

MINUTES
CHATHAM COUNTY BOARD OF COMMISSIONERS
REGULAR MEETING
NOVEMBER 03, 2008

The Board of Commissioners (“the Board”) of the County of Chatham, North Carolina, met in the Agricultural Building Auditorium, 45 South Street, located in Pittsboro, North Carolina, at 9:00 AM on November 03, 2008.

Present: Chairman George Lucier; Vice Chair, Mike Cross; Commissioners Patrick Barnes, Carl Thompson, and Tom Vanderbeck, County Manager, Charlie Horne; County Attorney, Jep Rose; Assistant County Manager, Renee Paschal; Finance Officer, Vicki McConnell; and Clerk to the Board, Sandra B. Sublett

INVOCATION AND PLEDGE OF ALLEGIANCE

Commissioner Thompson delivered the invocation after which Chairman Lucier invited everyone present to stand and recite the Pledge of Allegiance.

CALL TO ORDER

The meeting was called to order by the Chairman at 9:08 AM.

AGENDA AND CONSENT AGENDA

Commissioner Vanderbeck moved, seconded by Commissioner Thompson, to approve the Agenda and Consent Agenda as follows:

1. **Minutes:** Consideration of a request for approval of Board Minutes for regular meeting held October 20, 2008 and work session held October 20, 2008

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

2. **Funds Acceptance for Health Department:** Consideration of a request to accept TANF Out-of-Wedlock Birth Prevention funds in the amount of \$4,494 awarded to the Health Department

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

3. **Funds Acceptance for Health Department:** Consideration of a request to accept Family Planning funds in the amount of \$848.00 awarded to the Health Department

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

4. **Purchase of Vehicles for the Sheriff’s Office:** Consideration of a request to authorize the purchase of fourteen vehicles from Ilderton Dodge on State Contract #070B in the amount of \$287,252.00

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

5. **Industrial Facilities and Pollution Control Authority Appointments:** Consideration of requests to appoint the following to the to the Industrial Facilities and Pollution Control Authority:

Bruce Alexander by Commissioner Vanderbeck
Bill Sommers by Commissioner Cross

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

6. **Human Relations Committee Appointment:** Consideration of a request to appoint Scott Ford to the Human Relations Committee by Commissioner Thompson
The motion carried five (5) to zero (0).

7. **Memorandum of Understanding:** Consideration of a request to approve the Memorandum of Understanding between Chatham County and EMPOWERMENT, Inc., attached hereto and by reference made a part hereof.

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

END OF CONSENT AGENDA

PUBLIC INPUT SESSION

There was no one present who wished to make public comments.

BOARD OF COMMISSIONERS' MATTERS

Employee of the Month: Presentation of November Employee of the Month

Carolyn Miller, Chatham County Human Resources Director, stated that the November Employee of the Month is Deputy Sandra Ross of the Chatham County Sheriff's Office; that her entry into law enforcement was a little different; that she was working with the Lee County School System as a maintenance person and wanted to have a greater impact on children, saw this as a great opportunity, worked as she went to BLET, and came to Chatham County directly from school; that Deputy Ross started as the School Resource Officer at Horton Middle School; and that she has a great rapport with the principal, teachers, parents, and students.

Ms. Miller read comments from coworkers who nominated her for Employee of the Month as follows:

"Deputy Ross is one of the most unselfish and genuine people I have ever met. Her entry into law enforcement was a bit unorthodox. She was working as a maintenance person for the Lee County School System. Although she enjoyed her job and her interaction with the students, she felt there had to be a way she could make a bigger impact on children. She enrolled in BLET (basic law enforcement training) at night, working during the day. Upon graduation, her goal was to serve as a school resource officer—fulfilling that goal to be a role model for students.

Deputy Ross began work with the Chatham County Sheriff's Office after her graduation in October 2006, and has been a ray of sunshine ever since. She has a great rapport with students, parents, and teachers. She is also a DARE officer, and takes a personal interest in every student that graduates from that program. She is always willing to work overtime and be called in for special events.

One of Deputy Ross' most valuable assets is her positive attitude, which affects everything she does, and everyone she works with. Her motivation for a career in law enforcement remains true and at the forefront all the time. She is a great example of what public service really means."

Chairman Lucier echoed Ms. Miller's sentiments stating that just with his daughter's experience, anytime there is a school activity in which Deputy Ross participates or initiates, it is done in such a way that the students have a good time and are safe and secure. He stated that he was an appreciative commissioner and an appreciative parent.

Installment Purchase Contract with RBC: Consideration of a request to adopt Resolution of the Board of Commissioners of the County of Chatham, North Carolina, Authorizing the Negotiation of an Amended and Restated contract and Providing for Certain Other Related Matters Thereto

Vicki McConnell, Finance Officer, explained that the Board of Commissioners needs to adopt a resolution authorizing the negotiation of an installment purchase contract in the

amount of \$10,000,000 with RBC to purchase the Performance Building and make renovations and additions to Northwood High School. She stated that after discussions with RBC, it was determined that RBC provided the best terms and interest rates for the installment purchase; that the term will be 20 years with interest rates, still not finalized, but not to exceed 4.8%; that the resolution is an amended and restated contract because we are combining it with our first borrowing for the \$14,500,000 water line extensions; that debt service on the \$6,000,000 for the Northwood High School addition will be paid for from Impact Fees; that debt service on the \$4,000,000 for the Performance Building will be budgeted annually in the general fund; that this payment will be offset by rent received from current tenants and a reduction in rent paid by the County when current leases expire.

Commissioner Thompson moved, seconded by Commissioner Vanderbeck, to adopt **Resolution #2008-62 of the Board of Commissioners of the County of Chatham, North Carolina, Authorizing the Negotiation of an Amended and Restated Contract and Providing for Certain Other Related Matters Thereto**, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

Commissioner Vanderbeck asked to amend the resolution to read that the public hearing be held in the District Courtroom instead of the Agricultural Building Auditorium as stated.

Commissioner Thompson accepted the amendment to the motion to change the location of the meeting. Commissioner Vanderbeck seconded the motion. The motion carried five (5) to zero (0).

Commissioner Barnes moved, seconded by Commissioner Cross, to hold a public hearing on the installment purchase at their November 17, 2008 Board of Commissioners' meeting. The motion carried five (5) to zero (0).

Interlocal Agreement Between Chatham County and the Southeast Water District: Consideration of a request to adopt Resolution Approving an Interlocal Agreement and Making Certain Findings and Determinations in Connection Therewith

Chairman Lucier stated that the Board needs to consider and take action on a resolution (the "*Resolution*") that approves the form of an Interlocal Agreement dated November 3, 2008 (the "*Interlocal Agreement*") between the County of Chatham, North Carolina (the "*County*") and the Southeast Chatham Water District (the "*District*") through which the County has agreed to lend the District funds to finance various improvements to water service in the southeastern portion of the County.

Commissioner Barnes moved, seconded by Commissioner Thompson, to adopt **Resolution #2008-63 Approving an Interlocal Agreement and Making Certain Findings and Determinations in Connection Therewith**, attached hereto and by reference made a part hereof. The motion carried five (5) to zero (0).

PLANNING AND ZONING

Preliminary Plat Approval of "The Parks at Meadowview, Phase 2": Consideration of a request by The Parks at Meadowview, LLC for subdivision preliminary plat approval of "The Parks at Meadowview, Phase 2", consisting of 182 lots on 173 acres, located off Old Graham Road, SR #1520, Center Township

Keith Megginson, Planning Director, explained that this item was continued from the last Board of Commissioners' meeting; that The Parks at Meadowview was approved in 2005 and is subject to the 1994 Watershed Protection Ordinance requirements; that at the time of initial approval the property was located in an unzoned portion of Chatham County; that the property is now zoned RA-40; that the project was approved as a Planned Unit Development to allow for clustering of lots to include lots ranging in size from 5000 square feet to 40,000 square feet allowing for approximately 475 acres total of open space / 60% of the total acreage; that the open space is to include meadows, amenities and natural buffer zones for wildlife habitats; that the development is located south of the Chapel Ridge development and is property that had been managed for timber production in the past; that the project is proposed to have two entrances, one on NC #87 that will require turn lanes and one off SR

#1520, Old Graham Road; that approvals for the turn lane(s), public road section (from Highway #87 North to the round-a-bout in Chapel Ridge) and the commercial driveway permits have been issued by NCDOT in the previous approvals listed below.

Mr. Megginson's written comments are as follows:

"A copy of the sketch design notes for "Meadowview" can be found on the Planning Department web page for year 2005. Previous Board actions are as follows:

May 16, 2005: Board of County Commissioner sketch design approval of "Meadowview", consisting of 715 lots. A development schedule was submitted and is attachment 4 above.

May 15, 2006: Board of County Commissioner approval of a revision to "The Parks at Meadowview" Planned Unit Development to *add approximately 155 acres (Harris Tract) to the PUD and to increase the total number of residential units by 139 to a total for the entire PUD of 739.*

September 18, 2006: Board of County Commissioner subdivision final plat approval of Phase One-A, consisting of 97 lots on 145 acres.

November 20, 2006: Board of County Commissioner subdivision final plat approval of Phase One -B, consisting of 72 lots on 110 acres.

September 24, 2007: Board of County Commissioner subdivision preliminary and final plat approval of Phase 2A, consisting of 61 lots on 34 acres. *The developer has not recorded this final plat at this time and is including Phase 2A in this submittal* A condition of approval of Phase 2A by the Board of County Commissioners was "Any required environmental monitoring report shall be provided to the local County office of the Health Department and to the Environmental Review Board."

Attachment # 2, E-mail from Nick Robinson, Attorney, dated September 2, 2008, addresses the reason that the preliminary / final plat for Phase 2-A was not recorded. Phase 2A, consisting of 61 lots was to be sold to a separate builder. This did not happen and the developer is now requesting Phase 2A be incorporated back into Phase 2 which is in conformance with the original sketch design plan and within the development schedule.

The developer is requesting preliminary plat approval for Phase 2 consisting of 182 lots on 173 acres. Lots are to be accessed internally by private roads to be built to the NCDOT standards. The shared entrance off Highway #87 North for Chapel Ridge and The Parks at Meadowview will be constructed to public; state maintained standards up to the clubhouse round-a-bout in Chapel Ridge. Note #15 on the Phase 2 preliminary plat incorrectly states "All roads to be *public* and built to NCDOT standards and specifications. This note will be changed on the final plat to read "All roads to be *private* and built to NCDOT standards and specifications". Other agency reviews and approvals as required for preliminary plat review have been received as follows:

NCDWQ	Pressure Sewer Extension	June 12, 2007
NCDENR	Authorization to Construct Water Main Extension	March 13, 2007
CHATHAM COUNTY	Erosion Control Letter of Approval	April 25, 2007

The above permits may be viewed on the Planning Department web site at www.chathamnc.org, then click on Departments and Programs, Planning, Rezoning and Subdivision Cases, 2008, The Parks at Meadowview, Phase 2. The internal water and sewer systems are private and are provided by Aqua North Carolina. Wastewater is treated at the Buck Mountain Wastewater Treatment Plant to a tertiary level and effluent will be discharged by a spray irrigation system on both the Chapel Ridge golf course and meadows within Meadowview residential community. On July 31, 2007 Michael S. Harwood, P. E., with Aqua North Carolina, stated that "Aqua North Carolina has adequate water and sewer

capacity available to serve and will provide service to the anticipated population of Phase 2 of the Parks at Meadowview.

The Chatham County Emergency Operations Office has approved the road names 'Parkway Drive', 'Adventure Lane', 'Discovery Drive', 'Pine Straw Place', 'Eagles Nest Loop', 'Grassy Knoll Court', 'Misty Glen Lane', and 'Daisy Drive'.

Stream buffers within a WS-IV-Protected Area under the 1994 Watershed Protection Ordinance were required to be a minimum of 50 feet in width measured from the top of bank landward, however, the developer has provided a 100-foot stream buffer per side, measured from the top of the bank landward, along streams shown on the US Geological Survey as intermittent or perennial.

Nick Robinson, attorney for the developer, notified Mr. Robert Logan, Superintendent of Chatham County Schools, on July 11, 2008 of the development proposal and requested any comments regarding the roadways. Staff has not received any comments.

There were four conditions of sketch design approval as follows:

1. Prior to submittal of the preliminary plat for review, the feasibility of access to the properties of Alston, Harris, Holt and Lutterloh shall be evaluated. *Lots within Phase Two are all interior to the subdivision; therefore, this condition does not apply to this phase.*
2. Due to the possibility that Chatham County may add this subdivision to its distribution system, the development must exceed Heater Utilities specifications and meet Chatham County's specifications as required in Chapel Ridge regarding the materials used in water main materials and installation. *This condition has been deleted per a resolution to the Chatham County Water Policy adopted by the Board of County Commissioners in August, 2006. Resolution #2006-41.*
3. Detailed stormwater plans shall be provided and approved by the County prior to preliminary approval. *The engineered stormwater plans were submitted to the County Planning staff on April 6, 2007. Said plans were forwarded to the County Public Works Director. The County does not enforce stormwater regulations but relies on the consulting engineer's certification of the plans. Per Joe Faulkner, RLA, CE Group, Inc., the stormwater devices are designed to capture the first 1" of rainfall rather than 0.5" as currently required by the Subdivision Regulations.*
4. Any required environmental monitoring reports shall be provided to the local County office of the Health Department. *This condition will be complied with as the project continues.*

During discussion of condition number 4, the Board of Commissioners asked about monitoring required of Chapel Ridge Subdivision. The Parks at Meadowview and Chapel Ridge both use water and sewerage services provided by Aqua NC. The wastewater treatment plant is located on property that is located within Chapel Ridge and the spray irrigation system is located within both developments. Chapel Ridge was approved with a condition number 5, that reads as follows: "The State required environmental monitoring reports shall be provided to the Chatham County Public Library." The library was chosen as the location to provide more citizen access than regular County office hours. Chapel Ridge has provided reports to the library. The library periodically disposes of materials in the Chatham County section so only the 2008 report is there. Paper maps showing the locations of the monitoring stations are included in your agenda packets. Chapel Ridge and The Parks at Meadowview are being developed by separate development companies. Nick Robinson the attorney for The Parks at Meadowview was requested to find out if the State required environmental monitoring within said development and is so if said reports were provided to the local County Health Department. Mark Ashness the engineer on the project with the CE Group has informed Nick that the State does not require baseline monitoring for reclaimed waste water irrigation except for golf courses or nurseries where an integrated pest management program is in use. The meadows within the Parks at Meadowview do not meet

this stipulation; therefore no baseline monitoring is required. There is no spray irrigation of reclaimed waste water within this development so no other monitoring is available. Therefore the applicant meets the requirement of the condition addressing waste water monitoring.

The Board has 60 days from September 15th to make a decision on the request or it is approved as submitted by default according to the Subdivision Regulations. Therefore the Board has until November 14. The regular scheduled Board meeting before said deadline is November 3.

The plat displays the necessary information and meets the requirements of the Subdivision Regulations with the required approvals of other agencies The Planning Department and Planning Board (by unanimous vote) recommend granting approval of the road names 'Daisy Drive', 'Parkway Drive', 'Adventure Lane', 'Discovery Drive', 'Pine Straw Place', 'Eagles Nest Loop', 'Grassy Knoll Court', and 'Misty Glen Lane', and recommends granting preliminary plat approval of Phase 2, consisting of 182 lots with the following two (2) conditions:

1. Verify with NCDOT the width and length required for 'public drainage easements'.
2. Any required environmental monitoring report shall be provided to the local County office of the Health Department and to the Environmental Review Board".

The Planning Director explained that the projects are by separate developers.

Chairman Lucier asked if the common wastewater treatment plant will spray the treated wastewater primarily on the golf course.

Mr. Megginson stated that that was a separate entity altogether which is licensed by the NC Utilities Commission, but the treatment system will spray both on the golf course and on The Meadows.

Chairman Lucier stated that the golf course would not know the difference whether it was coming from Chapel Ridge or The Parks at Meadowview; that all it knows is that it is going to get treated water sprayed on it; that it would seem to him, that what they talked about last time, is directly relevant; that the levels of various nutrients and pathogens that are monitored through the Chapel Ridge application are also relevant to what will be added to it from The Parks at Meadowview because the land itself won't know the difference.

Mr. Megginson explained that once it goes in the treatment plant, it doesn't separate the wastewater; however, that is an assumption because with today's technology, it may be coded.

Chairman Lucier asked the wastewater treatment capacity of the treatment plant when The Parks at Meadowview and Chapel Ridge are built-out, how many houses are currently there, and what proportion of the build-out has already occurred.

Mark Ashness, with CE Group, stated that looking at the last monitoring report to September, 2008, it looks like the average daily flow was 12,344 gallons combined; that he thinks the only thing that is operational at The Parks is the sale center and that he is unsure of how heavily it is staffed at present; that he thinks the answer is that the 12,344 gallons average per day is coming 99.9% from the Chapel Ridge homes; that he thinks that there may be 40-50 homes there; that the flow rate trending underneath what the permitted rates would be per home which they found to be typical in any project; that the golf club house is up and running which contributes a little more wastewater during the busy golf season.

Chairman Lucier asked if it was only about 3-4% of build-out. Mr. Ashness replied, yes, something like that and that the plant was built in its entirety; that it is a concrete plant; that it was built for the full half million gallons; that a lot of times when they do wastewater plants, they may be done in two or three phases (i.e. Carolina Meadows); that the Chapel Ridge plant was built at a half million gallons on the first day; that they have to scale the

plant down and cut down some of the chambers to handle low flow; and that that is probably their biggest challenge, dealing with such a low flow at such a large plant.

Chairman Lucier asked, for the sites that are monitored, if there are basically small streams in those stormwater collection devices on the golf course. Mr. Ashness stated that there are water quality structures that are either in the rear of some yards or on the golf course but that the monitoring that they speak about or to which Mr. Megginson referred, is dealing directly with the golf course management; that there are some grab samples done on Dry Creek above the project and a lot of farming communities to the west of the project on Dry Creek; that you try to sample before the water enters the project and then sample downstream of the project as well; that there are some tributaries that feed into Dry Creek; and that the golf course predominately drains to the north.

Chairman Lucier asked if the stormwater areas were monitored. Mr. Ashness replied that the stormwater areas are monitored on a quarterly to a semi-annual basis just for the basic maintenance applications of those devices.

Chairman Lucier asked if they were monitored for nitrogen, phosphorus, and pathogens, etc. Mr. Ashness stated that those devices are upstream of buffers and then there are grab samples done in the buffer channels.

Chairman Lucier asked if the stormwater features had not been monitored for nutrients and pollutants. Mr. Ashness stated that there were no grab samples in the structure, but the monitoring points are below the stormwater structures; that when there is a rain event, and if they monitor after a rain event, the water goes through the structure, falls in the buffer, and there are grab samples done.

Chairman Lucier asked if they knew what was accumulating in the stormwater structures. Mr. Ashness stated that he didn't know personally, but the purpose of the structures are to have solids and materials settle-out; that they are like sinks; that there are probably 40-50 of them on the Chapel Ridge project. Chairman Lucier stated that they would want to know, especially on the golf course area, where there might be insecticides used and treated wastewater, what was in them; that building up to the extent that there might be potential problems.

Mr. Ashness stated that he was not a superintendent, but he did know, that as part of their internal plan, the integrated test management plan, they do take tissue samples of various spots on the course; that what they are checking is the amount of nitrogen and phosphorous levels that are happening; that some of that comes inherently through wastewater which has been treated; and that some of it comes from what the superintendent applies.

Chairman Lucier replied that none of that was in the report. Mr. Ashness stated that he had not looked at that report. Chairman Lucier stated that in the 2007 report, the only thing that appears to be in it is the various streams. He asked that when Mr. Peacock prepares future reports, it would be helpful to have an acronym list at the end. Mr. Ashness stated that he would be glad to pass that along.

Chairman Lucier stated that it says in the report, that the fecal coliform levels are exceeded; that there are exceeded State water quality level standards for all locations (2007); that for winter and fall months, for two locations and in the summer months (July); that it goes on to say that these locations had similar findings in 2004, 2005, 2006; that those reports were turned in at one time but he did not have access to them because they have disappeared from the library. Mr. Megginson replied that they had copies.

Chairman Lucier replied that the 2007 report does not indicate what the levels were; and that he was unable to judge for himself.

Mr. Ashness replied that in the coliform, there was a specific count from wastewater treatment standpoint; that it has been his experience from working on various projects, that the fecal coliform is always higher in streams because of the wild life and other things that are unchecked that get into streams; and that it has always been his experience that streams always have a higher fecal chloroform level than the reclaimed water.

Chairman Lucier asked if he was saying that it was coming from wild animals. Mr. Ashness stated that was correct; that he thinks wildlife and anything else where animals and livestock are present where there is not treatment capacity, that it is going to happen, but that you would find that in Piedmont streams everywhere.

Chairman Lucier asked if it wasn't checked in the stormwater structures. Mr. Ashness stated that there is no monitoring requirements for the stormwater structures other than the structures themselves must be maintained properly. The homeowners association has some and the golf course has some and they must be checked to make sure that there is not too much sediment or solids that fill in the bottom, if the slopes are not being stabilized, and if the riser is not clogged. That it is like a checklist that is gone through according to the operations maintenance plan.

Chairman Lucier stated that that was the physical structure itself, but that he was thinking of the biological structure. He questioned that it would be a good idea that if the levels were higher than that is considered safe and the streams that drain the golf course that they would have stormwater structures that they would want to know what was building up in there with regards to fecal coliform.

Mr. Ashness stated that most of the structures except for maybe one or two are just dry structures that handle 5-7 acres of drainage, and a couple out there handle more than that and are actually wet ponds. He stated that this is pretty typical based on other projects he's been involved with; and that he cannot think of another instance in which stormwater structures were sampled.

Chairman Lucier stated he was just thinking of what he would want to know if he were over there. He stated that the report also stated that the nitrogen/nitrite levels never exceeded 0.13 mg/L and total loss never exceeded 0.25 mg/L. He asked what was considered an ecologically safe level.

Mr. Ashness stated that he couldn't answer that, but that Dr. Peacock could probably answer it. Chairman Lucier stated that it should be included in the report so that there is framework for what is done to evaluate the values. He stated that on the pesticides, it looked at three: chlorpyrifos, mecoprop, propiconazole; that it says within those limits, the detection of pesticides were not detected in any of the analyses. He asked if these were the only pesticides that were used on the golf course.

Mr. Ashness stated that he would have to defer to Dr. Peacock; that he could make an assumption; that he knows there are certain ones that are called LEED pesticides that indicate the detection and give an umbrella, but that Dr. Peacock would be better to answer that question related to pesticides.

Chairman Lucier stated, for any of those agents, studies are required that document what levels are considered hazardous to various types of aquatic life and aquatic plants; that they are required by the EPA; and that he would like to know which are considered hazardous to aquatic life and aquatic plants in relation to the limits of detection. Mr. Ashness stated that he felt that Dr. Peacock could resolve that question. Chairman Lucier stated that that should also be in the report.

Chairman Lucier stated that he had the 2007 report and asked when the 2008 report would be available. Mr. Ashness stated that he was unsure, but would guess that it would be sometime after the first of the year in 2009. Mr. Ashness stated that it seemed as though Dr. Peacock needed to prepare a summary to resolve these questions.

Chairman Lucier stated that there was also a statement at the end of the report that January 2006 indicated low dissolved oxygen concentrations and blackfly larvae currently dominated the site and the community composition; that he is unsure by what is meant with regard to "community composition"; that it suggested that insecticides might have altered the community structure; that the report goes on to say low flows most probably affected the site rather than insecticides; that is why he would like to see what the level of detection of those pesticides are relevant to what is considered hazardous to aquatic life, otherwise the statement is for the most part undocumented in terms of this being not related to pesticides. He stated that these are the things that he would like to see when he sees an environmental

monitoring report; that as a scientist, he is used to reviewing these reports; and that he finds this report inadequate.

Commissioner Vanderbeck stated that a day after the last Board of Commissioners' meeting, he received information from a Planning Board member stating that the Department of Water Quality (DWQ) response on the 401 permit for The Parks at Meadowview, approval letter, (page 45), said that the DWQ did not approve the culvert installation 8-10 inches above the stream bed; that it further stated that they are working with the applicant to come up with a resolution; and that he would like if anything further is known about this.

Mr. Ashness stated that he was not aware of this; that DWQ was on site sometime this past summer and there was a culvert installation that they had been scouring such that the culvert itself now is sitting at stream break and that they have required present resources to reestablish that; that there is basically a mitigation that is an area that is maybe 30-40 feet in length to resolve. Commissioner Vanderbeck stated that he was under the impression that there was a 401 violation and that with something like this, he thinks one would want resolved or to let the Board know where it stands at the time they are going for approval of the development; and that he is sorry that he received it so late, but that there is a need for follow-up.

Commissioner Barnes asked the Planning Director a question, stating that on page 4 of the abstract's discussion and analysis, if he could give a quick review of item #2 regarding the water lines.

Mr. Megginson stated that the water system, up to the development, belongs to the Town of Pittsboro; that the developer contracted to purchase water from the Town of Pittsboro; that everything in the development is private lines and meets Aqua North Carolina standards; that originally, the County said that they wanted the water system within the development to meet the requirements of the County's system; that upon further discussion about it, there were issues regarding the meters or valves, etc. being inconsistent within Aqua's system if they were made to comply with the County's requirements; that therefore, the people that were doing their meter readings and/or emergency replacement of valves, may have said that this one was different so they would have been required to have different materials etc. available within their own systems; that the County backed off that requirement and that they now meet the County's requirements.

Commissioner Barnes asked if the waterlines met the County's standards.

Mr. Ashness stated that after the discussion a few months prior, he went back and looked at the plans and found that they did use ductile iron pipe which was Class 350; that going into the cul-de-sacs, they either have four inch or two inch at the bulbs; that at the end of the cul-de-sacs there is four inch; that that is still ductile iron; that the two inch they moved down to was an SDR 21 Class 200 pipe; that the difference between what Aqua and what the County likes, and the County has changed its policy generally based on the Public Works Director, these plans show the line going through the bulb of the cul-de-sac and then there is a blow-off for a fire hydrant depending on the size of the line at the back; that in Chatham County, they typically run the line around the outside of the cul-de-sac; that these plans are what Aqua wants which include ductile pipe and they run the line underneath the pavement through the back of the bulb.

Chairman Lucier asked the County Attorney about the deadline for deciding on this matter stating that the time allowed for deliberation would be exceeded by the next meeting.

The County Attorney stated that he thought that was correct. The Planning Director stated that the recommendation to date is November 14th and that the Board does not have a regular meeting scheduled until November 17th.

Chairman Lucier stated that he clearly had issues with the monitoring part of the request and the relevance of the proposed development to that of Chapel Ridge because of what is coming from The Parks of Meadowview will be added to what is currently in Chapel Ridge; that he views those as inextricably intertwined. He asked for the Board's thoughts.

There were no further comments and no action was taken on this matter.

MANAGER' S REPORTS

The County Manager reported on the following:

Industrial Facilities and Pollution Control Authority Reappointments:

Commissioner Barnes moved, seconded by Commissioner Thompson, to reappoint the following to the Industrial Facilities and Pollution Control Authority:

Victor Aldrige, At-Large Member, entire Board reappointment
J. Wallace Jones, At-Large Member, entire Board reappointment
Joe Trageser by Commissioner Lucier reappointment

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

COMMISSIONERS' REPORTS

Chairman Lucier praised the efforts of the Chatham County Board of Elections Office, stating that 52% of the registered Chatham County voters voted early at the three voting sites, roughly 22,000 out of the 42,000 registered voters; that he is sure that everyone was aware of the long voting lines in throughout the state because of the extraordinarily high voter turnout; that he thinks that there has been a 35% early voter State turnout; that he wants to commend the Board of Elections and Elections Office in handling the unprecedented number of voters so well at only three voting sites; that he would like to commend them for their remarkable achievement and for working so hard; and that he would like to have a resolution prepared for them to that effect.

Commissioner Thompson echoed the Chairman's comments stating that typically there are a lot of complaints from citizens; that there were numerous complaints throughout the country regarding irregularities, having to stand in long lines, etc.; that his household has been involved in working at the polls and that he has heard no complaints at all; and that he thinks the Chatham County Board of Elections and staff has done an outstanding job.

By consensus, the Board agreed to prepare a resolution commending the Chatham County Board of Elections and staff.

Long Range Transportation Plan Meeting:

The Long Range Transportation Plan meeting will be held on November 13, 2008 from 4:00–7:00 PM in the Agricultural Building Auditorium.

Legislative Delegation Meeting:

Commissioner Cross stated that he would like for the Board to consider some meeting dates with the Legislative Delegation, stating that that the NC Association of County Commissioners and Triangle J are already well into their goals.

The County Manager stated that he would check the calendar and send some prospective dates to the legislators and Board for the first if December.

ADJOURNMENT

Commissioner Vanderbeck moved, seconded by Commissioner Barnes, to adjourn as the Chatham County Board of Commissioners and convene as the Chatham County Southeast Water District Board. The motion carried five (5) to zero (0), and the meeting was adjourned at 9:53 AM.

George Lucier, Chairman

ATTEST:

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