

**MINUTES**  
**CHATHAM COUNTY BOARD OF COMMISSIONERS**  
**REGULAR MEETING, AUGUST 16, 1999**

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The Board of Commissioners ("the Board") of the County of Chatham, North Carolina, met in the District Courtroom, located in Pittsboro, North Carolina, at 7:00 P.M. on August 16, 1999.

Present: Chair Rick Givens; Vice Chair Uva Holland; Commissioners Margaret Pollard, Carl Outz, and Gary Phillips; County Manager, Charlie Horne; County Attorney, Robert L. Gunn; Assistant Manager, Reneé Dickson; Finance Officer, Vicki McConnell; and Clerk to the Board, Sandra B. Lee

The meeting was called to order by the Chairman at 7:15 PM.

**AGENDA**

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

The County Manager asked that Item #7 Department of Social Services Contract for transportation services be deferred until the next meeting and Item #9 Presentation of the Distinguished Financial Award be deferred until a later date.

He asked that consideration of a bid acceptance for a backhoe for the Utilities Division be added to the Agenda as Item #9; that revision to the subordination agreement that Counsel will discuss as Item #9A; and that a contract for the courthouse clock be added as Item #9B.

Commissioner Outz asked that Item #8, consideration of a request for approval to accept grant funds in the amount of \$20,000 for the Cooperative Extension Service be moved to the Regular Agenda.

Commissioner Phillips asked that Item #6, Chatham County Design Guidelines be moved to the Regular Agenda for discussion.

Commissioner Outz moved, seconded by Commissioner Phillips, to approve the Agenda with the noted requests. The motion carried five (5) to zero (0).

**CONSENT AGENDA**

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

1. **Minutes:** Consideration of approval of Board Minutes for regular meeting held August 2, 1999 and Minutes for Work Session held August 2, 1999

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

2. **Annual Settlement:** Consideration of a request for approval of Tax Collector's annual settlement, attached hereto and by reference made a part hereof.

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

3. **Order of Collection to Tax Collector:** Consideration of a request for approval of Order of Collection to Tax Collector, attached hereto and by reference made a part hereof.

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

4. **Charging Off 1989 Bills:** Consideration of a request to charge off 1989 bills, a copy attached hereto and by reference made a part hereof.

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

5. **Preliminary Approval of Bobcat Point Subdivision, Phase III:** Consideration of a request by Ricky Spoon for subdivision preliminary approval of "**Bobcat Point Subdivision, Phase III (Lots 40-71)**" consisting of 30 subdivision lots on approximately 161.50 acres, off SR #1558 (Henderson Tanyard Road) and SR #1559 (Emerson-Cook Road) in Hadley Township

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

- ~~6. **Chatham County Design Guidelines:** Consideration of Chatham County Design Guidelines for information purposes only~~

This item was moved to the Regular Agenda for Commissioner comments.

- ~~7. **Department of Social Services Contract:** Consideration of approval of a contract for transportation services with the Department of Social Services~~

This item was deferred until the next meeting.

- ~~8. **Grant Acceptance for Cooperative Extension Service:** Consideration of a request for approval to accept grant funds in the amount of \$20,000 to be used by the Chatham County Cooperative Extension Service to conduct a 4-H Career Jamm Program~~

This item was moved to the Regular Agenda.

## END OF CONSENT AGENDA

- Chatham County Design Guidelines:** Consideration of Chatham County Design Guidelines for information purposes only

Commissioner Phillips commended the committee who assembled the Chatham County Design Guidelines. He stated that he feels that it is a good step in the right direction; that he particularly appreciates the parking guidelines and consolidating of landscaping buffering and screening of commercial facilities; and that he is particularly interested in site-mapping and site-inventory so that valuable things are preserved whenever they are used for large projects.

A copy of the Chatham County Design Guidelines are attached hereto and by reference made a part hereof.

**Grant Acceptance for Cooperative Extension Service:** Consideration of a request for approval to accept grant funds in the amount of \$20,000 to be used by the Chatham County Cooperative Extension Service to conduct a 4-H Career Jamm Program

Commissioner Pollard stated that according to the agenda abstract, a cash match was required for young people over 16 years of age, yet it was designed for much younger children. She asked if the staff understands that there will be no children in that age category.

Staff stated that it was their understanding that the Cooperative Extension Service was not asking for a match of County funds, but that there are no children over 12 years of age.

Commissioner Holland moved, seconded by Commissioner Pollard, to accept grant funds in the amount of \$20,000 to be used by the Chatham County Cooperative Extension Service to conduct a 4-H Career Jamm Program. The motion carried five (5) to zero (0).

### **PUBLIC INPUT SESSION**

**Barbara Oslund**, 114 Holly Glenn Road, Pittsboro, NC, stated that she had signed up to speak with regard to the Recreation Master Plan. She stated that because this item was placed on the agenda and that she realized she would not be able to speak on it, she wanted to say that she was in favor of the plan.

### **PUBLIC WORKS**

**Bid Acceptance for Backhoe for Utilities Division:** Consideration of a request for approval of a bid award to Gregory Poole for a backhoe for the Utilities Division

Commissioner Phillips moved, seconded by Commissioner Pollard, to approve the bid award to Gregory Poole in the amount of \$68,898.00 for a backhoe for the Utilities Division. The motion carried five (5) to zero (0).

### **SUBORDINATION AGREEMENT**

**Subordination Agreement:** Consideration of a request to approve Subordination Agreement/A. Garry Snook-Performance, Inc.

Commissioner Pollard moved, seconded by Commissioner Holland, to approve the Subordination Agreement/A. Garry Snook-Performance, Inc., attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

### **PLANNING DEPARTMENT**

**Community Development Block Grant Bid Awards:** Consideration of a request to award bids for the Community Development Block Grant, FY 97 project

Commissioner Pollard moved, seconded by Commissioner Holland, to award the bid for

demolition of the four (4) substandard housing units to R & W Demolishing in the amount of \$18,000.00 and to award the bid for the installation of three (3) septic systems to Randy Cheek in the amount of \$14,700. The motion carried five (5) to zero (0).

Commissioner Pollard asked that the guidelines for future Community Development Block Grant Awards be given to the Board for study.

**Set Date for Public Hearing on University Lake** Consideration of a request to set a date on which to hold a public hearing to receive public comments on the rezoning of the University Lake Watershed

Commissioner Phillips moved, seconded by Commissioner Outz, to hold a public hearing on September 20, 1999 to receive public comments on the rezoning of the University Lake Watershed. The motion carried five (5) to zero (0).

## **RECREATION DEPARTMENT**

**Parks and Recreation Master Plan:** Consideration of a public presentation of 75% Parks and Recreation Master Plan

Tracy Burnett, Chatham County Recreation Director, introduced Dave Malcolm, Project Manager, who reviewed Recreation Master Plan conducted by Hayes, Seay, Mattern and Mattern (HSMM). He stated that the survey, site visits and evaluation, self-assessment survey, map workshop and 75% of the draft master plan is now complete; and that the master plan includes the following information:

|            |  |
|------------|--|
| Section 1  | Comprehensive plan purpose statement   |
| Section 2  | Demographic and Sociological factors of Chatham                              |
| Section 3  | Evaluation of current and projected physical factors                         |
| Section 4  | Inventory and evaluation of existing and potential recreation and park sites |
| Section 5  | County parks and recreation services and funding                             |
| Section 6  | County survey  |
| Section 7  | Public input   |
| Section 8  | Parks and recreation planning and programming guidelines                     |
| Section 9  | Parks and recreation policy and standards                                    |
| Section 10 | Unmet needs  |
| Section 11 | Action plan  |
| Section 12 | Appendix   |

He stated that copies of the 75% plan will be placed in the Recreation Department and the County Manager's Office; and that the remaining schedule of the master plan is as follows:

|                    |   |
|--------------------|---|
| September 15, 1999 | 100 % master plan draft to the steering committee |
| September 29, 1999 | Reviews and comments of 100% master plan          |
| October 18, 1999   | Public presentation of 100% master plan           |

He further stated that final copies will be stationed in the Recreation Department, County Manager's Office, and the three public libraries.

## **BOARDS AND COMMITTEES**

**Jury Commissioner Appointment:** Consideration of a request to appoint a member to the Jury Commission

Commissioner Holland moved, seconded by Commissioner Outz, to appoint Gennieve Parker, 236 Caley Wilson Road, Apex, NC, to the Jury Commission. The motion carried five (5) to zero (0).

## **BOARD OF COMMISSIONERS MATTERS**

**Resolution Authorizing the filing of an Application for Approval of a Financing Agreement:** Consideration of a request to approve a **Resolution Authorizing the Filing of an Application for Approval of a Financing Agreement Authorized by NC General Statute 160A-20**

Commissioner Holland moved, seconded by Commissioner Outz, to approve **Resolution #99-23 Authorizing the Filing of an Application for Approval of a Financing Agreement Authorized by NC General Statute 160A-20**, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

### **Declaration of Official Intent to Reimburse:**

Commissioner Pollard moved, seconded by Commissioner Outz, to approve the Declaration of Official Intent to Reimburse, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

**Budget Calendar for FY 2000-2001:** Consideration of a request for approval of budget calendar for FY 2000-2001

Commissioner Outz moved, seconded by Commissioner Pollard, to approve the FY 2000-2001 Budget Calendar as proposed by the staff and to include assurance that advisory boards are involved in the budget process, and that as part of the Commissioners' Retreat, ways to save the County money are explored. The budget calendar is attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

## **MANAGER' S REPORTS**

The County Manager had no reports to present, but thanked the Board for their hard work during the afternoon work session.

## **COMMISSIONERS' REPORTS**

### **Environmental Health Issue:**

Commissioner Phillips stated that he had met several times with the Environmental Health Department to discuss environmental health issues; that his meeting the prior week dealt more with

visions than problems; that one thing that came up and will need to be addressed in the future is that of permitting septic systems; that one problem area that is a deep concern is that of permitting lots under two acres in size on which there is an inadequate repair area; that certain soils that are approved for septic will last for one or two decades; that there is one area in northern Chatham that has a septic failure rate of approximately 35-45%; that Environment Health is very concerned about this issue; that the only option they have is the very expensive option of basically taking out all of the soil and replacing it with all new soil and building an entirely new system; that this is hard for homeowners to take; that they have asked that the Board seriously consider restricting subdivisions on well and septic to no less than two acres in size which will assure that if the septic area fails, there will still be enough area left for a repair area in the future without having to do some of the extraordinary things which are having to be done now.

#### **East Chatham/North Chatham Rescue Squad:**

Commissioner Outz stated that he still receives calls with regard to the East Chatham/North Chatham Rescue Squads being audited and that the SBI is looking into the missing funds.

#### **JOCCA:**

Commissioner Outz moved, seconded by Commissioner Givens, to send a letter to Federal and State Legislators to review JOCCA's audit with regard to misspent funds in the amount of approximately \$400,000.00. The motion carried three (3) to two (2) with Commissioners Pollard and Phillips dissenting. A copy of the letter is attached hereto and by reference made a part hereof.

#### **Chatham County Board of Education:**

Chairman Givens voiced concern with regard to the progression of negotiations by the Chatham County Board of Education for land acquisition for the proposed school in North Chatham. He asked that a letter be sent detailing the displeasure of the Board of Commissioners with regard to this issue.

Commissioner Pollard moved, seconded by Commissioner Outz, to send a letter to each member of the Chatham County Board of Education and School Superintendent, Dr. Larry Mabe, detailing the displeasure of the Board of Commissioners with regard to their proceeding with plans for land acquisition without the involvement and the cooperation of the Board of Commissioners. The motion carried five (5) to zero (0). A copy of the letter is attached hereto and by reference made a part hereof.

#### **Immigration and Naturalization Service (INS):**

Commissioner Givens asked for support from the Board requesting that immigration enforcement officials review current enforcement actions in Chatham County and outline a plan for future enforcement with regard to illegal immigrants.

Commissioner Givens moved, seconded by Commissioner Pollard, to send a letter to State and Federal representatives asking for increased enforcement of illegal immigrants in Chatham County by the Immigration and Naturalization Service. The motion carried five (5) to zero (0). A copy of the letter is attached hereto and by reference made a part hereof.

**ADJOURNMENT**

Commissioner Outz 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 8:40 PM.

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Rick Givens, Chairman

ATTEST:

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Sandra B. Lee, Clerk to the Board  
Chatham County Board of Commissioners