

December 2, 2002

The Randolph County Board of Commissioners met in regular session at 4:00 p.m. in the Commissioners Meeting Room, County Office Building, 725 McDowell Road, Asheboro, NC. Commissioners Kemp, Davis, Holmes, Frye, and Mason were present. Kim Newsom, County Personnel Director, gave the invocation, and everyone recited the Pledge of Allegiance.

Reorganization of the Board

On motion of Frye, seconded by Mason, the Board unanimously voted to maintain the current organization of the Board, as follows: Chairman, Phil Kemp; Vice Chairman, Darrell Frye; County Attorney, Alan Pugh; Clerk to the Board, Alice Dawson; Deputy Clerk to the Board, Cheryl Ivey; Representative to the Board of Health, Robert Davis; Representative to the Mental Health Board, Harold Holmes; Representative to the Social Services Board, Robert Mason; Representative to the High Point Transportation Advisory Board, Darrell Frye; PTCOG Delegate, Darrell Frye; Piedmont Triad Partnership, Darrell Frye; Piedmont Authority for Regional Transportation, Darrell Frye; Regional Planning Organization, Robert Davis.

Consent Agenda

On motion of Davis, seconded by Holmes, the Board voted unanimously to approve the consent agenda as follows:

- *approve minutes from the November 4, 2002 meeting;*

- *approve D.O.T. resolution adding Wellington Place to the State System of Roads, as follows:*

WHEREAS, the Department of Transportation has investigated Wellington Place in Northmont Estates Subdivision Phase I Part IV; and

WHEREAS, the subject street has been found to meet minimum requirements for addition.

***NOW, THEREFORE, BE IT RESOLVED** by the Randolph County Board of Commissioners that Wellington Place in Northmont Estates Subdivision Phase I Part IV be added to the Division of Highways' Secondary Road System.;*

- *approve D.O.T. resolution abandoning and adding a portion of Leather Road, as follows:*

WHEREAS, the Department of Transportation has investigated SR 2858 (Leather Road) for purposes of realignment; and

WHEREAS, the subject road was realigned under the secondary road program to provide a safer intersection with US 220 Business; and

WHEREAS, it has been determined that a 0.10 mile portion of SR 2858 should be abandoned and 0.09 mile portion should be added for the purposes of said realignment.

***NOW, THEREFORE, BE IT RESOLVED** by the Randolph County Board of Commissioners that a 0.10 mile portion of SR 2858 should be abandoned from and 0.09 mile portion of SR2858 should be added to the Division of Highways' Secondary Road System.;*

- *appoint Cathy Carter and reappoint Bill Johnson and Bruce Tinkler to the Board of Health (3 year terms);*
- *reappoint Lyndon Craven and Bill Dorsett to the Randolph County Planning Board (3-year terms);*
- *reappoint Charles Allen and Cathy Hayes as outside members of the Randleman Planning & Zoning Board (3-year terms);*
- *appoint Karen Smith to the Adult Care Home Advisory Committee (initial 1-year term).*

Appointment of Deputy Finance Officer for Jail Commissary Account

On motion of Frye, seconded by Davis, the Board voted unanimously to appoint Fred W. Rutledge, current Jail administrator, as Deputy Finance Officer for the sole purpose of signing checks on the jail's commissary account and set his bond at \$10,000 pursuant to G.S. 159-29(a).

Update and Request for Approval of a Regional Transportation System

Russ Keeney, Transportation Director for the Randolph County Area Transit System (RCATS), told the Board that the Randolph County Senior Adults Association (RCSAA) learned two weeks ago that the Dept. of Transportation expects the RCSAA to become involved in the development of a regional transit system that will include Randolph and Montgomery Counties. He stated that, if approved, the RCSAA Board of Directors will be the lead agency for Randolph and Montgomery Counties and the Randolph County Board of Commissioners will become a pass-through for community transportation monies. Grants will have to be signed for both counties. Hopefully the NCDOT will make funds available to RCSAA to offset front-end costs. He asked for the Board's initial approval of the concept of a regional transportation system.

On motion of Frye, seconded by Holmes, the Board voted unanimously to approve the concept of a regional transportation system to include Randolph and Montgomery Counties with Randolph County Senior Adult Association/RCATs being responsible for coordination of all activities, funding and grants with this system.

Budget Amendment – Aging Services

Candie Rudzinski, RCSAA Director, told the Board that in November, the Randolph County Aging Services Planning Committee met and approved the distribution of additional Home and Community Care Block Grant funds totaling \$29,227. The distribution of these funds by agency is listed on Form DOA-731.

On motion of Mason, seconded by Holmes, the Board voted unanimously to approve Budget Amendment #15 to reflect this \$29,227 and to approve Form DOA-731 as revised.

GENERAL FUND - #15	
<i>Appropriation</i>	<i>Increase</i>
<i>Other Human Services</i>	\$29,227
<i>Revenue</i>	
<i>Restricted Intergovernmental</i>	\$29,227

Changes to NC Local Government Debt Setoff Clearinghouse Program

Ben Chavis, Tax Supervisor, told the Board that in December 2001, the Board entered into an agreement with the North Carolina County Commissioners Association and the North Carolina League of Municipalities, acting as the NC Local Government Debt Setoff Clearinghouse in order to submit delinquent debts on behalf of counties and cities to the NC Dept. of Revenue. The Dept. of Revenue then withholds tax refunds for the amount of delinquent debt due the county or city. There have been some legislative changes to the program that requires the Board to sign an updated agreement. Those changes are 1) the debtor can be charged a \$15 collection assistance fee beginning 1/1/03; 2) all debtors must be notified of the collection fee and notification cannot occur before 1/1/03; 3) the clearinghouse will add the \$15 to the debt amounts submitted by participating local governments; and 4) counties or cities may combine debts to meet the \$50 minimum.

On motion of Mason, seconded by Davis, the Board voted unanimously to agree to the approved changes to the Debt Setoff Clearinghouse Program and to authorize the Chairman and the County Manager to execute the updated agreement.

Proposed List of Potential Members of the Volunteer Agricultural District Advisory Board

Lynne Qualls, Cooperative Extension Director, presented a list of potential members of the Volunteer Agricultural District Advisory Board to the Board of Commissioners for their consideration. She asked that the 14 required appointments be made at the January or February Commissioners meeting.

Request from the Piedmont Triad Regional Water Authority to Permanently Close Additional Portions of Walker Mill Road and a Portion of Davis Country Road; Public Hearing on Road Closings; Adoption of Order Closing Roads; Public Hearing and Action on Renaming Portion of Walker Mill Road

Aimee Scotton, Staff Attorney, told the Board that that the Piedmont Triad Regional Water Authority (PTRWA) has requested that the Commissioners act to permanently close portions of Walker Mill Rd and a portion of Davis Country Road due to the construction of the Randleman Lake. She reminded the Board that they had adopted a resolution declaring intent to close the road and set a public hearing date for 5:00 p.m. on 12/2/02. Chairman Kemp opened the public hearing

Judy Coble, 8109 Walker Mill Road, said that she had read in the paper that the Water Authority had run out of money for further construction on the Randleman Lake project. If this was true, then why are they proceeding with the closing of the roads now?

Frank Kime, Piedmont Triad Regional Water Authority **Director?**, addressed this question by saying that they have some contingency funds set aside and that construction will be completed as planned in the initial construction contract on the dam.

David Cashatt, 5763 Davis Country Road, asked Mr. Kime if timeline has been set for the rest of the roads in the Randleman Lake area to be closed. He said that he is concerned because if Walker Mill Rd., Branson Davis Road, Muddy Creek Rd., and Coltrane Mill Roads are all closed at the same time, then local residents will have to go to High Point in order to get to Randleman.

Frank Kime stated that the problem is that in order to close out the initial contract with the construction company that is building the dam, 2 conduits have to be closed. There is concern about potential liability if we have a major rain event since some of these bridges are very low. They are working with the State, DOT and the Water Authority to work out a viable solution for everyone.

Alisa Cashatt, 5763 Davis Country Road, said the local residents want some assurance that all these roads won't be closed at the same time for emergency response and inconvenience reasons. She said that she had lived in the Cedar Square area for 22 years and Coltrane Mill Bridge was the only road that had flooded (during Hurricane Hugo). She suggested leaving the roads open for as long as possible and having DOT post flood warning signs along the roads and bridges.

Nancy Farlowe, Walker Mill Road, asked the Board about the renaming of the section of road going up to the Level Cross exit. She said she lost her home due to the new dam and that she and her neighbors have experienced a great deal of hassle from banks regarding address changes. Sometimes she still is not getting her mail like she should. She would like for this road to be called Adams Farm Road, but not Randleman Lake Road.

Rita Mintmier, Lewis Davis Road, asked the Board not to close all the roads at the same time due to emergency response issues.

Sherry Williard, 668 Marsh Country Lane, said that she's afraid that if the new road new is Randleman Lake Road it will bring in a lot of "curious" traffic.

Frank Kime stated that he would try to work with DOT to determine whether they would agree to a temporary closing of some of these roads and the possibility of posting flood warning signs on the bridges if the roads are left open.

Chairman Kemp closed the public hearing at 5:47 p.m.

On motion of Frye, seconded by Davis, the Board voted unanimously to change the wording in the final “Whereas” of the proposed order to “WHEREAS, the Randolph County Board of Commissioners has determined through the public hearing that the closing of the aforesaid streets is necessary but that it should be done in consideration of public safety and welfare and that the scheduling should be done so as not to unduly deny reasonable public access.”

On motion of Frye, seconded by Mason, the Board voted unanimously to approve the following order:

WHEREAS, the Randolph County Board of Commissioners received a request from the Piedmont Triad Regional Water Authority to permanently close the following section of Davis Country Road:

From its intersection with Walker Mill Road in a northerly direction for approximately 2,200 feet where it terminates with the Piedmont Triad Regional Water Authority property (Randleman Lake buffer); and

WHEREAS, the Randolph County Board of Commissioners received a request from the Piedmont Triad Regional Water Authority to permanently close the following sections of Walker Mill Road:

- 1. From its intersection with Davis Country Road in a westerly direction for approximately 3,200 feet where it terminates with the Piedmont Triad Regional Water Authority property (Randleman Lake buffer); and*
- 2. From its intersection with Davis Country Road in an easterly direction for approximately 1,600 feet where it terminates with the Piedmont Triad Regional Water Authority property (Randleman Lake buffer).*

WHEREAS, on November 4, 2002, the Randolph County Board of Commissioners adopted a resolution declaring its intent to close said streets or easements and set a public hearing on the issue for December 2, 2002, all in accordance with North Carolina General Statute §153A-241; and

WHEREAS, on November 8, 2002, notices of the closings and public hearing were prominently posted in two places along each road; and

WHEREAS, notice of the public hearing set by the Randolph County Board of Commissioners on November 4, 2002 was published once a week for three successive weeks before the hearing (on November 13, 20, and 27); and

WHEREAS, the Randolph County Board of Commissioners has determined through the public hearing that the closing of the aforesaid streets is necessary but that it should be done in consideration of public safety and welfare and that the scheduling should be done so as not to unduly deny reasonable public access.

NOW THEREFORE, BE IT ORDERED by the Randolph County Board of Commissioners the above-referenced portion of Davis Country Road and the above-referenced portions of Walker Mill Road be permanently closed and that all right, title, and interest in their respective rights-of-way is vested in those persons owning lots or parcels of land adjacent to the streets or easements.

BE IT FURTHER ORDERED that a certified copy of this Order shall be filed in the Register of Deeds Office.

The Board asked Mr. Kime to get the Water Authority to urge DOT to work with them in finding a reasonable solution in scheduling the timeline for these road closings.

On motion of Davis, seconded by Frye, the Board voted unanimously to rename that portion of Walker Mill Road from its northern most point where it terminates with the Piedmont Triad Regional Water Authority Property, then running in a southernly direction adjacent and parallel with Hwy 220 By-pass to a point just east of Deep River where it terminates with the proposed Randleman Lake, renaming it as Adams Farm Road or Adams Country Road contingent upon duplication issues.

Request to Increase Fee for Pneumonia Vaccine

On motion of Holmes, seconded by Davis, the Board unanimously to increase the charge for the administration of pneumonia vaccine from \$15.00 to \$18.00 effective immediately in order to recoup the cost of the vaccine.

Pawnbroker License Renewal

On motion of Holmes, seconded by Davis, the Board voted unanimously to approve the pawnbroker license renewal for Frank Chamberlin for one year.

NCACC Legislative Goals Conference Voting Delegate

On motion of Frye, seconded by Davis, the Board voted unanimously to designate Phil Kemp as the voting delegate at the NCAAC Legislative Goals conference to be held in January in Raleigh.

Set Public Hearing for City Schools Financing

On motion of Davis, seconded by Holmes, the Board voted unanimously to set a public hearing for 5:00 p.m. on January 6, 2003 for G.S. 160A-20 Financing.

Budget Amendment – Health Department

Due to State budget cuts the Family Planning budget (TANF funds) has been reduced by \$10,055 and the Environmental Health Childhood Lead Program budget has been reduced by \$1,860. The following budget amendment reflects these reductions.

On motion of Holmes, seconded by Davis, the Board voted unanimously to approve Budget Amendment #16, as follows:

GENERAL FUND - #16	
<i>Appropriation</i>	<i>Decrease</i>
Public Health	\$11,915
<i>Revenue</i>	
Restricted Intergovernmental	\$11,915

Budget Amendment – Health Department

Due to the risk of biological attacks on U.S. soil by terrorist organizations, the Dept. of Health and Human Services is funding access to bioterrorism and infectious disease surveillance, and outbreak and investigation training by local health agencies, hospitals and their public planning and response partners. Each county will receive \$3,000 to use for education and training activities. The following budget amendment reflects this money.

On motion of Frye, seconded by Mason, the Board voted unanimously to approve Budget Amendment #17, as follows:

GENERAL FUND - #17	
<i>Appropriation</i>	<i>Increase</i>
Public Health	\$3,000
<i>Revenue</i>	
Restricted Intergovernmental	\$3,000

Closed Session – Economic Development

On motion of Frye, seconded by Davis, the Board voted unanimously at 6:00 p.m. to go into closed session to discuss matters relating to the location or expansion of business in the area served by this governing body, pursuant to NCGS 143.318-11(a)(4). They returned to regular session at 6:40 p.m.

Rezoning Public Hearing

At 6:45 p.m. the Board adjourned to a duly advertised public hearing to consider rezoning requests. Hal Johnson, Planning and Zoning Administrator, presented the following requests and Chairman Kemp opened the public hearing for comments on each request and closed it before taking action on each request.

1. LARRY MCKENZIE & CRAIG BRANSON, Asheboro, are requesting that 29.83 acres located on Tot Hill Farm Road, Cedar Grove Township, be rezoned from RA to CVOE-CU to allow the development of a 26-lot subdivision for site-built homes only with a minimum house size of 1,300 sq. ft. The County Commissioners heard this request on November 4th and delayed the request to have Mr. McKenzie and Mr. Branson consider raising the minimum house size. The Planning Board recommended unanimously that this request be approved.

Larry McKenzie, applicant, told the Board that they had run the average square footage for the area around the proposed subdivision and found the average to be 1343 sq. ft. They propose a 1300 sq. ft. minimum and an attached garage. He feels that his homes are very marketable. He added that Randolph County is a blue collar county and that people can't afford homes in excess of \$150,000. This is why is needs to keep the square footage at 1300 sq. ft.

Chairman Kemp closed the public hearing.

On motion of Holmes, seconded by Mason, the Board voted unanimously to approve the request of Larry McKenzie and Craig Branson and requested that they reduce as many of the lots fronting on Tot Hill Road as possible contingent upon perk tests.

2. ISMAT CHAUDHRY, Ramseur, is requesting that .90 acres located on Reed Creek Road, Columbia Township, be rezoned from RA to OI-CU to allow development for office, institutional, and clinical use as per site plan. *The County Commissioners heard this request on November 4th. Mr. Chaudhry was not in attendance for the meeting. The request was delayed to allow Mr. Chaudhry to discuss the required buffers and screening.* The Planning Board recommended unanimously that this request be approved with the following conditions: the existing buffers along the Holly Hill Street Development are continued to include this property (50 ft. buffer along the western property line); level one buffer along the southern property line.

Anthony Biancardi, 153 N. Brady St., Ramseur, told the Board that he plans to built a dental office on this site and said that he wants to put a fence at the rear of the property instead of in front of the buffer of trees in order to keep the asthetic beauty of the area. He said that he wants to be a good neighbor and if he and the neighbor cannot reach a compromise then he will not develop this property.

Ismat Chaudhry, applicant, spoke in support of the request.

Phil Brady, 207 Holly Hill St., Ramseur, said that he would prefer a compromise so that they both would not have to look at the fence.

On motion of Frye, seconded by Holmes, the Board voted unanimously to approve the request of IsMat Chaudhry with the recommended conditions of the Planning Board and the condition of installing a fence 15 feet inside the rear property line with a buffer of trees in front and behind the fence.

3. RANDOLPH COUNTY SHRINE CLUB, Asheboro, is requesting that 2.50 acres (out of 39.40) located at 2134 Henley Country Road, Franklinville Township, be rezoned from (City of Asheboro Zoning) R-40 to (County Zoning) RA. The Planning Board recommended unanimously that this request be approved.

Bill McDaniel, Board member of the Shrine Club, said that the club wants to get the ETJ moved over so that they can buy the property—they currently lease it. He said that they do not plan any changes to the property and that the City of Asheboro has voted to release this property from their ETJ if the County approves.

On motion of Davis, seconded by Mason, the Board voted unanimously to approve the request of the Randolph County Shrine Club.

4. DENNIS & BEVERLY MORGAN, Trinity, are requesting that 14.70 acres located on Finch Farm Road, Tabernacle Township, Lake Reese Watershed, Homewood Acres Subdivision, Lot # 5, be rezoned from RA to CVOE-CU to allow the development of a 3-lot subdivision for site-built homes only. The Planning recommended unanimously that this request be approved.

Dennis Morgan, 1133 W. Hwy 62, spoke in support of his request.

On motion of Frye, seconded by Holmes, the Board voted unanimously to approve the request of Dennis and Beverly Morgan.

5. MARK PETERSON, Trinity, is requesting that 16.00 acres located on Jess Smith Road, Back Creek Township,

be rezoned from RA to CVOR-CU to allow the development of a 12-lot subdivision for modular homes or site-built homes. Property Owner: Mary Hedrick. The Planning Board recommended unanimously that this request be approved with the restriction of no mobile homes.

Mark Peterson, applicant, spoke in support of his request saying that the property is in a secondary growth area and that Davidson Water is available. He said that they probably won't get to develop all 12 lots due to perk issues. He said that there is a 1200 sq. ft. minimum house size requirement.

On motion of Frye, seconded by Davis, the Board voted unanimously to approve the request of Mark Peterson with the recommended condition of the Planning Board.

6. MICHAEL AND JOANNE MAUNEY, Staley, are requesting that 6.60 acres located on Foust Road, Providence Township, Sandy Creek Watershed, be rezoned from RR to RA to allow one single-wide mobile home to be placed on the property. The Planning Board recommended unanimously that this request be denied.

Larry Hicks, adjoining property owner, said that the proposed single-wide mobile home would not be consistent with other homes in the area.

On motion of Holmes, seconded by Davis, the Board voted unanimously to deny the request of Michael & JoAnne Mauney.

7. TERRY SHEPPARD, Climax, is requesting that 4 acres (out of 42.70 acres) at 7530 NC Hwy 22 N., Providence Township, Sandy Creek Watershed, be rezoned from RA to RBO-CU to allow a sales & service business for generators and small diesel engines. Property Owner: Daisy Sheppard. The Planning Board recommended unanimously that this request be approved with the following conditions: All outdoor storage must be maintained to the rear of the building (including any motor homes); level 1 buffer on the southern property line (along with the buffers shown on the proposed site plan).

Terry Sheppard, 7560 NC Hwy 22 N., Climax, spoke in support of his request. He said that he needs a building to work in since the rent on the building he is currently leasing increased significantly.

On motion of Holmes, seconded by Frye, the Board voted unanimously to approve the request of Terry Sheppard with the conditions recommended by the Planning Board.

8. JEFF SHAW, Siler City, is requesting that 10 acres (out of 31.89) located at 10308 Frazier Road, Columbia Township, be rezoned from RA to LI-CU to allow the construction of a 100 x 100 warehouse storage building with auction sales and a 30 x 50 greenhouse for nursery sales. The Planning Board recommended unanimously that this request be approved.

No one spoke.

On motion of Mason, seconded by Davis, the Board voted unanimously to approve the request of Jeff Shaw with the conditions of the site plan.

Early Action Compact Resolution

Hal Johnson, Planning Director, told the Board that the Federal Clean Air Act, administered through the Environmental Protection Agency, has established air quality standards for states and local governments. Recently, the Federal Environmental Protection Agency (EPA) mandated a more stringent (8-hour) air quality ozone standard. In November, 2002, we learned that the NC Dept. of Environment and Natural Resources (DENR) has preliminarily determined that Randolph County currently exceeds the 8-hour air standard. During the spring of 2003, the DENR will conduct public meetings and continue its analysis of monitoring data and recommend to the EPA which North Carolina counties qualify as "non-attainment" for the 8-hour ozone standard. Because designation as a "non-attainment" area would have extremely negative consequences for an area's quality of life, future economic development and new transportation planning and construction, the

EPA has developed an option known as an “Early Action Compact” (EAC). This compact, through which an area, in partnership with local government, the state, and EPA, can defer the effective date of designation as a non-attainment area from 2004 to 2007. This compact allows local and state governments the opportunity to voluntarily develop and implement a plan that will help attain the 8-hour air quality standard by the end of 2007. This compact must be executed by December 31, 2002.

On motion of Frye, seconded by Holmes, the Board voted to approve a resolution concerning the early action compact for the EPA Clean Air Act, as follows:

Whereas, the federal Clean Air Act, through the Environmental Protection Agency (EPA), establishes air quality standards to protect public health and welfare; and

Whereas, North Carolina and Randolph County have acknowledged the importance of these standards in promoting quality of life, economic development and future healthy development; and

Whereas, the Triad region, along with two other metropolitan areas in the state, could not initially attain the 1977 federal ozone standard, known as the “one-hour standard,” but now has met this standard and is designated as “attainment” for the one-hour standard; and

Whereas, EPA’s more stringent eight-hour ozone standard has been in effect since 1997, and the North Carolina Department of Environment and Natural Resources (DENR), Division of Air Quality, has preliminarily determined through monitoring and analysis that Alamance, Guilford, Davidson, Randolph, and parts of Caswell and Rockingham counties (in the Piedmont Triad Council of Governments region) currently exceed the eight-hour standard; and

Whereas, DENR will conduct public meetings in the spring of 2003; will engage in further analysis of monitoring data, commuting patterns, current and projected population, and current and projected daily driving distances per vehicle; and will finally recommend to EPA in the summer of 2003 which North Carolina counties and parts of counties qualify as non-attainment for the eight-hour ozone standard; and

Whereas, EPA, in the absence of other initiatives by affected areas, will in 2004 designate areas as non-attainment for the eight-hour standard; and

Whereas, designation as non-attainment is widely acknowledged to have extremely negative consequences for an area’s economic development, transportation planning and construction, and quality of life; and

Whereas, EPA, in conjunction with state governments, business, industry and environmental interests, has developed an option known as an “Early Action Compact” (EAC), through which an area, in partnership with the state and EPA, can defer the effective date of designation as non-attainment (from 2004 to 2007) by voluntarily developing and implementing a plan to attain the eight-hour standard by the end of 2007; and

Whereas, the benefits of participating in an EAC include clean air sooner, delaying (potentially even avoiding) non-attainment designation; minimizing the impact of air quality standards on new industrial construction; minimizing the impact of air quality standards on transportation planning and construction; less complicated conformity plans; flexibility to achieve standards in cost-effective ways; development of local standards in partnership with stakeholders and the state, and other benefits; and

Whereas, any local government participating in an EAC may withdraw at any time with no penalty until a jointly developed State Implementation Plan (SIP) is adopted for that area;

Now, Therefore, Be It Resolved that the Randolph County Board of Commissioners affirms its support for development and implementation of Early Action Plan (EAP) for affected counties in the Piedmont Triad Region that will reduce ground-level ozone concentrations to comply with the 8-hour ozone standard by December 31, 2007, and maintain the standard beyond that date; and

Further, that signatory parties to the EAC commit to develop, implement and maintain the EAP according to EPA Protocol for EACs issued June 19, 2002, Designed to Achieve and Maintain the 8-Hour Ozone Standard; and

Further, that participating local governments will develop this plan in coordination with DENR, EPA, stakeholders and the public; and

*Further, that the EAP will include a process to monitor and maintain long-term compliance with the standard; and
Further, that the EAP will be submitted to DENR and EPA for review by January 31, 2004 and finalized by March 31, 2004 for inclusion in the SIP by December 31, 2004.*

Further, that participating local governments will observe the following protocol and milestones in completing the EAP:

Early Action Compact Milestones	
December 31, 2002	<i>Signed EAP (participating local governments, DENR, EPA)</i>
May 31, 2003	<i>Initial modeling emissions inventory completed (state Division of Air Quality - DAQ)</i>
	<i>Conceptual modeling completed (DAQ)</i>
	<i>Base case modeling completed (DAQ)</i>
June 16, 2003	<i>Identify and describe local strategies being considered for inclusion in local clean air plans (local governments, stakeholders, DAQ)</i>
June 30, 2003	<i>Biannual status reports to begin (local governments and DAQ)</i>
October 31, 2003	<i>Future year emissions inventory modeling completed (DAQ)</i>
	<i>Emissions inventory comparison and analysis completed (DAQ)</i>
	<i>Future case modeling completed (DAQ)</i>
January 31, 2004	<i>Attainment maintenance analysis completed (DAQ)</i>
	<i>One or more modeled control cases completed (DAQ)</i>
	<i>Local emission reduction strategies selected (local governments, stakeholders, DAQ)</i>
	<i>Submission of preliminary Early Action Plan to DENR and EPA</i>
March 31, 2004	<i>Final revisions to modeled control cases completed (DAQ)</i>
	<i>Final revisions to local emission reduction strategies completed (Local governments, stakeholders and DAQ)</i>
	<i>Final revisions to attainment maintenance analysis completed (DAQ)</i>
	<i>Submission of final EAP to DENR and EPA</i>
December 31, 2004	<i>EAP adopted and incorporated into the SIP; SIP submitted to EPA</i>
December 31, 2005	<i>Local emission reduction strategies implemented no later than this date</i>
June 30, 2006	<i>Biannual status reports on implementation of measures begin on this date</i>
December 31, 2007	<i>Attainment of the 8-hour standard no later than this date</i>

Further, that, if participating local governments do not meet all the terms of the EAC, including meeting agreed-upon milestones, then the area will forfeit its participation and will revert to the standard EPA non-attainment process according to EPA's 8-hour ozone implementation rules; and

Further, that before formal adoption into the SIP (December 31, 2004), the EAC may be modified or terminated by mutual consent of all participating parties, and any party may withdraw from the agreement without penalty.

Rural Transportation Planning Organization Update

Hal Johnson told the Board that each county and one municipality from each county must designate an elected official to serve on the Technical Advisory Committee of the new Rural Transportation Planning Organization (RPO). Randolph County municipalities have agreed that Asheboro City Councilman Talmadge Baker would be the logical choice to represent all of Randolph County's municipalities during the first 2 years on the RPO. Mr. Baker has worked on the I-73/74 project and on many other road and transportation projects. Mr. Baker has agreed to serve in this capacity.

Adjournment

The Board adjourned at 8:00 p.m.

Phil Kemp, Chairman

J. Harold Holmes

Darrell Frye

Robert O. Mason

Robert B. Davis

Cheryl A. Ivey, Deputy Clerk to the Board