

FEBRUARY 17, 1997

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

Upon motion by Commissioner Moss, seconded by Commissioner Wynne with all present voting "AYE" duly carried the minutes of the meeting held on February 3, 1997, approved.

Mr. Jim Allred, Community Development Block Grant Consultant, appeared before the Board to report on the progress of the Scattered Site Housing Project and to request approval of a Resolution of Just Compensation in conjunction with the project.

Upon motion by Commissioner Moss, seconded by Commissioner Swanson with all present voting "AYE" duly carried adopt resolution entitled "RESOLUTION OF JUST COMPENSATION, 1996 SMALL CITIES PROGRAM, FRANKLIN COUNTY, NC!", a resolution which establishes just compensation for some properties that has been established by an independent appraisal; copy of resolution attached and made a part of these minutes.

Proper notice having been given, this is the time and place set for a public hearing to receive public comment on a petition for a Special Use Permit for 25 acres on SR 1002 to establish a Black Powder Shooting Range.

Chairman Hardy declared public hearing open and recognized Mr. Jeff Coutu, Planning Director, who made comments regarding the Planning Board's recommendation on the petition.

Chairman Hardy then called for public comments, and after being sworn, in the following people spoke:

1. Al Langley, Petitioner explained reasons for request for a Special Use Permit to operate such a shooting facility in Franklin County to be used for training and re-enactment of events involving Manley's Battery during the Civil War
2. Glenn Osborne, Route 5, Box 834-A, Louisburg, NC opposed to a Special Use Permit to allow shooting range; questions regarding traffic, sanitation & solid waste
3. William Newbill, 100 Justice Lane, Louisburg, NC opposed to a Special Use Permit to allow shooting range; petition not consistent - profit or non-profit
4. Howard Lee Carden, 54 Coppedge-Hayes Road, Spring Hope, NC opposed to a Special Use Permit to allow shooting range; petition not consistent - profit or non-profit; impacts entire neighborhood; shooting seven days a week, 365 days

a year; no redeeming value for County

5. Maxine & Lawrence Mosley, Route 2, Box 314, Spring Hope, NC
opposed to a Special Use Permit to allow shooting range;
adjoins the Langley property; noisy, no restful weekends;
concern for safety for son;
6. Earl Brinkmeyer, 743 Dunn Road, Spring Hope, NC
opposed to Special Use Permit to allow shooting range;
has six acres and duck pond just around the corner from the
shooting range; will sell property if shooting range is allowed

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7. James Richardson, 837 Seven Paths Road, Louisburg, NC
opposed to Special Use Permit to allow shooting range; just
recently moved to property near range

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8. Bill Vaughan, 17059 Buffaloe Road, Wendell, NC
supports a Special Use Permit to allow shooting range;
has farm on Johnson/Wake County Line and allows same type
of activities; been used approximately five years and has
had no complaints; near \$200,000 homes; no problems with
solid & sanitary waste

Chairman Hardy read a letter of opposition to the Special Use Permit to allow shooting range received from Charles & Viola Hawkins, 6715 Seat Pleasant Drive, Capital Heights, MD 20743, nearby property owners and asked that it be made a part of the record.

Chairman Hardy tabled action on the petition by Al & Jane Langley for a Special Use Permit for a Black Powder Shooting Range on 25 acres on State Road 1002 until the first meeting in April to give the Board an opportunity to visit the site and observe a demonstration.

Mr. Chuck Murray, Finance Director, appeared before the Board to request approval of budget amendments.

Upon motion by Commissioner Swanson, seconded by Commissioner Wynne with all present voting "AYE" duly carried approve Budget Amendment Number Twenty-Two (22) ; copy of amendment found in Budget Ordinance Book.

Upon motion by Commissioner Moss, seconded by Commissioner Swanson with all present voting "AYE" duly carried approve Budget Amendment Number Twenty-Three (23); copy of amendment found in Budget Ordinance Book.

Upon motion by Commissioner Swanson, seconded by Commissioner Moss with all present voting "AYE" duly carried approve Budget Amendment Number Twenty-Four (24) copy of amendment found in Budget Ordinance Book.

Upon motion by Commissioner Swanson, seconded by Commissioner Wynne with all present voting "AYE" duly carried approve Budget Amendment Number Twenty-Five (25) copy of amendment found in Budget Ordinance Book.

Upon motion by Commissioner Wynne, seconded by Commissioner Moss with all present voting "AYE" duly carried approve Budget Amendment Number Twenty-Six (26) ; copy of amendment found in Budget Ordinance Book.

Upon motion by Commissioner Wynne, seconded by Commissioner Swanson with all present voting "AYE" duly carried the following reappointments made to the Franklin County Education Task Force:

Shelby Street - Two-Year Term - Expiring March, 1999
John Houston - Two-Year Term - Expiring March, 1999

Upon motion by Commissioner Swanson, seconded by Commissioner Wynne with all present voting "AYE" duly carried the following reappointments made to the Franklin County Emergency Medical Services Committee:

Dr. Randel Byrd - Three-Year Term - Expiring March 31, 2000
Helen Gilliam - Three-Year Term - Expiring March 31, 2000
Tom Hanenburg - Three-Year Term - Expiring March 31, 2000
Doug Hillard - Three-Year Term - Expiring March 31, 2000

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Appointments to the nine-member Recreation Advisory Board were tabled until the next meeting.

The Board discussed a proposed ordinance prepared by the County Attorney that would regulate the discharge of firearms during certain hours in Franklin County.

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Upon motion by Commissioner Wynne, seconded by Commissioner Swanson, voting "AYE" Commissioner Wynne, Commissioner Swanson, Commissioner Foy, Commissioner Hardy; voting "NO" Commissioner Moss that an ordinance entitled "AN ORDINANCE TO REGULATE THE DISCHARGE OF FIREARMS DURING CERTAIN HOURS IN ALL UNINCORPORATED AREAS OF FRANKLIN COUNTY" not be adopted.

Upon motion by Commissioner Swanson, seconded by Commissioner Moss with all present voting "AYE" duly carried approve road petitions for Thistle Drive, Bramble Court, and Thornwood Lane located in Sweetbriar Subdivision and New Castle Court and Bristol Court located in Bristol Subdivision and forward to the North Carolina Board of Transportation for evaluation and review.

Upon motion by Commissioner Wynne, seconded by Commissioner Moss with all present voting "AYE" duly carried upon the recommendation of the Franklin County Safety Committee approve the Franklin County Fleet Safety Program.

Upon motion by Commissioner Wynne, seconded by Commissioner Moss with all present voting "AYE" duly carried a policy entitled "POLICY REGARDING REIMBURSEMENT OF MOVING EXPENSES" be approved effective immediately.

Upon motion by Commissioner Swanson, seconded by Commissioner Wynne with all present voting "AYE" duly carried due to a conflict with the NACo Legislative Conference that the regularly scheduled Board meeting on March 3, 1997, be cancelled.

Upon motion by Commissioner Wynne, seconded by Commissioner Swanson with all present voting "AYE" duly carried that the time of the regularly scheduled Board meeting on March 17, 1997, be changed to 8:00 P. M.

Upon motion by Commissioner Wynne, seconded by Commissioner Swanson with all present voting "AYE" duly carried upon the recommendation of the Economic Development Commission approve the installation of approximately 7001 of gravity sewer to serve a new industry and beyond along US 1A.

Upon motion by Commissioner Swanson, seconded by Commissioner Wynne with all present voting "AYE" duly carried that due to the increased building activity in the County authorize an additional position of Building Inspector I effective immediately.

Upon motion by Commissioner Foy deny a request from the Town of Louisburg that it be allowed to extend its extraterritorial jurisdiction along US Highway 401. The Board was informed that the Planning Board had been asked to review this matter and that it had been referred to the Land Use Committee for further study. The motion died for lack of a second.

Upon motion by Commissioner Swanson, seconded by Commissioner Moss, voting "AYE" Commissioner Swanson, Commissioner Moss, Commissioner Wynne, Commissioner Hardy, voting "NO" Commissioner Foy, the Board went into Closed Session pursuant to General Statute 143318. 11 (a) (3) in order that the Board may consult with its attorney concerning Nipper v. Franklin County and Franklin County v. Fuller, and pursuant to 143-318.11(a) (5) to consider the acquisition of real property.

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Upon motion by Commissioner Swanson, seconded by Commissioner Moss with all present voting "AYE" duly carried the Board reconvened into regular session.

Upon motion by Commissioner Wynne, seconded by Commissioner Moss with all present voting "AYE" duly carried that Franklin County acquire the 75, x 150, parcel of property adjacent to the Bunn Medical Center that is currently serving as a parking area for patrons of the Clinic at a cost of \$7,500.

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There being no further business to come before the Board, adjournment recorded at 10:00 P.M.