

MINUTES
CHATHAM COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING, NOVEMBER 18, 1996

The Board of Commissioners ("the Board") of the County of Chatham, North Carolina, met in regular session in the District Courtroom, located in the Courthouse Annex, Pittsboro, North Carolina, the regular place of meeting, at 7:00 P.M. on November 18, 1996.

Present: Chairman Uva Holland, Vice Chair Betty Wilson; Commissioners Margaret Pollard, John Grimes, and Henry Dunlap; County Manager, Charlie Horne; County Attorney, Robert L. Gunn; Assistant County Manager, Renee Dickson; and Clerk to the Board, Sandra B. Lee

The meeting was called to order by the Chairman at 7:07 P.M.

AGENDA

The Chairman asked if there were additions, deletions or corrections to the Agenda.

Charlie Horne, County Manager, asked that Item #9, County Engineer Selection, be deferred until the December 4, 1996 meeting.

Commissioner Pollard moved, seconded by Commissioner Wilson, to approve the Agenda with the noted request. The motion carried five (5) to zero (0).

CONSENT AGENDA

The Chairman directed the Clerk to the Board to read the Consent Agenda. Commissioner Wilson moved, seconded by Commissioner Grimes, to approve the items listed on the Consent Agenda as read by the Clerk.

1. **Minutes:** Consideration of approval of Board Minutes for Regular Meeting held November 4, 1996

The motion carried five (5) to zero (0).

2. **Request for Preliminary and Final Approval of Governors Club, Phase X, Vance Villas, Section A Revision and Section B:** Consideration of a request by Wade Barber for preliminary and final approval of Governors Club, Phase X, Vance Villas, Section A Revision and Section B consisting of 33 lots on 9.739 acres in Williams Township

The motion carried five (5) to zero (0).

3. **Child Sexual Abuse Services Contract:** Consideration of a contract with the District Attorney's Office to provide Child Sexual Abuse Services, a copy attached hereto and by reference made a part hereof.

The motion carried five (5) to zero (0).

END OF CONSENT AGENDA

PUBLIC INPUT SESSION

Hubert Oakley, 256 Oakleys Peak, Chapel Hill, NC, informed the Commissioners that Chatham County placed fourth in voter turn-out in the State; that in his precinct, there were problems with lack of sufficient parking and familiarity with the ballots; that he attended the Board of Elections meeting and was told that they have to work within the budget; that it was agreed in order to speed up the voting process, sample ballots should be sent out; that according to election laws, one voter booth should be supplied per one hundred people who qualify to vote within a particular precinct, regardless of whether or not they vote; that if the population continues to grow as it has in the past, three hundred-twenty voting booths will be needed to meet the demand. He stated that he was bringing up this concern to make the Commissioners aware of this matter for future expansion.

PLANNING AND ZONING

Public Hearing

Request for BellSouth Mobility for a Revision to the Existing Conditional Use Permit: Public hearing to receive public comment on a request by Kelly R. Davenport, Zoning Consultant for BellSouth Mobility for a revision to the existing conditional use permit (water tank) to install a telecommunications site on the water tank located on Morehead Road in Governors Club

The Chairman administered the oath/affirmation to those in attendance who wished to make public comment.

Linda Zoffer, Lot #23, Arbor Lea, Pittsboro, NC, speaking on behalf of the Arbor Lea Homeowners Association, asked why, if there was a tower built on Lystra Church Road to handle multiple technologies, do water towers need to be decorated and that if water towers serve the purpose of technology, why do extra towers have to be built?

Gray Styers, Assistant Regional Council for BellSouth Mobility informed the Commissioners that Personal Communications Services (PCS) is a family of customized wireless digital communications services and devices that allows communication anytime and virtually anywhere. He stated that BellSouth's wireless network system will work much like the cellular companies; that BellSouth's FCC license requires them to operate their system in a defined service region using designated radio frequencies; that each site must be precisely located relative to other sites; that the grid system must reflect the continuous and topography of the area and the radius of the antenna's reliable transmission; that the network dictates that a site be at this location to avoid a gap in their service to that area of Chatham County; that BellSouth is proposing to locate three panel antennas, approximately 6' x 4') on the side of the cylindrical water tank located in the Governors Club on Morehead Road; that these antenna will be painted to match the current color scheme utilized; that a concrete pad will also be located behind the water tank to accommodate the three cabinets that house the digital radio equipment; that they will landscape the area to provide a buffer for our equipment cabinets; that they will be entering into an access and utilities easement agreement with the Governors Club to gain access to this site; that the facility will not interfere with the television or radio reception in the surrounding area and will not have any impact on the provisions of the County; that it follows that the facility is compatible with adjacent properties and will not have adverse effects on these properties; that as a telecommunications site, this proposal will serve the community by fostering increased communications, thereby supporting

development in the area; that with the construction of the proposed BellSouth PCS system, customers will not only have the tools to remain competitive, but will have an unprecedented degree of convenience and value and will remain on the cutting edge of global telecommunications capability.

Gery Dorazio and **Tom Garvey** answered questions fielded by the Commissioners on behalf of BellSouth Mobility.

Richard E. Bryan, 1317 Salem Lane, Chapel Hill, NC, asked the Commissioners to deny the request based upon the fact that when he purchased his property located adjacent to the tower, he did so knowing that the tower was there and that there were restrictions placed on it; that he is not looking forward to other potential issues arising which could degrade and lower his property value. He asked the Commissioners to ask BellSouth to seek an alternate location for their tower which will not jeopardize property values or any future potential health hazards.

LOCAL LAW ENFORCEMENT BLOCK GRANT

Public Hearing

Local Law Enforcement Block Grant: Public hearing to receive public comment on the Local Law Enforcement Block Grant

- **Don Whitt**, Chatham County Sheriff, explained that the Sheriff's Department has received notice that their application for funding under the Local Law Enforcement Block Grants Program (LLEBG) has been approved in the amount of \$21,153.00; that the purpose of the LLEBG program is to reduce crime and improve public safety; that the application was submitted for the purpose of purchasing additional equipment; that in order to receive grant monies, a public hearing must be held to receive public comments regarding the proposed use of the grant under the Local Law Enforcement Block Grant in relation to its entire budget; that the Board of Commissioners set November 18, 1996 as the date on which to hold the public hearing.

There was no one who wished to make public comment.

PUBLIC WORKS

Use Less Stuff Day: Consideration of Use Less Stuff Day

Lynn Weller, explained that the second annual Use Less Stuff (ULS) Day will be held on November 21, 1996; that the idea behind ULS Day is to bring waste prevention to the forefront of public consciousness; that recycling has received its share of attention, but that reducing waste should be a first priority in a solid waste program; that reducing waste before it is created helps the environment and saves money because the cost of preventing waste is zero while the cost of landfilling can be very expensive; that November 21st marks the start of the high-waste holiday season; that in Chatham County, citizens generate 25% more waste during the holiday five-week period between Thanksgiving and Christmas; that ULS Day is sponsored by the ULS Report, as well as the Environmental Protection Agency, Keep America Beautiful, and the NC Department of Environment, Health, and Natural Resources; that many local communities around the country are using ULS Day to showcase their waste prevention programs and to sponsor events that educate people about reducing the waste they create.

She stated that through newspaper advertisements, ULS Day Posters, distribution of Junk Mail

Terminator Kits at collection centers, Christmas gift wrap swaps, eyeglass reuse boxes, teacher recycling committee initiatives, Chatham County's participation in ULS Day will demonstrate the County's support for an environmental effort that is attracting significant media attention and public support and that ULS Day will provide the Solid Waste Department with opportunities to showcase waste prevention programs and educate the public.

Commissioner Wilson moved, seconded by Commissioner Pollard, to declare November 21, 1996 Use Less Stuff Day and adopt **Declaration #96-42 Use Less Stuff**

Day, attached hereto and by reference made a part hereof, declaring November 21, 1996 as Use Less Stuff Day . The motion carried five (5) to zero (0).

BOARD OF COMMISSIONERS' MATTERS

Voting Delegate Designation for Legislative Goals Conference: Consideration of a voting delegate designation for the Legislative Goals Conference to be held on January 9-10, 1997

Commissioner Wilson moved, seconded by Commissioner Grimes, to designate Commissioner Pollard as a voting delegate to the Legislative Goals Conference to be held on January 9-10, 1997 at the Sheraton Imperial Hotel, Research Triangle Park, NC. The motion carried five (5) to zero (0).

Capital Improvement Program (CIP) Criteria and Process: Consideration of the Capital Improvement Program (CIP) Criteria and Process

Commissioner Grimes moved, seconded by Commissioner Wilson, to defer a decision on this matter until the Board Retreat. The motion carried five (5) to zero (0).

~~**County Engineer Selection:** Consideration of a selection of a County Engineer~~

The item was removed from the Agenda to be considered at a later Board meeting in December.

Chatham County Sign Moratorium: Consideration of a Chatham County sign moratorium

Commissioner Wilson moved, seconded by Commissioner Pollard, to schedule a public hearing concerning the sign moratorium and ordinance for the December 16, 1996. The motion carried five (5) to zero (0)..

MANAGER' S REPORTS

The County Manager informed the Commissioners of the following:

Commissioner Board Retreat

1) The Manager reminded the Commissioners of the Board Retreat to be held on November 19-20, 1996 at Governors Club, beginning at 9:00 AM until 5:00 PM.

Manager's Evaluation:

2) The Manager asked for a six-months review of his work with the Commissioners by the Board

to be held at either the retreat or sometime in December.

COMMISSIONER'S REPORTS

Commissioner Grimes reminded the Board that he serves on the Transportation Advisory Committee for TAC; that TAC has instituted a plan to have a Citizens Advisory Committee (CAC); that they have recommended that Chatham County be allowed two seats on this committee; that applications have been sent to those who requested them; that applications have arrived and Chatham County had two individuals appointed to the committee; that one appointee was Charles Anderson and the other was Mr. Hines.

Commissioner Grimes read a letter from Mr. Anderson to the Transportation Advisory Committee, addressed to Tim Saunders, stating that as a result of his election as a District Court Judge, he would be unable to participate in governmental, policy-making

committees or bodies. He stated that he was withdrawing his application to serve on the Citizens Advisory Committee.

Commissioner Grimes informed the Commissioners that the application deadline to serve on the CAC has passed; that the only two people submitting applications for service on this committee were Mr. Anderson and Mr. Hines; that he has been in contact with Mr. Bill Lowry from the north Chatham area, who has agreed to serve on the CAC and is in the process of filling-out an application. He asked that a letter be written to the Chairman of the TAC requesting that Mr. Lowry, because of his broad knowledge in that area, be accepted as the second member to the CAC for planning for future transportation needs.

Commissioner Grimes moved, seconded by Commissioner Pollard, that a letter be written to the Chairman of the Transportation Advisory Committee requesting that Mr. Bill Lowry be allowed to serve on the Citizens Advisory Committee for Chatham County in lieu of Mr. Anderson. The motion carried five (5) to zero (0).

ADJOURNMENT

- Commissioner Wilson moved, seconded by Commissioner Pollard, that there being no further business to come before the Board, the meeting be adjourned. The motion carried five (5) to zero (0), and the meeting was adjourned at 8:10 P.M.

Uva R. Holland, Chairman

ATTEST:

Sandra B. Lee, Clerk to the Board

Chatham County Board of Commissioners