

SEPTEMBER 17, 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 Robert L. Swanson. Commissioner John O. Sledge, III was absent for this meeting due to a business commitment.

Proper notice having been given, this is the time and place set for a public hearing to receive public comments on the proposed Thoroughfare Plan for Franklin County, prepared by the North Carolina Department of Transportation.

Chairman Wynne declared public hearing open at 7:35 P. M. and recognized Mr. R. T. Blackwood, Highway Planning Engineer, North Carolina Department of Transportation, who discussed proposed thoroughfare plan.

Chairman Wynne recognized County Planner Richard Reid who stated the Franklin County Planning Board recommended approval of this proposed thoroughfare plan.

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

1) Robert Williams, Route 2, Zebulon, NC

questioned access to road from developments

2) Larry Tetterton, Route 1, Louisburg, NC

access roads would be no different than requirements of state

3) Mary Jane Jennings, Route 6, Box 581, Louisburg, NC

questions on mass transit system for county

4) James Moss, Town of Youngsville

suggested additional improvements

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Chairman Wynne declared public hearing closed at 8:20 P. M.

Upon motion by Commissioner Swanson, seconded by Commissioner Alford with all present voting "AYE" duly carried the following resolution concerning the Franklin County Thoroughfare Plan adopted:

RESOLUTION CONCERNING FRANKLIN COUNTY THOROUGHFARE PLAN

WHEREAS, the State Planning Unit of the North Carolina Department of Transportation did prepare a Preliminary Thoroughfare Plan for Franklin County; and,

WHEREAS, it is recognized that the proper movement of traffic within and through Franklin County is a highly desirable element of a comprehensive plan for the orderly growth and development of the County;and,

WHEREAS, after full study of the plan, the Board of Commissioners of Franklin County feels it to be in the best interest of the county to adopt the said plan and to recommend its adoption to the North Carolina Department of Transportation,

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Franklin County, North Carolina that the Preliminary Thoroughfare Plan as shown on a map dated August 14, 1990, and prepared by the Planning and Environmental Branch, North Carolina Department of Transportation be approved and adopted as a guide in the development of the street and highway system in Franklin County and the same is hereby recommended to the North Carolina Department of Transportation for its subsequent adoption.

Adopted this the 17th day of September, 1990.

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

Chairman Wynne declared public hearing open and-recognized Richard Reid, Director of Planning & Development, who discussed the following proposed amendments: (public hearing declared open at 8:30 P. M.)

1) Request by Richard Neil Holden to rezone 6.15 acres on the west side of U. S. 1 (2.49 acres South of Sunset Drive and 3.66 acres north of Sunset Drive) from Agricultural-Residential to Highway Business.

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

1) Neil Holden, Youngsville, NC

Requested approval of rezoning petition

2) Rick Spangenberg, 125 Sunset Drive, Youngsville, NC

Opposed to rezoning request

3) Kami Spangenberg, 125 Sunset Drive, Youngsville, NC

Opposed to rezoning request

4) Bill Chappell, 145 Sunset Drive, Youngsville, NC

Opposed to rezoning request

5) David Trogden, 113 Sunset Drive, Youngsville, NC

Opposed to rezoning

6) Lyle Zoerb, Lynn Oaks, Youngsville, NC

Opposed to rezoning

7) Don Whaley, 117 Sunset Drive, Youngsville, NC

Opposed to rezoning

8) Bill Anderson, 6512 Louisburg Road, Raleigh, NC (attorney for David Trogden)

9) Tom Wyble, Lynn Oaks, Youngsville, NC

Opposed to rezoning

Chairman Wynne recognized County Planner Richard Reid who discussed the following amendment:

2) Request by Albert Height & Carolyn Ray for a special use permit for open air games and sporting events (raceways/truck pulls) on 49.84 acres on the northeast side of SR1711, west of Bunn.

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

1) Carolyn Ray, Route 1, Box 29E, Wake Forest, NC

Requested approval



2) Mike Perry, Wake Forest, NC (attorney representing Ronald Baker, owner of land)

Requested approval

3) Rosemary Richardson, P. O. Box 586, Bunn, NC (presented petition in opposition)

Opposed to request

4) Betty Ray, Route 2, Zebulon, NC

If approved, have limitations

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5) Ronald Baker, Route 1, Box 279D, Louisburg, NC

Requested approval

6) Richard Cornulis, Route 2, Franklinton, NC

Requested approval

7) Edward Jenkins, Route 1, Box 263, Louisburg, NC

Opposed to request

8) Linda Jenkins, Route 1, Box 263, Louisburg, NC

Opposed to request

9) Harvey Flayer, Route 1, Youngsville, NC

Spoke to turkey shoot question

Chairman Wynne recognized County Planner Richard Reid who discussed the following amendment:

3) Request by Shoffner Industries, Inc. to rezone 1.93 acres on N. C. 98, 21 miles east of Bunn, from R-40 to HI; and a request for a special use permit for an on-site demolition landfill.

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

1) Ann Ballance, Bunn, NC

Opposed to request

2) Dudley Eastin, Environmental Engineer, Shoffner Industries

Requested approval - advised how operation would be handled

3) Lyle Zoreb, Lynn Oaks, Youngsville, NC

Questions on operation

4) Harvey Flayer, Route 1, Youngsville, NC

Questions on operation

5) Ray Bunn, Route 5, Louisburg, NC

Opposed to request

Chairman Wynne declared public hearing closed at 9:35 P. M.

Upon motion by Commissioner Swanson, seconded by Commissioner Alford with all present voting "AYE" duly carried the following ordinance amending the Franklin County Zoning Ordinance adopted:

AN ORDINANCE AMENDING THE FRANKLIN COUNTY ZONING ORDINANCE (NAP) TO REZONE A 6.15 ACRE TRACT OF LAND LOCATED ON THE WEST SIDE OF U. S. 1 IN THE YOUNGSVILLE TOWNSHIP FROM

AGRICULTURAL-RESIDENTIAL (AR) TO HIGHWAY BUSINESS (HB)

WHEREAS, the Franklin County Planning Board has reviewed said petition and favorably recommends amendment per the requirements of the Franklin County Zoning Ordinance; and,

WHEREAS, a public hearing of the Board of County Commissioners has been scheduled, duly advertised per the requirements of G. S. 153A and conducted on September 17, 1990 at 7:30 P. M.

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

-SECTION 1 That the 6.15 acre tract of land located on the west side of U. S. 1 in Youngsville Township, be rezoned from Agricultural -Residential (AR) to Highway Business (HB), and more particularly described as follows:

Parcel A: Beginning at a point at the centerline of Sunset Drive and the western right-of-way of U. S. 1, then 446.56 feet N85\*00'00"W, then 310.07 feet N05\*00'00"E, then 254.47 feet S85\*00'00"E, then 329.46 feet N36\*46'44"E to the point of beginning, containing approximately 2.495 acres.

Parcel B: Beginning at a point at the centerline of Sunset Drive and the western right-of-way of U. S. 1, then 300.00 feet N36\*46'44"E, then 385.62 feet N89\*59'54"W, then 165.76 feet N85\*0154"W, then 119.79 feet N85\*00'19"W, then 115.96 feet N84\*59'30"W, then 303.99 feet S28\*00'100"E, then 463.55 feet S85\*00'00"E to the point of beginning, containing approximately 3.661 acres.

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

Adopted this the 17th day of September, 1990.

Chairman Wynne tabled a request for a special use permit for open air games and sporting events until next meeting and requested petitioner to present to him evidence that race track had been in continuous use.

Upon motion by Commissioner Alford, seconded by Commissioner Goswick with all present voting "AYE" duly carried the following ordinance amending the Franklin County Zoning Ordinance adopted:

AN ORDINANCE AMENDING THE FRANKLIN COUNTY ZONING ORDINANCE (MAP) TO REZONE A 1.93 ACRE TRACT OF LAND LOCATED ON THE NORTHEASTERN SIDE OF N. C. 98 IN THE DUNN TOWNSHIP

FROM RESIDENTIAL (R-40) TO HEAVY INDUSTRIAL (HI)

WHEREAS, the Franklin County Planning Board has reviewed said petition and favorably recommends amendment per the requirements of the Franklin County Zoning Ordinance; and,

WHEREAS, a public hearing of the Board of County Commissioners has been scheduled, duly advertised

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per the requirements of G. S. 153A, and conducted on September 17, 1990 at 7:30 P. M.

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

SECTION I That the 1.93 acre tract of land located on the northeastern side of N. C. 98 in Dunn Town

ship, Fe -rezoned from Watershed District (R-40) to Heavy Industrial (HI) and more particularly described as

follows: Beginning at a point approximately 1,232.66 feet from the intersection of State Road 1611 and N.



C. 98, then 185.00 feet, N59\*26'56"W, then 50.00 feet N42\*26'56"W, then 50.00 feet, then N31\*56'56"W, then

50.00 feet N20\*26'56"W, then 50.00 feet, N10\*26'56"W, then 212.01 feet N00\*55'52"E, then 50.00 feet

S26\*56'56"E, then 100.00 feet N78\*03'04"E, then 50.00 feet S75\*26'56"E, then 50.00 feet S54\*56'56"E, then

50.00 feet S41\*56'56"E, then 50.00 feet S16\*26' 56"E, then 50.00 feet S0205615611 E, then 200.00 feet

S15\*03' 04"W, then 50.00 feet S02\*26' 56"E, then 50.00 feet S40\*26' 56"E to the point of beginning,

Containing approximately 1.93 acres.

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

Adopted this the 17th day of September, 1990.

Upon motion by Commissioner Goswick, seconded by Commissioner Swanson with all present voting "AYE" duly carried that upon consideration of each of the following conditions that a special use permit be issued to Shoffner Industries for an on-site demolition landfill:

- 2) All applicable specific conditions pertaining to the proposed use have been or will be satisfied.
  
- 3) Access roads or entrance and exist drives are or will be sufficient in size and properly located to ensure automotive and pedestrian safety and convenience, traffic flow and control and access in case of fire or other emergency.
  
- 4) Off-street parking, loading, refuse, and other service areas are located so as to be safe, convenient, allow for access in case of emergency, and to minimize economic, glare, odor, and other impacts on adjoining properties in the general neighborhood.
  
- 5) Utilities, schools, fire, police and other necessary public and private facilities and services will be adequate to handle the proposed use.
  
- 6) The location and arrangement of the use on the site, screening, buffering, landscaping, and pedestrian ways harmonize with adjoining properties and the general area and minimize adverse impact.
  
- 7) The type, size, and intensity of the proposed use, including such considerations as hours of operation and number of people who are likely to utilize or be attracted to the use, will not have significant adverse impact on adjoining properties or the neighborhood.

Upon motion by Commissioner Alford, seconded by Commissioner Swanson with all present voting "AYE" duly carried upon the recommendation of the Franklin County Planning Board disapprove rezoning request to rezone 11.45 acre tract on State Road 1737 north of U. S. 64 in Dunn Township from Light Industrial to Highway Business.

Upon motion by Commissioner Goswick, seconded by Commissioner Swanson with all present voting "AYE" duly carried the following resolution concerning industrial building renovation funds adopted:

#### RESOLUTION 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, of which Franklin County is one; and,

WHEREAS, an existing industry, Interior Space Management, located within the city limits of the Town of Franklinton, desires to expand; and,

WHEREAS, the company's expansion will result in expanded economic and employment opportunities for Franklin County residents through the creation of approximately 30 jobs within a three-year period,

NOW, THEREFORE, BE IT RESOLVED by the Franklin County Board of Commissioners that the chairman of the Board of Commissioners is hereby authorized to submit an application to the North Carolina Department of Economic and Community Development in an amount not to exceed \$36,000 for Industrial Building Renovation Funds and to execute all necessary documents for said application.

ADOPTED this the 17th day of September, 1990.

Mr. Raymond E. Burnette, Chairman of the Franklin Water & Sewer Authority Board of Directors, appeared before the Board to discuss problem with quality of water being provided to an industrial customer of the Franklin Water & Sewer Authority. After discussion of this matter, the Board requested County Manager Boutwell to work with the Franklin Water & Sewer Authority Board of Directors and their engineers in order to resolve this problem.

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Mr. Glenn Osborne, Director of the Franklin County Department of Social Services, Ms. Faye Murphy and Ms. Hilda Best, employees in the department of social services, made presentation concerning the amount of paper work necessary in order for clients to file for assistance.

Upon motion by Commissioner Goswick, seconded by Commissioner Swanson with all present voting "AYE" duly carried the following resolution regarding Alexander & Flaherty court order adopted:

RESOLUTION REGARDING ALEXANDER v. FLAHERTY COURT ORDER

WHEREAS, the Alexander v. Flaherty Court Order has been in force for 15 years with the intent of assuring applicants of Aid to Families With Dependent Children and Medicaid receive timely determination of eligibility for benefits;and,

WHEREAS, the most recent Consent Order and Settlement Agreement signed by Legal Services and the State of North Carolina creates severe fiscal sanctions to be paid from 100% county funds if a county fails to reach a certain threshold of points as a monitoring mechanism; and,

WHEREAS, the previous court orders including the most recent Consent Order and Settlement Agreement creates unnecessary regulations and paperwork for the counties and, in effect, drastically impedes the eligibility determination process for our citizens in need; and,

WHEREAS, the dignity of the individual citizen in need of public assistance has been compromised by an eligibility determination system that presumes dishonesty, promotes a state of dependency and serves as a barrier to self-sufficiency; and,

WHEREAS, the integrity and competency of Department of Social Services staff has been maligned by a Consent Order and Settlement Agreement that presumes discouragement of benefits to citizens in need,

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

1. Request that program policy derived from Court Orders, Consent Judgments and Settlement Agreements be eliminated where possible and the remainder be simplified to assure that citizens are served humanely, efficiently and expeditiously. Humane treatment of potentially eligible citizens should be the first principle of policy formulation and a guide to possible policy elimination.
  
2. Request that only counties with an average application processing time above the federally mandated 45 to 60-day time frames be sanctioned by Alexander v. Flaherty monitoring; that counties found to be out of compliance be given a reasonable time to conform to monitoring standards and receive intensive supervision from the State; and that counties which remain out of compliance after and agreed upon corrective action period receive severe fiscal sanctions and be publicly identified.
  
3. Request that in keeping with the true spirit of an equitable partnership between state and county government, that the state share equally with the counties in all penalties and sanctions resulting from the Alexander v. Flaherty court case.
  
4. Request that county social services staff be given an opportunity to help restore the dignity of the citizen in need and to promote self-sufficiency when possible. This would require elimination of policy that presumes discouragement and the restoration of faith in social services staff to make sound professional decisions which promote the self-esteem and dignity of citizens in need.
  
5. Request that the document "People vs. Paper Revisited" developed by the North Carolina County Directors Association, be utilized as a starting point for major reform of the eligibility determination process in North Carolina.
  
6. Ask that the North Carolina Board of Social Services Association, N. C. County Commissioners Association and the North Carolina Social Services Association work together to seek legal redress of the "Alexander v. Flaherty" Settlement Agreement.

ADOPTED this the 17th day of September, 1990.

Upon motion by Commissioner Alford, seconded by Commissioner Goswick with all present voting "AYE" duly carried approve road petition for Deerwood Subdivision and forward to the North Carolina Department of Transportation for evaluation and review.

Upon motion by Commissioner Alford, seconded by Commissioner Goswick with all present voting "AYE" duly carried the following appointments made to the Franklin County Industrial Facilities & Pollution Control Financing Authority:

John Hodges	reappointed to six-year term expiring July,	1996
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Jimmy Cottrell	reappointed to six-year term expiring July,	1996
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J. W. Weathers, Jr.	reappointed to six-year term expiring July,	1996
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J. Allen Norris	reappointed to six-year term expiring July,	1996
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Upon motion by Commissioner Goswick, seconded by Commissioner Swanson 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 15, 1990 for a special use permit and a rezoning request.

Upon motion by Commissioner Swanson, seconded by Commissioner Goswick 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., to receive public comments concerning adopting an appropriate verifiable percentage goal for participation by minority businesses in the total value of work for building contracts the costs of which exceed one hundred thousand dollars (\$100,000) and which are awarded pursuant to North Carolina General Statute 143-128.

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

BUDGET AMENDMENT NO. 90-91-01

10-348-0061 (\$4,179.00)

10-630-1007 Processing  
50.00

10-630-0110 Telephone & Postage 400.00

10-630-0320 Department Supplies  
3,729.00

The above funds have been received from the federal LSCA Enrichment Grant Funds

10-335-0300 DEA Funds (\$ 31,439.70)

10-510-0355 DEA Enforcement Equipment  
31,439.70

To budget funds received from drug case - U. S. Treasury

10-506-0690	Senior Citizens Center	\$
154,219.73		

10-398-0007	Appropriation From Sen. Cit. Reserve
114,219.73)	

10-299-0000	Appropriation From Fund Balance
10,000.00)	

10-346-0040	State Grant
30,000.00)	

To move funds from reserve account to current budget for Senior Citizens Center in Louisburg

There being no further business to come before the Board, adjournment recorded at 11:00 P. M.