

Minutes Randolph County Commissioners

October 4, 1999

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 Frye, Kemp, Davis, Holmes, and Mason were present. Invocation was given by Chairman Frye, after which everyone recited the Pledge of Allegiance.

Addition to Agenda

Chairman Frye announced the addition of a new business item: J. Amendment to Audit Contract.

Presentation of Retirement Plaque

On behalf of the Board, Chairman Frye presented a retirement plaque to Emily Hatley, Emergency Services, for 23½ years of service.

Consent Agenda

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

- *approve minutes of September 7, 1999;*
- *approve and unseal closed session minutes of September 7, 1999;*
- *reappoint Ron Fay and Mary Joan Pugh to the Tourism Development Authority (3-year terms);*
- *reappoint Don Allred to the Randleman Planning and Zoning Board (2-year term);*
- *reappoint Frank Willis, Jane Leonard, and Alice Dawson to the Randolph County Public Facilities Corporation (one-year terms);*
- *approve the following resolution:*

WHEREAS, *the Department of Transportation has investigated 0.32 mile Hayfield Drive in the Hayfield Acres Subdivision; 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 0.32 mile Hayfield Drive in the Hayfield Acres Subdivision be added to the Division of Highways' Secondary Road System.*

- *Appoint to the Firemen's Relief Fund Board of Trustees: Coleridge - Amoc Needham, J.C. Loflin; Eastside - Jimmy Pell, Donald Clapp; Farmer - Roger King, Gene Crawford;*

Franklinville - James Parrish, Keith Bowers; Guil-Rand - George Dodson, Edward Blair; Level Cross - John Hussey, Kenneth Adams; Northeast (Liberty) - Larry Williams, William Flowe, Jr.; Seagrove - Darrell Voncannon, Jack McKenzie; Sophia - Donald Allred, Edwin Beesom; Southwest - Troy Powell, Wiley Hurley; Staley - Ferment Lindley, Terry Williams; Tabernacle - Darrell Owenby, Jesse Wilson; Tiger Country (Randleman) - Charles Byerly, Tony Lowe; Ulah - Henry Wilson, Ted Scott; Westside - Brian Hedgpeth, Mark wilburn (1-Year Terms).

Amendment to Audit Contract

Will Massie of Strand, Skees, Jones & Company, the County's independent auditor, advised the Board that the audit contract for the year ended June 30, 1999 needs to be amended. The County's internal auditor position is vacant, which means that the audit work papers which that employee would have compiled will now have to be done by the auditing firm. Also, the state added new compliance requirements after the County's original audit contract was signed in February. Substantial new procedures were included in the tests the auditor must perform. Mr. Massie said that the additional work they must do necessitates an increase in the audit fee from \$33,000 to \$41,000.

Frank Willis, County Manager, noted that no budget amendment is required; the increase will be covered by the unused salary from the vacant internal auditor position.

On motion of Kemp, seconded by Davis, the Board approved amending the audit contract to \$41,000.

Amendment to the County's 1998-2000 Work First State Plan

Martha Sheriff, Social Services Director, stated that recent legislation required that Work First planning committees meet and choose to provide some optional services.

Lisa Royal, Social Work Programs Manager, explained the recommendations made by Randolph County's Work First Planning Committee. They recommend we not engage in Option #1 (providing employment-related services to non-custodial parents of Work First children where family income is at or below 200% of poverty). Serving this population would be difficult using current staffing at DSS, and there is no rule requiring this population to participate in activities. They recommend that we do engage in Option #2 (providing employment-related services to families with children when their income is at or below 200% of poverty). Serving this population would enable the County to provide preventive services to families before they needed assistance through the Work First program. The County will continue to operate an Emergency Assistance program but will raise the income limit to 200% of poverty or below.

On motion of Holmes, seconded by Mason, the Board unanimously voted to add Option #2 to the Work First Plan and raise the energy assistance level to 200% above poverty level.

Ms. Sheriff reported that on the governor's report card for the Work First program, Randolph County received three A's out of four categories. Glitches in the reporting of those countable for going to work resulted in the lower grade in the fourth category.

Wheels to Work Program

Leah McIntyre with Work First Employment Services explained that transportation remains the largest employment barrier for most Work First families. The Wheels to Work program should help eliminate that barrier for motivated participants. Selected participants can own a vehicle by reimbursing the program for the initial cost of liability insurance, repairs, taxes, license and title fees. The vehicles, which are donated to the Wheels to Work program, become the property of the participant after one year if he makes monthly payments to the program, remains employed, follows a schedule of regular maintenance for the vehicle, and follows all the rules of the program. The Department of Social Services and the Senior Adults Association/ Randolph Coordinated Agency Transportation System (RCATS) have formed a partnership to administer the Wheels to Work program. RCATS will receive donated vehicles and arrange for necessary repairs; DSS will screen and refer appropriate participants to receive a donated vehicle.

Ray Newton, RCATS Director, requested that the Board donate four of its surplus vehicles from the Sheriff's Office to the Senior Adults Association for this program.

On motion of Holmes, seconded by Mason, the Board unanimously adopted the following resolution:

WHEREAS, Randolph County has in its possession the following four surplus vehicles from the Sheriff's Office: 1993 Chev. Caprice 1G1BL5374PW125637, 1993 Chev. Caprice 1G1BL537XPW124461, 1993 Chev. Caprice 1G1BL537XPW125710, and 1989 Ford Crown Victoria 2FABP72F3KX159488; and

WHEREAS, Randolph County has received a request from the Randolph County Senior Adults Association to have these vehicles donated to them for their Wheels to Work program; and

WHEREAS, Randolph County may, under GS 160A-274, transfer property to the Randolph County Senior Adults Association;

NOW, THEREFORE, BE IT RESOLVED that the Randolph County Board of Commissioners declare that these vehicles are surplus and that they be donated to the Randolph County Senior Adults Association.

BE IT FURTHER RESOLVED that Jane H. Leonard, Deputy Finance Officer, is authorized to handle the transfer of these vehicles to the Randolph County Senior Adults Association.

Fee Increase for Pneumonia Vaccination

MiMi Cooper, Health Director, reported that the Board of Health unanimously recommends that the fee for pneumonia vaccinations increase from \$10 to \$15 per shot because the current fee does not cover the cost.

On motion of Davis, seconded by Mason, the Board unanimously voted to increase the fee for pneumonia vaccinations to \$15 per shot.

Designation of Agent for Application for Federal Disaster Assistance

Jane Leonard, Deputy Finance Officer, stated that FEMA has notified Randolph County that we are eligible for federal disaster assistance for any extra expenses incurred as a result of Hurricane Floyd. One of the application requirements is that the County Commissioners designate an agent to apply for these funds on behalf of the County. Ms. Leonard said that the County is eligible for reimbursement of \$7,923.04, plus a 3% administrative fee, for expenses resulting from the eight shelters opened and for extra salaries paid at 911.

On motion of Mason, seconded by Davis, the Board unanimously adopted a DESIGNATION OF APPLICANT'S AGENT Resolution (ATTACHED), designating the County Manager as the County's agent.

Resolution Supporting Turn Lane on Hwy 220 for Klaussner

Frank Willis, County Manager, explained that the Economic Development Corporation has been working with the Department of Transportation for quite some time to get a turn lane installed on Hwy 220 Business South to service three Klaussner facilities. EDC has requested a resolution of support from the County Commissioners.

On motion of Kemp, seconded by Holmes, the Board unanimously adopted the following resolution:

WHEREAS, the installation of a turn lane to be located on Highway 220 Business South will support the creation of a substantial number of quality jobs in the county, an increase in the taxable property base, and an increase in the population of the county; and

WHEREAS, the addition of a turn lane will significantly improve safety conditions for the traveling public and the more than 550 passenger vehicles and 140 trucks accessing the site on a daily basis; and

WHEREAS, this turn lane project will service three new manufacturing and distribution facilities for Klaussner Furniture Industries, a project resulting in the creation of more than 438 new jobs and \$11,500,000 in new investment for the State of North Carolina and Randolph County;

NOW, THEREFORE, be it resolved this 4th day of October, 1999 that the Randolph County Board of Commissioners do hereby request the installation of a turn lane to be located on

Highway 220 Business South in Randolph County, North Carolina, to support economic development and quality job creation for the citizens of the State of North Carolina.

Contract for Site Improvements (Parking) at the Courthouse

David Townsend, III, Public Works Director, discussed bids received for the parking expansion project at the Courthouse. He said the engineer for this project recommends a contingency amount of \$9,000 for this project since the contract is based on unit prices, and it is impossible to estimate exactly how many units will be needed. Bids were received as follows: MAPCO, Inc. - \$177,529.73; J.H. Allen, Inc. - \$199,934.30; S.E. Trogdon & Sons - \$210,232.66; Terry's Plumbing & Utilities, Inc. - \$221,990.00.

On motion of Holmes, seconded by Davis, the Board unanimously awarded the parking expansion contract to MAPCO, Inc. for \$177,529.73, established a project budget for \$186,530.00 (the contract amount plus \$9,000 for contingency), and authorized the County Manager to sign the contract.

Public Hearing on Industrial Revenue Bonds for Confluence Holdings

On motion of Davis, seconded by Mason, the Board unanimously adjourned to a duly advertised public hearing at 5:00 p.m. to consider industrial revenue bonds for Confluence Holdings.

Bill Ivey, Attorney for the Randolph County Industrial Bond Authority, stated that the proposed project would create 75 new jobs the first year and probably another 75 the second year.

Dave Olson, Finance Officer for Confluence Holdings, explained the project. He said they want to purchase the building they are leasing and construct an addition to it so they can expand their operations. He said the company pays 10% more than the average wage rate for Randolph County.

Bob Quick, Bond Attorney for Confluence Holdings, offered to answer any legal questions.

Chairman Frye announced that the Board would proceed to hold a public hearing on the proposed issuance by The Randolph County Industrial Facilities and Pollution Control Financing Authority of not exceeding \$8,000,000 in aggregate principal amount of its industrial development revenue bonds to pay all or a portion of the costs of (i) acquisition of approximately 55 acres of real estate and the existing manufacturing building situated thereon containing approximately 141,600 square feet of space located at 3761 Old Glenola Road in Randolph County, (ii) rehabilitation of the existing building by constructing, acquiring and installing therein certain improvements thereto, (iii) expansion of the existing building by constructing an additional 58,000 square feet of space, and (iv) the acquisition and installation of certain new machinery and equipment, all for use by the company in the manufacture of kayaks, canoes, sailboats and related products.

Alice Dawson, Clerk to the Board, presented an affidavit of publication from a newspaper of general circulation in Randolph County stating that a notice of the public hearing had been published in said newspaper on a date at least 14 days prior to the public hearing.

Chairman Frye asked for any public comment; hearing none, he closed the public hearing.

On motion of Davis, seconded by Holmes, the Board unanimously approved a resolution approving in principle the issuance of not exceeding \$8,000,000 of industrial revenue bonds for Confluence Holdings (ATTACHED).

Budget Amendment - 1995 COPS Debt Service Funds

Jane Leonard, Deputy Finance Officer, stated that after paying debt service each year on the 1995 COPS issue, any excess fund balance is to be paid to the County Schools. The County has determined that as of June 30, 1999, there was an excess of \$195,538, which can be remitted to the County Schools after proper budget amendment has been made.

On motion of Mason, seconded by Holmes, the Board unanimously approved Budget Amendment #11 to the FY 1999-00 Annual Budget, as follows:

GENERAL FUND - #11	
Revenue	Increase
Miscellaneous	\$195,538
Appropriation	Increase
Special Appropriations-Co. School-Capital-Excess COPS Debt Service	\$195,538

Budget Amendment - Library

On motion of Holmes, seconded by Mason, the Board unanimously approved Budget Amendment #12 to the FY 1999-00 Annual Budget to reflect additional funds the Library has received from Sprint due to a discount rate mandated by the federal government, as follows:

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GENERAL FUND - #12	
Revenue	Increase
Miscellaneous	\$1,696
Appropriation	Increase
Public Library	\$1,696

Budget Amendment - Health

On motion of Davis, seconded by Holmes, the Board unanimously approved Budget Amendment #13 to the FY 1999-00 Annual Budget to reflect School Health funds received from the State, as follows:

GENERAL FUND - #13	
Revenue	Increase
Restricted Intergovernmental	\$2,388
Appropriation	Increase
Public Health	\$2,388

Budget Amendment - Restricted Law Enforcement Funds

Major Allen McNeill requested permission to use restricted law enforcement funds to purchase various equipment, including a used vehicle and 10 mobile computers to be used in patrol vehicles.

On motion of Davis, seconded by Holmes, the Board unanimously approved Budget Amendment #14 to the FY 1999-00 Annual Budget, as follows:

GENERAL FUND - #14	
Revenue	Increase
<i>Fund Balance Appropriated</i>	<i>\$179,600</i>
Appropriation	Increase
<i>Sheriff & Jail</i>	<i>\$179,600</i>

Public Hearing - Local Law Enforcement Block Grant

At 6:00 p.m. the Board adjourned to a duly advertised public hearing to consider the use of Local Law Enforcement Block Grant funds.

Major Allen McNeill explained the proposed use of Local Law Enforcement Block Grant funds from the U.S. Department of Justice. Randolph County applied for a block grant of \$33,778, which requires a \$3,753 local match. The County proposes to use this money to hire part-time bailiffs or to pay overtime to full-time officers to work security at the Courthouse.

Chairman Frye opened the public hearing and asked for public comment; hearing none, he closed the public hearing.

On motion of Holmes, seconded by Mason, the Board unanimously voted to accept these block grant funds and to approve Budget Amendment #15 to the FY 1999-00 Annual Budget, as follows:

GENERAL FUND - #15	
Revenue	Increase
<i>Restricted Intergovernmental</i>	<i>\$33,778</i>
<i>Fund Balance Appropriated</i>	<i>\$3,753</i>

<i>Appropriation</i>	<i>Increase</i>
<i>Sheriff & Jail</i>	<i>\$37,531</i>

Rezoning Public Hearing

At 6:30 p.m. the Board adjourned to a duly advertised public hearing to consider rezoning requests. Hal Johnson, Planning and Zoning Director, presented the following requests:

1. PUGH OIL COMPANY, INC., Asheboro, is requesting that 10.03 acres on the northeast corner of Hwy 64E/ Eastern Randolph Road, Columbia Township, be rezoned from RA to HC/CU for a proposed business development. The Planning Board unanimously recommended approval.

Richard Pugh, applicant, stated he would answer questions.

Gary Husted, 8189 Hwy 64E, said three issues need to be addressed and worked out: security, environmental impact (water and sewer), and traffic impact.

Four people stood in opposition.

Barbara Raines, 7929 Hwy 64E, had concerns about traffic on Eastern Randolph Road.

Richard Pugh responded to Mr. Husted’s concerns. He said there would be security cameras and Sheriff’s patrol and the development would be well lit. If there is no public water and sewer, there will be no development. He said the existing traffic on Eastern Randolph Road is why there is only one exit planned for that road. There will be traffic going by this area whether there is a business there or not.

Chairman Frye closed the public hearing.

On motion of Holmes, seconded by Mason, the Board unanimously approved the request of Pugh Oil Company.

2. GARLAND FERGUSON, Staley, is requesting that 8 acres (out of 55.5 acres) on Soapstone Mountain Road, Columbia Township, Sandy Creek Watershed, be rezoned from RA to RE/CU to allow the development of a five-lot subdivision for site-built homes and off-frame modular homes with a minimum of 1,300 square feet. The Planning Board unanimously recommended approval. Mr. Johnson noted that this request had been denied twice before because of density.

Chairman Frye opened the public hearing.

Tom Langley, 2015 Soapstone Mountain Road, said he fears that Mr. Ferguson will come back later to ask for rezoning of the rest of the property. He voiced concerns about area wells, the old Liberty dump, and property values.

Ted Fulk, 2151 Soapstone Mountain Road, said he has the same concerns, especially about the old dump, which no one seems to know anything about.

Leslie Thompson, 2050 Soapstone Mountain Road, stated that the five lots being requested are the same as the front five lots on the earlier two requests; it looks like he is planning to come back later to ask for additional rezoning on this property. She presented statistics on medical problems, including cancers, experienced by people in the area. She said she thinks there is a correlation between these problems and the old dump. She asked the Board to determine what problems are there before allowing any construction.

Em Vastagh, 1707 Land Estates, opposed the request and said she had contacted EPA about water in the area.

Chairman Frye closed the public hearing.

On motion of Holmes, seconded by Kemp, the Board, by a four to one vote, approved the request of Garland Ferguson. Commissioner Frye opposed the motion.

Commissioner Holmes was asked why he excused himself from voting on this request the last time it came before the Board but voted tonight. Mr. Holmes stated that last time Mr. Ferguson had a pending loan from Randolph Bank (Mr. Holmes' employer), but that he understands Mr. Ferguson has now obtained his loan.

County Attorney Alan Pugh advised Mr. Holmes that there is no conflict of interest unless there is a pending loan application and Mr. Holmes has direct control over its outcome.

3. **HARRY STALEY**, Franklinville, is requesting that 21.67 acres on Hwy 22S, Columbia Township, be rezoned from RA to RE/CU to allow the development of a seven-lot subdivision for site-built homes and off-frame modular homes with a minimum of 1,400 square feet. The Planning Board unanimously recommended approval, with the restriction that six of the seven lots have 100' frontage. (The seventh lot, the flag lot, will have less than 100'.)

Chairman Frye opened the public hearing.

Sammy Beane, 6225 Hwy 22S, supported the request.

Chairman Frye closed the public hearing.

On motion of Holmes, seconded by Davis, the Board unanimously approved the request of Harry Staley.

4. **BROCK AGEE**, Asheboro, is requesting that 11.36 acres on Foxfire Road, Grant Township, be rezoned from RA to RR/CU to allow the development of a six-lot subdivision for Class A doublewide mobile homes on permanent masonry foundation (no older than 3 years). The Planning Board unanimously recommended approval.

Chairman Frye opened the public hearing.

Brock Agee, 962 S. Fayetteville Street, stated that only mobile homes no older than one year would be allowed and that restrictive covenants will be recorded.

Chris Kivett, 1203 Loflin Pond Road, Cedar Falls, said a stream runs from this property onto his and that he is concerned about runoff from septic tanks.

Chairman Frye closed the public hearing.

On motion of Davis, seconded by Holmes, the Board unanimously approved the request of Brock Agee.

5. JOHN & KATHY HILL, Archdale, are requesting that .31 acre at the corner of Artisan Avenue and Clayton Street, Trinity Township, be rezoned from RM to HC/CU to allow restoration and storage of classic cars in a 30' x 60' building to be constructed on site (with setback variances: front, 29' instead of 50'; rear, 1' instead of 25'). The Planning Board unanimously recommended approval.

Chairman Frye opened the public hearing.

John Hill stated that this use will not hurt the neighborhood.

Chairman Frye closed the public hearing.

On motion of Mason, seconded by Davis, the Board unanimously approved the request of John and Kathy Hill.

6. FRANK LAMB, Asheboro, is requesting that .49 acre on Boundary Drive, Forest Park Subdivision, Lots 62-63, Randleman Township, be rezoned from RR to RM/CU to allow the placement of one single-wide mobile home. The Planning Board unanimously recommended approval.

Chairman Frye opened the public hearing.

Frank Lamb, 882 Frank Lamb Drive, said there are no doublewides on that street.

Chairman Frye closed the public hearing.

On motion of Davis, seconded by Mason, the Board unanimously approved the request of Frank Lamb.

The meeting adjourned at 7:40 p.m.

Darrell L. Frye, Chairman

Phil Kemp

J. Harold Holmes

Robert B. Davis

Robert O. Mason

Alice D. Dawson, Clerk to the Board