

APRIL 2, 1990

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 George T. Wynne, Vice Chairman Ronald W. Goswick, Commissioner James B. Alford, Commissioner John O. Sledge, III and Commissioner Robert L. Swanson.

Upon motion by Commissioner Sledge, seconded by Commissioner Goswick with all present voting "AYE" duly carried the minutes of Commissioners' meetings held on March 5 and March 22, 1990 approved.

Proper notice having been given, this is the time and place set for a public hearing to receive public comments regarding community development and housing needs of low and moderate-income residents of the county.

Chairman Wynne declared public hearing open at 7:35 P. M. and recognized James R. Allred, Community Development Consultant, Allred & Homes, who made comments pertaining to the proposed Community Development Block Grant.

Chairman Wynne called for public comments and the following people spoke urging the county to apply for funding under the North Carolina Small Cities Community Development Block Grant:

Seth Lawless, Administrator, Town of Franklinton

James Dixon, Franklinton -Town Council Member

Commissioner Goswick stated that Charles Draughn, Mayor, Town of Franklinton, was unable to attend but had requested the Board of Commissioners to apply for grant

Chairman Wynne declared public hearing closed at 7:45 P. M.

Minutes of the meeting of April 2, 1990 --- Continued

Upon motion by Commissioner Goswick, seconded by Commissioner Swanson with all present voting "AYE" duly carried that Franklin County file a 1990 Community Development Block Grant application for funding of community development and housing needs of low and moderate-income residents in an area located south of Franklinton, NC, along SR1126 (Long Road) between Cheatham Street and U. S. CIA.

Upon motion by Commissioner Sledge, seconded by Commissioner Alford 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 Monday, May 7, 1990 to receive public comments on proposed Community Development Block Grant.

Ms. Dottie Sparrow, Executive Director, Kerr-Area Rural Transit System, appeared before the Board to request commitment for FY 1990-91 funding for KARTS.

Upon motion by Commissioner Alford, seconded by Commissioner Sledge with all present voting "AYE" duly carried fund \$8,959 as Franklin County's share of the Kerr Area Rural Transit System's budget for FY 1990-91.

The following residents of Westwoods and Lynn Oaks Subdivisions, appeared before the Board requesting county officials to take action to restrict the flying of model airplanes by members of the Raleigh Aero Masters:

Bill Chappell, 145 Sunset Drive, Youngsville, NC

Joseph DiCesare, 141 Sunset Drive, Youngsville, NC

Vickie DiCesare, 141 Sunset Drive, Youngsville, NC

Michael Moloney, 149 Sunset Drive, Youngsville, NC

Erica Moloney, 149 Sunset Drive, Youngsville, NC

Michael Shane, 140 Sunset Drive, Youngsville, NC

Donna Shane, 140 Sunset Drive, Youngsville, NC

Kyle Unterzuber, 144 Sunset Drive, Youngsville, NC

Paul Berry, 128 Sunset Drive, Youngsville, NC

After presentation by these residents, the following people representing Raleigh Aero Masters made comments:

Joseph Kolb, President 7712 Glenharden Road Raleigh, NC 27613

Gary Harris, Vice President 2032 Quail Forest Drive Raleigh, INC

Upon motion by Commissioner Swanson, seconded by Commissioner Sledge with all present voting "AYE" duly carried the Franklin County Planning Board instructed to address the options available concerning the conflict between the residents of Westwoods and Lynn Oaks Subdivisions and the Raleigh Aero Masters Flying Club and make a recommendation to the Board of Commissioners at the meeting scheduled for May 21, 1990.

Upon motion by Commissioner Goswick, seconded by Commissioner Sledge with all present voting "AYE" duly carried increase monetary value for fixed assets inventory items to \$500, plus useful life of one year, effective July 1, 1990.

Upon motion by Commissioner Sledge, seconded by Commissioner Swanson with all present voting "AYE" duly carried the following resolution concerning Industrial Building Renovation funds adopted:

RESOLUTION OF THE FRANKLIN COUNTY BOARD OF COMMISSIONERS

TO APPLY FOR INDUSTRIAL BUILDING RENOVATION FUNDS

WHEREAS, the North Carolina General Assembly in its 1987 Session established an Industrial Building

Renovation Fund; and,

WHEREAS, the purpose of this fund is to provide an incentive for job creation in the state's 50 most economically depressed counties; and,

WHEREAS, Franklin County currently qualifies as one of the 50 most economically depressed counties,

NOW, THEREFORE, BE IT RESOLVED by the Franklin County Board of Commissioners that:

1. To accommodate a proposed new industry which desires to locate in the Town of Louisburg in

an existing vacant facility.

2. The location of the new industry, Galadriel Ltd., will result in expanded economic and employment opportunities for Franklin County residents through the creation of approximately 100 jobs within a three-year period.

3. The Franklin County Board of Commissioners authorizes the submittal of an application to the North Carolina Department of Economic and Community Development in an amount not to exceed

\$120,000 for Industrial Building Renovation Funds and further authorizes the chairman to execute all required documents.

ADOPTED this 2nd day of April, 1990.

Ms. Ellen O'Connor, Library Director, appeared before the Board to discuss award of design for Bunn Branch Library. The following proposals received for drawing up plans and specifications for the Bunn Branch Library:

Randolph Lattimer, Design Partnership	\$8,375 to
\$9,950	

Charles Vollmer, Steel Dynamics, Inc.	\$3,059
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Upon motion by Commissioner Sledge, seconded by Commissioner Goswick with all present voting "AYE" duly carried design for Bunn Branch Library be awarded to Charles Voller, Steel Dynamics, at a cost of \$3,059.

Ms. Angie Callihan, Emergency Medical Services Director, appeared before the Board to discuss an emergency medical services policy for operations and procedures for Franklin County Emergency Medical Services personnel.

Upon motion by Commissioner Alford, seconded by Commissioner Sledge with all present voting "AYE" duly carried the Policies and Procedures For Franklin County Emergency Medical Services Personnel approved and a copy will be on file in the office of the clerk to the board.

Upon motion by Commissioner Swanson, seconded by Commissioner Sledge with all present voting "AYE" duly carried the Franklin County Board of Commissioners endorse the EMT-1 Program to be implemented in Franklin County in the near future.

Upon motion by Commissioner Swanson, seconded by Commissioner Goswick with all present voting "AYE" duly carried approve funding in the amount of \$500 for Franklin County's participation in the establishment of a North Carolina Vietnam Veterans Memorial Park to be located at the 100 mile mark of 1-85.

Upon motion by Commissioner Goswick, seconded by Commissioner Alford 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 May 7, 1990 to receive public comments concerning the creation of a single tax district encompassing both the current Northwest District and the Town of Franklinton.

Upon motion by Commissioner Goswick, seconded by Commissioner Sledge 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., to receive public comments on rezoning petition and a special use permit petition.

Mr. Donnie Rudd, Tax Collector, appeared before the Board to request approval of a formal tax collection policy.

Upon motion by Commissioner Goswick, seconded by Commissioner Sledge with all present voting "AYE" duly carried a formal tax collection policy for Franklin County approved and will be on file in the clerk to the board's office.

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

BUDGET AMENDMENT NO. 13

10-460-0740	\$ 4,500
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10-465-0740	(\$ 4,500)
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We have received our first set of orthophoto prints from the contractor developing these maps. We do not have the appropriate cabinet at this time to house them. This budget amendment will provide funds for the necessary cabinet and 8-hole punch.

10-506-0590	(\$ 2,500)
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10-510-0535	\$ 2,500
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The sheriff's department needs additional funds for operating supplies and expenses

10-506-0590	\$ 500)
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10-506-0591	\$ 500
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Funds for North Carolina Vietnam Veterans Memorial Park

Upon motion by Commissioner Swanson, seconded by Commissioner Sledge with all present voting "AYE" duly carried upon the recommendation of the Franklin County Leadership Committee that a site committee be appointed for the proposed VanceGranville Community College satellite and that this committee be composed as follows:

Franklin County Leadership Committee ----- two members

Franklin County Board of Commissioners ----- one member

Franklin County Chamber of Commerce ----- one member

Franklin County Committee of 100 -----one member

Franklin County Planning Board ----- one member

Franklin County Board of Education -----one member

Franklin County Manufacturer's Association ----- one member

Franklin County Economic Developer Bob Heuts

Chairman Wynne appointed Commissioner Alford and Commissioner Goswick to serve as a committee to contact prospective members for this site committee and have a list of names ready for appointment at the next meeting.

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Mr. Richard Reid, Director of Planning & Development, appeared before the Board concerning an ordinance amending the Franklin County Subdivision Regulations.

Mr. Robert Williams, Route 2, Zebulon, NC, appeared before the Board requesting that this amending ordinance not be adopted.

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

AN ORDINANCE AMENDING THE FRANKLIN COUNTY SUBDIVISION REGULATIONS REGARDING

ARTICLE II - DEFINITION OF TERMS, AND ARTICLE IV -SECTION 404.2

LOTS & SECTION 405.9 PRIVATE ROADS

WHEREAS, the Franklin County Planning Board has provided a recommendation per the requirements of the Franklin County Subdivision Regulations; 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 December 18, 1989; and,

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 I That Article II, Section 201.F. & G. be amended to read as follows:

F. Lot: A parcel of land, of any size, occupied or capable of being occupied by a principal building together with its accessory buildings, including the open space required under the terms of this ordinance.

G. Lot of Record: A lot, of any size, which is part of a subdivision, a plat of which has been recorded in the office of the registrar of deeds of Franklin County prior to the adoption of this ordinance or a lot described by metes and bounds, or by adjoining property owners, the description of which has been so recorded prior to the adoption of this ordinance.

SECTION II That Article IV, Section 404.2 be amended to read as follows:

404.2 Lots

A. All lots in new subdivisions shall conform to the zoning requirements of the district in which the subdivision is located. Conformance to zoning requirements means, among other things, that the smallest lot in the subdivision must meet all dimensional requirements of the zoning ordinance. It is not sufficient merely for the average lot to meet zoning requirements.

B. The lot width shall be at least 100 feet at a point which is:

1. 60 feet from the front property and/or right-of-way line in the AR district
2. 100 feet from the front property and/or right-of-way line in the R-40 district
3. 120 feet from the front property and/or right-of-way line in the R-80 district
4. 150 feet from the front property and/or right-of-way line in the LI & HI districts
5. 100 feet from the front property and/or right-of-way line in the HB district
6. 150 feet from the front property and/or right-of-way line in the NB district

C. Every lot shall front or abut on a dedicated, public street, a private easement or a private street dedicated to a homeowners association, with a minimum of twenty (20) feet in width at the right of way.

D. Corner lots for residential use shall have an extra width of ten (10) feet to permit adequate building setback from side streets.

E. Double frontage lots should be avoided.

F. Side lot lines should be substantially at right angles or radial to street lines.

SECTION III Delete Article IV, Section 404.3 Easements, E.

SECTION IV That Article IV, Section 405.9 be amended to read as follows:

405.9 Private Roads and Access Easements

A. Existing private roads and easements must meet Division of Highways, N. C. Department of Transportation Minimum Construction Standards for Subdivision Roads except for applying crushed stone or for paving, and said road shall be dedicated to a homeowner's association, prior to further subdivision of property accessed by existing private road.

B. Standards for development of Type 1, 11 and III private road or easement accessing newly created lots to N. C. Department of Transportation maintained roads. (Lots created by exceptions will be included when determining the standard of road needed for further subdivision.)

Type I Private road or easement serving no more than three (3) lots (as defined in Section 201.F.& G.)

whether -existing lots or new lots, or combination of the same, shall meet the following standards:

1. Must comply with minimum NC Department of Transportation, right-of-way standards for width and centerline radius.
2. Shall be recorded with the lots and dedicated for use by lot owners.

Type II Private road serving more than three (3) and less than ten (10) lots, shall meet the following standards.

1. Shall be constructed to meet all the Division of Highways, NC Department of Transportation Minimum Construction Standards for subdivision Roads, including a minimum of four (4) inches of compacted stone, however, said roads do not have to be paved.
2. Shall be dedicated to a homeowner's association and comply with the following, prior to approval of the final plat:

- (1) The homeowner's association shall be established before the lots are sold.
- (2) Membership in the association shall be mandatory for each lot buyer and all successive buyers.
- (3) The association shall be responsible for the maintenance and upkeep of the private street or road.
- (4) Any sums levied by the association that remain unpaid shall become a lien on the individual owner's property which shall be subordinate to tax and mortgagee liens.
- (5) An owner of each lot shall have voting rights in the association.
- (6) The following information shall also be provided:
 - a. The name of the association.
 - b. The manner in which directors of the association are to be selected.
 - c. The post office address of the initial registered office.
 - d. The name of the city and county in which the registered office is located.

e. The number of directors constituting the initial board of directors.

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Type III Private road serving ten or more lots and meet the following standards:

1. Shall be constructed and paved to N. C. Department of Transportation minimum standards for subdivision roads.

C. Preliminary Plat Approval All subdivisions with private roads that as of the effective date of this ordinance have Planning Board approval on the preliminary plat shall be built as approved, however, any additions to that subdivision shall follow these regulations.

D. Change in Type, Private Road or Private Easement All roads, as defined in Section 405.9 B. shall meet the standard of construction, based on the number of lots prior to further subdivision of property.

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

ADOPTED -this the 2nd day of April, 1990.

Consideration of a building code ordinance tabled until a later date.

Upon motion by Commissioner Alford, seconded by Commissioner Goswick with all present voting "AYE" duly carried that funds in the amount of \$6,978 be allocated as local matching funds for land acquisition phase of the Franklin County Airport project.

Mr. Scott Mouw, Solid Waste Manager, reported to the Board on the following proposals received for KerrTar Regional Council of Governments joint contract for tire removal and hauling:

VENDOR

LOWEST PRICE

SERVICE

Virginia Recycling

Approx. \$.825 per tire (\$5 Per

Trailer set at landfill

basis.Counties

truck tire) + one time spotting fee

on ongoing

load. Add \$.50 per tire

if they load.

B. T. Sanitation
call.

\$.80 per tire (\$2.50 for truck

Trailers provided on

tire)

Counties load.

\$.90 per tire (\$2.75 for truck tire)
call. Contractor loads.

Trailers provided on

American Refuse
call.

\$.66 to \$.68 per tire (\$2.55 to

Trailer provided on

prices \$2.70 for truck tire) Slight variation on

for different counties.

load

Vendor did not bid to

with their personnel.

Waste Industries
on ongoing

\$.97 per tire (\$2.85 for truck tire)

Trailers provided

basis. Counties load.

load.

Vendor did not bid to

BFI
call.

\$.78 per tire (\$2.73 per truck tire)

Trailer provided on

Counties load.

call or \$1.09 per tire (\$3.37 per truck tire) Trailer provided on
rotated. Vendor loads.

on site \$.73 per tire (\$2.56 per truck tire) Vendor shreds tires
and transports to its
landfill in another part
of the state.

Upon motion by Commissioner Sledge, seconded by Commissioner Goswick with all present voting "AYE" duly carried award contract for tire removal and hauling to BFI at \$.73 per tire (\$2.56 per truck tire); vendor to shred tires on site and transport to its landfill in another part of the state.

Mr. Scott Mouw also reported to the Board on the following bids received for disassembling and removing the old shop building at the Franklin County Landfill:

BIDDER AMOUNT

Charles Faulkner

\$ 2,601.00

Route 2, Box 143C

Warrenton, NC 27589

Matthew Harold Greene

\$ 1,000.00

P. O. Box 834

Spring Hope, NC 27882

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Upon motion by Commissioner Sledge, seconded by Commissioner Goswick with all present voting "AYE" duly carried award bid for disassembling and removing the old shop building at the Franklin County Landfill to Charles Faulkner, Route 2, Box 143C, Warrenton, NC, in the amount of \$2,601.00

Upon motion by Commissioner Alford, seconded Commissioner Sledge with all present voting "AYE" duly carried the Franklin County Board of Commissioners will be meeting as the Board of Equalization and Review in the Conference Room of the Franklin County Office Building, 215 East Nash Street, Louisburg, NC on the following dates:

April 23, 1990 ----- 3:00 P. M. - 6:00 P. M.

April 24, 1990 ----- 7:00 P. M. - 10:00 P. M.

April 25, 1990 ----- 9:00 A. M - 12:00 Noon -- 1:30 P. M. - 4:30 P. M.

April 26, 1990 ----- 7:00 P. M. - 10:00 P. M.

April 30, 1990 ----- 3:00 P. M. - 6:00 P. M.

May 1, 1990 ----- 7:00 P. M. - 10:00 P. M.

Upon motion by Commissioner Goswick, seconded by Commissioner Alford with all present voting "AYE" duly carried approve road petition for addition to state system for Kent Street located in Cade's Country Subdivision and forward to the North Carolina Department of Transportation for evaluation and review.

County Manager Boutwell read to the Board a letter received from the Franklin County Board of Elections requesting that they be allowed to use Board of Election funds to hire an attorney from outside Franklin County with experience in election law to represent them in the Wynne Challenge hearing.

Upon motion by Commissioner Swanson, seconded by Commissioner Goswick with all present voting "AYE" duly carried that request by the Franklin County Board of Elections to hire an attorney from outside Franklin County to represent them in the Wynne Challenge hearing be denied.

There being no further business to come before the Board, adjournment recorded at 10:15 P. M.