

## SEPTEMBER 4, 2001

The Board of Commissioners of Franklin County, North Carolina, met in Special Session at 5:00 P. M. with the following Commissioners present: Chairman Robert L. Swanson, Vice Chairman George T. Wynne, Commissioner John R. Ball, Commissioner Harry L. Foy, Jr., Commissioner Edward G. Strickland.

The purpose of this Special Meeting to conduct a joint session with the Franklin County Planning Board to discuss Smart Growth in Franklin County.

The following members of the Planning Board were present: Bryant Bobbitt, John Conyers, Ralph Edwards, Henry Nelms, John May, Roger Moulton, William Wallace, Willie Frank Bartholomew, Mary Solomon.

Comments were also received from local citizens Lucy Allen, Ralph Knott, Emma Ruth Stewart, Ronnie Goswick, Mary Jane Jennings, Bob Winters.

Chairman Swanson recessed meeting at 6:45 P. M. until Monday, September 10, 2001, at 6:30 P. M. in the Commissioners Meeting Room located in the County Administration Building.

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Robert L. Swanson, Chairman Jean Gordon, Clerk

## SEPTEMBER 4, 2001

The Board of Commissioners of Franklin County, North Carolina, met in Regular Session at 7:30 P. M. in the Commissioners Meeting Room located in the County Administration Building with the following Commissioners present: Chairman Robert L. Swanson, Vice Chairman George T. Wynne, Commissioner John R. Ball, Commissioner Harry L. Foy, Jr., Commissioner Edward G. Strickland.

Upon motion by Commissioner Wynne, seconded by Commissioner Ball with all present voting "AYE" duly carried the following Consent Agenda Items approved:

- A. Minutes of meeting held on August 20, 2001
- B. Tax Collector's Report for month of August, 2001
- C. Tax releases and refunds for month of August, 2001
- D. Forwarding of road petition to the Department of Transportation requesting Oak Drive, Youngsville Township, be added to State Highway System
- E. Proclamation declaring week of September 17-30, 2001 as "Litter Sweep" in Franklin County

Mr. Fred Hobbs, Consulting Engineer of Hobbs, Upchurch & Associates, Inc., was in attendance to review with the Board proposed engineering service agreements with the County for the design, construction administration and inspection of the waste water expansion project. This project will include the Waste Water Treatment Plant Upgrade and Expansion, the proposed Brandy Creek Outfall, the proposed Industrial Park Force Main to serve the Brandy Creek Outfall and the proposed Highway 1 Gravity Sewer. Mr. Hobbs stated that the cost to complete the engineering and design for the project is \$465,500 and the construction administration and inspection services costs is \$376,000.

Upon motion by Commissioner Wynne, seconded by Commissioner Ball, voting "AYE" Commissioner

Wynne, Commissioner Ball, Commissioner Strickland, Commissioner Swanson; voting "NO" Commissioner Foy approve the Agreement between Franklin County and Hobbs, Upchurch & Associates, for Engineering & Design Services at a cost of \$465,500 and for the Construction Administration and Inspection Services at a cost of \$376,000 for the Franklin County Sewer System Improvements and authorize the Chairman to execute on behalf of the County.

Mr. Vance Moore, Representative of Withers & Ravenel Engineering & Surveying, was in attendance to update the Board on the Landfill Cap System Improvement Project Stormwater Management. Mr. Moore also reviewed information relating to the needed repair work on the sediment basin - erosion repair. He indicated that this had become a critical issue and if not addressed will continue to deteriorate. The estimated cost for this work is approximately \$50,000. Acting County Manager Harris stated that funds for this repair were available in the Solid Waste Department Budget.

Upon motion by Commissioner Ball, seconded by Commissioner Wynne with all present voting "AYE" duly carried authorize Acting County Manager Harris to negotiate an agreement between Franklin County and Withers & Ravenel Engineering & Surveying for the Design, Permitting, Bidding and Construction Contract Administration for Sedimentation Pond Improvements.

Mr. John Faulkner, Solid Waste Manager, was in attendance and reviewed with the Board a revised copy of the Franklin County Solid Waste Management Ordinance. Mr. Faulkner stated that the most substantial revision to the document was Article XIII-Penalties For Violation. This revised copy would become effective upon its adoption and supersedes ordinance that was adopted September 21, 1998.

#### MINUTES OF MEETING OF SEPTEMBER 4, 2001---continued

Upon motion by Commissioner Ball, seconded by Commissioner Strickland with all present voting "AYE" duly carried upon the recommendation of Solid Waste Manager John Faulkner adopt revised copy of the Franklin County Solid Waste Management Ordinance effective immediately.

Mr. Chuck Murray, Finance Director, was in attendance to request approval of Budget Ordinance Amendment Number One (1).

Upon motion by Commissioner Ball, seconded by Commissioner Strickland with all present voting "AYE" duly carried upon the recommendation of Finance Director Chuck Murray adopt Budget Ordinance Amendment Number One (1); copy of Amendment found in the Budget Ordinance Book.

The Board continued the review of proposed Procedures For Meetings Of The Franklin County Board of Commissioners that was prepared by County Attorney Batton. The Board began the review process at a Special Meeting held on August 30, 2001.

Upon motion by Commissioner Swanson, seconded by Commissioner Foy, voting "AYE" Commissioner Swanson, Commissioner Foy, Commissioner Wynne; voting "NO" Commissioner Ball and Commissioner Strickland that the language contained in Article VIII. Miscellaneous B. 2. "not to exceed two consecutive terms" be deleted.

Upon motion by Commissioner Wynne, seconded by Commissioner Ball with all present voting "AYE" duly carried that Article II. Agenda A. 4. Be amended to allow public comment on any issue - not limited to agenda items.

Upon motion by Commissioner Ball, seconded by Commissioner Strickland, voting "AYE" Commissioner Ball, Commissioner Strickland, Commissioner Foy; voting "NO" Commissioner Wynne, Commissioner Swanson adopt PROCEDURES FOR MEETINGS OF THE FRANKLIN COUNTY

BOARD OF COMMISSIONERS as amended.

The Board directed Acting County Manager Harris to request that Hobbs, Upchurch & Associates, provide a cursory evaluation of the water system at Lake Royale to ascertain the general condition of the system, including the age of various components, needed repairs, recent repairs and any other considerations that the County may need in exploring the possible acquisition of that system.

The following citizens made comments:

Grady Macon

Board not following Open Meetings Law regarding purchase of property

Bob Winters

thanks Commissioner Wynne for having Acting Manager evaluate water system at Lake Royale; concerns with Board using Roberts Rules of Order

Commissioner Strickland

revisit issue of buying Louisburg Water Contract; on agenda next meeting

Betty Conkin, obviously the Board does not want public comments by the limit of three minutes

Craig Adelman

concern that only allow three minutes for public comments; also the procedure for getting on agenda

MINUTES OF MEETING OF SEPTEMBER 4, 2001---continued

Gil Silva

three minutes is not enough time to effectively speak on an issue; very disappointed that Board is not imposing two-year term limits and felt that opportunity was missed for more public participation

Commissioner Foy

need to revisit the Donnie Rudd issue - status of County repaying \$50 fee to citizens

Upon motion by Commissioner Foy, seconded by Commissioner Strickland, voting "AYE" Commissioner Foy, Commissioner Strickland, Commissioner Ball; voting "NO" Commissioner Wynne, Commissioner Swanson readvertise for the position of County Manager.

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

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Robert L. Swanson, Chairman Jean Gordon, Clerk