

**MINUTES**  
**CHATHAM COUNTY BOARD OF COMMISSIONERS**  
**REGULAR MEETING**  
**JUNE 21, 2004**

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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 6:00 PM on June 21, 2004.

Present: Chairman Tommy Emerson; Vice Chair Carl Outz; Commissioners Margaret Pollard and Bunkey Morgan; County Manager, Charlie Horne; County Attorney, Robert L. Gunn; Assistant County Manager, Renee Dickson; Finance Officer, Vicki McConnell; and Clerk to the Board, Sandra B. Sublett

Commissioner Atwater entered the meeting at 6:20 PM.

The meeting was called to order by the Chairman at 6:01 PM.

**PLEDGE OF ALLEGIANCE AND INVOCATION**

- Chairman Emerson invited everyone present to stand and recite the Pledge of Allegiance after which he delivered the invocation.

**AGENDA**

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

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

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

**CONSENT AGENDA**

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

Commissioner Morgan asked that Item #6, Consideration of a request to purchase a Well Camera with FY-04 Environmental Health Revenue, Item #7, Notification of changes to Medicaid rates for public health departments, and Item #10 Consideration of a request to approve the Home and Community Care Block Grant Committee recommended budget for FY 2004-2005 be removed from the Consent Agenda and placed on the Regular Agenda for discussion.

Commissioner Morgan moved, seconded by Commissioner Pollard, to approve the Consent Agenda with the noted requests as follows:

1. **Minutes:** Consideration of a request for approval of Board Minutes for regular meeting held June 07, 2004 and work session held June 07, 2004

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

2. **Road Names:** Consideration of a request from citizens to approve the naming of private roads in Chatham County as follows:

- A. **Tasker Hill Road**
- B. **Woody Lane**

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

3. **Funds Acceptance from "Prevent Child Abuse NC":** Consideration of a request to accept funds in the amount of \$6,000 from the "Prevent Child Abuse NC" awarded to the Health Department; and Consideration of a request to establish a Program Assistant IV position for the Parenting Education Coordinator with the Chatham County Health Department

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

4. **Funds Acceptance from the NC Office of Juvenile Justice and Delinquency Prevention:** Consideration of a request to accept funds in the amount of \$10,170 from the NC Office of Juvenile Justice and Delinquency Prevention awarded to the Chatham County Health Department

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

5. **Funds Acceptance from UNC School of Public Health, Department of Health Behavior and Health Education:** Consideration of a request to accept funds in the amount of \$500 from the UNC School of Public Health, Department of Health Behavior and Health Education for the Chatham County Health Department

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

- ~~6. **Well Camera Purchase Request:** Consideration of a request to approve the purchase of a well camera with FY 04 Environmental Health Revenue~~

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This item was removed from the Consent Agenda and placed on the Regular Agenda for discussion.

- ~~7. **Notification of Medicaid Rates Changes:** Notification of changes to Medicaid rates for public health departments~~

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This item was removed from the Consent Agenda and placed on the Regular Agenda for discussion.

8. **Board of Health Members Reappointment:** Consideration of a request to reappoint two members (Dr. Jane Hollingsworth-physician) (Dr. Don Roscoe, Jr. – optometrist) to the Board of Health to the physician and optometrist seats, effective July 1, 2004 through June 30, 2006

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

9. **Regional Aging Advisory Council Appointment:** Consideration of a request to appoint a member, Mr. Don Lein, to the Regional Aging Advisory Council

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

- ~~10. **Home and Community Care Block Grant Committee Budget:** Consideration of a request to approve the Home and Community Care Block Grant Committee recommended budget for FY2004-2005~~

This item was removed from the Consent Agenda and placed on the Regular Agenda for discussion.

### END OF CONSENT AGENDA

### PUBLIC INPUT SESSION

**Karl Kachergis**, 1067 Morris Road, Pittsboro, NC, spoke of an incident that occurred at the residence of his mother, Joyce Kachergis, on December 8, 2003 involving the death of her dog which was run over by a County employee. He stated that the County employee should have stopped and let his mother get the dogs that were chasing the truck out of the way; that when the front end of her truck went over an obstruction, she should have stopped and gotten out of the truck; that instead she continued and drove over the dog the second time with the back end of the truck; that she continued down the driveway and telephoned her supervisor; that he placed numerous calls to the County office but had not received a satisfactory solution; that he was requesting reimbursement in the amount of \$3,205.25 (\$258.75 for Cole Park Veterinary Hospital, \$1,346.50 for Specialty Veterinary Hospital, and \$1,600 for a new French Bulldog), to be informed of the progress and outcome of the investigation, and a formal written apology to be sent to his mother.

The Board asked that management compile and deliver a report and that the issue be scheduled for discussion at a later Board meeting.

### CONSENT AGENDA ITEMS

**Well Camera Purchase Request:** Consideration of a request to approve the purchase of a well camera with FY-04 Environmental Health Revenue

After considerable discussion, Commissioner Pollard moved, seconded by Commissioner Outz, that approval of the purchase of the well camera with FY-04 Environmental Health Revenue. The motion carried five (5) to zero (0).

**Notification of Medicaid Rates Changes:** Notification of changes to Medicaid rates for public health departments

By consensus, the Board accepted the notification of Medicaid rates change for public health departments. The notification is attached hereto and by reference made a part hereof.

**Home and Community Care Block Grant Committee Budget:** Consideration of a request to approve the Home and Community Care Block Grant Committee recommended budget for FY 2004-

2005

Commissioner Morgan moved, seconded by Commissioner Outz, to approve the Home and Community Care Block Grant Committee recommended budget for FY 2004-2005, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

### **ORANGE-PERSON-CHATHAM INTERLOCAL HEALTH AGREEMENT**

#### ***Public Hearing:***

**OPC Interlocal Cooperation Agreement:** Public hearing to receive public comments on the Interlocal Cooperation Agreement for the Provision of Mental Health, Developmental Disability, and Substance Abuse Services Between Orange, Person, and Chatham Counties

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

The Chairman closed the public hearing after a question and answer session with Mr. Tom Maynard, OPC Area Director.

### **FINANCE OFFICE**

**Budget Amendments:** Consideration of a request to approve Fiscal Year 2003-2004 Budget Amendments

Commissioner Atwater moved, seconded by Commissioner Pollard, to approve Fiscal Year 2003-2004 Budget Amendments, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

**Procurement Cards:** Consideration of a request to participate in State contract for Procurement Card Service

Commissioner Morgan moved, seconded by Commissioner Pollard, to approve the request to participate in State contract for Procurement Card Service. The motion carried five (5) to zero (0). The contract is attached hereto and by reference made a part hereof.

### **BOARD OF COMMISSIONERS' MATTERS**

**Budget Ordinance:** Consideration of a request to adopt Fiscal Year 2004-2005 Budget Ordinance

Commissioner Morgan moved, seconded by Commissioner Pollard, to approve the Fiscal Year 2004-2005 Budget Ordinance as presented. The motion carried five (5) to zero (0). The Budget Ordinance is attached hereto and by reference made a part hereof.

Commissioner Morgan moved, seconded by Commissioner Pollard, to approve the Fiscal Year 2004-2005 Budget Ordinance as presented with the exception that the expenditure total for Social Services be increased to \$9,167,716; that the General Fund grants/intergovernmental revenue be increased to \$6,431,937; and that the General Fund Appropriated Fund Balance be increased to \$2,523,802. The motion carried five (5) to zero (0).

Commissioner Atwater moved, seconded by Commissioner Pollard, to accept the Capital

Projects Status Report as presented. The motion carried five (5) to zero (0). The Capital Projects Status Report is attached hereto and by reference made a part hereof.

**Chatham County Vehicle Fleet Policy:** Consideration of a request to approve the Chatham County Vehicle Fleet Policy

Commissioner Pollard moved, seconded by Commissioner Morgan, to approve the Chatham County Vehicle Fleet Policy, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

**Chatham County On-Call Policy:** Consideration of a request to approve the Chatham County On-Call Policy

Commissioner Morgan moved, seconded by Commissioner Atwater, to approve the Chatham County On-Call Policy, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

### **BOARD AND COMMITTEES**

**Human Relations Committee Appointments:** Consideration of a request to appoint members to the Human Relations Committee by Commissioner Outz (1)

Commissioner Outz moved, seconded by Commissioner Morgan, to appoint Barbara McKoy, 3557 Pea Ridge Road, New Hill, NC, to the Human Relations Committee. The motion carried five (5) to zero (0).

**Piedmont Conservation Council:** Consideration of a request to appoint a member to the Piedmont Conservation Council by Full Board (1)

This appointment was deferred until a later date.

**Economic Development Corporation Appointment:** Consideration of a request to appoint/reappoint a member to the Economic Development Corporation by Commissioner Pollard (1)

Commissioner Pollard moved, seconded by Commissioner Atwater, to reappoint Carolyn Underwood, 2369 Everette Dowdy Road, Sanford, NC, the Economic Development Corporation. The motion carried five (5) to zero (0).

**Planning Board Appointments:** Consideration of a request to appoint/reappoint members to the Chatham County Planning Board by Commissioners Pollard (1) and Atwater (1)

Commissioner Pollard moved, seconded by Commissioner Morgan, to appoint Dr. Clyde Harris, 688 Hanner Town Road, Bear Creek, NC, to the Chatham County Planning Board. The motion carried five (5) to zero (0).

Commissioner Atwater moved, seconded by Commissioner Pollard, to reappoint Chris Walker, 216 Tanager Lane, Chapel Hill, NC, to the Chatham County Planning Board. The motion carried five (5) to zero (0).

### **APPEARANCE COMMISSION**

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Commissioner Pollard moved, seconded by Chairman Emerson, to appoint Ginny Gregory, 136 Mantis, Pittsboro, NC, to the Appearance Commission. The motion carried five (5) to zero (0).

### **MANAGER' S REPORTS**

The County Manager reported on the following:

#### **Group B Projects:**

The County Manager explained that along the route of the Pea Ridge Transmission Main after it crosses the Deep River, the water main goes through the Hermitage Subdivision along East River Road; that adjacent to this road is Hermitage Lane which is approximately 1,680 feet in length; that there are six residents along this road that have struggled with limited well water quality and quantity for the past few years; and that the County would like to propose the extension of a 6" water main for a distance of approximately 1,680 linear feet. He stated that the cost for the extension would be approximately \$38,957.80.

Commissioner Morgan moved, seconded by Commissioner Atwater, to permit negotiations for a right-of-way across the private property and report back to the Board of Commissioners for consummation. The motion carried five (5) to zero (0). A copy of the construction cost estimate is attached hereto and by reference made a part hereof.

### **COMMISSIONERS' REPORTS**

#### **Kachergis Dog Accident:**

Chairman Emerson asked that a report on the Kachergis dog accident be prepared for the Board to review and discuss at a later date.

#### **Boards and Committees:**

Commissioner Outz stated that he would like to have a list of all County Boards and Commissions.

#### **Increase in Expenditures:**

Commissioner Outz voiced concern about the County's increase in expenditures while other counties are decreasing spending. He stated that the County was spending four and a half million over the previous year; that the County's Fund Balance has had over two million dollars withdrawn from it; and that he wonders what the County will do next year.

#### **Sedimentation and Erosion Control Position:**

Commissioner Outz voiced concern with regard to the previously approved Erosion Control Position. He stated that the County had approved the position which should have come from the State; that the Health Department did not like it and had no where to put the new position; and that there is no justifiable reason for the position due to the few violations.

A considerable discussion ensued and the County Attorney was asked to inquire as to the fee cap and implications on the State program with regard to County enforcement.

### **BREAK**

- The Chairman called for a ten-minute break.

### **CLOSED SESSION**

Commissioner Morgan moved, seconded by Commissioner Pollard, to go out of Regular Session, and convene in Closed Session for the purpose of discussing possible litigation. The motion carried five (5) to zero (0).

### **REGULAR SESSION**

- Commissioner Morgan moved, seconded by Commissioner Atwater, to adjourn the Closed Session and reconvene in Regular Session. The motion carried five (5) to zero (0).

#### **Water Sign-Ups:**

The County Manager explained that staff is in the process of preparing water sign-up agreements. He stated that they are ready to be distributed; that property tax information will be used to send mail-outs in the various districts; and that volunteers in the districts will be utilized to distribute and encourage residential sign-ups.

#### **Extended Doe Season:**

Commissioner Outz mentioned extending the doe season due to the plentiful supply of deer in the County.

### **ADJOURNMENT**

Commissioner Pollard 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 9:10 PM.

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Thomas J. Emerson, Chairman

ATTEST:

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