

**AUGUST 29, 1994**

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

Proper notice having been given, this is the time and place set for a public hearing to receive comments on acquisition of four parcels of land and improvements located thereon from the Franklin County Board of Education; and to receive comments on an installment financing agreement proposal for adoption by the Franklin County Board of Commissioners providing for the financing of the construction, renovation, installation, and equipping of the schools, a new jail facility and courtroom facilities in the Courthouse Annex.

Chairman Wynne declared public hearing open at 7:35 P. M. and recognized County Manager Hodgkins who made comments regarding the purpose of the public hearing.

Chairman Wynne then called for public comments and the following people spoke:

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Kenneth King, Route 1, Box 48B, Louisburg, NC

- delay in combining jail, courthouse annex with the schools Certificates of Participation has cost Franklin County taxpayers more
- if had known the process would be delayed so long, would have pushed for General Obligation Bonds
- proceed with Certificates of Participation using \$21,500,000 for schools - not for jail or courthouse annex
- proceed with the acquisition of schools from the Franklin County Board of Education

Roger Moulton, Route 2, Box 284, Louisburg, NC

- questioned increase of Certificates of Participation from \$16,000,000 to \$21,500,000
- afraid there will be unreasonable tax increase
- if cap is set at \$21,500,000 - that is what will be spent
- let the cap remain at \$16,000,000

Chairman Wynne declared public hearing closed at 7:50 P. M.

Upon motion by Commissioner Moss, seconded by Commissioner Swanson the following resolution regarding the acquisition of real property and the financing of the construction, renovation, installation and equipping of certain facilities adopted: Voting "AYE" Commissioners Moss, Swanson, Hardy, Wynne. Voting "NO" Commissioner Foy.

**RESOLUTION AUTHORIZING THE ACQUISITION OF REAL PROPERTY AND THE FINANCING OF THE CONSTRUCTION, RENOVATION, INSTALLATION AND EQUIPPING OF CERTAIN FACILITIES**

WHEREAS, pursuant to North Carolina General Statutes Section 153A-157, the county is authorized to acquire real property from the Franklin County Board of Education to construct, renovate, install and equip the schools; and,

WHEREAS, the Board has decided to pursue the financing of the facilities pursuant to an installment financing agreement (the "Agreement") with the Franklin County Public Facilities Corporation which will provide the county up to \$21,500,000 for the construction, renovation, installation and equipping of the facilities, all in accordance with North Carolina General Statutes Section 160A-20; and,

WHEREAS, the cost estimate for the construction, renovation, installation and equipping of the facilities has been revised from \$16,000,000 to \$21,000,000 since the Board held a public hearing on this matter on March 21, 1994.

NOW, THEREFORE, BE IT RESOLVED by the Board as follows:

1. The chairman and other officers of the county are hereby authorized and directed to proceed with planning for the acquisition of the schools from the Franklin County Board of Education pursuant to North Carolina General Statutes Section 153A-157.
2. The chairman and other officers of the county are hereby authorized and directed to proceed with planning for the financing of the construction, renovation, installation and equipping of the facilities pursuant to North Carolina General Statutes Section 160A-20.
3. All other acts of the Board and the officers of the county which are in conformity with the purposes and intent of this resolution and in furtherance of the financing of the facilities are hereby approved and confirmed.
4. All resolutions or parts thereof in conflict herewith are hereby repealed.
5. This resolution shall take effect immediately. ADOPTED this 29th day of August, 1994.

Upon motion by Commissioner Swanson, seconded by Commissioner Hardy with all present voting "AYE" duly carried approve purchase by the Franklin County Board Education of a lot located next to the Mitchell Media Center and owned by the Bay Leaf Fire Department at a cost of \$12,500.00

For consideration by the Board, Chairman Wynne requested County Attorney Batton to read letter addressed to Clee Nowell, Director of the Franklin County Water & Sewer Authority, concerning the long-term water needs in Franklin County and the need to move forward with the most sound and cost effective means to enhance the county's water assets.

After discussion of this matter, the Board set a work session for Tuesday, September 6, 1994 at 7:30 P. M. in the Conference Room of the Franklin County Office Building. Bob Heuts, Director of the Franklin County Economic Development Commission and Pete Colbert, Chairman of the Franklin Water & Sewer Authority Board of Directors, invited to attend the work session.

Consideration of request from the Franklin Water & Sewer Authority regarding the reclassification of the Tar River to facilitate the construction of a water plant near Bunn tabled until a later date.

Upon motion by Commissioner Foy, seconded by Commissioner Hardy with all present voting "AYE" duly carried accept resignation of Dr. Raymond Stone from the Franklin Water & Sewer Authority Board of Directors due to conflict with job requirements.

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Upon motion by Commissioner Hardy, seconded by Commissioner Moss with all present voting "AYE" duly carried that the Franklin County Solid Waste Ordinance be amended to include the following:

Allow all Franklin County small businesses to use the convenient centers and require them to separate out all the materials that can be recycled, including cardboard, aluminum, newspaper and glass.

Franklin County will place cardboard dumpsters at the following six convenient centers the first year at a cost of \$3,240.00: Site 2, Moulton; Site 3, Five Points; Site 4, Highway 56 East; Site 8, Youngsville; Site 12, Mitchiners Crossroads and Site 14, Pilot. Franklin County will continue to accept cardboard at the Landfill Shop

The following bids received for expansion at the Franklin County Area Mental Health Clinic:

Trout & Riggs Construction Company	\$77,400.00
Polovick Construction Company	\$84,300.00
William C. Vick Construction Company	\$70,335.00
John D. Rock, Inc.	\$80,500.00

Upon motion by Commissioner Moss, seconded by Commissioner Swanson award contract for Franklin County Mental Health Clinic expansion to low bidder, William C. Vick Construction Company at a cost of \$70,335.00. Voting "AYE" Commissioner Moss, Commissioner Swanson, Commissioner Hardy and Commissioner Wynne. Voting "NO" Commissioner Foy.

Upon motion by Commissioner Foy, seconded by Commissioner Hardy with all present voting "AYE" duly carried approve Change Order #4 for a decrease of \$42,100.00 in the amount of contract with Northstate Construction Company for the Franklin County Solid Waste Transfer Facility project for deduction of cost of additional items to be furnished to close out contract.

Upon motion by Commissioner Foy, seconded by Commissioner Hardy with all present voting "AYE" duly carried the following Lake Royale lots declared surplus-property and Tax Collector Rudd authorized to offer them for sale through the negotiated offer, advertisement, and upset bid process:

Lake Royale Lot #C1615 - \$1,125.00  
Lake Royale Lot #C 578 - \$1,100.00  
Lake Royale Lot #C1980 - \$1,075.00  
Lake Royale Lot #C 208 -\$1,300.00

Upon motion by Commissioner Foy, seconded by Commissioner Hardy with all present voting "AYE" duly carried that regular Board of Commissioners' meeting scheduled for September 19, 1994 be rescheduled for September 13, 1994.

Upon motion by Commissioner Hardy, seconded by Commissioner Foy with all present voting "AYE" duly carried that a public hearing be held during the meeting of the Board, which begins at 7:30 P. M., on September 13, 1994, to receive public comments on recommendations from the Franklin County Planning Board.

The Board discussed entering into an Administrative Agreement on Consent with the North Carolina Department of Environment, Health & Natural Resources, Division of Solid Waste Management, for round water monitoring at the Franklin County Landfill. This item tabled, Attorney and Manager to gather additional information for action at a later date. Upon motion by Commissioner Foy, seconded by Commissioner Moss with all present voting "AYE" duly carried the following resolution adopted:

**A RESOLUTION AUTHORIZING COOPERATIVE PURCHASING BETWEEN  
FRANKLIN COUNTY AND OTHER MUNICIPAL AND COUNTY GOVERNMENTS**

WHEREAS, the Board of Commissioners of Franklin County sees the need to maintain efficient local services by purchasing needed supplies and materials at the lowest possible purchasing prices; and

WHEREAS, Franklin County realizes the value of cooperative purchasing in saving money and exchanging important information among municipal and county governments in the immediate geographic area; and,

WHEREAS, Franklin County realizes the importance of selecting bid proposals that are most advantageous to the needs of the people of the County of Franklin; and;

WHEREAS, authority for cooperative purchasing by and between several units of local government is found in Article 20 of Chapter 160A of the General Statutes of North Carolina,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the County of Franklin that the purchasing agent of the county is authorized to participate with other municipal and county governments in cooperative purchases that are deemed to be advantageous to the needs and budget constraints fo the County of Franklin. ADOPTED this the 29th day of August, 1994.

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Upon motion by Commissioner Foy, seconded by Commissioner Hardy with all present voting "AYE" duly carried approve road petition for Addition to State System for Sue Kim Drive, Holly Ridge Subdivision, Youngsville Township, and forward to the North Carolina Department of Transportation for evaluation and review.

Upon motion by Commissioner Moss, seconded by Commissioner Hardy with all present voting "AYE" duly carried authorize the proposed contract between the Town of Louisburg and Franklin County of expansion of Louisburg's water plant be transmitted to the Louisburg Town Council for their consideration.

The Board set a joint work session for the Town of Louisburg and Franklin County for September 8, 1994 at 7:30 P. M. in the Conference Room of the Franklin County Health Department to discuss proposed water contract.

Upon motion by Commissioner Moss, seconded by Commissioner Swanson with all present voting "AYE" duly carried that letters of support be written to the Office of the Secretary of the North Carolina Department of Human Resources conveying the Board of Commissioners' full endorsement of Franklin County's Smart Start Application to apply for one fo the twelve Smart Start Demonstration projects and endorsement of the Franklin County Smart Start Team's application for a Family Resource Center in Franklinton.

Upon motion by Commissioner Swanson, seconded by Commissioner Hardy with all present voting "AYE" duly carried that the following appointment be made to the Criminal Justice Partnership Advisory Board as a representative from Probation/Parole:

Bobby Dickerson  
Route 4, Box 526  
Louisburg, NC 27549

Pursuant to and in accordance with General Statutes 143-318.11 and upon motion by Commissioner Moss, seconded by Commisisoner Hardy the Board went into executive session to discuss litigation.

Voting "AYE" Commissioner Moss, Commissioner Hardy, Commissioner Swanson and Commissioner Wynne. Voting "NO" Commissioner Foy.

The Board reconvened into regular session and Chairman Wynne state no action necessary as a result of the executive session.

There being no further business to come before the Board, adjournment recorded at 10:30 P. M.