

February 20, 2017

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 Cedric K. Jones, Vice-Chairman Sidney E. Dunston, Commissioners Michael S. Schriver, John M. May, David T. Bunn and Shelley L. Dickerson. Commissioner Harry L. Foy, Jr. arrived at 7:09 P.M.

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

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

The following items were approved.

I. CONSENT AGENDA

- A. Releases, Adjustments, Refunds, and Tax Collection Report
- B. Approval of CPT codes
- C. Budget Amendment #6 CORRECTED (Pursuant to North Carolina General Statute 159-15, the County Finance Officer is requesting a budget ordinance amendment in the amount of \$9,829,510 for the fiscal year ending June 30, 2017 to amend the General Fund for additional revenue and expenses for the Health Department, to amend the General Fund and Water & Sewer Fund for loan proceeds and refunding the 2007 Certificate of Participation loans. Total numbers remained the same, however the correction balances by fund.)
- D. Budget Amendment #9 (Pursuant to North Carolina General Statute 159-15, the County Finance Officer is requesting a budget ordinance amendment in the amount of \$71,963 for the fiscal year ending June 30, 2017 to amend the Health Department for additional revenue and expenditures, to amend DEA Special Revenue Fund for the purchase of a canine, to amend for an NC Department of Public Safety grant to purchase computer equipment for Sheriff's Office and to recognize contributions and adjustment to DSS budget.)
- E. Approval of Department of Public Safety Grant in the amount of \$39,820.43

Chairman Jones asked the Board to consider an addendum to the agenda to include a closed session pursuant to North Carolina General Statute 143-318.11(a)(4) to discuss matters relating to the location and/or expansion of industries or other businesses in the area served by the County, including agreements on a tentative list of economic development incentives that may be offered by the public body in negotiations.

Commissioner Dunston made a motion to include the addendum, seconded by Commissioner Dickerson. The motion 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. ALLOCATION REQUESTS

Public Utilities Director Bryce Mendenhall presented allocation requests and conveyed recommendations from the Utility Advisory Committee (UAC) meeting held February 2, 2017 regarding proposed developments in Franklin County.

A. Hidden Lake Phase II

On March 7, 2016 Hidden Lake Subdivision received approval for an updated phasing plan for a denser development than originally approved. In accordance with the approved phasing plan they were to record the first 20 lots (Phase 2A) by December 31, 2016. This first milestone did not occur. Engineers have indicated that due to permitting and plan review timeframe, the phase has some delays in the construction start date. The engineers have asked for forgiveness of the first target date and intend to record 40 lots by December 31, 2017 which would include Phases 2A and 2B. The recommendation from the UAC was for an extension of six months from today (February 20, 2017) if approved for Phase 2A.

Commissioner Dunston made a motion to approve the request as presented, seconded by Commissioner Schriver. The motion duly carried approval with all present voting "AYE."

B. Legacy Subdivision

On October 24, 2016 Legacy Subdivision received allocation from Commissioners for Phase 1 (105 lots). In accordance with Section 29-7 of the Franklin County Unified Development Ordinance the developers were required to submit a 25% deposit of the acreage fee to secure the water and sewer allocation. Funds were not received until December 5, 2016 and only after the director placed a call to inform the engineers the allocation had been forfeited. The developers/engineers have once again submitted for approval of water/sewer allocation for the 105 lots and have adjusted their final recording date for Phase 1 until August 31, 2017. The UAC recommended this be brought before the Board of Commissioners for continued discussion. At this time no plans have been approved for Legacy.

Chase Massey with FLM Engineering was in attendance. FLM are the civil engineers for utility work for Legacy. Mr. Massey asked the Board to consider the allocation. He said the revised request had been submitted as well as the revised schedule which currently reflects when FLM expects the first 105 lots to be recorded. Also in attendance and in support of the request was Dave Harney and Steven Hayes, developers for Legacy.

Commissioner Bunn made a motion to approve the request for allocation for the 105 lots, seconded by Commissioner Foy. The motion duly carried approval with all present voting "AYE."

C. Patterson Woods Subdivision Phases 6 and 7

On January 18, 2017, Public Utilities received an allocation request for Patterson Woods Subdivision for phases 6 and 7 totaling 47 lots. Total water allocation needed would be 11,750 gallons per day at full build-out. Patterson Woods has been an active development and has had successful take down rates for residential growth according to Mr. Mendenhall. He said the developer has indicated Phase 6 (24 lots) would be recorded by September 30, 2017 and Phase 7 (23 lots) would be recorded by December 31, 2018. If either of those target dates are missed, allocation would go back to the county along with a non-refundable deposit from acreage fees. The UAC recommended allocation for both phases.

Commissioner Schriver made a motion to approve the request as presented, seconded by Commissioner Dickerson. The motion duly carried approval with all present voting "AYE."

D. Cedar Creek Subdivision Phase I

On January 24, 2017, Public Utilities received an allocation request for Cedar Creek Subdivision Phase I totaling 31 lots. This development is located in Franklinton and lies between Howard Harris Road and US Highway 1. Total water/sewer allocation needed would be 7,750 gallons per day at full build-out. The proposed development received preliminary approval from the Town of Franklinton. According to Mr.

Mendenhall, the developer has indicated Phase 1 (31 lots) would be recorded by October 31, 2017. Due to capacity issues at the Franklinton Regional sewer pump station and the anticipation of additional development in the near future for the Town, the UAC recommended further discussion with the full Board of Commissioners.

After the county purchased utilities from the Town of Franklinton, an assessment was completed of all the utilities there and those in the town and county-owned. It was discovered the Franklinton Regional pump station which handles the entire flow for the town was at 89.4% of capacity, leaving 28,000 gallons per day to use. Mr. Mendenhall said this phase would feed into a smaller pump station (Howard Harris pump station) which does have allocation now but is the collective of approximately six different pump stations within the town that feed into the regional pump station. He said additional assessment of the station is currently underway and if the allocation for 7,750 gallons is approved it will put the station at a remaining capacity of about 21,000 gallons.

Commissioner Dunston made a motion to approve the request for 7,750 gallons of allocation, seconded by Commissioner Dickerson. The motion duly carried approval with all present voting "AYE."

E. Kendall Forest Subdivision

Kendall Forest Subdivision (originally Carolina Pines) is a water only development located north of Franklinton. The subdivision was originally approved in the early 2000's with construction coming to an end in early 2003. The development was originally intended to be a well/septic community but due to Franklin County's mandatory connection policy the developers were required to install water. The development has been slow to build out and until recently no activity had been suggested on the unrecorded area of the development. The preliminary plat called for 161 lots and utilities were installed to service the total lot count. Unfortunately, all correspondence in the utility department only speaks of providing service to 131 total lots. Mr. Mendenhall said he needs guidance from Commissioners to make a determination on how many lots the county is to recognize for water allocation.

Eric Edwards of Clayton, North Carolina was in attendance and introduced himself as the potential buyer of Kendall Forest Subdivision. He said the project is an approximate 2.5 year project, with ten initial lots to be completed followed by seven lots per quarter for a total of 79 lots.

Commissioner Schriver made a motion to approve the additional 30 lots of allocation (in addition to the 131 already approved) subject to following the procedures recommended by the Public Utilities Director. The motion was seconded by Commissioner Foy and duly carried approval with all present voting "AYE."

4. FRANKLINTON REGIONAL SEWER PUMP STATION

Based on the allocation study performed in late 2016, the Franklinton Regional Pump Station stands at 89.4% of total capacity. At this percentage our engineers, via the study, have indicated there is only 28,000 gpd of available allocation. Currently the Town of Franklinton has three identified developments that have received preliminary approval other than water/sewer allocation. Collectively there is not enough available allocation to handle the proposed development. LKC Engineering has reviewed the pump station and prepared an estimate for design, permitting, and construction of a new facility.

Commissioner Bunn made a motion to authorize the design and permitting of a new sewer pump station in the amount of \$60,000. The motion was seconded by Commissioner Dunston and duly carried approval with all present voting "AYE."

5. APPOINTMENTS

A. Airport Commission

Commissioner May nominated Herman Dickens for reappointment.
Commissioner Dickerson nominated herself for appointment.
Commissioner Schriver nominated Thomas Bregger for appointment.

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

B. Board of Adjustment

Commissioner Dickerson nominated Scott Lerew for reappointment.
Commissioner May nominated James Roberson for reappointment.

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

C. Department of Aging Advisory Board

Commissioner May nominated Dot Robertson for reappointment.

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

D. Economic Development Commission

Commissioner Dickerson nominated Keith Smith for reappointment.

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

E. Emergency Medical Services Advisory Commission

Commissioner Schriver nominated Bradley Grissom for reappointment.
Commissioner May nominated Phyllis Rice for reappointment.
Commissioner Dickerson nominated Mark Rowe for appointment.

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

F. Library Board

Commissioner Dickerson nominated Mary Ellen Bickel for appointment.
Commissioner Schriver nominated Donna Jones for appointment.

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

G. Parks and Recreation Advisory Board

Commissioner May nominated Jim Murphy for reappointment.

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

H. Planning Board

Commissioner May nominated John Sledge for reappointment.

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

I. Solid Waste Education Task Force

Commissioner Dickerson nominated Wyatt McGhee for reappointment.
Commissioner May nominated Monty Riggs for reappointment.

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

J. Tourism Development Authority

Commissioner May nominated Robert Sykes for reappointment.
Commissioner Schriver nominated Vanessa Weathers for appointment.

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

K. Board of Health

The Board was asked to consider appointing Cynthia Anderson (at-large) and Ronnie Goswick (at-large).

Commissioner Dunston made a motion to approve the appointments, seconded by Commissioner Bunn. The motion duly carried approval with all present voting "AYE."

L. Dangerous Dog Board

The Board was asked to consider appointing Scott LaVigne (Health Director), Lindsey Nobles (Sheriff's Office) and Dr. Miranda Jones-Bailey (Youngsville Animal Hospital) to serve.

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

M. Aging Committee Council of Governments

The Board was asked to consider reappointing Donnell Adams.

Commissioner Bunn made a motion to approve the reappointment, seconded by Commissioner Dunston. The motion duly carried approval with all present voting "AYE."

N. Kerr-Tar Regional Economic Development Commission

The Board was asked to consider appointments to this Board. Commissioners Shane Mitchell and Don Lancaster previously served as the Board's representatives before retiring as commissioners.

Chairman Jones asked the Board to consider appointing Sidney Dunston (commissioner representative) and Shane Mitchell (citizen representative) and to consider reappointing Keith Smith (citizen representative).

Commissioner Schriver made a motion to approve the appointments, seconded by Commissioner Bunn. The motion duly carried approval with all present voting "AYE."

6. OTHER BUSINESS

No additional business was discussed.

7. 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: No comments were offered.

Commissioner Foy: No comments were offered.

Commissioner Bunn: No comments were offered.

Commissioner May: Commissioner May thanked Bryce Mendenhall for his service as Public Utilities Director as Mr. Mendenhall transitions from county government to the private sector.

Commissioner Jones: No comments were offered.

Commissioner Schriver: Commissioner Schriver thanked Bryce Mendenhall for his service as Public Utilities Director as Mr. Mendenhall transitions from county government to the private sector.

Commissioner Dunston: No comments were offered.

Commissioner Dickerson: Commissioner Dickerson commented she and newly elected Commissioner Schriver had recently completed the Essentials of County Government course.

County Manager Angela L. Harris: Mrs. Harris commented on the following:

- Mrs. Harris echoed the Board's sentiments regarding the service on Public Utilities Director Bryce Mendenhall. He will soon transition to employment in the private sector. Mrs. Harris said he has been a great leader for his department and county government. She said ideally an interim director will assist in the transition period.
- Mrs. Harris then asked Tax Administrator Dan Williams to provide a brief update on revaluation. Mr. Williams said revaluation will be effective January 1, 2018. The last revaluation was completed in 2012. He said the department is busy collecting data throughout the county. Contract employees are conducting street-level imagery. Overhead imagery has been completed. He said the department is working on the schedule of values and mailers will soon go out to owners of commercial properties asking for any information in preparation for the schedule of values scheduled to be complete in November, 2017.
- Mrs. Harris noted Human Resource Manager Kelly Faulkner recently completed a course entitled "Leading for Results." The Human Resources Department was recently recognized for its participation in a program that empowers individuals to take ownership of their cardiovascular health.

8. CLOSED SESSION

The Board was asked to enter into closed session pursuant to North Carolina General Statute 143-318.11(a)(4) to discuss matters relating to the location and/or expansion of industries or

other businesses in the area served by the County, including agreements on a tentative list of economic development incentives that may be offered by the public body in negotiations.

At approximately 8:32 P.M., Commissioner Dunston made a motion to enter into closed session pursuant to NCGS 143-318.11(a)(4), seconded by Commissioner Dickerson. The motion was approved 6 to 1, with Commissioner Foy voting "NO."

Following closed session at approximately 9:34 P.M., the Board entered back into open session and it was announced no action was needed regarding the closed session.

At approximately 9:35 P.M., Commissioner Schriver made a motion to adjourn, seconded by Commissioner Foy. The motion duly carried approval with all present voting "AYE."

Cedric Jones, Chair

Kristen G. King, Clerk to the Board

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