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SEPTEMBER 21, 1992

The Board of Commissioners of Franklin County, North Carolina met in regular session at 7:30 P. M. in the Superior Courtroom of the Franklin County Courthouse with the following Commissioners present: Chairman Robert L. Swanson, Vice Chairman James G. Hardy, Commissioner Harry L. Foy, Jr., Commissioner Ronald W. Goswick and Commissioner George T. Wynne.

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Walter Moorman, Kerr-Tar Regional Council of Governments appeared before the Board concerning the application for grant funds for Child Abuse Response Team - Drug Control & System Improvements (DCSI) Strategy #14 - Victims of Crime Act (VOCA).

Upon motion by Commissioner Goswick, seconded by Commissioner Wynne with all present voting "AYE" duly carried that Franklin County supports and authorizes the appropriation of \$16,250.00 local funds upon the successful completion of application for Child Abuse Response Team - Drug Control & System Improvements (DCSI) Strategy #14 - Victims of Crime Act (VOCA).

Surapon Sujjavanich, Architect for the proposed new jail facility was present and made a presentation on the jail siting process. He explained the components to be considered in the selection of a jail site.

Upon motion by Commissioner Hardy, seconded by Commissioner Wynne with all present voting "AYE" duly carried that a Jail Site Selection Committee be appointed consisting of approximately ten (10) people and that Chairman Swanson be authorized to make the appointments.

Louisburg Town Planner Tony King appeared before the Board to request adoption of resolution authorizing the extension of the Louisburg Extraterritorial Zoning Jurisdiction.

Upon motion by Commissioner Wynne, seconded by Commissioner Hardy with all present voting "AYE" duly carried the following resolution authorizing the extension of the Louisburg Extraterritorial Zoning Jurisdiction adopted:

**RESOLUTION AUTHORIZING THE EXTENSION OF THE LOUISBURG
EXTRATERRITORIAL ZONING JURISDICTION**

WHEREAS, The Louisburg Planning Board and Louisburg Town Council wish to continue the promotion of structured growth and development within the Louisburg area; and,

WHEREAS, the Town of Louisburg currently administers and enforces the Louisburg Zoning Ordinance within certain parcels located within one (1) mile of the Louisburg Corporate Limits; and,

WHEREAS, the Town of Louisburg has annexed certain areas into the Louisburg Corporate Limits and now wishes to extend the Extraterritorial Zoning Jurisdiction the statutory one (1) mile from the new municipal boundary; and,

WHEREAS, Franklin County currently enforces zoning, subdivision regulations, and the North Carolina State Building Code within Franklin County, as defined in G. S. 160A-360.

NOW, THEREFORE, BE IT RESOLVED by the Franklin County Board of Commissioners, that the Town of Louisburg be authorized to extend its Extraterritorial Zoning Jurisdiction the statutory one (1) mile from its current municipal boundary of every point other than the extension on North Carolina Highway 56 West, which shall retain the present extraterritorial jurisdiction line as shown on this date. The adoption of this resolution shall not preclude extraterritorial jurisdiction on North Carolina Highway 56 West at some point in the future, at a time more favorable with the Franklin County Board of Commissioners.

ADOPTED this the 21st day of September, 1992.

Proper notice having been given, this is the time and place set for a public hearing to receive public comments on recommendations from the Franklin County Planning Board.

Chairman Swanson declared public hearing open at 9:20 P. M. and recognized County Planner Richard Reid who made comments on amending the Franklin County Unified Development Ordinance in reference to posting of property.

Chairman Swanson called for public comments and the following person spoke:

Ed Perry, Louisburg, NC

had question regarding the overlay district at Franklin County Airport

Chairman Swanson declared public hearing closed at 9:30 P. M.

Upon motion by Commissioner Goswick, seconded by Commissioner Hardy with all present voting "AYE" duly carried upon the recommendation of the Franklin County Planning Board the following ordinance amending the Franklin County Unified Development Ordinance adopted:

**AN ORDINANCE AMENDING THE FRANKLIN COUNTY UNIFIED DEVELOPMENT ORDINANCE
(TEXT)
IN REFERENCE TO POSTING OF PROPERTY**

WHEREAS, the Franklin County Board of Commissioners duly adopted the Franklin County Zoning Ordinance on January 5, 1987; the Subdivision Ordinance on August 1, 1985, the Mobile Home & Travel Trailer Park Ordinance on October 21, 1985; and,

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WHEREAS, the Franklin County Board of Commissioners duly adopted the Franklin County Unified Development Ordinance on September 16, 1991; and,

WHEREAS, the Franklin County Planning Board has provided a recommendation per the requirements of the Franklin County Unified Development Ordinance; and,

WHEREAS, a public hearing of the Board of Commissioners has been scheduled, duly advertised, per the requirements of G. S. 153A, and conducted on September 21, 1992.

NOW, THEREFORE, BE IT ORDAINED that the Board of Commissioners has acted favorably on the Planning Board recommendation and provides the following amending ordinance:

SECTION 1 That Chapter 2, Article X, Section XI-1, Paragraph D be amended as follows:

D. A public hearing shall be held by the Board of Commissioners before adoption of any proposed amendment of this ordinance. A notice of such public hearing shall be published once a week for two (2) consecutive weeks in a newspaper of general circulation in Franklin County. Said notice shall be published the first time not less than ten (10) days and not more than twenty-five (25) days prior to the date established for such public hearing.

In addition, the Zoning Administrator may post a sign on any property for which a petition to change the zoning classification has been received. The sign shall state the date, time, and a phone number to call for information, and shall be posted on the property in question at least three (3) days prior to the public hearing date.

SECTION II That Chapter 2, Article VIII, Section VIII-4, paragraph B be amended as follows:

B. The Board of Adjustment shall fix a reasonable -time, not to exceed thirty (30) days, for the hearing of the appeal and publish notice of such hearing in a newspaper of general circulation in Franklin County five (5) days prior to the hearing.

In addition, the Zoning Administrator may post a sign on any property for which a Conditional use Permit has been requested. The sign shall state the date, time, and a phone number to call for information on the Conditional Use Permit, and shall be posted at least three (3) days prior to the public hearing date.

SECTION III That this ordinance shall become effective upon its adoption.

ADOPTED this the 21st day of September, 1992.

Upon motion by Commissioner Wynne, seconded by Commissioner Hardy adopt the following resolution amending the resolution creating the Franklin County Economic Development Commission that was adopted in December, 1987.

Upon motion by Commissioner Goswick, seconded by Commissioner Hardy with all present voting "AYE" duly carried adopt resolution amending the resolution creating the Franklin County Economic Development Commission adopted in December, 1987 with the following change:

SECTION 5. FISCAL AFFAIRS, BUDGETS

The Commission may request, in furtherance of its functions, any funds, grants, and services made available by the federal government and its agencies, the state government and its agencies, any municipalities or counties, and by private and civic sources, in accordance with the Local Government Budget & Fiscal Control Act.

THE RESOLUTION OF THE FRANKLIN COUNTY BOARD OF COMMISSIONERS CREATING THE FRANKLIN COUNTY ECONOMIC DEVELOPMENT COMMISSION

WHEREAS, North Carolina General Statute 158-8 provides that the Board of County Commissioners may create an Economic Development Commission and the Board finds and declares that it is necessary and desirable that an Economic Development Commission be established and maintained in Franklin County;

NOW, THEREFORE BE IT ORDAINED AS FOLLOWS:

SECTION 1. ESTABLISHMENT OF ECONOMIC DEVELOPMENT COMMISSION

There is hereby created and established an Economic Development Commission for the County of Franklin pursuant to North Carolina General Statute 158-8 and said Commission shall hereafter be known as the Franklin County Economic Development Commission.

SECTION 2. MEMBERSHIP, TERMS OF OFFICE

The Commission shall consist of seven members appointed by the Franklin County Board of Commissioners who shall be appointed for staggered three-year terms. Terms of the initial members shall be appointed for a three-year term, two for a two-year term, and two for a one-year term. Thereafter, the terms of all members appointed shall be for three years, except that, in case of a vacancy during a term, the same shall be filled by appointment by the County Commissioners for the unexpired portion of said term. Any member of the Economic Development Commission may be removed at any time, with or without cause, by a majority vote of the Franklin County Board of Commissioners.

SECTION 3. ORGANIZATION OF COMMISSION; RULES AND REGULATIONS; COMMITTEE; MEETINGS

The Franklin County Economic Development Commission shall meet for the purpose of organization as soon as possible after the adoption of this resolution and the appointment of members. The Board of County Commissioners shall appoint an interim chairman to call and preside over the initial meeting. At the initial meeting, the Economic Development Commission shall elect from among its members a chairman and such other officers as it may choose. The Commission shall adopt a set of by-laws to govern the necessary and orderly discharge of its duties which shall not be inconsistent with the terms hereof and the General Statutes of North Carolina. The Chairman shall appoint such committees as the work of the Commission may require. The Commission shall meet regularly, at least quarterly, at places and dates specified in its by-laws. That further, special meetings may be called as provided in the by-laws.

SECTION 4. POWERS AND DUTIES

The Franklin County Economic Development Commission shall have the following powers and duties:

1. Receive from any municipal, county, joint, or regional planning board, or commission with jurisdiction within its area an economic development program for part or all of the area.;

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2. Formulate projects for carrying out economic development programs by attracting new industries; encouraging the expansion of existing industries; encouraging agricultural development, encouraging the formation of new business and industrial ventures by local, as well as foreign, capital; and all other activities of a similar nature;
3. Conduct industrial surveys, advertise in periodicals or other communications media, furnish advice and assistance to businesses and industrial concerns which may be interested in locating in the area, furnish advice and assistance to existing businesses and industries, furnish advice and assistance to persons seeking to establish new businesses or industries, and to engage in related activities;
4. To encourage the formation of private business development corporations or associations which may carry out such projects as securing and preparing sites for industrial development, constructing industrial buildings, or rendering financial or managerial assistance to businesses and industries, and to furnish advice and assistance to such corporation or associations;
5. To make recommendations to the Franklin County Board of Commissioners, the Franklin County Planning Board, and other organizations or boards having members appointed by the Franklin County Board of Commissioners concerning infrastructure planning and development, land-use planning as it applies to business and industrial concerns and other areas directly or indirectly impacting upon the county's growth and development;
6. The Commission will be involved in the application for and administration of various state and federal grant funds that might be utilized to assist the county in implementation growth strategies. Such

activities will be coordinated with other county departments that are appropriate to ensure the legal and orderly implementation of same.

7. Use grant funds to make loans for purposes permitted by the federal government, by the grant agreement and in furtherance of economic development; the economic development commission may delegate to another organization or agency the implementation of the grant's purposes, subject to approval by the federal agency involved and the commission's board of directors;
8. Carry on such other activities as may be necessary in the proper exercise of the functions described herein.

SECTION 5. FISCAL AFFAIRS, BUDGETS.

1. The Franklin County Economic Development Commission shall annually file with the Franklin County Manager, on or before the first day of April of each year, an estimate of its monetary requirements for the ensuing fiscal year in such detail and such format as required by the Board of County Commissioners.

2. The fiscal year for the Franklin County Economic Development Commission shall be the same as the fiscal year for Franklin County.

The Commission may request, in furtherance of its functions, any funds, grants, and services made available by the federal government and its agencies, the State Government and its agencies, any municipalities or counties, and by private and civic sources, in accordance with the Local Government Budget & Fiscal Control Act.

Each municipality or county shall have authority to appropriate funds to any local or regional economic development commission which it may have created. These appropriations may be funded by levy of property taxes pursuant to G. S. 153A-149 and G. S. 160A-209 and by the allocation of other revenues whose use is not otherwise restricted by law.

SECTION 6. STAFF AND PERSONNEL; CONTRACTS FOR SERVICES.

2. Within the limits of appropriated funds, the Economic Development Commission may hire and fix compensation of any personnel necessary to carry out its objectives. An Executive Director of Economic Development shall be employed to carry out the objective of the Commission. Economic Development Commission personnel are eligible to receive the benefits offered by Franklin County.

2. The Economic Development Commission may contract with consultants for services as it may require within the limits of appropriated funds. It may also contract with the State of North Carolina or the federal government or any other agency or department thereof for such services as may be provided by such agencies. The Commission is hereby empowered to carry out the provisions of such contracts as it may enter. Copies of all contracts shall be filed in the Office of Franklin County Finance.

SECTION 7. OFFICE AND EQUIPMENT.

Within the limits of appropriated funds, the Commission may lease, rent, or purchase, or otherwise obtain, suitable quarters and office space for its staff; and may lease, rent, or purchase necessary fixtures, furniture, automobiles, and other equipment. Copies of all leases shall be filed in the Office of Franklin County Finance.

SECTION 8. AUTHORITY OF THIS RESOLUTION.

This resolution supersedes any and all actions by the Franklin County Board of Commissioners that may be deemed to be in conflict with the provisions contained herein.

This Resolution shall take effect upon its passage.

Upon motion by Commissioner Hardy, seconded by Commissioner Goswick with all present voting "AYE" duly carried the following budget ordinance amendment approved:

FRANKLIN COUNTY BUDGET ORDINANCE AMENDMENT

BE IT ORDAINED by the Board of Commissioners of the County of Franklin, North Carolina, that, pursuant to North Carolina General Statutes 159-15, the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 1993:

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

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ACCOUNT	LINE	DECREASE	IN
10-596-0740 9,586.00	Capital Outlay		\$

This will result in a net increase of \$9,586.00 in the expenditures of the General Fund. To provide the additional revenue for the above, the following revenues will be increased:

ACCOUNT	LINE	AMOUNT
10-398-0003	Appropriation from Auto Reserve	\$9,586.00

Section 2. Copies of this amendment shall be furnished to the Clerk to the Board of Commissioners, the Budget Officer, and the Finance Officer for their direction. ADOPTED this the 21st day of September, 1992.

Upon motion by Commissioner Goswick, seconded by Commissioner Hardy with all present voting "AYE" duly carried that a public hearing be held during the meeting of the Board of Commissioners which begins at 7:30 P. M., on October 5, 1992 to receive public comments on a proposed application for funding under the State of North Carolina's 1992 Small Cities Community Development Block Grant Program.

Commissioner Foy requested the Board of Commissioners to consider the adoption of a code of ethics. This matter to be considered at a later date.

Pursuant to and in accordance with G. S. 143-318.11 and upon motion by Commissioner Hardy, seconded by Commissioner Goswick the Board went into executive session to discuss personnel. Voting "AYE", Commissioner Hardy, Commissioner Goswick, Commissioner Wynne and Commissioner Swanson. Voting "NO" Commissioner Foy.

The Board reconvened into regular session and Chairman stated no action needed as result of the executive session.

Upon motion by Commissioner Goswick, seconded by Commissioner Wynne with all present voting "AYE" duly carried Interim County Manager Bob Heuts appointed to serve as clerk to the board for the remainder of the meeting.

Upon motion by Commissioner Goswick, seconded by Commissioner Wynne with all present voting "AYE" duly carried meeting recessed until Friday, September 25, 1992 at 1:30 P. M. in the Conference Room of the Franklin County Office Building.
Chairman Swanson recessed meeting at 11:30 P. M.