

JANUARY 22, 2002

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 John R. Ball, Vice Chairman Robert L. Swanson, Commissioner Harry L. Foy, Jr., Commissioner Edward G. Strickland; Commissioner George T. Wynne.

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

- A. Minutes of meeting held on January 7, 2002, amended to read "Chairman Ball, in question to Mr. Knott, asked if he had not stated to him that a contract would be necessary?" Mr. Knott confirmed that this was true.
- B. Approval of forwarding of a road petition to the Department of Transportation requesting that Spencer's Gate Subdivision Phases I and II to be added to the State Highway System.
- C. Approval of Budget Ordinance Amendment Number Six (6)

Ms. Janice McKnight, Transportation Aide, Department of Social Services, was in attendance to be recognized and congratulated on her selection as the Employee of the Quarter for the quarter ending December 31, 2002. Ms. McKnight has been employed with the County since October, 1998.

Proper notice having been given this is the time and place set for a public hearing to receive comment on the intention of the County to apply for FY 2002 Scattered Site funding under Title I of the Housing and Community Development Act. The purpose of the hearing is to obtain the views and proposals of the citizens of the County with regard to the determination of priorities for the community development program and housing needs of the County.

Chairman Ball declared the public hearing open and recognized Mr. Pat Young, Project Manager, Holland Consulting Planners, Inc., who made comments regarding the program. Mr. Young stated that the County is entitled to receive these funds as part of a three-year, non-competitive DCA funding cycle. The County must submit a final, formal application by February 28, 2002. The County is required to hold two public hearings – one to give a broad, general overview of the CDBG-Scattered Site Housing Project and one to provide more detailed, specific information regarding the CDBG application.

Chairman Ball called for public comments and hearing none declared the public hearing closed.

Dr. Nicolas Pediaditakis, was in attendance to request that the County refund partial payment of property taxes paid for the tax years 1993-2000 on his farm located on Sledge Road. Dr. Pediaditakis stated that the Tax Office should have automatically applied land use for the years of 1993-2000 and that was his reason for requesting the refund. Mr. Jim Wrenn, Tax Administrator, stated that for the years in question, Dr. Patiaditakis did not live on the property nor had he owned it for four years as required by law to qualify even if he had applied. County Attorney Batton stated that the Board could only refund taxes authorized by the General Statutes and this request did not qualify. He further stated that the if a county citizen were to sue the Board regarding this refund, that they would have to personally refund the monies to the County.

Chairman Ball requested County Attorney Batton to send a written reply to Dr. Pediaditakis along with a copy of the General Statutes relating to the matter.

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Mr. Thomas Parker, of the Certified Public Accounting Firm of Holden, Moss, Knott, Clark & Taylor, was in attendance to review with the Board the annual audit for Fiscal Year ended June 30, 2001.

Upon motion by Commissioner Foy, seconded by Commissioner Swanson with all present voting "AYE" duly carried accept the annual audit report for the Fiscal Year ended June 30, 2001.

Mr. Jim Wrenn, Tax Administrator, was in attendance to review with the Board proposals received for Franklin County's 2004 Specifications for Appraisal of Property, Preparation of Tax Assessor's Manual and Property Record Cards. Proposals received as follows:

Cole-Layer-Trumble Company - \$29.96 per parcel for full measure & list
Including digital photos, based on 35000 parcels - \$1,048,600.00

Pearson's Appraisal Service, Inc. - \$23.90 per parcel for full measure & list
Including digital photos, based on 35000 parcels - \$836,500

Mr. Wrenn stated that full measure and list is being recommended due to the fact that it has been a number of years since structures have been thoroughly verified. He further stated that Tax Office staff compared proposals, checked references and data obtained from the North Carolina Department of Revenue. After discussions with County Manager Self and Finance Director Chuck Murray, the Tax Office Staff recommends awarding the contract for the revaluation services to Pearson Appraisal Services, Inc.

It is also necessary for the Board to adopt a Revaluation Project Budget Ordinance to cover the costs of this project.

Upon motion by Commissioner Swanson, seconded by Commissioner Strickland with all present voting "AYE" duly carried award contract for Franklin County's 2004 Specifications for Appraisal of Property, Preparation of Tax Assessor's Manual and Property Record Cards to Pearson's Appraisal Services, Inc. at a cost of \$23.90 per parcel for full measure & list including digital photos, based on 35000 parcels for a total of \$836,500; and adopt FRANKLIN COUNTY PROJECT BUDGET ORDINANCE REVALUTION PROJECT; copy is attached and made a part of these minutes.

Mr. Dave Munden, Recreation Director, and Mr. Guy Angster, Hayes, Seay, Mattern & Mattern, Inc., were in attendance to review bids received for the construction of the Franklinton Area Park. The following bids received:

Faulkner Construction Company	\$748,497.00
Triangle Construction Services	\$600,948.00
H.G.Reynolds	\$687,307.00
Atwell Construction Company	\$628,944.20
W. E. Garrison Company	\$741,689.80
S. T. Wooten Company	\$618,997.98
Barnhill Contracting Company	\$692,500.00
Sanford Contractors, Inc.	\$621,768.25
John A. Powell	\$515,255.94

Narron Construction, Inc.	\$737,000.00
Blythe Construction	\$698,582.00

County staff, along with representatives from HSMM, negotiated with the apparent lowest responsible bidder, Triangle Construction Services, Inc., to bring the bid within the proposed project budget. After review of two options offered by Triangle Construction Services, Inc., one for \$562,948 and one for \$578,723, the

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recommendation is to accept Option #1 and award bid to Triangle Construction Services, Inc. for \$562,948.00. Mr. Munden indicated that the additional items in Option #2 would be completed utilizing county staff. It is also necessary for the Board to adopt a budget amendment for this project.

Upon motion by Commissioner Wynne, seconded by Commissioner Swanson with all present voting "AYE" duly carried accept Option #1 and award contract for the construction of the Franklinton Area Park to Triangle Construction Services, Inc., at a cost of \$562,948.00 and adopt BUDGET ORDINANCE AMENDMENT NUBMER FIVE (5) for this project as prepared by the Finance Director; copy of the Budget Amendment found in the Budget Ordinance Book.

Ms. Lucy Allen, was in attendance to update the Board on the activities of the E-Communities Program. The E-Communities Program was established through the Rural Internet Access Authority in an effort to enable all communities to make the transition to a connected future. This program will award \$10,000 grants to undertake a Phase 1-E-Communities planning effort. It is necessary to approve an agreement between the County and the Rural Economic Development Center, Inc. that will enable the Center to act as the fiscal fiduciary, staffing agent and contractor for the purposes of securing services and supplies for the NC Rural Internet Access Authority. It is also necessary for the Board to adopt a Budget Ordinance Amendment accepting the \$10,000 grant.

Upon motion by Commissioner Swanson, seconded by Commissioner Strickland with all present voting "AYE" duly carried approve the agreement between Franklin County and the Rural Economic Development Center, Inc. as recommended and signed off by the County Attorney and further approve the acceptance of the \$10,000 from the Rural Economic Development Center, Inc. to be included in BUDGET ORDINANCE AMENDMENT NUMBER SIX (6).

Ms. Allen also requested the Board to appoint ten individuals to serve on a steering committee associated with the project.

Upon motion by Commissioner Swanson, seconded by Commissioner Wynne with all present voting "AYE" duly carried the following individuals appointed to serve on the E-Communities Steering Committee:

Lucy T. Allen, Chair	Gary Cunard
Claude Dunstan	Kristen Gilliam
Ronnie Goswick	Al Grissom
Holt Kornegay	Susan Leisy
Bobbie Jo May	Alitha Palich
Kim Webster	

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

“NO” Commissioner Foy the Board went into Closed Session pursuant to General Statute 143-318.11 (a) (3) to consult with the County Attorney in order to preserve the Attorney Client privilege and to consult with the County Attorney on negotiation of a personal service contract.

Upon motion by Commissioner Strickland, seconded by Commissioner Foy with all present voting “AYE” duly carried the Board reconvened into Regular Session.

Chairman Ball stated that no action was necessary as a result of the Closed Session.

Commissioner Strickland reported on the Adequate Public Facilities Task Force meeting; there was input from Mr. Chuck Murray, Finance Director, Mr. Tommy Piper, representing the School System; feels the Task Force will be requesting the assistance of a consultant in the future; County Manager Self will serve as a facilitator at the next meeting.

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Commissioner Foy reported on activities at the Health Department; Tammy Faulkner of Faulkner Animal Rescue met with the Health Board to present the non-profit group’s efforts to go no-kill and to apply for as much as a \$1 million grant funds; new program will save the County \$35,000 - \$40,000 in way translations are done.

Commissioner Swanson advised that at the Social Services Board meeting it was stated that medicaid costs continue to rise.

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

John R. Ball, Chairman Jean Gordon, Clerk

CLOSED SESSION

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PURSUANT TO GENERAL STATUTE 143-318.11 (3) (5) TO CONSULT WITH THE ATTORNEY IN ORDER TO PRESERE THE ATTORNEY CLIENT PRIVILEGE AND TO CONSULT WITH THE ATTORNEY ON NEGOTIATION OF A PERSONAL SEVICE CONTRACT

Present: Chairman John R. Ball, Vice Chairman Robert L. Swanson, Commissioner Harry L. Foy, Jr., Commissioner Edward G. Strickland, Commissioner George T. Wynne, County Manager Richard Self, County Attorney Darnell Batton, Attorney David Guin, Finance Director Chuck Murray and Clerk to the Board Jean Gordon.

Attorney David Guin reported on the settlement of the Hubert O’Berry vs Noel Preze, former Franklin County Deputy Sheriff, lawsuit. Mr. Guin stated that the County’s insurance carrier had settled the case, \$350,000 – settlement does not require county approval. The County will have to pay the \$5,000 deductible. County Manager Self reminded the Board members that this personnel issue could not be

discussed publicly.

The Board discussed the need to obtain the services of a physician at the Franklin County Jail due to the recent death of Dr. Cary Perry who was serving in that capacity. Dr. J. B. Perdue had offered his services, but did not have malpractice insurance. After contact with several companies, insurance found and will cost \$9,300 per year. Dr. Perdue is requesting that the County pay 75% of the premium.

It was the consensus of the Board that County Manager Self, County Attorney Batton, Sheriff Redmond and Finance Director Murray work on a contract to cover this service; that the contract cover the Sheriff and the County in addition to Dr. Perdue; Nurse Mary Bryant to continue to work under the doctor's license; contract will be for five months, filling the unexpired contract of Dr. Cary Perry.

Jean Gordon, Clerk