

September 17, 2012

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 E. Shane Mitchell, Vice-Chairman Robert L. Swanson, Sidney E. Dunston, Harry L. Foy, Jr., Cedric K. Jones, David T. Bunn and Don Lancaster.

Chairman Mitchell called the meeting to order and asked the Board to consider approval of the consent agenda. Commissioner Dunston made a motion to approve the consent agenda, seconded by Commissioner Swanson. The motion duly carried with all present voting "AYE."

The items approved are as follows.

1. CONSENT AGENDA

- A. September 4, 2012 Minutes
- B. Releases, Adjustments, Refunds, and Tax Collection Report
- C. AT&T Lease Amendment
- D. Language Access Plan

2. COMMENTS FROM THE PUBLIC

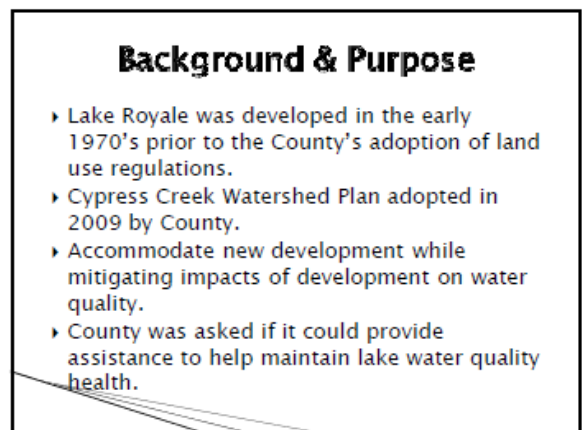
This was the time set aside by the Board of Commissioners to allow individuals five minutes to address the Board on issues concerning the county.

No comments were offered.

3. PUBLIC HEARINGS

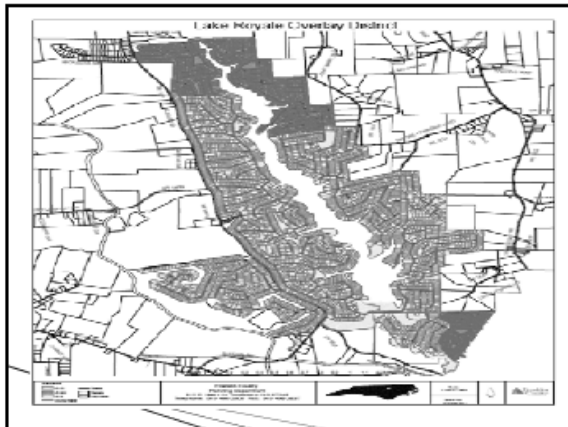
- A. UDO Text Amendment: Article 6. District Regulations, Section 6-2: Notes to the Table of Permitted Uses to include Note 22. Lake Royale Overlay District.

Scott Hammerbacher, Franklin County Planning and Inspections Director, provided the following presentation outlining the UDO text amendment proposal.



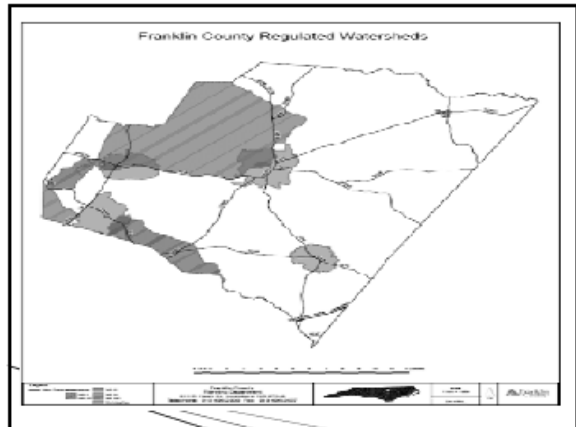
Stormwater Considerations

- ▶ Cypress Creek Watershed Plan has identified the lake as having an impervious surface cover of 24.7%.
- ▶ The Center for Watershed Protection has found that developments in excess of 10–15% impervious cover experience degradation in water quality and loss of biodiversity.



Cypress Creek Watershed Plan Recommendations

- Erosion and Sedimentation
- Comprehensive Stormwater Management and Sediment Reduction Program for Lake Royale
- POA obtains access to optimum sites for stormwater BMP's and retrofits.
- Prioritize lake dredging areas, disposal areas for dredge spoils, and funding sources.
- Implement stormwater BMP's on lots throughout the community and lakeside areas.
- Establish and enforce stringent E & S controls for new construction.
- Wastewater Management
- Comprehensive Wastewater Treatment Program for Lake Royale
- Identify remediation strategies for different types of wastewater systems.
- Require successful percolation tests for new residential building permits.
- Gasoline Contamination of Lake
- Construct centralized boat fueling facilities with spill prevention systems.
- Work with local gasoline vendors to operate the facilities as a concession.
- Require proper storage/fueling requirements for all boat owners.



Impervious Surface Regulations

- ▶ *Impervious Surface.* Any surface which in whole or in part restricts or prevents the natural absorption of water into the ground. Such surfaces may include, but not be limited to, compacted earth, gravel, concrete, asphalt, or other paving material, and all area covered by buildings or structures.
- ▶ Proposed limitation of 24% for all new residential construction and or permanent improvements.

Mr. Hammerbacher stated the text amendment was brought forward at the direction of the Lake Royale Property Owner's Association with the intent to place impervious surface limitations on residential and multi-use lots in order to protect Lake Royale, the surrounding lake area, and Cypress Creek watershed from excessive run-off. Mr. Hammerbacher said 100 different lots, both camping and residential, were examined and stated most lots are 15 to 20% impervious as they stand today. The proposal would allow for 24.7% impervious surface cover. He said undeveloped lots would be required to adhere to the proposed limitations if the text amendment is approved.

It was noted the Franklin County Planning Board recommended approval of the proposed text amendment at its meeting on August 14, 2012.

Commissioner Dunston inquired about the means of advertisement used to inform landowners of the proposed amendment. Mr. Hammerbacher said notice was given in local newspapers and on Lake Royale's website (<http://www.lakeroyale.org/>). He confirmed landowners who do not live in Lake Royale did not receive direct correspondence.

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

Nicole Clift, 1349 Sagamore Road, Louisburg (Lake Royale)

- Mrs. Clift disclosed that she lived at Lake Royale and worked for the Lake Royale Property Owner’s Association. She commented on the importance of protecting the lake, the community’s most important commodity. She stated the need to be proactive as the association does not have the resources to be reactive. She encouraged the Board to vote in favor of the text amendment.

Blake Clift, 1349 Sagamore Road, Louisburg (Lake Royale)

- Mr. Clift encouraged the Board to vote in favor of the text amendment. He commented on the importance of the lake and how the community would not be the same without the lake. He said he could not be happier living at Lake Royale and would like to take necessary steps to protect the health of the lake. He said he felt the best way to protect the lake is to place imperious surface limitations on residential and multi-use lots.

Bob Webster, 100 Huron Drive, Louisburg (Lake Royale)

- Mr. Webster stated he is the General Manager of the Lake Royale Property Owner’s Association. He too encouraged the Board to approve the text amendment that he feels would protect the community and its lake.

Bill Wallace, 110 Pontiac Cove, Louisburg (Lake Royale)

- Mr. Wallace is a member of the Franklin County Planning Board and resident of Lake Royale. He is in favor of approving the text amendment.

Jonathan Grobani, 184 Red Wing Drive, Louisburg (Lake Royale)

- Mr. Grobani stated once 25% impervious cover is reached, irreparable damage occurs. He stated if the limitations are not in place, the health of the lake will diminish. He encouraged the Board to be proactive and to approve the amendment.

Commissioner Swanson asked Mr. Hammerbacher if he was aware the Lake Royale Property Owner’s Association had other upcoming requests of the County. Mr. Hammerbacher said he was not aware of any at this time. Commissioner Swanson noted Lake Royale is a gated community and that all citizens are unable to enjoy its amenities.

With no further comments, Chairman Mitchell closed the public hearing at approximately 7:27 P.M.

Commissioner Lancaster made a motion to approve the text amendment, seconded by Commissioner Bunn. The motion carried unanimously with all present voting “AYE.”

- B. UDO Text Amendment: Article 28, Section 28-4: Major Subdivision Procedure, (C) Final Plat, (3) (x) 5. To amend the Subdivision Street Disclosure Statement.

According to Mr. Hammerbacher, Planning staff was contacted by North Carolina Department of Transportation District Engineer Steve Winstead with concerns regarding wording of the Subdivision Street Disclosure Statement for public roads located within Section 28-4 of the Franklin County Unified Development Ordinance. Planning staff proposed to remove the language in question.

The Franklin County Planning Board recommended approval of the proposed text amendment at its meeting on August 14, 2012.

At approximately 7:30 P.M., Chairman Mitchell opened and closed the public hearing with comments offered.

Commissioner Dunston made a motion to approve the text amendment, seconded by Commissioner Swanson. The motion duly carried with all present voting "AYE."

4. US 1 CORRIDOR STUDY PHASE II

Phase II of the US 1 Corridor Study has recently been completed which includes the area of US 1 within the County from Park Avenue in Youngsville to the Vance County line. A similar corridor study was completed in 2006 which extended from the intersection of US 1 and 540 within Wake County to Park Avenue. The purpose of the study was to maintain and enhance mobility along the corridor while providing access for existing and future developments. The following presentation was offered by Shelby Powell, a consultant of the North Carolina Capital Area Metropolitan Planning Organization (CAMPO) and consultant Mike Fendrick, representing Parsons Brinckerhoff.

US 1 Corridor Study - Phase II
From US 1A Park Avenue north to Vance County

Final Presentation to:
Franklin County Board of Commissioners September 17, 2012
Franklin County Town Commissioners September 18, 2012
Youngsville Town Board October 11, 2012

Logos: PARSONS BRINCKERHOFF, www.Sofusa.com, alta, NC CAPITAL AREA MPO

OVERVIEW OF PUBLIC INVOLVEMENT

- Outreach & Meetings
 - Two Public Meetings – March 6 and July 19
 - Six Steering Committee Meetings
 - Interviews
 - Stakeholder meetings to discuss Bicycle & Pedestrian and SEHSR
- Website
 - Includes Summary of all meetings & Final Report
 - <http://us-1corridornorth.com/>

Logos: PARSONS BRINCKERHOFF

PROJECT RECOMMENDATIONS

- Final Recommendations for US 1
 - US 1 Freeway with Local Street Network – Ultimate
 - US 1 Superstreet – Interim
- Final Recommendations for Local Network
 - Land Use
 - Local Connectors
 - Bicycle and Pedestrian
 - Transit
- Phasing Plan through 2050 & Cost Estimates

Logos: PARSONS BRINCKERHOFF

US 1 FREEWAY WITH LOCAL STREET IMPROVEMENTS - ULTIMATE

- Freeway
 - 4 lanes applicable through 2050
 - 4 interchanges
 - Bert Winston Extension (new)
 - NC 56 Bypass (new)
 - NC 56 (existing will require upgrade)
 - Northern Franklin County (new)
- Local Street Enhancements
 - Service and backage roads to provide access
 - Local street bridges over US 1
 - Complete Streets Philosophy to serve Bicyclists & Pedestrians

Logos: PARSONS BRINCKERHOFF

MULTI-MODAL APPROACH

- Bicyclists & Pedestrians
 - Local Streets
 - Identified Greenways Opportunities
 - Along SEHSR alignment
 - Between Franklinton & Louisburg
 - From Franklinton High School to NC 56
 - Future Infill of Sidewalks within Franklinton
- Transit
 - Phase in Express Bus based on regional initiatives

Logos: PARSONS BRINCKERHOFF

LAND USE

Two interchange nodes

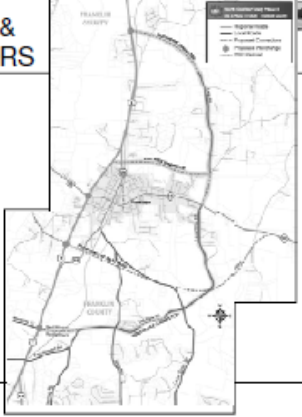
- Bert Winston Extension
 - Industrial focus
- NC 56 Bypass South
 - Franklinton
 - Connect NC 56 & Bypass
 - Connect East & West of US 1
 - Retail focus

Map showing interchange nodes and surrounding areas.

Logos: PARSONS BRINCKERHOFF

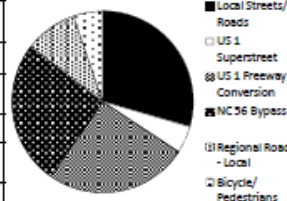
REGIONAL ROADS & LOCAL CONNECTORS

- Three Local Connectors
 - Southeast Connector
 - Northeast Connector
 - East West Connector
- NC 56 Bypass
 - Construct in 2 phases
 - Design as a Boulevard




US 1 IMPROVEMENT COSTS

Type of Facility	Estimated Cost by Type of Facility (Millions of Dollars)	Percent of Total Costs
Local Streets/Roads	\$106.0	29.5%
US 1 Superstreet	\$17.2	4.8%
US 1 Freeway Conversion	\$91.6	25.5%
NC 56 Bypass	\$92.4	25.7%
Regional Roads - Local	\$33.4	9.3%
Bicycle/Pedestrians	\$18.8	5.2%
TOTAL	\$359.4 Million	



QUESTION & ANSWER



CONTACTS

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Shelby Powell, NC Capital Area MPO

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- 919-996-4393

<http://us-1corridornc.com/>

It was noted funding for these projects has not been allocated at this time.

No action was requested or taken by the Board.

5. NEW REGIONAL COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY

Rick Seekins and Mike Ciriello, from the Kerr-Tar Regional Council of Governments, outlined the new Regional Comprehensive Economic Development Strategy, which charts the five-year direction of development, and especially economic development in the five county region that includes Franklin County as well as Granville, Person, Vance and Warren counties. These five counties comprise the Economic Development District recognized by the federal Economic Development Administration (EDA) for inclusion in federal funding programs.

Commissioner Dunston made a motion to endorse the strategy, seconded by Commissioner Swanson. The motion duly carried with all present voting “AYE.”

6. FIREFIGHTER’S ASSOCIATION FUNDING REQUEST

The Franklin County Firefighter’s Association requested \$2500 in support of its 50th Anniversary Celebration. The celebration is scheduled for October 28, 2012 at Triangle North Executive Airport. Association President Kelly Harris and Treasurer Johnny Hight presented the request and informed the Board that earlier in the evening the County’s Tourism Development Authority had also granted \$2500 in funding toward the event. It was noted the overall budget for the event is \$5800.

Commissioner Lancaster made a motion to approve the \$2500 funding request, seconded by Commissioner Foy. The motion duly carried with all present voting “AYE.”

7. APPOINTMENTS

Firefighters' Relief Fund Board of Trustees

Randall Likens, Emergency Services Director, asked the Board to consider appointments to the respective individual Local Firefighters' Relief Fund Board of Trustees to include the following:

Bunn Fire District: Kevin Alford (2 year term)
Centerville Fire District: Shad Leonard, Jr. (2 year term)
Epsom Fire District: Ray Merritt (1 year term) Charles Hilliard, Jr. (2 year term)
Franklinton (Northwest Franklin Fire District): David Robbins, Sr. (2 year term)
Gold Sand Fire District: Rodney Hilliard (2 year term)
Justice Fire District: Warren Harris (1 year term) Greg Lloyd (2 year term)
Mitchiners Crossroads Fire District: Joe Jenkins (2 year term)
Pilot Fire District: Kenny Williams (2 year term)
White Level Fire District: Billy Brewer (2 year term)
Youngsville (Western Franklin Fire District): Scott White (2 year term)

Commissioner Lancaster made a motion to approve the Local Firefighters' Relief Fund Board of Trustees as presented. The motion was seconded by Commissioner Dunston and duly carried approval with all present voting "AYE."

8. OTHER BUSINESS

No additional items were discussed.

9. 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 Lancaster: No comments were offered.

Commissioner Jones: No comments were offered.

Commissioner Dunston: No comments were offered.

Commissioner Foy: Commissioner Foy invited those in attendance to attend Senior Fun Day in the Park scheduled for September 25, 2012 at Riverbend Park in Louisburg.

Commissioner Bunn: No comments were offered.

Commissioner Mitchell: Commissioner Mitchell said he attended the 9/11 Ceremony held on September 11, 2012 at the Franklin County Courthouse. He stated Veterans Services Director Victor Alston assisted in coordinating the service. Commissioner Mitchell also stated he attended Vineyard Management and Conservation Field Day held recently at Foster Family Vineyards.

Commissioner Swanson: No comments were offered.

County Manager Angela L. Harris:

- Mrs. Harris mentioned Senior Fun Day in the Park scheduled for September 25, 2012 at Riverbend Park in Louisburg.
- Mrs. Harris stated NCACC (North Carolina Association of County Commissioners) staff members Todd McGhee and Lisa Nolan recently visited Franklin County. The visit allowed Mr. McGhee and Ms. Nolan to learn more about Franklin County government operations.
- Mrs. Harris stated the Committee of 100 annual meeting is scheduled for September 20, 2012.
- Mrs. Harris stated the annual meeting and awards banquet of the Kerr-Tar Council of Governments is scheduled for September 27, 2012 in Warren County.
- Mrs. Harris stated Farm-City Week is scheduled for September 28, 2012 at Mitchell Farms in Bunn.
- Mrs. Harris mentioned a gala planned for September 29, 2012 in honor of the 225th anniversary celebration of Louisburg College.
- Mrs. Harris stated Louisburg Fire Department will celebrate its 100th year anniversary on October 7, 2012 with several celebratory events planned.

10. CLOSED SESSION

The Board was asked to consider entering into closed session pursuant to the following North Carolina General Statutes.

- A. Approval of Closed Session Minutes from September 4, 2012.
- B. North Carolina General Statute 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.
- C. 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 lists of economic development incentives that may be offered by the public body in negotiations.
- D. North Carolina General Statute 143-318.11(a)(5) to establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease.

At approximately 8:18 P.M., Commissioner Swanson made the motion to enter into closed session. The motion was seconded by Commissioner Dunston. The motion carried 5 to 1, with Commissioner Foy voting "NO."

Following closed session at approximately 9:24 P.M., Commissioner Dunston made a motion to enter back into open session, seconded by Commissioner Jones. The motion duly carried approval with all present voting "AYE."

Commissioner Dunston made a motion to approve the Closed Session Minutes of September 4, 2012. The motion was seconded by Commissioner Swanson and duly carried approval with all present voting "AYE."

County Manager Angela L. Harris mentioned that 19 applications had been received for the vacant Tax Administrator position. She said the applications would be narrowed to three to five candidates and that she would work with the Chairman in moving forward and scheduling interviews.

At approximately 9:26 P.M., Commissioner Dunston made a motion to adjourn, seconded by Commissioner Swanson. The motion duly carried with all present voting "AYE."

E. Shane Mitchell, Chair

Kristen G. King, Clerk to the Board