Fertilizer & Gas Company with the provision that a retail store be constructed within a three-year period ending November 19,2004; that Harvey's was unable to start the premier store project due to their inability to get the tractor dealership for the Chatham County market; that Siler City was offering to repay the County's portion of the original contribution, and in so doing, asked for a three-year extension on building the Premier store; and that if the store is built within the three-year period of time, the Town of Siler City would repay \$39,394.29 to Harvey's Fertilizer & Gas Company.

After further consideration, Commissioner Givens moved, seconded by Commissioner Outz, that the funds given to extend the sewer line were an investment for the Town of Siler City and for Chatham County and voted not to seek reimbursement. The motion carried five (5) to zero (0). Letters are attached hereto and by reference made a part hereof.

## **MANAGER' S REPORTS**

There were no Manager reports.

## **COMMISSIONERS' REPORTS**

### **Silk Hope School PTA Letter of Appreciation:**

Commissioner Phillips relayed a letter from the Silk Hope PTA thanking the Board of Commissioners for the funds given to help finance a new gymnasium floor at Silk Hope Elementary School.

### **State Participation in Northeast Water Lines:**

Commissioner Outz stated that he thought it would be a good time to approach the State regarding water lines in the Northeast section of the County.

### **Terrorism Annex Efforts:**

Commissioner Atwater expressed his appreciation to Tony Tucker, Emergency Operations Director, Sheriff Ike Gray, and all County staff for their hard work efforts on the terrorism annex.

### **Commissioner Atwater - One-Year Anniversary:**

Commissioner Atwater thanked the Board and staff for their support during his first year as a member of the Board of Commissioners.

### **Christmas Wishes:**

Commissioner Atwater wished everyone a Merry Christmas.

## **ADJOURNMENT**

Commissioner Givens moved, seconded by Commissioner Outz, that there being no further business to come before the Board, the meeting be adjourned. The motion carried five (5) to zero, and the meeting was adjourned at 8:21 PM.

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Gary Phillips, Chairman

ATTEST:

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