

April 19, 2010

The Board of Commissioners of Franklin County, North Carolina, met at 5:30 P.M. at the Health and Human Services Building with the following Commissioners present: Chair Penny McGhee-Young, Vice-Chairman Sidney E. Dunston, Robert L. Swanson, and E. Shane Mitchell. Commissioners Donald C. Lancaster, Harry L. Foy, Jr. and David T. Bunn were absent.

The purpose of the meeting was an annual report/dinner offered by the Department of Social Services.

This was an informal meeting and no action was taken.

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: Chair Penny McGhee-Young, Vice-Chairman Sidney E. Dunston, Robert L. Swanson, Harry L. Foy, Jr. and E. Shane Mitchell. Commissioners Donald C. Lancaster and David T. Bunn were absent. Commissioner Mitchell left the meeting at 7:43 P.M.

Chair McGhee-Young read a statement regarding the absence of Commissioner Bunn who is in Virginia on business.

Chair McGhee-Young then asked the Board to consider approval of the consent agenda.

Commissioner Swanson 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. Releases, Adjustments, Refunds, and Tax Collection Report
- B. Amendment to administration contract with the Wooten Company regarding the CDBG Concentrated Needs Grant (06-C-1616)

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. Ms. Frankie Satterfield-Vaughn had asked to speak regarding the public hearing topic scheduled for later in the evening. Chair McGhee-Young asked Ms. Satterfield-Vaughan to make her comments during the public hearing. No further comments were offered.

3. RECOGNITION OF EMPLOYEE OF THE QUARTER

William Byrum, Resource Conservationist, Franklin County Soil & Water, was recognized and congratulated by the Board on his selection as the Employee of the Quarter ending March, 2010. Mr. Byrum has been employed with the county since May, 2008 and selected for this recognition by a committee of his peers. Mr. Byrum received a vacation day and a savings bond.

4. PUBLIC HEARING: REQUEST FOR SPECIAL USE PERMIT – ROBERT & VIRGINIA SYKES

The Board was asked to consider approval of a special use permit request by Robert and Virginia Sykes on approximately 6.47 acres of a 49 acre farm located on Suitt Road (State Road 1143) in Franklinton Township to allow an Outdoor Entertainment Complex/Facility. The proposed Outdoor Entertainment Complex/Facility would be used for family, community, corporate events including picnics, children's birthday parties, craft shows, educational gatherings, and exhibitions. Following the public hearing, it was recommended that the Board of Commissioners utilize the provided special use permit checklist to assist in its decision.

Scott Hammerbacher, Planning and Inspections Director, commented that a number of special conditions were recommended by the Planning Board. Those suggestions were made part of the agenda packet. The Planning Board, by unanimous vote, recommended approval of the special use permit request.

Commissioner Foy asked if any of the proposed activities were already taking place on the property, formerly known as "Stallings Arena." Mr. Hammerbacher stated the activities proposed had not begun.

Commissioner Dunston commented that in 2002, the property that is now home to the Sikes' residence and working farm was last used for a rodeo. He asked if a special use permit was required before. Mr. Hammerbacher stated before any events occurred on the property, the petitioners must be complaint with all conditions set forth. He said permit must be issued and activity would be subject to meeting requirements.

At 7:13 P.M., Chair McGhee-Young opened the public hearing.

Robert Sykes, 245 Suitt Road, Franklinton

- Mr. Sykes is the petitioner. He stated he bought the property seven years ago and said his family's primary activity is farming. He said he currently sells his products directly to consumers including produce. When Mr. Sykes purchased the property, a restroom facility, concession stand and stage were located there. He feels there is an opportunity for agritourism and another venue for visitors to utilize the facility for family oriented activities. Mr. Sykes commented his home is located near nearby and desires any activity there to be fairly benign such as picnics, birthday parties and exhibitions. He said he expects no more than a few events, likely no more than once per month.

Frankie Satterfield-Vaughan, 108 Suitt Road, Franklinton

- Ms. Vaughan stated that rodeos were previously held on the property. She stated her concerns regarding noise, trash, parking and traffic in the area.

Janine Smith, 199 Suitt Road, Franklinton

- Ms. Smith stated she lives across the street from the property being discussed and commented she moved to the area to enjoy a quiet neighborhood. Ms. Smith said she is concerned about more opportunities for outdoor concerts and feels all neighbors nearby, not just those who neighbor the property, should be aware of upcoming activity. She stated she is also concerned with weekend activity there. She commented that she does not want to stop the Sykes family from being able to enjoy their property, but said she wanted to be able to enjoy hers as well. She asked if the request was approved, would the action change the zoning for the Sykes property as well as others nearby. Mr. Hammerbacher stated he didn't

foresee the area being developed with commercial or industrial activity at this time. He said special use events can be requested in an Agricultural Residential zones.

At this time, Mr. Sykes commented he would be willing to avoid hosting activities past 10:00 P.M. He again stated the number of times in any given month he felt an activity would be held there would be minimal.

Lynda Cash, 10 Steeple Chase Run, Franklinton

- Ms. Cash stated she lives a subdivision nearby and recalled activity when the property operated as a rodeo complex. She is concerned about the return of increased noise and traffic and said she moved to the country to enjoy peace and quiet.

Commissioner Foy made a motion to approve the special use permit for Robert and Virginia Sykes, seconded by Commissioner Dunston. The motion duly carried with all present voting "AYE."

Commissioner Mitchell left the meeting at 7:43 P.M.

5. PILOT PARK PROJECT

Twelve bids were received on April 1, 2010 for the Pilot Lions Park project. The bids ranged from \$807,650 to \$1,198,393.05. Site Solutions reviewed the bids and recommended awarding a contract to the lowest responsive, responsible bidder, S.T. Wooten Corporation, in the amount of \$819,165.

It was noted the project is primarily a site work project and according to State of North Carolina Contracting Laws, a site related license is required. The apparent lowest bidder (American Builder, Inc.) did not hold a site related license but rather and building license and therefore was not selected.

Pilot Lions Park													B I D				
Zebulon, NC													SOLUTIONS				
Bid Date: April 1, 2010 at 2:00 P.M.																	
Bid for Single Prime																	
Contractor	License No.	Bid	MWBE	Addenda				Base Bid	UP-1 Ballast Removal/ Disposal On Site	UP-2 Ballast Removal/ Disposal Off Site	UP-3 Trash Removal/ Disposal On Site	UP-4 Trash Rock Removal/ Disposal Off Site	UP-5 Additional Excavation/ Disposal On Site	UP-6 Additional Excavation/ Disposal Off Site	UP-7 Additional Import of Fill/soil/ Compact in Place	UP-8 Additional Excavation/ Fill/ Compact Fill On Site	Total Bid
				1	2	3	4										
American Builder, Inc.	44332	X	X	X	X	X	\$747,500.00	\$503.00	\$800.00	\$1,500.00	\$1,000.00	\$1,000.00	\$4,000.00	\$7,500.00	\$1,500.00	\$907,800.00	
S.T. Wooten	2835	X	X	X	X	X	\$748,400.00	\$3,000.00	\$4,000.00	\$8,500.00	\$8,000.00	\$1,500.00	\$5,000.00	\$1,700.00	\$1,700.00	\$819,165.00	
PUT Construction Co.	28668	X	X	X	X	X	\$767,589.00	\$3,000.00	\$3,700.00	\$5,000.00	\$3,700.00	\$2,000.00	\$4,000.00	\$5,000.00	\$2,000.00	\$807,650.00	
Lavler Construction Co., Inc.	18182	X	X	X	X	X	\$830,838.00	\$3,000.00	\$4,500.00	\$18,000.00	\$18,000.00	\$2,500.00	\$5,000.00	\$8,700.00	\$3,000.00	\$900,000.00	
Ashe Construction	46324	X	X	X	X	X	\$913,000.00	\$100.00	\$100.00	\$100.00	\$100.00	\$1,000.00	\$4,200.00	\$8,000.00	\$2,000.00	\$918,000.00	
H.C. Reynolds Co.	14149	X	X	X	X	X	\$904,000.00	\$8,000.00	\$7,000.00	\$8,400.00	\$9,400.00	\$4,200.00	\$7,300.00	\$10,000.00	\$7,000.00	\$919,000.00	
Burnhill Contracting Co.	3194	X	X	X	X	X	\$942,478.00	\$1,000.00	\$2,000.00	\$4,000.00	\$5,000.00	\$2,000.00	\$4,000.00	\$4,000.00	\$2,000.00	\$1,021,240.00	
Narves Contracting Inc.	63426	X	X	X	X	X	\$987,000.00	\$1,700.00	\$3,500.00	\$7,000.00	\$8,000.00	\$2,000.00	\$5,000.00	\$8,000.00	\$8,000.00	\$1,011,000.00	
River Shipyards, Inc.	62222	X	X	X	X	X	\$997,322.00	\$7,000.00	\$9,000.00	\$7,000.00	\$8,000.00	\$2,000.00	\$4,000.00	\$8,000.00	\$8,000.00	\$1,019,000.00	
C. Blake Lewis, Inc.	66880	X	X	X	X	X	\$1,068,850.00	\$4,000.00	\$8,500.00	\$5,500.00	\$8,000.00	\$5,200.00	\$7,000.00	\$4,500.00	\$3,200.00	\$1,108,841.00	
Slyde Construction, Inc.	7933	X	X	X	X	X	\$1,068,993.00	\$2,000.00	\$4,300.00	\$8,000.00	\$8,000.00	\$1,000.00	\$2,000.00	\$7,000.00	\$1,280.00	\$1,108,893.00	
Valley Crest Landscaping Dev.	96078	X	X	X	X	X	\$1,086,741.00	\$2,000.00	\$4,300.00	\$4,800.00	\$8,000.00	\$2,700.00	\$7,000.00	\$8,000.00	\$8,700.00	\$1,108,241.00	

I hereby acknowledge that this is a true and accurate tabulation of bids received for Pilot Lions Park, Zebulon, North Carolina April 1, 2010 at 2:00 P.M.

Jeff Ashbaugh, ASLA
Site Solutions
2320 West Morehead Street
Charlotte, NC 28206



Commissioner Foy inquired about the original budget for the Pilot Park project. County Manager Angela L. Harris commented the original budget was one million dollars.

Commissioner Dunston made a motion to award a contract to S.T. Wooten Corporation in the amount of \$819,165 for the Pilot Lions Park project, seconded by Commissioner Swanson. The motion duly carried with all present voting "AYE."

6. OTHER BUSINESS

In discussions regarding other business, it was noted the Solid Waste Department has been asked to formally respond to a letter from the Department of Transportation regarding the Board's recent request for turn lanes at two convenient sites in Youngsville and Pilot.

At the Board's April 5, 2010 meeting, Commissioner Foy mentioned a request from citizens for a water line provided to the Pilot area. That request will be discussed at the next Public Utilities Advisory Commission meeting at the end of April, 2010.

Regarding the Early College High School program, Commissioner Foy stated his concern that if a new building is constructed on the Franklin County Campus of Vance Granville Community College (VGCC), Early College students may eventually be forced to move elsewhere as the college grows. Mr. Randy Parker, VGCC President, will be asked to attend the May 3, 2010 Board of Commissioners meeting for more dialogue on facility needs. Chair McGhee-Young asked that a standing yearly meeting be scheduled with VGCC's Board of Trustees. She said she felt confident that had Commissioners known about VGCC's rapid growth prior to the venture with Early College, the Board would have already addressed the issue of facility needs.

7. APPOINTMENTS

Adult Care Home Community Advisory Committee

At the recommendation of Kim Hawkins, Regional Ombudsman, the Board was asked to consider reappointing Ms. Wanda Jones for an additional term, retroactive to September, 2009. If reappointed, her term would expire in September, 2012. Additionally, the Board was asked to reappoint Ms. Sadie Burnette for an additional term to expire September, 2013.

Ms. Hawkins also asked the Board to remove Ms. Eldora Perry from the committee. She asked that the open position be the "Industry Nominee" position.

Commissioner Dunston made the motion to reappoint Ms. Wanda Jones and Ms. Sadie Burnette to the Adult Care Home Community Advisory Committee and to remove Ms. Eldora Perry. The motion was seconded by Commissioner Swanson and duly carried with all present voting "AYE."

8. 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: Mrs. King reminded the Board of the meeting of the 2010 Board of Equalization and Review scheduled for April 26th at 6:00 P.M.

Commissioner Foy: Commissioner Foy commented that he attended a session on April 12, 2010 where four candidates for the position of Franklin County Cooperative Extension Director were reviewed. He inquired as to whether or not a decision had been made. County Manager Angela L. Harris stated another session is scheduled and said she expects that a recommendation will be brought to the Commissioners within a month. Commissioner Foy also stated he attended the 35th Anniversary Celebration of the Franklin County Library held April 13, 2010. He then commented that he had been contacted by citizens regarding the future of the old Franklin County Jail located on East Nash Street in Louisburg. The jail will be discussed as "other business" at the Board's

next regularly scheduled meeting. Commissioner Foy mentioned a fundraiser scheduled for April 23 and 24, 2010 that will benefit Franklin County Deputy James Williamson and Safe Space. Commissioner Foy also commented that he was unable to attend the annual update by the Department of Social Services held earlier in the evening. He stated the doors to the building were locked.

Commissioner Bunn: Commissioner Bunn was absent.

Commissioner McGhee-Young: Commissioner McGhee-Young attended the Science, Math and Technology event. She also attended the inauguration of Dr. Mark Le Branch, President of Louisburg College. She thanked Mr. Le Branch for extending an arm of collaboration to the Board of Commissioners. She also attended the annual report offered earlier in the evening by the Department of Social Services. She said she is amazed at the increase in the percentage of applications being processed since the start of the recession. She said the increase was being handled without an increase in staff.

Commissioner Lancaster: Commissioner Lancaster was absent.

Commissioner Mitchell: Commissioner Mitchell was not present during this portion of the meeting.

Commissioner Dunston: Commissioner Dunston mentioned that he attended the recent anniversary celebration of the Franklin County Library. He stated more space is needed and commented the Friends of Library Committee will be seeking public and private donations in order to construct a new library in the future. Commissioner Dunston also attended the annual report offered by the Department of Social Services. He commended the department for the services they offer oftentimes with limited resources.

Commissioner Swanson: Commissioner Swanson stated he attended the annual report of the Department of Social Services. He also stated that he serves of the Department of Social Services Advisory Board. He too commended the department as well as Director Nicki Perry for the services provided. Commissioner Swanson also attended interview sessions conducted for Franklin County Cooperative Extension Director. He commented the Board has little input in the hiring process and said a recommendation would come from North Carolina State University. Commissioner Swanson then asked the Manager to bring forward a resolution at the next meeting on May 3, 2010 honoring former North Carolina House of Representatives member Lucy T. Allen for her service to Franklin County and the State of North Carolina. Ms. Allen recently accepted an appointment by North Carolina Governor Beverly Perdue to serve on the State's Utilities Commission.

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

- Mrs. Harris attended the inauguration of Dr. Le Branch, Louisburg College President.
- She also attended a reception held recently at the County Library in Louisburg.
- Mrs. Harris stated budget meetings are underway with department heads.
- Effective July 1, 2010, she stated Franklin County Government would be responsible for Child Support Enforcement. Work has been done with the State to establish positions needed and now Nicki Perry, Department of Social Services Director, needs to move ahead with interviewing and selecting staff to be ready by July 1, 2010. Mrs. Harris said internal applications would be given first priority and consideration.

- Mrs. Harris said she recently spoke to the Pilot Lions Club.
- She also commented that a copy of the Animal Advisory Bylaws had been provided to the Board at the request of Commissioner Swanson.

Commissioner Young made the motion to recess until April 12, 2010 at 5:00 P.M., seconded by Commissioner Dunston. The motion carried unanimously and the meeting adjourned at 8:03 P.M.

Penny McGhee-Young, Chair

Kristen G. King, Clerk to the Board