

November 16, 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 John M. May, Cedric K. Jones, Harry L. Foy, Jr., David T. Bunn and Don Lancaster.

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

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

## 1. CONSENT AGENDA

- A. Releases, Adjustments, Refunds, and Tax Collection Report
- B. Lease Renewal – Louisburg Moose Lodge
- C. Budget Ordinance Amendment #5 (Pursuant to North Carolina General Statute 159-15, the County Finance Officer is requesting a budget ordinance amendment in the amount of \$540,575 for the fiscal year ending June 30, 2016 to amend the General Fund.)
- D. Designation of Boyd Sturges as back-up County Attorney

## 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.

**Robert Henderson, 631 Strickland Road, Louisburg, NC**

- Mr. Henderson asked the Board to assist with eliminating hunting with dogs in Franklin County.

## 3. PUBLIC HEARINGS

### A. Request for Rezoning – Deria Foster (15-RES-05)

The Board was asked to consider approval of a rezoning request by Deria Foster (T.O. Nelms, Owner) to rezone 2.0 acres at 5344 NC 56 Highway East in Cedar Rock Township from Agricultural Residential (AR) to Rural Business (RB). The Planning Board unanimously recommended approval of the rezoning request. Following the public hearing, it was recommended the Board use the rezoning guide/checklist to assist in its decision.

Planning and Inspections Director Scott Hammerbacher stated the applicant wishes to reopen a convenient store on the property that has been closed for several years.

Chairman Dunston opened the public hearing at approximately 7:12 P.M.

**Chris Cash, Castalia, NC**

- Mr. Cash spoke on behalf of petitioner Deria Foster. He said Ms. Foster simply wishes to operate a country store on the site.

At approximately 7:13 P.M., Chairman Dunston closed the public hearing with no further comments offered.

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

The following text amendments were provided in summary by Mr. Hammerbacher and collectively voted upon.

**B. UDO Text Amendment – 15-UDO-02: Community Well**

The Board was asked to consider approval of a text amendment to the Unified Development Ordinance (UDO) to amend Section 29-7: Utilities, (B) Water Facilities. The Planning Board recommended approval of the proposed text amendment.

**C. UDO Text Amendment – 15-UDO-03: Conditional Use Permit Petitions**

The Board was asked to consider approval of a text amendment to the Unified Development Ordinance (UDO) to amend Article 7. Conditional Uses, Section 7-2: Procedure for Conditional Use Permit Granted by the County Board of Adjustment. The Planning Board recommended approval of the proposed text amendment.

**D. UDO Text Amendment – 15-UDO-04: Table of Area, Yard, and Height Requirements**

The Board was asked to consider approval of a text amendment to the Unified Development Ordinance (UDO) to amend Article 8. Table of Area, Yard, and Height Requirements.

At 7:26 P.M., Chairman Dunston opened and closed the public hearing relative to Items 3-B, 3-C and 3-D with no comments offered by the public.

Commissioner Lancaster then made a motion to approve the following UDO Text amendments, seconded by Commissioner Mitchell. The motion duly carried approval with all present voting “AYE.”

- UDO Text Amendment – 15-UDO-02: Community Well
- UDO Text Amendment – 15-UDO-03: Conditional Use Permit Petitions
- UDO Text Amendment – 15-UDO-04: Table of Area, Yard, and Height Requirements

**4. NATIONAL HOSPICE PALLIATIVE CARE MONTH PROCLAMATION**

The Board was asked to consider approval of a proclamation in honor of National Hospice Palliative Care Month. John Thoma, CEO of Transitions Life Care was in attendance and thanked the Board for its support.

**National Hospice Palliative Care Month – November 2015  
PROCLAMATION**

WHEREAS, hospice and palliative care empower people facing a serious or life-limiting illness to live as fully as possible, surrounded and supported by family and loved ones;

WHEREAS, hospice and palliative care professionals are dedicated to helping diverse communities access quality end-of-life care and are committed to removing barriers to accessing care;

WHEREAS, hospice and palliative care bring patients and family caregivers the highest quality care delivered by an interdisciplinary team of skilled professionals that includes physicians, nurses, social workers, therapists, counselors, health aides, spiritual care providers and others who make the wishes of each patient and family a priority;

WHEREAS, through pain management and symptom control, caregiver training and assistance, and emotional and spiritual support, allowing patients to live fully and make more meaningful moments until the end, surrounded and supported by the faces of loved ones, friends, and committed caregivers;

WHEREAS, Each year, hospice saves Medicare more than \$2 billion by providing solutions for physicians, care to patients and comfort to families anywhere, at any time.

WHEREAS, every year more than 1.5 to 1.6 million Americans living with life-limiting illness, and their families, received care from the nation's hospice programs in communities throughout the United States;

WHEREAS, more than 355,000 trained volunteers contribute 16 million hours of service to hospice programs annually in the U.S.;

WHEREAS, hospice and palliative care providers encourage all people to learn more about options of care and to share their wishes with family, loved ones, and their healthcare professionals;

NOW, THEREFORE, be it resolved the Franklin County Board of Commissioners does hereby proclaim November 2015 as National Hospice Palliative Care Month and encourage citizens to increase their understanding and awareness of care at the end of life and to observe this month with appropriate activities and programs.

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

## 5. OTHER BUSINESS

No additional items of business were discussed.

## 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:** No comments were offered.

**Commissioner Foy:** No comments were offered.

**Commissioner Bunn:** No comments were offered.

**Commissioner Mitchell:** Commissioner Mitchell informed the Board he will not seek reelection after serving two terms. He said he appreciated the confidence instilled in him to serve but plans to dedicate himself to his family and business.

**Commissioner May:** Commissioner May thanked Commissioner Mitchell for his service and stated he appreciated his contributions. Commissioner May stated he attended a recent ribbon cutting for the Rolesville bypass. He also attended grand openings for Triangle Insurance and Carolina Ag Credit.

**Commissioner Jones:** Commissioner Jones attended a recent meeting of the Tourism Development Authority and said grant requests would be forthcoming for the Board's consideration.

**Commissioner Dunston:** Commissioner Dunston attended a ribbon cutting ceremony for the Rolesville bypass and well as the County's Veteran's Day ceremony. He stated he met with Congressman G.K. Butterfield regarding the fate of Novant Franklin Regional Medical Center.

**Commissioner Lancaster:** Commissioner Lancaster stated he attended a recent meeting of the Economic Development Commission.

**County Manager Angela L. Harris:** Mrs. Harris shared the following information:

- Mrs. Harris used this time to ask Existing Industry Coordinator Richie Duncan to provide an update on recent economic development activities and asked Public Utilities

Director Bryce Mendenhall to provide a brief summary on a recent situation that left Franklinton residents without water for a brief period of time.

## 7. CLOSED SESSION

The Board was asked to enter into closed session pursuant to North Carolina General Statute 143-318.11 (a)(3) – Attorney-Client Privileged Communication.

Commissioner Mitchell made a motion to enter into closed session pursuant to North Carolina General Statute 143-318.11 (a)(3) – Attorney-Client Privileged Communication. The motion was seconded by Commissioner Jones and was approved 6 to 1, with Commissioner Foy voting “NO.”

The Board entered closed session at approximately 7:43 P.M.

At approximately 8:45 P.M., following closed session, Commissioner Bunn made a motion to enter back into open session, seconded by Commissioner May. The motion duly carried approval with all present voting “AYE.”

At 8:46 P.M., Commissioner Lancaster made a motion to allow the Chairman of the Franklin County Board of Commissioners to enter into settlement agreement with the Town of Louisburg, Novant Health Inc. and Louisburg/Novant, LLC regarding Franklin County Medical Center. The settlement would bind Franklin County along with the other parties involved. The motion was seconded by Commissioner May and duly carried approval with all present voting “AYE.”

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

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Sidney E. Dunston, Chair

Kristen G. King, Clerk to the Board