



Chatham County, NC

Action Summary

Board of Commissioners

Tuesday, January 17, 2023

3:00 PM

Agriculture and Conference Center

Work Session - 3:00 PM - Agriculture and Conference Center

Present: 5 - Vice Chair Mike Dasher, Commissioner David Delaney, Chair Karen Howard, Commissioner Katie Kenlan and Commissioner Franklin Gomez Flores

RECOGNITION OF RETIREES

PUBLIC INPUT SESSION

BOARD PRIORITIES

[22-4647](#)

Receive annual audit report

Attachments: [Chatham County - 2022 Presentation Template](#)

This Agenda Item was received and filed.

[22-4651](#)

Receive Update from the Durham, Chapel Hill, Carrboro Metropolitan Planning Organization

Attachments: [DCHC MPO 2021-22 Annual Report Presentation -Chatham County](#)

This Agenda Item was received and filed.

[22-4638](#)

Receive Great Trails State Coalition (GTSC) and the 2023 Year of the Trail presentation

Attachments: [Great State Trails Coalition & Year of the Trail 2023 Presentation](#)

This Agenda Item was received and filed.

[22-4630](#)

Receive FY2023 Second Quarter Budget Update

Attachments: [FY23 2nd Quarter Budget Update](#)

This Agenda Item was received and filed.

[22-4646](#)

Receive Quarterly Update on American Rescue Plan Act Funds.

Attachments: [ARPA Quarterly Update - January 17th, 2023](#)

This Agenda Item was received and filed.

RECESS

End of Work Session

Regular Session - 6:00 PM - Agriculture and Conference Center

INVOCATION and PLEDGE OF ALLEGIANCE

CALL TO ORDER

APPROVAL OF AGENDA and CONSENT AGENDA

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that the agenda and consent agenda be approved as amended. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4537](#)

Vote on a legislative request by Drafting and Design Services, Inc. on behalf of Because of His Grace, LLC to approve for a rezoning from R-1 Residential to GU-NB General Use Neighborhood Business on Parcels 77640, 80540, 94921, and 5588 being a total of 9.71 acres, located at 4295 Old US 1, Cape Fear Township.

Attachments: [More information from the Planning department website](#)

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Resolution #23-01 approving a consistency statement and statement of reasonableness for the Approval of Because of His Grace, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Ordinance, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4538](#)

Vote on a legislative request by Russ Anderson to approve for a rezoning from R-1 Residential to General Use Light Industrial (IL) on Parcel 5518 being 15 acres, located at 5749 Old US 1, Cape Fear Township.

Attachments: [More information from the Planning department website](#)

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Resolution #23-02 approving a consistency statement and statement of reasonableness for the approval of Russ Anderson, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Ordinance, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4539](#)

Vote on a legislative request by Withers Ravenel on behalf of Joette and Manley Midgett for ST Wooten to approve a rezoning from R-1 Residential to CD-IH Conditional District Heavy Industrial for a concrete batch mixing plant and other proposed uses as indicated on Parcel 68321 being 21.26 acres, located off Pea Ridge Rd., Cape Fear Township.

Attachments: [More information from the Planning department website](#)

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Resolution #23-03 approving a consistency statement and statement of reasonableness for the approval of ST Wooten, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Ordinance, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4607](#)

Vote on a request to accept \$35,463 TDE Perinatal Care Coordination grant funds from UNC Chapel Hill

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4610](#)

Vote on a request to approve \$1,165.00 additional Title X funds to the NC Statewide Family Planning Program FY 22-23.

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4631](#)

Vote on a request to approve Fiscal Year 2022-2023 Budget Amendments

Attachments: [Budget Amendment 2022-2023 Jan22](#)

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that the Budget Amendments, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4635](#)

Vote on a request by Mark Ashness, P.E. on behalf of Pea Ridge Developers, LLC to approve subdivision First Plat review and approval of Firefly Overlook, consisting of 30 lots on 75.2 acres, located at the corner of Seaforth Road (SR-1941) and N. Pea Ridge (SR-1700), parcels 18070 and 17531.

Attachments: [More information from the Planning department website](#)

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4639](#)

Vote on a request to appoint Tammy Kirkman, Jessica Norton and Nicholas Keifer as Deputy Finance Officers for the purpose of signing inmate trust account checks

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Appointment be approved. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4640](#)

Vote to approve Tax Releases and Refunds

Attachments: [December 2022 Release and Refund Report](#)
[December 2022 NCVTS Pending Refund Report](#)

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Tax Releases and Refunds, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4641](#)

Vote on request to approve a grant application by the Chatham County Sheriff's Office to the NC Governor's Crime Commission on Violence Against Women Act (VAWA) for federal funding and authorize the County Manager to have final approval before submission.

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4644](#)

Vote on a request by the Pittsboro Volunteer Fire Rescue Department to approve the purchase of emergency fire apparatus, post notice of a public hearing, appoint Chief Daryl Griffin, Pittsboro Volunteer Fire Rescue Department, to conduct the public hearing, and secure financing in a sum not to exceed \$900,000.00 through tax exempt borrowing.

Attachments: [Attachment A - HR4333 Tax Exempt Borrowing Requirements.pdf](#)
[Attachment B-Pittsboro VFD Tax Exempt Borrowing Request](#)

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4645](#)

Vote on a request to approve North Chatham Volunteer Fire Department Firefighter Relief Fund Board of Trustees Appointment of John Strowd

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4648](#)

Vote on a request to accept the North Carolina Department of Commerce Building Reuse Grant Award for the Gaines Oil Building Reuse Project and approve the Grant Agreement and supporting document associated with the same

Attachments: [Gaines Oil Bulding Reuse Agreement - 2023-031-3201-2587 Contract \(002\) - Jan 2023](#)

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Agenda Item be approved. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4649](#)

Vote on a request to approve an Encroachment Agreement with the Town of Pittsboro for the installation and maintenance upon the right of way of the public premises known as Courthouse Square located northwest of the Chatham County Courthouse in the Town of Pittsboro with the conversion of a portion of the existing sidewalk and parking area into a public bio-retention drainage system

Attachments: [BMP Easement 7-24-2017 pg 209-212 \(003\)](#)

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Contract, attached hereto and by reference made a part hereof, be approved. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4650](#)

Vote on a request to approve a Resolution Supporting Compression Increases for Division of Juvenile Justice and Delinquency Prevention Detention and Youth Development Center Staff

Attachments: [RES JCPC 01.17.2023](#)

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Resolution #23-04 supporting compression increases for Division of Juvenile Justice and Delinquency Prevention Detention and Youth Development Center Staff, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4652](#)

Vote on a request to approve ETJ appointments to the Town of Planning Board.

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Appointment be approved. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

[22-4653](#)

Vote on a request to adopt a resolution proclaiming February as We Love Seniors Month in Chatham County

Attachments: [We Love Seniors Month Proclamation - 2023](#)

A motion was made by Vice Chair Dasher, seconded by Commissioner Gomez Flores, that this Resolution #23-05 proclaiming February 2023 as We Love Seniors Month, attached hereto and by reference made a part hereof, be adopted. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

End of Consent Agenda

PUBLIC INPUT SESSION

PUBLIC HEARINGS

[22-4632](#)

A legislative public hearing requested by Hardip Dhillon on Parcels 5336, 5584, 84340, and 5577 to rezone from R-1 Residential and MH-NC to General Use Neighborhood Business (NB) totaling approximately 15.25 acres, located on Old US 1, Cape Fear Township.

Attachments: [More information from the Planning department website](#)

This Agenda Item was referred to the Planning Board.

[22-4633](#)

A legislative public hearing requested by Hardip Dhillon on Parcels 5333, 5517, 5521, and 5520 to rezone from R-1 Residential and B-1 Business to General Use Neighborhood Business (NB) totaling approximately 16 acres, located on Old US 1, Cape Fear Township.

Attachments: [More information from the Planning department website](#)

This Agenda Item was referred to the Planning Board.

[22-4540](#)

A legislative public hearing requested by The Leads Group, PA on behalf of Aaron Horton Toothbrush LLC to rezone Parcel 18493 from R-1 Residential to General Use Light Industrial being approximately 4.04 acres, located at 27 Mt View Church Rd., Oakland Township.

Attachments: [More information from the Planning department website](#)

This Agenda Item was referred to the Planning

[22-4634](#)

A quasi-judicial evidentiary public hearing for a Special Use Permit for Fitch Creations for a new Planned Residential Development on Parcel 95264, being 51.765 acres located off Big Hole Rd., for 43 lots, Williams Township.

Attachments: [More information from the planning department website](#)

This Agenda Item was referred to the Planning Board.

[22-4603](#)

Vote on a request to approve appointments to the Planning Board

A motion was made by Commissioner Kenlan, seconded by Commissioner Gomez Flores, to reappoint George Lucier to the Planning Board for the At Large seat. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

A motion was made by Chair Howard, seconded by Commissioner Kenlan, to appoint Mary Roodcowsky to the Planning Board to represent District 1. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

A motion was made by Commissioner Kenlan, seconded by Vice Chair Dasher, to appoint Tony Maher to the Planning Board to represent District 4. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

A motion was made by Commissioner Gomez Flores, seconded by Commissioner Kenlan, to reappoint Eric Andrews and appoint Norma Hernandez to represent District 5 on the Planning Board. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores

CLERK'S REPORT

MANAGER'S REPORT

COMMISSIONERS' REPORTS

ADJOURNMENT

A motion was made by Vice Chair Mike Dasher, seconded by Commissioner David Delaney, that the meeting be adjourned. The motion carried by the following vote:

Aye: 5 - Vice Chair Dasher, Commissioner Delaney, Chair Howard, Commissioner Kenlan and Commissioner Gomez Flores