

**June 6, 2011**

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: Chair Sidney E. Dunston, Vice-Chairman E. Shane Mitchell, Donald C. Lancaster, David T. Bunn, Harry L. Foy, Jr. and Robert L. Swanson. Commissioner Penny McGhee was absent.

Chairman Dunston called the meeting to order and asked the Board to remove Item 8 (Closed Session) from the agenda. Commissioner Lancaster made the motion to remove Item 8, seconded by Commissioner Bunn. The motion duly carried approval with all present voting "AYE."

Chairman Dunston then asked the Board to consider altering Item 1-E to reflect a change in the grant amount request. Originally the agenda stated the request was for \$1,950. Commissioner Lancaster made the motion to alter Item 1-E, seconded by Commissioner Mitchell. The motion duly carried approval with all present voting "AYE."

Chairman Dunston then asked the Board to consider approval of the consent agenda.

Commissioner Lancaster made a motion to approve the consent agenda, seconded by Commissioner Mitchell. The motion duly carried with all present voting "AYE." The items approved are as follows.

**1. CONSENT AGENDA**

- A. May 16, 2011 Minutes
- B. Consider TDA (Tourism Development Authority) request to fund a \$2,500 grant for the Lake Donna Party
- C. Consider TDA (Tourism Development Authority) request to fund a \$4,000 grant for the PreddyFest Bluegrass Music Festival
- D. Consider TDA (Tourism Development Authority) request to fund a \$6,500 grant for the Tar River Festival
- E. Consider TDA (Tourism Development Authority) request to fund a \$1,750 grant for the Lake Royale Triathlon
- F. Consider TDA (Tourism Development Authority) request to fund a \$6,000 grant for the Triangle Regional Film Festival
- G. Budget Ordinance Amendment #7 (Pursuant to North Carolina General Statute 159-15, the County Finance Officer is requesting a budget ordinance amendment in the amount of \$813,108.06 for the fiscal year ending June 30, 2011 to amend the General Fund to reflect GASB 54 changes.)

**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. CONTRACT: ENGINEERING SERVICES FOR WATER LINE INSTALLATION TO U.S. GROWERS DIRECT, LOUISBURG (USGD) AT TRIANGLE NORTH FRANKLIN**

In order to provide water to USGD, Louisburg, a 775 foot extension of the existing water line to the USGD, Louisburg property line is needed. Staff requested authorization to move forward with execution of the contract with Hobbs Upchurch Associates (in the amount of \$5,800) as well as review the bids and issuance of notice to proceed to the successful bidder for construction of the water line.

Commissioner Lancaster asked Economic Development Director Ronnie Goswick if the funding was already appropriated from another source. Mr. Goswick stated the funding is provided by the Industrial Development Fund.

Commissioner Lancaster made a motion to approve the contract with Hobbs Upchurch Associates in the amount of \$5,800. The motion was seconded by Commissioner Mitchell and duly carried approval with all present voting "AYE."

#### **4. REDISTRICTING PROPOSALS**

Board of Elections Director Amy Southerland and County Attorney Darnell Batton were expected to present proposals received from various law firms for consideration in moving forward with the redistricting process. Chairman Dunston asked the Board to consider delaying the item until June 14, 2011. He stated the proposals are in the possession of County Attorney Darnell Batton who was unable to attend the meeting based upon a family emergency.

Commissioner Lancaster made a motion to delay the item, seconded by Commissioner Mitchell. The motion duly carried with all present voting "AYE."

#### **5. OTHER BUSINESS**

No additional business items were discussed.

#### **6. APPOINTMENTS**

##### **A. Department of Social Services Board**

The Board was asked to consider appointing Edith Anderson to serve on the Department of Social Services Board as the Commissioner's representative.

Commissioner Swanson made the motion to appoint Edith Anderson to the Department of Social Services Board for a three-year term, seconded by Commissioner Mitchell. The motion duly carried with all present voting "AYE."

##### **B. Franklinton Planning Board ETJ**

The Board was asked to consider reappointing Pierre Giani and appointing Durwood Davis to serve three-year terms on the Franklinton Planning Board ETJ.

Commissioner Mitchell made the motion to reappoint Pierre Giani and appoint Durwood Davis to serve three-year terms on the Franklinton Planning Board ETJ. The motion was seconded by Commissioner Lancaster and duly carried approval with all present voting "AYE."

##### **C. Industrial Facilities and Pollution Control Financing Authority**

The Board was asked to consider reappointing Mike Leonard (Commissioner Swanson's representative) and Joel Callihan (Commissioner McGhee's representative) to serve six-year terms on the Industrial Facilities and Pollution Control Financing Authority.

Commissioner Lancaster made the motion to approve the reappointment of Mike Leonard and Joel Callihan to serve six-year terms on the Industrial

Facilities and Pollution Control Financing Authority. The motion was seconded by Commissioner Mitchell and duly carried approval with all present voting "AYE."

D. Research Triangle Regional Partnership

The Board was asked to consider reappointing Commissioner Don Lancaster to serve on the Research Triangle Regional Partnership Board of Directors for a two-year term ending June 30, 2013.

Commissioner Mitchell made a motion to reappoint Commissioner Don Lancaster for a two-year term on the Research Triangle Regional Partnership. The motion was seconded by Commissioner Bunn and duly carried approval with all present voting "AYE."

E. Solid Waste Education Task Force

Commissioner Foy was asked to consider reappointing Claudette Giani to serve on the Solid Waste Education Task Force.

Commissioner Lancaster made the motion to reappoint Claudette Giani for a term ending December 1, 2014. The motion was seconded by Commissioner Mitchell and duly carried approval with all present voting "AYE."

**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 report offered.

**Commissioner Foy:** Commissioner Foy stated he attended a recent Board of Adjustment meeting where the County presented a petition for special use permits for the E 911 towers. He stated he appreciated all efforts put forward by Emergency Communications Director Christy Shearin. Commissioner Foy also stated 127 days have passed since the investigation into former Franklin County Sheriff Pat Green. He stated his hope that the investigation (by the State Bureau of Investigation) would soon be completed.

**Commissioner Bunn:** Commissioner Bunn requested an update on the Old Franklin County Jail. Specifically he wanted an update from the Franklin County Arts Council regarding plans for the structure. Staff was directed to present the information at a future meeting. County Manager Angela L. Harris stated she was not aware that any grants had been received by the Arts Council thus far.

**Commissioner Mitchell:** No report offered.

**Commissioner Lancaster:** No report offered.

**Commissioner Swanson:** No report offered.

**Commissioner McGhee:** No report offered.

**Commissioner Dunston:** No report offered.

**County Manager Angela L. Harris:** Mrs. Harris reminded the Board of a reception for Congresswoman Renee Ellmers scheduled for June 8, 2011 at 5:30 P.M. at the Franklinton Town Annex.

Mrs. Harris then stated she had received a proposal late today from GAI Consultants regarding a quote for an appraisal of the Town of Franklinton's Sewer System. The company is already working with the County on an appraisal of the Town's Water System. She stated she received an email from the Town on Friday that stated they agree to offset a purchase price in the event the County purchases its Water and Sewer System. They offered a credit up to \$16,000. Mrs. Harris stated she corresponded with the Town on June 2, 2011 asking for clarification of their willingness to sell their water system independent of their sewer system. In order to move forward, Mrs. Harris stated a letter of engagement must be signed. She stated she received the document late today and had not had the opportunity to fully review it. She also said the County Attorney had not had the opportunity to vet. She asked the Board for authorization to move forward with the letter of engagement after completely vetting the document with the County Attorney.

Commissioner Lancaster made the motion to allow staff to move forward with the letter of engagement after vetting with the County Attorney. The motion was seconded by Commissioner Mitchell and duly carried approval with all present voting "AYE."

**~~8. CLOSED SESSION~~**

~~The Board was asked to consider entering into closed session pursuant to NCGS 143-318.11 (a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged.~~

At 7:16 P.M., Commissioner Mitchell made a motion to recess until June 14, 2011, seconded by Commissioner Swanson. The motion duly carried with all present voting "AYE."

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Sidney E. Dunston, Chair

Kristen G. King, Clerk to the Board