

October 5, 2009

The Board of Commissioners of Franklin County, North Carolina, met for its Regular Meeting at 7:00 P.M. in the Commissioner's Conference Room located in the County Administration Building with the following Commissioners present: Chairman Robert L. Swanson, Donald C. Lancaster, Bob Winters, Sidney E. Dunston, E. Shane Mitchell and Harry L. Foy, Jr. Vice-Chairman Penny McGhee-Young was absent.

Chairman Swanson called the meeting to order and recognized those in attendance that participate in 4-H.

Chairman Swanson asked the Board to consider approval of the consent agenda.

Commissioner Lancaster made the motion to approve the consent agenda, seconded by Commissioner Dunston. The motion duly carried with all present voting "AYE." The items approved are as follows:

1. CONSENT AGENDA

- A. September 21, 2009 Minutes
- B. Increased fees for Environmental Health
- C. National 4-H Week Proclamation
- D. Winston Ridge Subdivision – Contract Award to Spaulding & Norris P.A. for Engineering and Construction Management Services (Phase 1)
- E. Tax exempt loan in the amount of \$150,000 for Mitchiner's Cross Roads Rural Fire Department for the purchase of a fire apparatus

Item 1-C

WHEREAS, 4-H youth across the nation are leading efforts to solve problems in their communities and make a difference for their futures.

WHEREAS, 4-H is the largest youth development organization in North Carolina and the largest in the nation with six million young people.

WHEREAS, 4-H in North Carolina claims 239,904 youth members and 23,000 volunteers, while *Franklin* County's 4-H program numbers more than 4,000 members and more than 125 volunteers.

WHEREAS, 4-H as part of the NC Cooperative Extension System of NC State University and NCA&T State University is a program where youth learn through opportunities that provide them hands-on experiences in 4-H's mission mandates of science, engineering and technology; healthy living; and citizenship.

WHEREAS, 4-H has connected youth and their communities with the innovative research and resources from our nation's 106 land-grant universities and colleges for more than 100 years;

NOW, THEREFORE, I, Robert Lee Swanson, Chairman of the *Franklin* County Board of Commissioners, do hereby proclaim **October 4-10, 2009**, as National 4-H Week in *Franklin* County. I urge the people of this community to take advantage of the opportunity to become more aware of this special program that enhances our young people's interests in their futures as part of *Franklin* County 4-H Youth Development and to join us in recognizing the unique partnership between our county and our state University System.

2. COMMENTS FROM THE PUBLIC

This was the time set aside by the Board of Commissioners to allow individuals five minutes to address the Board on issues concerning the county.

Tony Efird, Sam Horton Road, Louisburg, NC

- Mr. Efird asked the Board to consider a replacement for the Chair of the Tourism Development Authority based on his personal concerns. He also stated he was concerned about a recent trip to Washington, D.C. by members of the Tourism Development Authority and felt the trip was excessive and did not exercise fiscal responsibility. Mr. Efird also stated concerns he had regarding the old Gold Sand School property and asked the Board to acquire the land once and make better use

of it. Mr. Efird also expressed concern regarding potential opportunities for Jackson Mill Pond that would be discussed later in the evening and stated he was in favor of the Board holding a “town hall” meeting.

Sheila Hanna, 2905 NC Highway 39 North, Louisburg, NC

- Mrs. Hanna stated she objected to having discussions about opportunities at Jackson Mill Pond without a public hearing. She also thanked the Board in advance for the possibility of holding a “town hall” meeting.

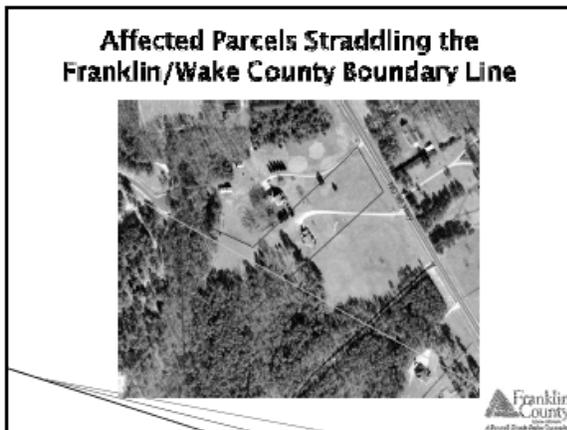
3. UPDATE ON FRANKLIN/WAKE BOUNDARY LINE

Jimmy Tanner, Franklin County Tax Administrator, provided an update on the Franklin/Wake Boundary Line including a new approach in assessing properties that straddle the line.

Franklin and Wake Counties have worked with the North Carolina Geodetic Survey to locate the county line and have placed monuments in the field to indicate its location. In doing so, staff from both counties agree that there is a need to resolve a variety of issues related to how properties are listed and assessed along the line. Based on new information, both counties agree to take a different approach to assessing properties that straddle the line than was previously proposed to the Board. The new approach is based on North Carolina General Statutes. Mr. Tanner stated 165 properties would be affected and said all parcels straddling the boundary line will be split assessed.

At the October 19, 2009 Commissioners meeting, the Board will be asked to consider two items in resolving this issue: 1) adopt the boundary line between Franklin and Wake County in accordance with the plat prepared under the direction of the North Carolina Geodetic Survey; and 2) authorize the Franklin County Tax Administrator to assess the properties straddling the boundary line for that portion situated in Franklin County. If adopted, the line would take effect on January 1, 2010. No action was needed. The following PowerPoint presentation was offered.

<p style="text-align: center;">Franklin County Boundary Line</p>  <p style="text-align: right;"><small>Franklin County Attn: Board of Commissioners</small></p>	<p style="text-align: center;">The Journey, Where have we been</p> <ul style="list-style-type: none"> • 2006 - Both Franklin and Wake Counties acknowledge the need to locate the line due to discrepancies. • 2006 - Both Franklin and Wake County Board of Commissioners authorized the North Carolina Geodetic Survey office to survey the line and create the “Richland Hills Jog”. • 2007-08 - Both Franklin and Wake Counties decide to remove the “Richland Hills Jog” since this would require action by the NC legislature. • 2009 - NC Geodetic Survey office removes the jog and adds the portion of Moccasin Creek to the boundary survey. • 2009 - Staff prepares an approach to address properties that straddle the boundary line. <p style="text-align: right;"><small>Franklin County Attn: Board of Commissioners</small></p>
<p style="text-align: center;">Richland Hills Change</p>  <p style="text-align: right;"><small>Franklin County Attn: Board of Commissioners</small></p>	<p style="text-align: center;">New Approach to Assess Properties Straddling the Line</p> <ul style="list-style-type: none"> • Initial approach was based on a variety of parcel criteria such as size and dwellings in an effort to minimize inconvenience in listing. • New approach based on NC General Statutes 105-296 and 105-301 that require all property to be listed in the County in which it is situated. • The result is that ALL parcels straddling the boundary line will be split assessed. • Total properties affected is 166. <p style="text-align: right;"><small>Franklin County Attn: Board of Commissioners</small></p>



Franklin/Wake County Boundary Line

Next Steps

- Process of notifying the affected property owners
- Information session for affected property owners Tuesday October 6th - Youngsville Elem. School 5:00-7:30 pm
- Franklin County Board of Commissioners meeting-Oct. 19th
- Rezone parcels that transferred listing (Oct-Dec)
- All changes effective January 1, 2010

Franklin/Wake County Boundary Line

- Items for consideration at October 19th Board Meeting
 - 1. Adopt the location of the boundary line between Franklin and Wake County in accordance with the plat prepared by the North Carolina Geodetic Survey.
 - 2. Authorize the Franklin County Tax Administrator to assess the properties straddling the boundary line for that portion situated in Franklin County

Questions / Discussions

4. SOLID WASTE PLAN AMENDMENT

The Board was asked to review the updated Solid Waste Management Plan Amendment concerning Abandoned Manufactured Homes and to consider a Resolution of Support. John Faulkner, Solid Waste Director, presented the items for Board action.

Commissioner Dunston made the motion to adopt a Resolution of Support, seconded by Commissioner Mitchell. The motion duly carried with all present voting "AYE."

Resolution Accepting and Endorsing the Solid Waste Management Plan of 2008/2009 for Franklin County

WHEREAS, it is a priority of this community to protect human health and the environment through safe and effective management of municipal solid waste;

WHEREAS, the reduction of the amount and the toxicity of the local waste stream is a goal of this community;

WHEREAS, equitable and efficient delivery of solid waste management services is an essential characteristics of the local solid waste management system;

WHEREAS, it is a goal of the community to maintain and improve its physical appearance and to reduce the adverse of effects of illegal disposal and littering;

WHEREAS, Franklin County recognizes its role in the encouragement of recycling by educating and informing the public about the items that can be recycled;

WHEREAS, involvement and education of the citizenry is critical to the establishment of an effective local solid waste program;

WHEREAS, The State of North Carolina has placed planning responsibility on local government for the management of solid waste;

WHEREAS, NC General Statute 130A-309.09A(b) requires each unit of local government, either individually or in cooperation with other units of local government, to update the Ten Year Comprehensive Solid Waste Management at least every three years;

WHEREAS, the Franklin County Solid Waste Management Department, the Solid Waste Task Force, and Keep America Beautiful have undertaken and completed a long range planning effort to evaluate the appropriate technologies and strategies available to manage solid waste effectively;

NOW, THEREFORE, BE IT RESOLVED BY THE FRANKLIN COUNTY BOARD OF COMMISSIONERS:

That Franklin County's 2008/2009 Ten Year Comprehensive Solid Waste Management Plan Update is accepted and endorsed and placed on file to the Clerk to the Board on this day, Monday, October 5, 2009.

5. SOLID WASTE MANAGEMENT ORDINANCE UPDATE

John Faulkner, Solid Waste Director, presented updates to the Solid Waste Management Ordinance. The updates included new laws regarding recycling.

The Board charged Mr. Faulkner with working to eventually offer motor oil and filter collection at all Franklin County convenience sites. Mr. Faulkner stated there is grant money that may be available in February, 2010 to assist with the Board's request. He said he would like to expand the collection of motor oil to all sites as soon as possible.

Commissioner Winters made the motion to approve the updated Solid Waste Management Ordinance, seconded by Commissioner Swanson. The motion duly carried with all present voting "AYE."

Commissioner Winters encouraged Mr. Faulkner to seek all possible opportunities for funding to obtain oil recycling sites as soon as possible or bring a cost plan back before the Board of Commissioners.

6. JACKSON MILL POND NATURAL AREA

Franklin County worked with the Trust for Public Land and Unique Places, LLC to investigate the possibility of creating a State Natural Area (SNA) and Tar River Canoe Park located at Jackson Mill Pond and on the Tar River. If the State of North Carolina has funds available to purchase this property, it would ask that the County consider managing both sites in the future. Jeff Fisher with Unique Places, LLC offered the following PowerPoint presentation.

Other sites are occasionally 'discovered' and can become candidates for the evaluation system.

The scoring system is a valuable tool to evaluate sites, it alone cannot be used to set priorities. Scoring can be only one component of any decision to pursue acquisition. Other factors can develop or change over time & change priorities.

Availability of funding through the principal conservation trust funds of the state or in partnership with local or statewide land trust organizations.

The potential of the site to qualify for special funding such as federal Land and Water Conservation grants or wetlands mitigation programs.

The willingness of property owners to negotiate for sale. In most cases, it is unknown whether sites might be available for acquisition.

Local support for a state parks system unit.

The appearance of an imminent threat to preservation such as impending development.

Further site research that identifies extremely rare or additional resource themes.

Source: NC State Parks

Other Factors for Evaluating Potential Park Sites

HERITAGE DRIVING

Source: NC State Parks

The Greater Vision

Source: TRC Website Trail Area

The Greater Vision

Manage the minimal infrastructure needed at Jackson Mill Pond and Tar River Canoe Park site.

Request the help and support of legislators to help form the a State Natural Area or some other state funded park.

Source: CLINTON COUNTY REGIONAL PARKS

The Park Concept – How can the County Help?

Source: Unique Places

Jackson Mill Pond and Tar River Canoe Park

Regarding Board questions regarding costs to the county, Mr. Fisher stated that level of analysis had not yet been done. He stated funding could come from charitable contributions and state funding from the Parks and Recreation Trust Fund, but a match would be required.

Commissioner Lancaster stated he was of the opinion the county was not in position for a financial commitment to acquire property at this time.

Commissioner Winters stated he is interested in the project, but said it would have to come at a minimum cost to the County. He said he wanted to know more about what maintenance would be required and wanted to have further discussions about liability.

Commissioner Swanson stated he too was interested in looking further into the project.

Commissioner Foy stated his concerns with liability and the labor required on the county's behalf. He stated his opinion that any further action regarding the project from now on should be done with a public hearing. He stated he was not interested in the project at this time.

Commissioner Lancaster stated he too wanted questions answered regarding liability issues. Again, he stated the County was currently not in financial position to acquire property.

Commissioner Mitchell stated he felt input from people who live near the property is critical and how it would affect those nearby.

The Board was interested in continuing discussions before any final decisions are made.

7. DISCUSSION: TOWN HALL MEETING

Following suggestions from a citizen, the Board discussed whether or not it plans to organize a Town Hall Meeting. It was determined by the Board that holding its Board meetings in other areas of the county would be more beneficial than a town hall meeting. The Board suggested meetings be held outside of the county seat on a quarterly basis and determined the schedule would be evaluated after one year. Suggestions included holding Board meetings at local schools and municipal buildings. The first meeting to be held away from the Franklin County Administration Building is tentatively scheduled for November 2, 2009. The Board tasked the County Manager to develop a schedule of meetings and meeting places. No official action was taken.

8. APPOINTMENTS

The Board was asked to consider appointing Colleen Cassada to serve as a public representative on the Juvenile Crime Prevention Council for a two-year term.

Commissioner Dunston nominated Ms Cassada to the Juvenile Crime Prevention Council for a two-year term and the appointment duly carried with all present voting "AYE."

9. BOARD, MANAGER AND CLERK'S COMMENTS

This was the time set aside for the Board of County Commissioners, the County Manager, and the Clerk to the Board to report on various activities. The Board may also discuss other items of interest.

County Clerk Kristen King: No report.

Commissioner Foy: Commissioner Foy reminded those in attendance that the State Fair would begin October 15, 2009.

Commissioner Winters: Commissioner Winters stated he had been approached by a citizen who was concerned about 911 addresses not being posted on homes, therefore making it difficult for emergency service staff when they are responding to emergency situations. The County Manager will work with Planning and Emergency Communications to discuss ideas on how to better educate the public.

Commissioner Young: No report. Commissioner Young was absent.

Commissioner Lancaster: No report.

Commissioner Mitchell: Commissioner Mitchell stated the 911 project is expected to come back before the Board within the next month.

Commissioner Dunston: Commissioner Dunston stated decisions need to be made on the proposed jail project as to whether or not it would move forward.

Commissioner Swanson: No report.

County Manager Angela Harris: Mrs. Harris reported on the following:

- Mrs. Harris stated she and Chuck Murray, Finance Director, had followed up with the Local Government Commission (LGC) regarding a scaled down (22 bed) expansion of the Franklin County Jail project as well as the construction of a conference training center at the Sheriff's Department. Mrs. Harris relayed commented that the LGC felt the County had an ample amount of time before expansion was needed for local inmates. She mentioned the County has the option to move forward with a General Obligation bond allowing the voters to decide on funding jail expansion.
- Mrs. Harris stated decisions must be made by October 31, 2009 on where to house Probation staff members. The County is now responsible for providing the space previously funded by the State. She stated a meeting would be held October 6, 2009.
- Mrs. Harris stated Ronnie Goswick, Economic Development Commission Director, will serve as Interim Airport Director.
- Mrs. Harris mentioned a letter of support submitted to the Town of Louisburg to assist the town in obtaining a grant for its park on West River Road in Louisburg.
- She commented on a meeting with officials from Novozymes regarding the opportunity to work jointly to reduce the county's cost of handling yard waste.
- Mrs. Harris stated the county's employee manual has been under review for some time now and said Human Resources has been working on a rewrite of the manual that is nearing completion. She said a work group was formed many months ago. In addition, she stated there have been federal changes that have been included into the draft. She said consultants have been identified and review and feedback are expected from the School of Government.
- Mrs. Harris commented that flu vaccines are available. County Health Director, Dr. Chris Szwagiel, then offered that the first batch of nasal vaccine for H1N1 has been received. He also stated that one thousand doses of the regular seasonal flu vaccine have been received and that flu clinics are already underway. He confirmed that a number of Franklin County school children are currently being affected by the flu.
- Mrs. Harris commented on the retirement reception held recently for Cedric Jones, former Franklin County Extension Director. She stated she is appreciative of the contributions that Mr. Jones has made to the county.

The meeting was adjourned at 9:55 P.M.

Robert L. Swanson, Chairman

Kristen G. King, Clerk to the Board