

August 17, 2015

The Board of Commissioners of Franklin County, North Carolina, met for its Regular Meeting at 7:00 P.M. in the Commissioner's Conference Room located in the County Administration Building with the following Commissioners present: Chairman Sidney E. Dunston, Vice-Chairman E. Shane Mitchell, Commissioners Don Lancaster Cedric K. Jones, John M. May, Harry L. Foy, Jr. and David T. Bunn.

Chairman Dunston called the meeting to order and asked the Board to consider approval of the consent agenda.

Commissioner May made a motion to remove Item 1-A (August 3, 2015 Minutes) from the consent agenda in order to suggest a minor correction. The motion was seconded by Commissioner Mitchell and duly carried approval with all present voting "AYE."

Commissioner Lancaster made a motion to approve the remainder of the consent agenda, seconded by Commissioner Bunn. The motion duly carried approval with all present voting "AYE."

The items approved are as follows.

1. CONSENT AGENDA

- ~~A. August 3, 2015 Minutes~~
- B. Releases, Adjustments, Refunds, and Tax Collection Report
- C. Update: CDBG Plans
- D. Budget Ordinance Amendment #1 (Pursuant to North Carolina General Statute 159-15, the County Finance Officer is requesting a budget ordinance amendment in the amount of \$6,000 for the fiscal year ending June 30, 2016 to increase funding for Epsom Fire Department.)

Commissioner May made a motion to modify the August 3, 2015 minutes (first paragraph/page 3362) to include "unfair competition in" in the paragraph below. The motion was seconded by Commissioner Foy and duly carried approval with all present voting "AYE."

Commissioner May stated the county had already assisted the project with incentives. He said he likes the project but is fearful of promoting unfair competition in private enterprise.

Commissioner May made a motion to approve the August 3, 2015 minutes as amended. The motion was seconded by Commissioner Mitchell and duly carried approval with all present voting "AYE."

2. COMMENTS FROM THE PUBLIC

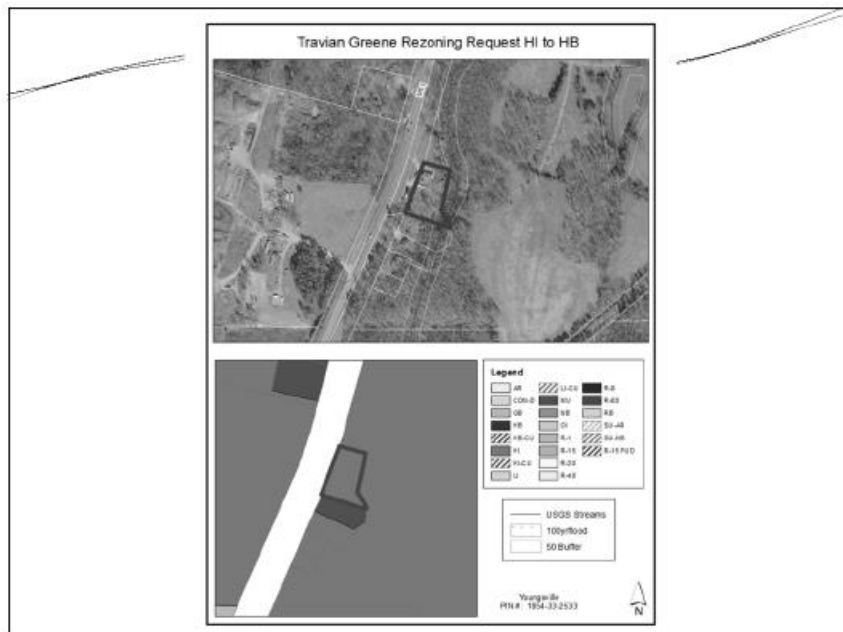
This was the time set aside by the Board of Commissioners to allow individuals five minutes to address the Board on issues concerning the county. No comments were offered.

3. PUBLIC HEARING

A. Rezoning Request – Travian Greene

The Board was asked to consider a request for rezoning by Travian Greene of a property at PIN 1854-33-2533 at Penders Loop on 1.6 acres from Heavy Industrial (HI) to Highway Business (HB) in the Youngsville Township.

Planning and Inspections Director Scott Hammerbacher offered the following presentation highlighting the rezoning request.

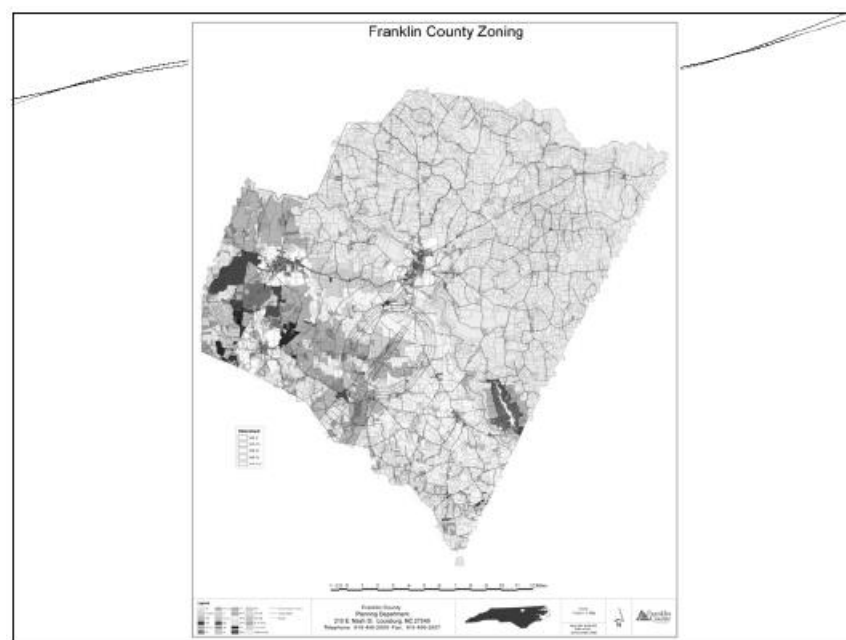
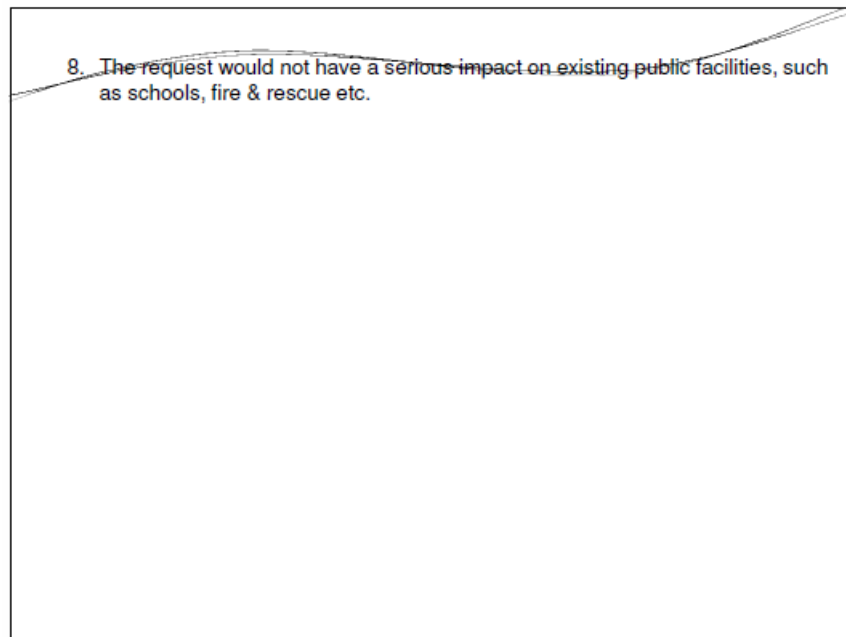


Zoning Consistency Statement: The Future Land Use plan indicates that this property is intended for Heavy Industrial zoning, with surrounding properties being designated as the same. The property is located along a major thoroughfare. Public water is available to this site. The adjacent parcels to the west, north and east are currently zoned Heavy Industrial, and to the south is zoned Mixed Use (rezoned from HI in 2007).



Rezoning Guide Checklist

1. Does the proposed zoning classification conform to the County Land Use Plan?
2. Is there a public need for additional land to be zoned for this use/district?
3. Is there a need for additional land to be zoned to this district, should it be in this area, or would the public interest be better served if the zoning were done in another area of the county?
4. The granting of the rezoning request will not impose serious hardships on adjacent property owners in the form of noise, odors, signs, and/or other similar nuisances?
5. The request does not raise any legal questions such as "spot zoning", "violation of precedents", and the rule of reasonableness?
6. The granting of the rezoning request is of benefit to the general public and not solely for a private individual.
7. The request will not result in the lessening the enjoyment of use of adjacent properties?



Mr. Hammerbacher stated the petitioner wishes to expand his current automobile business already in operation on the site. He stated the request had been reviewed by the Planning Board and unanimously recommended for approval.

Chairman Dunston opened the public hearing at 7:06 P.M.

Travian Greene, 3105 Carriage Drive Court, Raleigh, NC

- Mr. Greene stated the rezoning request was based upon his desire to expand his business, A-Ok Towing, which has been operating at its current location for five years. Mr. Greene stated the property owner is in agreement with the request to rezone and expand.

With no further comments, Chairman Dunston closed the public hearing at 7:07 P.M.

Commissioner Foy made a motion to approve the rezoning request, seconded by Commissioner Mitchell. The motion duly carried approval with all present voting "AYE."

4. FRANKLINTON WATER LINE PROJECT

Public Utilities Director Bryce Mendenhall stated bids for the Franklin water lines project were received and opened on April 9, 2015. Four bids were received. The bid price for the base bid

(excluding alternates) was above the amount of available funds. Engineers began negotiations with the low bidder (Central Builders of Rocky Mount, NC) to reduce the scope of the project to get the work within the available funds. The low bidder declined the negotiation. Engineers then moved to the second low bidder (Ralph Hodge Construction Company of Wilson, NC) which accepted the reduced scope at the negotiated price of \$997,318.75. Staff recommended awarding the contract to Ralph Hodge Construction Company.

Commissioner Lancaster made a motion to award a construction contract to Ralph Hodge Construction Company in the amount of \$997,318.75. The motion was seconded by Commissioner Mitchell and duly carried approval with all present voting "AYE."

5. OTHER BUSINESS

Chairman Dunston asked the Board to consider appointing Dr. Phillip Meador to the Board of Health to fill the role of "physician" which has been vacant for an extended period of time.

Commissioner Foy made the motion to appoint Dr. Phillip Meador to the Health Board, seconded by Commissioner Mitchell. The motion duly carried approval with all present voting "AYE."

6. BOARD, MANAGER AND CLERK'S COMMENTS

This was the time set aside for the Board of County Commissioners, the County Manager, and the Clerk to the Board to report on various activities. The Board may also discuss other items of interest

County Clerk Kristen G. King: Mrs. King noted audit questionnaires had been distributed. She asked that each Commissioner complete the questionnaire and return to staff as quickly as possible.

Commissioner Foy: No comments were offered.

Commissioner Bunn: Commissioner Bunn attended a ribbon cutting earlier in the day at Palziv. He stated he was glad to have the industry in the county as they continue to expand their business.

Commissioner May: No comments were offered.

Commissioner Jones: Commissioner Jones attended a ribbon cutting earlier in the day held after recent expansion at Palziv. He also attended a program offered recently by the North Carolina Triangle Apprenticeship Program.

Commissioner Mitchell: No comments were offered.

Commissioner Dunston: Commissioner Dunston noted Commissioner Mitchell would be celebrating a birthday the following week. He also thanked Ms. Rosanell Eaton (who was in attendance) for her lifelong work of achieving voting equality in North Carolina.

Commissioner Lancaster: Commissioner Lancaster attended a recent meeting of the Airport Board. He also attended a ribbon cutting ceremony held earlier in the day at Palziv. He stated he was thankful for Palziv and its success in Franklin County as it continues to meet its goals.

County Manager Angela L. Harris: No comments were offered.

7. CLOSED SESSION

Commissioner Mitchell made a motion to enter into closed session pursuant to the following North Carolina General Statute 143-318.11 (a)(3) – Attorney-Client Privileged Communication.

The motion was seconded by Commissioner May and was approved 6 to 1, with Commissioner Foy voting "NO."

Following closed session, Commissioner Lancaster made a motion to enter back into open session, seconded by Commissioner Bunn. The motion duly carried approval with all present voting "AYE."

No action was taken.

Commissioner Bunn made a motion to adjourn, seconded by Commissioner Lancaster. The motion duly carried approval with all present voting "AYE."

Sidney E. Dunston, Chair

Kristen G. King, Clerk to the Board