

October 18, 2010

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, Vice-Chairman Sidney E. Dunston, E. Shane Mitchell, Harry L. Foy, Jr. and David T. Bunn. Commissioners Robert L. Swanson and Donald C. Lancaster were absent.

Chair McGhee asked the Board to consider adding a closed session to the agenda. Commissioner Dunston made the motion to add the closed session to the agenda, seconded by Commissioner Mitchell. The motion duly carried with all present voting "AYE."

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

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

1. CONSENT AGENDA

- A. October 4, 2010 Minutes
- B. Releases, Adjustments, Refunds, and Tax Collection Report
- C. Agrarian Growth Zone Resolution and Application Renewal
- D. Community Development Block Grant Language Access Plan
- E. Agreement for the Provision of County-Based Aging Services

Item 1-C

RESOLUTION REQUESTING AN AGRARIAN GROWTH ZONE DESTINATION

WHEREAS, Franklin County's qualification under G.S. 143B-437.10 (Article 31 Tax Credits) and G.S. 105-129.3B (William S. Lee Tax Credits) for an Agrarian Growth Zone (AGZ); and

WHEREAS, Franklin County Commissioners feel that an Agrarian Growth Zone will enhance the quality of life for the citizens of Franklin County; and

WHEREAS, Franklin County has no cities or towns with a population greater than 10,000 people; and

WHEREAS, Franklin County's census block 370690603005 has a poverty rate of 25.87% and is less than 5% of the County's total area;

NOW, THEREFORE BE IT RESOLVED that the Franklin County Commissioners do hereby request that Secretary Crisco make a written determination that the census block listed above satisfies the conditions and limitations to qualify as an Agrarian Growth Zone.

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.

No comments were offered.

3. RECOGNITION OF EMPLOYEE OF THE QUARTER

Fred H. Wheeler, Jr., Protective Services, Franklin County Sheriff's Office, was recognized and congratulated on his selection as the Employee of the Quarter ending September, 2010. Mr. Wheeler has been employed with the county since March, 2006

and selected for this recognition by a committee of his peers. Mr. Wheeler received a vacation day and a savings bond.

4. PUBLIC HEARING

Special Use Permit – Martin Marietta Materials, Inc.

The Board was asked to conduct a public hearing and consider approval of a special use permit request by Martin Marietta Materials, Inc. to relocate its stone processing plant in order to expand the existing quarry pit to an area now occupied by the processing plant. The Planning Board, by unanimous vote, recommended approval of the request. Following the public hearing, the Board was asked to utilize the special use permit checklist to assist in their decision.

Donna Wood, Senior Planner of the County's Planning and Inspections Department, provided an explanation of the request.

Chair McGhee opened the public hearing at 7:05 P.M.

Paxton Badham, P.O. Box 30013, Raleigh, NC

- Mr. Badham was sworn in by County Attorney Darnell Batton. Mr. Badham was a representative of Martin Marietta. He provided a summary of the special use permit request and submitted into the record a document entitled "Application for Special Use Permit." The document is on file in the office of the Franklin County Clerk to the Board of Commissioners. Mr. Badham stated it was recommended by the Planning Office that a special use mining permit be obtained because the recently purchased property was connected to mining property. He said mining activity is not planned on the area in question. Mr. Badham then cited conditions that will be a part of the permit.

Steve Whitt, 4821 King Post Drive, Fuquay, NC

- Mr. Whitt was sworn in by County Attorney Darnell Batton. Mr. Whitt stated he is a licensed professional engineer in North and South Carolinas and 24-year employee of Martin Marietta. He serves as Director of Environmental Services. Mr. Whitt addressed environmental impacts regarding the special use request. He said there are no compliance issues at the site with the North Carolina Division of Air Quality and said it there are no notices of violation in their files. He stated their complete history is clean. Mr. Whitt commented moving the plant over to the expansion area would not result in an increase in emissions. He said the buffers in place now would be about the same if the process is moved over to the new property. Based on his engineering and work experience for this type of industry, he concluded that air quality impacts of the property boundary and in the surrounding area as a result of this expansion, should not increase over the levels that currently exist.

Noral Stewart, 7330 Chapel Hill Road, Suite 101, Raleigh, NC

- Mr. Stewart was sworn in by County Attorney Darnell Batton. Mr. Stewart stated he is a consultant and an acoustical engineer. He addressed a noise study he completed. He stated his opinion that the sound generated from the modified quarry operations would not endanger public health or safety or result in a situation that is not in harmony with the surrounding area.

Tom Keith, 121 Cool Springs Street, Fayetteville, NC

- Mr. Keith was sworn in by County Attorney Darnell Batton. He stated he has been a real estate appraiser over 40 years. He spoke on a study he conducted regarding the impact in value caused by operation of this quarry, particularly as it applies to residential properties. He said his study showed there was no diminution of value as the quarry's boundaries were approached and said there are approximately 300 to 400 sales to support the finding. He concluded there was no impact from the quarry on adjoining residential properties.

Mr. Badham inquired about a timeframe in which to complete the project and if the timeframe could be extended. Chair McGhee asked Mr. Badham to examine the issue with Planning and Inspections Director Scott Hammerbacher who was not in attendance.

No additional comments were offered by the public.

Chair McGhee closed the public hearing at approximately 7:30 P.M.

The Board utilized the special use permit checklist to assist in their decision. Each question on the list was answered "yes" by consensus.

Commissioner Foy made a motion to approve the special use permit request, seconded by Commissioner Mitchell. The motion duly carried with all present voting "AYE."

5. ADDENDUM TO THE SOLID WASTE MANAGEMENT PLAN/SOLID WASTE DEPARTMENT ANNUAL REPORT – TONNAGE AND RECYCLING INFORMATION

The Board was asked to approve the Electronic Processing portion of the Solid Waste Plan. John Faulkner, Solid Waste Director, provided details on how the electronics will be collected and processed. Mr. Faulkner also provided an annual report including waste and recycling tonnage. Mr. Faulkner's presentation follows.

FRANKLIN COUNTY

SOLID WASTE REPORT

TONNAGE

MONTH	FY 2009-2010	FY 2008-2009	FY-2007-2008
JULY	2860.38	2879.89	3136.08
AUGUST	2538.72	2480.41	3039.29
SEPTEMBER	2556.04	2444.70	2578.82
OCTOBER	2482.95	2437.87	2777.69

TONNAGE

MONTH	FY 2009-2010	FY 2008-2009	FY 2007-2008
NOVEMBER	2332.47	2057.25	2644.36
DECEMBER	2551.16	2421.78	2618.76
JANUARY	2238.94	2112.50	3231.49
FEBRUARY	1996.75	2167.40	2837.59

TONNAGE

MONTH	FY 2009-2010	FY 2008-2009	FY 2007-2008
MARCH	2768.66	2564.32	2900.95
APRIL	2737.26	2748.35	3004.90
MAY	2589.30	2668.90	2925.33
JUNE	2801.05	2818.35	2628.08

TONNAGE

TOTAL	FY-2009-2010	FY 2008-2009	FY 2007-2008
	30,453.68	29,801.71	34,323.24

- TONNAGE**
- Highest tonnage year-FY 2002-2003-43,587.32.
 - Highest month-September 2003-4,596.41.
 - Lowest month-February 2010-1,996.75.

RECYCLING NUMBERS

Product	FY 2009-2010	FY 2008-2009	FY 2007-2008
Newspaper Magazines	237.15	322.62	481.79
Corrugated Cardboard	283.49	383.21	305.74
Mixed/Office Paper	40.45	38.79	40.48
Textiles	59.10	27.91	17.44

RECYCLING NUMBERS

Product	FY 2009-2010	FY 2008-2009	FY 2007-2008
Glass	256.47	177.87	181.64
Aluminum Steel cans	41.60	40.47	38.33
Plastic Bottles/Jugs	93.28	60.98	61.68
Mixed Plastic Cans	38.15	0.00	0.00

RECYCLING NUMBERS

Product	FY 2009-2010	FY 2008-2009	FY 2007-2008
Electronics TV/Computer	61.43	24.01	17.44
Scrap Metal	341.57	324.16	395.08
Auto Batteries	5.64 282 batteries	17.66 785 batteries	27.34 1367 batteries
Used Oil Filters Antifreeze	10801 gallons 13 drums 100 gallons	10841 gallons 0 Drums 0 gallons	18267 gallons 0 drums 0 gallons

RECYCLING NUMBERS

Product	FY 2009-2010	FY 2008-2009	FY 2007-2008
Compost	1803.64	3306.00	872.00
Tires	137.14	138.69	493.62
Pesticides	1.0	1.0	1.0

Compare

- Total recycling-3439.51 tons.
- Total Waste-30,453.68.
- 10 percent material recycled.
- Goal-15% by 2014 and 20% by 2019.

MATERIALS

Material	FY 2009-2010	FY 2008-2009	FY 2007-2008
Commercial	8923.00	8780.00	10254.00
Commercial Town	1951.00	941.00	453.00
Construction	2348.00	3146.00	6247.00
Site	13108.00	13128.00	13837.00
Residential	2795.00	3279.00	2382.00

BANNED ITEMS

- Aluminum Cans.
- Antifreeze.
- Appliances (White Goods).
- Beverage Containers-ABC Permitted Facilities.
- Corrugated Cardboard.
- Electronics-Computers/TVs (January 1, 2011).
- Lead Acid Batteries (Auto).

BANNED ITEMS

- Motor Oil and Oil Filters.
- Newspapers.
- Recyclable Plastic Bottles.
- Scrap Tires.
- Wooden Pallets.
- Yard Waste.

FUTURE PROJECTS

- Received a \$20,000 grant from NCDENR to expand the oil, oil filter, and antifreeze recycling. County adds \$4000.00.
- Law begins for electronics on January 1, 2010. Expand using current containers left from the combination of plastic bottles and cans into one container.
- Expand all recycling. Educate and Enforce.

FUTURE PROJECTS

- Growth of the convenience centers. Need more room/space.
- Take over the convenience center contract. Would need to purchase two trucks and hire one employee (WM-2649, FC-1602).
- Take over other county waste contracts.
- Hazardous Waste Collection. Collect Day or permanent site.

FUTURE PROJECTS

- Construction and Demolition recycling. Use the 109 acres next to the closed landfill.
- Meeting in December discussing the construction/deconstruction material recycling.
- Mobile Home Deconstruction.

Commissioner Foy made a motion to adopt the addendum to the Solid Waste Plan, seconded by Commissioner Mitchell. The motion duly carried with all present voting "AYE."

Mr. Faulkner invited the Board to participate in a tour of two recycle facilities on October 20, 2010 at 10:00 A.M.

6. NCDOT SECONDARY ROAD PROGRAM

Steve Winstead, District Engineer, presented the North Carolina Department of Transportation Secondary Road Program for 2009-2011. The report offered detail

regarding roads that are suggested for paving, roads in subdivisions that are suggested for paving as well as areas where right-of-way was unable to be obtained.

Mr. Winstead stated the North Carolina Department of Transportation had advertised for a public hearing on the program.

Chair McGhee then opened and closed the public hearing at approximately 8:13 P.M. with no comments offered by the public.

Although a resolution was not included in the agenda packet for Board consideration, Mr. Winstead asked the Board to form a resolution approving the program for 2009-2011.

Commissioner Mitchell made the motion to form a resolution approving the North Carolina Department of Transportation Secondary Road Paving Program for 2009-2011, seconded by Commissioner Bunn. The motion duly carried approval with all present voting "AYE."

The resolution will read as follows:

RESOLUTION BY FRANKLIN COUNTY BOARD OF COMMISSIONERS APPROVING THE NORTH CAROLINA DEPARTMENT OF TRANSPORTATION SECONDARY ROAD PAVING PROGRAM FOR 2009-2011

On motion of Commissioner Mitchell, which was seconded by Commissioner Bunn and duly carried with unanimous vote, 2009-2011 North Carolina Department of Transportation Secondary Road Program for Franklin County was approved as presented.

A true and correct copy.

7. OTHER BUSINESS

- Old Franklin County Jail: County Manager Angela L. Harris stated a presentation on the topic is tentatively planned for the Board at its November 1, 2010 meeting.
- EMS Incentive Distribution Program: Mrs. Harris stated a meeting to discuss the program is tentatively scheduled for October 28, 2010 at 6:00 P.M. at the County Administration Building.

8. APPOINTMENTS

A. Animal Advisory Board

Commissioner David Bunn was expected to make an appointment to serve on the Animal Advisory Board.

Commissioner Bunn nominated Ida Estep to serve as his representative on the Animal Advisory Board. The nomination received unanimous approval with all Board members in attendance voting "AYE."

B. Aging Committee Council of Governments

The Board was asked to consider the following appointments and reappointment to the Aging Committee Council of Governments.

- Inez Foster (reappointment / term expires December 31, 2011)
- Christine Green (appointment / term expires December 31, 2013)

- Fannie Brown (appointment / term expires December 31, 2012)
- Betsy Edwards (appointment / term expires December 31, 2013)

The Board voted unanimously to approve the appointments and reappointment of the members listed above.

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 G. King: No comments.

Commissioner Foy: Commissioner Foy reminded the Board of a fundraiser scheduled for October 23, 2010 to benefit Mr. Glen Leonard of the White Level Community who is currently battling cancer.

Commissioner Bunn: No comments.

Commissioner Dunston: No comments.

Commissioner Lancaster: Commissioner Lancaster was absent.

Commissioner Mitchell: Commissioner Mitchell commented on a recent 911 Committee meeting he attended. During the meeting, design information was brought forward by Harris Corporation (contractor of the emergency radio upgrade project) that would alter and improve the original design of the radio project. He said the MASTR V solution is expected to reduce the project from an eight-tower design to a five-tower design while decreasing costs and offering improvements/enhancements to the original proposal. He said Harris would be coming forward in the near future with a change order proposal. Commissioner Mitchell also attended a meeting at Bunn High School involving local farmers and concerned citizens. He said the meeting was conducted by staff of North Carolina Cooperative Extension for the purpose of explaining the process involved in selecting a Cooperative Extension Director in Franklin County. He said it was noted at the meeting the interview process is complete, however it has not been determined if a selection will be made in 2010 or 2011.

Commissioner Swanson: Commissioner Swanson was absent.

Commissioner McGhee: Commissioner McGhee attended a recent celebratory event held at the Triangle North Hub Site. The event highlighted the recent grant award that will be used to assist with constructing a road from Highway 401 directly to Triangle North. Commissioner McGhee also attended the grand opening of a new cancer facility in the County. She also mentioned a candlelight vigil sponsored by Safe Space. The event will honor those who have experienced domestic violence.

County Manager Angela L. Harris:

- Mrs. Harris shared photographs of recent events that occurred in the county including Senior Games, open house for the new Sheriff's Department substation in Bunn, and the grant celebration held at Triangle North Hub site.
- Mrs. Harris also mentioned the open house event held October 17, 2010 at the Board of Elections office that opened recently on Industrial Drive in Louisburg.

- Mrs. Harris commented on recent meetings with bond rating agencies. She stated she is pleased with the outcome.
- Mrs. Harris noted that one-stop early voting had begun. Early voting is now offered in Louisburg, Franklinton and Youngsville until October 30, 2010.

10. CLOSED SESSION

The Board was asked to enter into closed session pursuant to NCGS 143-318.11 (a)(3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged.

Commissioner Dunston made the motion to enter into closed session, seconded by Commissioner Mitchell. The motion carried 4 to 1, with Commissioner Foy voting "NO."

Following the closed session, Commissioner Mitchell made the motion to enter back into open session, seconded by Commissioner Bunn. The motion duly carried with all present voting "AYE."

It was announced that no action was taken.

Commissioner Mitchell made a motion to adjourn, seconded by Commissioner Dunston. The motion duly carried with all present voting "AYE" and the meeting adjourned at approximately 9:00 P.M.

Penny McGhee, Chair

Kristen G. King, Clerk to the Board