

September 20, 2004

The Board of Commissioners of Franklin County, North Carolina, met in Regular Session at 7:00 P.M. in the Commissioner's Meeting Room located in the County Administration building with the following Commissioners present: Chairman Raymond A. Stone, Vice-Chairman Harry L. Foy, Jr., Commissioners Jimmie R. Gupton, Robert L. Swanson, and John R. Ball.

1. Consent Agenda

Upon motion by Commissioner Swanson, seconded by Commissioner Gupton, with all present voting "AYE", duly carried approval of the following consent agenda items:

- A. Approval of minutes of Public Hearing held on August 2, 2004 and Regular meeting held on August 16, 2004.
- B. Approval of Tax Collection Report for the period August 1 through August 31, 2004.
- C. Approval of Tax Releases and Refunds for the period August 1 through August 31, 2004.
- D. Petitions for Road Additions to the State Maintained Road System:
 1. Crooked Creek Run located in North Valley Subdivision, Phase II, Harris Township. Located east of the intersection of Hart Road (State Road 1108) and Flat Rock Church Road (State Road 1103). There are a total of 25 occupied homes having street frontage. The petition meets State requirements.
 2. Hidden Stream Drive located in Stone Creek Subdivision, Youngsville Township. Located north of the intersection of Tarboro Road (State Road 1100) and Moore's Pond Road (State Road 1106). There are a total of 12 occupied homes having street frontage. The petition meets State requirements.
 3. Fleming Forest Drive, including Settlers Court, Remington Court, Chesterfield Court, Eaglefeather Path and Winchester Court, located in Fleming Forest Subdivision, Youngsville Township. Located south of the intersection of Burt Winston Road (State Road 1133) and Fleming Farm Road (State Road 1132). There is a total of 25 occupied homes (on Fleming Forest Drive) having street frontage. The petition meets State requirements.

1. Public Hearings

- A. Text Amendment - Franklin County Unified Development Ordinance (UDO) - Tar-Pamlico River Basin Stormwater Ordinance for Nutrient Control

Proper notice having been given and the Board having received the information, a public

hearing was held to receive comments on a proposed text amendment to the Franklin County Unified Development Ordinance to add Article 20A Franklin County Tar-Pamlico River Basin Stormwater Ordinance For Nutrient Control. The NC Environmental Management Commission designed the Tar-Pamlico River Basin as "Nutrient Sensitive Waters" and called for a strategy to reduce nutrient inputs from around the basin to the estuary. The Tar-Pamlico stormwater rule applies to the local government with the greatest likelihood of contributing significant nutrient loads to the Pamlico estuary. Affected local governments are Municipalities: Greenville, Henderson, Oxford, Rocky Mount, Tarboro and Washington. Counties: Beaufort, Edgecombe, Franklin, Nash, and Pitt. The Planning Board unanimously recommended approval of the proposed text amendment.

Interim County Manager Charles Murray asked Mr. Matthew Winslow, Planning Director, to give a brief presentation of the text amendment.

Mr. Winslow showed a map of the Tar-Pamlico River Basin and reviewed plans and procedures for compliance as stated in the ordinance.

An additional employee in the planning department may be needed in the future to handle mapping, identification, inspections and maintenance of the BMP.

Vice-Chairman Foy asked if the proposal affects subdivisions of about 20 lots. Mr. Winslow replied yes, if they disturb greater than an acre.

Commissioner Ball asked if the Neuse River Basin falls on a natural ridgeline. Mr. Winslow replied yes. Commissioner Ball asked if it follows any particular road. Mr. Winslow replied it follows some roads along Highway 96 in Youngsville to Tarboro Road, Frazier Road, and Darris Pierce Road.

Reference was made to Page 10 of the plan that defines vesting; subdivisions approved after September 21, 2004 would be subject to the new rules. **Is that true? Mr. Winslow replied "yes".**

Commissioners raised questions about statutory requirements, state mandates, and extend of coverage in the county. It was noted that towns under 10,000 population were exempt, not falling under county ordinance.

Commissioner Swanson questioned timing and inadequate review. Much work and review was made to meet state expectations.

Vice-Chairman Foy asked about applications to large and small businesses, escrow accounts and fines for non-compliance.

Vice-Chairman Foy asked if the plan is tabled would it be implemented September 21, 2004. Mr. Winslow stated he would go back to the director of Water Quality and ask for an extension.

Commissioner Ball encouraged the Board to act, then negotiate with the state if necessary.

Chairman Stone declared the public hearing open.

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

Chairman Stone opened the floor for a motion.

Motion was made by Commissioner Ball, seconded by Commissioner Gupton, to approve the ordinance text amendment.

Chairman Stone called for further discussion by the Board and hearing none, called for a vote. Commissioner's Ball, Gupton and Stone voted "AYE", and Commissioners Foy and Swanson voted "NO". Chairman Stone instructed the Clerk to call the roll. The vote was as follows: "Commissioner Ball "AYE", Commissioner Gupton "AYE", Vice-Chairman Foy "NO", Commissioner Swanson "NO", Chairman Stone "AYE". The motion carried three to two.

Chairman Stone stated to Mr. Murray and Mr. Winslow that they have sensed the concern of the Board concerning these rules and regulations and with the towns of Oxford, Henderson, Rocky Mount, Tarboro, Greenville and Washington in this, what provisions are going to be made at the points of their discharge of waste water into the Tar River. Some test will be made of the nitrogen and phosphorous contents of their discharges.

Chairman Stone stated he would like for the public to know that the regulations are more than an inch thick and it has been very difficult to study them, but a month or two months from now the Board can revisit its action if needed.

B. Amendment to the County's FY 2003 Community Development Block Grant (CDBG) – Concentrated Needs (CN) Program

Proper notice having been given and the Board having received the information, a public hearing was held to receive comments on the County's FY 2003 Community Development Block Grant (CDBG) – Concentrated Needs (CN) program.

Mr. Murray reported in March, 2003, Franklin County was awarded \$700,000 in CDBG-CN funds through the State of North Carolina's Division of Community Assistance (DCA). The purpose of the CDBG-CN project is to provide decent, safe and sanitary housing for thirty (30) very low-income persons in the Pilot community.

Several changes outside of the county's control necessitate an amendment to the county's CDBG-CN project. Approval of an amendment to a CDBG project requires a public hearing, pursuant to DCA rules for the CDBG program.

Mr. Pat Young of Holland Consulting Planners (HCP), the county's administrative consultants, was present and reported a lot of progress has been made on this project: Dilapidated houses torn down; others renovated; and a test well, drilled.

Mr. Young stated the issue this amendment addresses stems from the need to acquire five additional units that would then be demolished enabling the county to resell the lots to qualified applicants. No additional cost would be incurred. Approximately \$130,000 has been budgeted for this addition.

Chairman Stone declared the public hearing open.

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

Upon motion by Commissioner Swanson, seconded by Chairman Stone with all present voting "AYE", duly carried to approve the amendment.

C. Assessment of Community Development Needs/Intent to Apply for FY 2006 Community Development Block Grant (CDBG) – Concentrated Needs (CN) Program

Proper notice having been given and the Board having received the information, a public hearing was held to receive comments on the Assessment of Community Development Needs/Intent to Apply for FY 2006 Community Development Block Grant (CDBG) – Concentrated Needs (CN) Program

Mr. Young reported the state has set November 15th as the deadline for the next cycle of the Concentrated Needs grant. This grant will be similar to the one on going in the Pilot community where there is a concentrated area of between approximately six and twelve severely, deteriorated, dilapidated units where there is also a critical infrastructure need such as water, wastewater drainage and street improvements, and where the citizens are low moderate income. They need to fall below 80% of the county's median income.

Mr. Young stated this public hearing is to take input and comment from the public and from the Board on community development needs in general and particularly areas the county should look at and consider developing projects. HCP plans on coming back before the Board in October with much more detail.

Chairman Stone declared the public hearing open.

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

Upon motion by Commissioner Ball, seconded by Commissioner Swanson, with all present voting "AYE", duly carried approval to hold a second public hearing at the October meeting to receive public input on community development needs and to provide an overview of the CDBG program and available CDBG funds.

D. Map Amendment – Rezoning Request (from John C. Grier to change the zoning classification of approximately 35 acres from R-40 Residential to R-8 Residential)

[At the August 16th meeting, the Board, by a majority vote, tabled the rezoning request in order to get further information from the Adequate Public Facilities Task Force as to the impact this rezoning would have on existing public facilities.]

Chairman Stone entertained a motion to remove this item from the table and place it before the Board.

Commissioner Ball stated he would make such a motion providing that the information the Board requested in the last meeting causing the tabling is available as they consider the request.

The motion to remove this item from the table and place it before the Board was made with the condition stated by Commissioner Ball. The motion was seconded by Vice-Chairman Foy, with all present voting "AYE".

Mr. Murray asked Mr. Winslow to update the Board from the last meeting about the request.

Commissioner Ball stated the information requested concerned Item 8 of the Rezoning Guide/Checklist relative to the adequacy of the provisions facing schools.

Mr. Winslow stated some investigation was done and looking at the taxable value of each home compared to what the cost to the county would be, the number came out to about a \$200,000 house. As suggested by Mr. Winslow and as a commitment on Mr. Grier's part, it would be rezoned to a R-8 Special Use and then looked at it on a case to case bases as a single-family dwelling subdivision.

Chairman Stone asked Mr. Winslow if the eleven items on land use and impact have been satisfactorily met. Mr. Winslow replied that would have to be considered under the Special Use hearing. The request before the Board now is just a consideration of the rezoning.

Commissioner Ball stated the Board did receive a copy of a letter from Mr. Grier that he is offering this as an amendment to the request that is before the Board. Commissioner Ball asked for a legal opinion as to the status of the letter in regards to the question of rezoning. Commissioner Ball asked County Attorney Darnell Batton if he had reviewed the letter and what is his opinion.

Mr. Batton stated he understands the Board wants him to assure it that these conditions would be enforced. As Mr. Winslow stated, it may cause some delay, but if the Board wants these conditions to be enforceable, he would propose a two step process. The Board needs to consider rezoning to R-8 Special Use District and the Board needs to have the Special Use public hearing according to quasi-judicial standards. The Board could consider the rezoning to R-8 Special Use at this meeting and then give public notice as to the Special Use Permit with the conditions stated in the letter. The Board has the option of sending the entire matter back to the Planning Board to consider the rezoning to R-8 Special Use and the special permit pursuant to that standard.

E. Map Amendment – Rezoning Request (from John C. Grier to change the zoning classification of approximately 47 acres from Light Industrial (LI) to R-8 Residential)

The question of Mr. Grier's written intent to construct homes at or above the \$250,000 range continued as a consideration of the second request.

Vice-Chairman Foy asked if it went back to the Planning Board would it be two more months before it came back before this Board. Mr. Winslow stated it would be November.

Commissioner Ball stated that if the Board was going to incorporate the intent of this letter and based on the suggestions from the attorney, it would be best to ask the Planning Board to expedite this request and make their recommendations to this Board.

Commissioner Swanson stated he would like to hear from the developer to see if he had any comments.

Mr. Grier stated that he was amenable to working through process of Special Use Permit.

Chairman Stone suggested rather than table the rezonings to displace them from the agenda and place them on the November meeting agenda.

Upon motion by Commissioner Gupton, seconded by Chairman Stone, with all present voting "AYE", duly carried to displace the two rezoning requests and place them on the November meeting agenda or sooner if possible.

1. Comments from the Public

No one signed up to address the Board.

At this time, Mr. Winslow reported to the Board that at the August meeting, Mr. William Roberson spoke to the Board regarding the 45-foot right-of-way required by the DOT. The Board instructed Mr. Winslow to investigate the situation and report back to it. Mr. Winslow stated Mr. Roberson and sixteen other property owners have a 35-foot right-of-way to their property. It is a gravel road and has been maintained well. The 45-foot right-of-way is a DOT standard that was followed in the county's ordinance. The 45-foot road standard of the DOT applies to any road built after 1975. Concern for the 45-foot rule was mentioned along with ways to comply.

2. Kerr-Tar Hub Project

Mr. Neil Mallory, Executive Director, Kerr-Tar Council of Governments was present to update the Board on the hub project. Mr. Mallory stated that the council has been looking with representatives from all five counties at the concept of a coordinated effort to develop a hub project for a joint industrial venture. A single site would be chosen with the other four submissions to be certified. A sum of \$480,000 is now on hand to finance the first phase of the project. The Sanford Holshouser Business Development Group and Engineering Consulting Services have been employed to recommend sites.

As for the timeline, the project was launched in August, 2004. A Local Developer Work Team was established and met on August 19, 2004. Site visits are scheduled for September 21-22, 2004 and a progress report will be given to the full Kerr-Tar Exploratory Committee in October.

Vice-Chairman Foy asked if the project was going to cost \$480,000. Mr. Mallory replied yes, this was the budget for site selection. Vice-Chairman Foy questioned the amount of funds to be expended. Mr. Lane explained the details of site selection.

Commissioner Swanson asked if all five sites would be prioritized. Mr. Mallory replied no, just the first site. There will be no ranking of the other sites.

Commissioner Ball stated Mr. Mallory was invited to a National development organization meeting to make a presentation and the hub project was recognized as a model program.

Chairman Stone stated that the hub project is the first to come from a two-year study of research and job creations in a thirteen county area, of which Mr. Mallory; Lee Yarborough; Novozymes, Mr. Sykes; Flextronics; and he were members. He thanked Mr. Mallory for his leadership of the project.

3. Boards and Commissions Appointments

A. Agricultural Advisory Board

The terms of Board members Grady Inscoe, John Harris and Alton Richardson expired June 30, 2004. The Agricultural Advisory Board has nominated Mike Carter and Chris Brantley for appointments to three-year terms and Mr. Richardson for re-appointment to a three-year term. James Speed has also been nominated to complete the term of Mike DeVaughn who resigned, term to expire June 30, 2006.

Upon motion by Commissioner Swanson, seconded by Vice-Chairman Foy, with all present voting "AYE", duly carried approval of the appointments of Mr. Carter, Mr. Brantley and Mr. Speed and the reappointment of Mr. Richardson.

B. Kerr-Tar Regional Council of Governments (COG)

Commissioner John Ball currently serves on the Board of Directors of the COG representing Franklin County Board of Commissioners. Commissioner Ball's term as Commissioner expires December, 2004. Chairman Stone requested the Board consider appointing Commissioner Ball as an At-large representative on the Kerr-Tar Regional Council of Governments Board of Directors. Commissioner Ball will be installed as the Chairman of the COG Board September 23, 2004 during their annual banquet.

Upon motion by Chairman Stone, seconded by Commissioner Gupton, with all present voting "AYE", duly carried approval of the appointment of Commissioner Ball as an At-large representative.

4. Department of Social Services – Work First Program

Ms. Nicki Griffin, Director of Franklin County's Department of Social Services, was present and requested the Board to review the department's operating plan for the upcoming Biennium 2005-2007. In addition, the Board was asked to appoint a Planning Committee for the planning process. Ms. Griffin provided a list of suggested members for that committee. She stated she would present the plan to the Board once the Planning Committee revises the current Work First plan. She stated the Board needs to designate how the county will operate, as a Standard county or as an Electing county. Ms. Griffin requested the county continue to operate as a Standard county because we have had significant success operating as a Standard county in following state and federal guidelines in administering the Work First program.

Commissioner Swanson stated the county is operating as a Standard county now and the Social Services Board voted to continue to operate as a standard county.

Upon motion by Commissioner Swanson, seconded by Commissioner Gupton, with all present voting "AYE", duly carried approval for the Department of Social Services to continue to operate as a Standard county.

Chairman Stone read the list of proposed members for the Work First Planning Committee:

- Janice Dunham, Executive Director, Franklin County Chamber of Commerce
- Bobbie Jo May, Coordinator of the Franklin County Campus of Vance Granville Community College
- Laureen Jones, Tech Prep Coordinator for Franklin County Schools
- Vickie Hicks, Child Support Supervisor
- Larry Tetterton, member of the Franklin County Economic Development Commission
- Justin Ayscue, Representative of the Employment Security Commission
- Jan Britton, Representative of Vocational Rehabilitation
- Walter McDonald, Representative of the Faith Community
- T. Allen Gardner, Jr., member of the Area Mental Health Board and local attorney
- Harvey Hartsfield, member of the Franklin County Board of Health and a local minister
- Robert Lee Swanson, Franklin County Commissioner
- Natasha Hammond, Recipient of Services
- Ernestine Clifton, Recipient of Services
- Stacy Robinson, Representative of the N.C. Cooperative Extension
- Ralph Brown, Franklin County Social Services Board Member

Upon motion by Commissioner Swanson, seconded by Commissioner Ball, with all present voting "AYE", duly carried approval of the appointment of the members to the Work First Planning Committee.

1. Proposed Lease of Space on the Telecommunications Tower

Mr. Murray reported to the Board this proposal is based on an agreement with Cingular Wireless to lease space on the Franklin County Telecommunications Tower located on T

Kemp Road. Cingular Wireless equipment would be placed on the Tower so as not to interfere with county transmission.

The agreement is a one year option with a payment of \$4,800 for the first year and an additional six months for an additional \$2,800. Once the equipment is installed on the tower for the service to begin, the county will receive a monthly rental payment and the first annual rental amount will be \$14,400 and each year after that the amount will increase by 3% per year for the life of the lease. A copy of the lease agreement was provided to the Board.

Ms. Dani Cutlip, Site Acquisition Specialist, Wireless Facilities, Inc., was present to answer any questions the Board might have.

Vice-Chairman Foy asked why couldn't the county get a 4% increase per year. Ms. Cutlip replied 3% is their standard. Ms. Betty Jordan with Wireless Facilities was also present and stated 3% per year is the agreement made with Mr. Murray and the county attorney. Vice-Chairman Foy asked Mr. Batton if he had reviewed the contract. Mr. Batton replied he did review the agreement to check for the legality and he did make some recommendations in terms of the dollar amount.

Upon motion by Commissioner Swanson, seconded by Commissioner Ball, with all present voting "AYE", duly carried approval of the lease agreement.

2. Water Resources for North Eastern Franklin County

Chairman Stone stated at the September 7th work session, Mr. Robert (Bob) Pittman of Rivers & Associates, Inc. presented a proposed plan for water lines from Warren County to the north eastern portion of Franklin County.

Mr. Murray requested the Board authorize Mr. Pittman to proceed on behalf of Franklin County to seek funds from the North Carolina Rural Center in the form of a supplemental grant. There is no cost to the county for the grant application process. The only cost to the county would be if we accept the grant the Board would then decide if it wants to approve the 50% match for the study.

Vice-Chairman Foy stated that during the work session there was discussion of doing a survey to see if people in that area are interested in a water system. Mr. Murray stated the study that is to be conducted would include this survey. This request is only to seek approval from the Board to submit the grant application to the Rural Center.

Chairman Stone stated Mr. Pittman reported during his presentation at the work session that one line in Warren County is located about a half a mile from the Franklin County border.

Mr. Pittman was present and stated what he needed from the Board was a resolution authorizing the county manager to sign certain documents that the Rural Center requires for the application. He is trying to set the stage for what would be the first rural water district in the county. Franklin County will probably be able to get excess water from Warren County for half of what they are paying Henderson. There are four townships in the northern part of the county that qualifies for USDA grant money. The rural district concept was used in Warren County to establish the water districts that are self-supporting and require no increase in tax money.

Upon motion by Commission Swanson, seconded by Chairman Stone, with all present voting "AYE", duly carried to approve the resolution authorizing the county manager to sign grant application documents and authorize Mr. Robert Pittman to proceed with the grant application to seek funds from the N.C. Rural Center on behalf of Franklin County to study this project.

3. Change Order – Wastewater Treatment Plant Improvements

Mr. Murray stated Mr. Joe McGougan of Hobbs Upchurch & Associates, was in attendance to address the Board in reference to the change order.

Mr. McGougan stated there are two items included in the change order. The first is an additional cost of \$394.56 for additional parts needed for the existing blowers. The actual overrun on the allowance is \$16,339.05. The second is for additional testing of concrete. Since this project was started there have been some changes in the building code requirements. Now it is required that a certified technician be on site performing the concrete test.

Mr. Murray stated this is already budgeted for in the project.

Commissioner Swanson asked who does the inspection. Mr. McGougan replied Mr. Scotty Scott, who is qualified to do the inspection.

Commissioner Gupton asked why the project was 5% over budget and why was this not included in the bid. Mr. Murray replied the contract remains the same. Mr. McGougan stated the construction cost is set up with a contingency fund, usually 5%, which is typical on a project this size and complexity. In this case, the change order is 1.17% of the project.

Upon motion by Chairman Stone, seconded by Commissioner Gupton, with all present voting "AYE", duly carried approval of the change order in the amount of \$16,339.05 for the wastewater treatment plant improvements.

4. Change Order – Solid Waste Transfer Station

Mr. Murray stated this is the first change order on this project. The change order is for \$1,497 due to an increase in freight cost by the scale supplier, the addition of a handicap parking space, and other minor adjustments. The engineer anticipates a savings in his

contract that will offset this request.

Upon motion by Commissioner Swanson, seconded by Commissioner Gupton, with all present voting "AYE", duly carried to approve the change order in the amount of \$1,497 to H.G. Reynolds Company, Inc.

Mr. Murray stated a change order from Municipal Engineering would be presented at the Board's October meeting to reflect the \$1,497 decrease in its contract.

5. Franklin County Airport Approach Clearing

Mr. Murray stated bid proposals went out for the clearing of the airport runway approach. The first time the county bid the project only two bids were received. It was readvertised and again only two bids were received. Phillips & Jordan, Inc. of Cary, NC were the low bidder with a bid amount of \$221,581.50. Funds have been appropriated for this project. A bid summary was included in the Board's agenda packet.

Upon motion by Commissioner Gupton, seconded by Commissioner Ball, with all present voting "AYE", duly carried awarding the airport approach clearing contract to Phillips & Jordan, Inc. in the amount of \$221,581.50.

6. Homeland Security Equipment

Mr. Murray stated several months ago the county received funding from the state to help pay for Homeland Security equipment. The break down of necessary equipment is as follows: base station and network storage at Sheriff's Department - \$13,478; surveillance of airport taxiways and ramp area - \$23,508; airport biometric gate security and surveillance - \$9,593; and surveillance of Franklinton and Louisburg water facilities - \$11,057. On Friday, September 10, 2004, two proposals were received. Telecommunications Technology, Inc submitted the low bid of \$57,636.

Vice-Chairman Foy asked if Mr. Dale Albright of Telecommunications Technology was related to Mr. Tom Albright who is the Chairman of the county's Airport Commissioner. Mr. Murray replied yes. Vice-Chairman Foy asked if this project was put out for bid. Mr. Murray replied yes, a bid summary was included in the Board's agenda packet. Vice-Chairman Foy stated he had a problem with the father-son relationship. Mr. Tom Albright stated he made it very clear when he accepted the position on the Airport Commission that his son was already in the process of seeking business with the county for security at the airport. Vice-Chairman Foy asked who the other bid was from. Mr. Murray replied a company in Youngsville whose bid was \$145,000. The proposal was sent out to eight companies and only two companies bid.

Commissioner Ball stated Mr. Tom Albright did let the county know that the bid process for considering the security needs at the airport was already underway before he accepted the convening Chair position. Mr. Dale Albright made it clear to several people that they wished to do this for the county on a competitive bid basis and wanted assurance from this Board that that would not be considered a conflict. **That had been reviewed by the**

Board and the Board saw no problem with that, consequently approving.

Chairman Foy asked why would the only other company that bid be so much higher. Mr. Murray replied in reviewing the bid, Sumner Communication's equipment was different from TTI's equipment and Sumner Communications bid did not meet all the specifications.

Commissioner Ball asked if Mr. Dale Albright would give a summary of his equipment so the county would know what it would be buying.

Mr. Dale Albright stated the county was buying a wireless security surveillance system operating at approximately at 5.8 GHz band that is in the unlicensed spectrum to tie together cameras at the airport and water facilities back to the Communication Center. They have a very similar project in Beaufort, NC.

Vice-Chairman Foy asked if there was any kind of guarantee about lightning destroying this equipment. Mr. Albright replied no, not a direct hit. Lightning arrestors and adequate grounding would lessen damage from lightning.

Upon motion by Commissioner Ball, seconded by Commissioner Gupton, with all present voting "AYE", duly carried approval to award the proposal to Telecommunications Technology, Inc. in the amount of \$57,636.

7. Proclamation – Litter Sweep

Chairman Stone reported that September 18-October 3, 2004 has been proclaimed "Litter Sweep" time in North Carolina. During this period, roadside cleanup is planned in conjunction with the NC Department of Transportation and local governments, community and civic organizations, churches, schools, etc. The local NCDOT maintenance yard will issue cleanup supplies to all cleanup participants and arrange for pickup of the orange bags from the roadside. Cleanup supplies include orange safety vests, orange trash bags, and blue recycling bags and gloves.

Upon motion by Commissioner Swanson, seconded by Chairman Stone, with all present voting "AYE", duly carried, endorsing and promoting Litter Sweep time in Franklin County. The following resolution was adopted:

LITTER SWEEP 2004

BY THE FRANKLIN COUNTY BOARD OF COMMISSIONERS

A PROCLAMATION

WHEREAS, the North Carolina Department of Transportation organizes an annual Fall statewide roadside cleanup to ensure clean and beautiful roads in North Carolina; and

WHEREAS, the Fall 2004 "**LITTER SWEEP**" roadside cleanup will take place September 18 through October 3, 2004, to encourage local governments and communities, civic and professional groups, businesses, churches, schools, families and individual citizens, to

participate in the Department of Transportation cleanup by sponsoring and organizing local roadside cleanups; and

WHEREAS, Adopt-A-Highway volunteers, Department of Transportation employees, Department of Correction inmates and community service workers, local government agencies, community leaders, civic and community organizations, businesses, churches, schools, and environmentally concerned citizens, conduct annual local cleanups during "**LITTER SWEEP**" and may receive certificates of appreciation for their participation; and

WHEREAS, the great natural beauty of our State and County and a clean environment are sources of great pride for all citizens, attracting tourist and aiding in recruiting new industries; and

WHEREAS, the cleanup will increase awareness of the need for cleaner roadsides, emphasize the importance of not littering, and encourage recycling of solid wastes; and

WHEREAS, the 2004 Fall cleanup will celebrate the 16th anniversary of the North Carolina Adopt-A-Highway program and its 6,000 volunteer groups that donate their labor and time year round to keep our roadsides clean; and

WHEREAS, the "**LITTER SWEEP**" cleanup will be a part of educating the children of this great County regarding the importance of a clean environment to the quality of life in Franklin County;

NOW, THEREFORE, The Franklin County Board of Commissioners, does hereby proclaim September 18 through October 3, 2004, as "**LITTER SWEEP**" time in Franklin County, and encourage citizens to take an active role in making their communities cleaner.

8. Budget Ordinance Amendment #2

Mr. Murray stated the purpose of the Budget Ordinance Amendment is to reflect grants received by the Elections Department for handicap ramps at polling places (\$4,824); a grant received by the Solid Waste Department for scrap tire removal (\$9,370); additional funds for the Crisis Intervention Program administered by the Department of Social Services (\$52,337); and recognizing Insurance Proceeds in regards to the Sheriff's Office (\$14,490).

Upon motion by Commissioner Ball, seconded by Commissioner Gupton, with all present voting "AYE", duly carried approval of Budget Ordinance Amendment #2.

9. Board Committee Reports and Comments

Commissioner Ball:

- Reminded the Board of the Kerr-Tar Council of Governments (COG) banquet Thursday

evening, September 23rd

- Stated either this meeting or at the October work session, he would like to accept whatever report that the Adequate Public Facilities Task Force was to submit and thank them for their services and dismiss the Task Force so the Board can move on with another way of implementing Item 8 of the Rezoning Guide/Checklist.

Upon motion by Commissioner Ball, seconded by Commissioner Swanson, with all present voting "AYE", duly carried to accept the conclusion of the work of the Adequate Public Facilities Task Force with appreciation, and consider at the Board's next work session how the Board can obtain that information for future consideration of development.

Vice-Chairman Foy:

- Has been hearing from the planning department a lot of ruckus regarding campaign signs going up too early. Feels the sign ordinance is causing a hardship, especially on those who are not incumbents. Currently it is forty-five days before the election when you are allowed to put up signs, and would like to have this looked at and possibly going sixty days or ninety days. He proposed to go at least ninety days stating this would not be too far out and a lot more workable than forty-five days.

Chairman Stone asked Vice-Chairman Foy if he was asking that this be referred to the planning staff to come up with a proposal to be made at a future meeting of the Board. Vice-Chairman Foy replied he has already discussed this with Mr. Winslow.

Chairman Stone asked if there was enough sentiment from the Board to have Mr. Winslow have the Planning Board and the planning staff look into this and bring some recommendations to the Board at a future meeting.

Commissioner Swanson stated he does not care how much time is given as long as the person adheres to the rules.

Chairman Stone stated he felt forty-five days was long enough.

Upon request by Vice-Chairman Foy Mr. Joe Swanson was allowed to speak.

Mr. Joe Swanson, 1364 White Level Road, Louisburg, NC

- Stated Mr. Winslow told him ten days ago that he could put his signs up on the 17th. Mr. Winslow's staff came behind him and took up all the signs and put them in the basement at the planning department. Mr. Winslow told him he was not to put his signs up until after 12:00 midnight, which would have been seven hours after he put his signs out. He wanted to know what is the sense of this. He had to get the police department to go with him to pick up his signs and stated Mr. Winslow denied telling him he could put his signs up on the 17th. Stated it cost him a lot of money to have to go back out on Saturday and put his signs back out.

Mr. Murray stated that because of this incident, letters will be sent out to let people know when they can put signs out. Chairman Stone stated this was a good point, henceforth, once the Board has been notified by the Board of Elections that various people have qualified as

candidates, they be notified in writing when the signs can go up and when they must come down. He feels this will solve the problem.

Vice-Chairman Foy continued his report:

- Stated an agenda item he had requested at the last work session, he wanted to bring up now, which is the issue of the type of invocation the Board has at the beginning of their meetings. Since being elected to this Board, until January of this year, they have always had the invocation among fellow commissioner's alternate. He would like to see the Board go back to this instead of silent prayers. Vocal invocations have been delivered by commissioners on an alternating schedule.

Chairman Stone stated this issue would be the first item on the October work session agenda.

Chairman Stone:

- The Vance-Granville-Franklin-Warren Area Mental Health Authority is in the process of merging with the Halifax County Mental Health Unit, referred to as Riverstone Unit. The state has required the units to have a least 200,000 population or a six county configuration. In the four counties of Vance, Franklin, Granville and Warren, there are about 165,000 to 170,000 people well below the requirement of 200,000 minimum. If all goes well, the merger will become effective July 1, 2005.
- He and Commissioner Ball attended the Economic Development Conference in Youngsville. A group from Beaufort County was in attendance to discuss how they have enlarged their economic development group and their Committee of 100. This was a very productive meeting. At their recent meeting, the Franklin County Committee of 100 named him a director of that committee for the next year.
- The Chairman of the North Carolina Association of County Commissioners has appointed him to the Education Steering Committee of the Association and the Legislative Goals Committee. This will give the county and him a chance to have some impact upon the legislation that the Association will be advocating in the forthcoming session of the General Assembly.
- Everyone is excited about the coming of Mr. Chris Coudriet as the County Manager on Monday, October 4th. The Board would like to have a reception for Mr. Coudriet from 4:00 to 6:00 P.M. that day followed by the Board's work session at 7:00 P.M. County employees and the public are invited for the opportunity to meet Mr. Coudriet.

1. Interim Manager's Report

Mr. Murray reported the following:

- The county received a call last week from Senator Elizabeth Dole's office in Washington that Franklin County has been specifically named to receive a grant through the Federal Aviation Administration to extend the runway at the Franklin County Airport. It is unknown at this time as to how much, but it could be substantial.

- The county will hold a surplus property auction on Friday, October 8th, beginning at 10:00 A.M., to sell vehicles and various other items.
- A sewer force main broke on Friday morning, September 17th, and it was repaired that afternoon. The break in the line was at the same location where the last break occurred and the county is working with Hobbs and Upchurch to review what is causing the problem.
- The renovations at the Health and Human Services building has begun and is estimated to be complete in mid February.
- The Solid Waste Transfer Station project has slowed down due to all the rain. The contractor is still working on basic footings and backfilling of the main wall.
- Relocation of the Parks and Recreation department is scheduled for Friday, September 24th. The new address is 62 West River Road in Louisburg, which is across from Riverside Magnet School.

Upon motion by Commissioner Swanson, seconded by Commissioner Gupton, with all present voting "AYE", duly carried to adjourn the meeting at 9:25 P.M.

RAYMOND A. STONE, CHAIRMAN KATHY MOORE, CLERK