

# Randolph County Commissioners Meeting Minutes

May 3, 2004

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, Frye, Davis, Holmes, and Mason were present. Rev. Marion Smith, First United Church of Christ, Liberty, gave the invocation, and everyone recited the Pledge of Allegiance.

## Special Recognitions

Chairman Holmes recognized and welcomed home Justine Buxton, Randolph County 911 telecommunicator, who returned to work after a 14-month stint in Kuwait as a Sergeant with the National Guard.

Chairman Holmes recognized and congratulated Ben Chavis, Tax Supervisor, who received the William A. Campbell Award at the N.C. Tax Collector's Association Spring Conference in April.

## Consent Agenda

Chairman Holmes announced that *Item G. Appoint James E. Rains, Jr. to the Randolph County Planning Board* had been added to the Consent Agenda.

*On motion of Frye, seconded by Davis, the Board voted unanimously to approve the Consent Agenda, as amended:*

- *approve minutes of the April 5 meeting;*
- *reappoint Elizabeth Cox to Adult Care Home Advisory Committee (3-yr. term);*
- *reappoint Deborah Garner & Jan Monroe to Nursing Home Advisory Committee (3-yr. term);*
- *appoint John Shepard to Julian Fire Protection District Commission(2-yr. term);*
- *approve D.O.T. resolution adding Harvell St. to State Roads System, as follows:*

*WHEREAS, the Department of Transportation has investigated Harvell Street off SR 1204; 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 Harvell Street off SR 1204 be added to the Division of Highways' Secondary Road System and;*

- *reappoint James Campbell, Jr. to RCC Board of Trustees (4-yr. term);*
- *appoint James E. Rains to Randolph County Planning Board (3-yr. term).*

## Mental Health Update and Budget Request

Michael Watson, Chief Executive Officer, Sandhills Center for Mental Health, Developmental Disabilities and Substance Abuse Services, gave the Board an update on the recent operations of the Sandhills Center. He said that during FY 04-05, Sandhills Center will experience dramatic changes in their basic funding structure such as 1) Effective 7/1/04, the Center will begin to receive its LME (Local Management Entity) funding (funding levels based on population level); 2) Implementation of new State Medicaid rates, effective 7/1/04, that will impact the financial viability of Sandhills Center's remaining services delivery operations and will result in the loss of about \$3 million in administrative overhead funding that the Center has received; and 3) The planned implementation (projected for 1/05) of new State Medicaid service definitions will redefine the type, volume and location of client services.

Mr. Watson stated that the Sandhills Center FY04-05 County general funding requests have been submitted to each of the six constituent counties. Based on a review of the current funding levels for each county, it was decided by the Sandhills Area Board that a 10% increase would be requested from the two lowest funded counties (Anson and Hoke). This funding is viewed as “catch up” funding designed to bring their support more in line with the remaining Sandhills counties. No additional funding is being requested from Moore, Montgomery, Richmond and Randolph Counties. Specifically, Sandhills is requesting \$972,176 from Randolph County.

Mr. Watson said that the Sandhills Center has completed its State LBP (Local Business Plan) review and has been granted “conditional certification.” This certification represents the highest possible level of State approval and reflects the quality of our LBP and allows Sandhills Center to begin operating as an LME effective 7/1/04.

**Public Hearing - D.O.T. Secondary Road Improvement Program; Approval of Resolution**

Jeff Picklesimer, D.O.T. District Engineer, presented the 2004-2005 Secondary Roads Improvement Program and reviewed the expected allocations listed in the resolution that follows.

Chairman Holmes opened the public hearing.

**Hal Johnson**, County Planning Director, thanked N.C. Department of Transportation Board Member G. R. Kindley for his support with the future Welcome Center to be located in the Seagrove area.

Chairman Holmes closed the public hearing.

G.R. Kindley commended the work of Jeff Picklesimer and updated the Board on future projects such as NC 134 Pinewood; U.S. 64 improvements; Salisbury, Sunset and Presnell Streets improvements; Ramseur School and R2606 projects, and U.S. 220—I73-74.

*On motion of Kemp, seconded by Mason, the Board voted unanimously to adopt the following resolution approving the 2004-2005 Secondary Roads Improvement Program, as presented:*

**WHEREAS**, the North Carolina Department of Transportation anticipates July 2004 an allocation of \$1,924,541 and remaining funds of \$0 from the previous **Secondary Construction Program**, a total of \$1,924,541 for Secondary Road Improvements in Randolph County for the forthcoming fiscal year. A public meeting was held on May 3, 2004 in the Randolph County Commissioners Meeting Room on the expenditures of said funds:

**WHEREAS**, it is proposed to utilize approximately \$1,204,500 to construct roads down the priority list as far as possible, provided rights of way are available:

***PROGRAM SUBJECT TO AVAILABILITY OF FUNDING, RIGHT-OF-WAY, AND ENVIRONMENTAL REVIEW***

| <u>Priority No.</u> | <u>SR No.</u> | <u>Road Name</u>    | <u>From</u> | <u>To</u> | <u>Miles</u> | <u>Description</u> | <u>Cost</u> |
|---------------------|---------------|---------------------|-------------|-----------|--------------|--------------------|-------------|
| Hold 6 Rural        | 1412          | Jerico Road         | End Pvt.    | End Pvt.  | 1.55         | B, P               | \$232,500   |
| Hold 8 Rural        | 2141          | Hall Road           | SR 2261     | End Pvt.  | 0.21         | G,D,B,P,EC         | \$ 63,000   |
| 28 Rural            | 2896C         | Pickett’s Mill Road | SR 2899     | SR 2895   | 1.40         | RWP                | \$ 0        |
| 29 Rural            | 2836          | Archie Newson Road  | SR 2835     | D.E.      | 0.40         | G,D,B,P,EC         | \$120,000   |
| 30 Rural            | 1173          | Tom’s Creek Road    | NC 49       | SR 1174   | 0.70         | G,D,B,P,EC         | \$210,000   |
| 31 Rural            | 2908          | Wayne Road          | SR 2911     | NC 42     | 0.90         | G,D,B,P,EC         | \$270,000   |
| 32 Rural            | 1113          | Pisgah Church Road  | SR 1114     | D.E.      | 1.03         | G,D,B,P,EC         | \$309,000   |

*WHEREAS, it is proposed to retain \$212,206 of the total allocation for spot stabilization, paved road improvements, replace small bridges with pipe, or safety projects.*

*WHEREAS, it is proposed to retain \$507,835 of the total allocation for road additions, property owner participation paving, volunteer fire departments, rescue squad driveways, old subdivision improvement program, overruns, county surveys and right of way acquisition.*

*WHEREAS, the North Carolina Department of Transportation anticipates July 2004 an allocation of \$1,606,375 and remaining funds of \$0 from the North Carolina **Highway Trust Fund**, a total of \$1,606,375 for Secondary Road Improvements in Randolph County for the forthcoming fiscal year. A public meeting was held on May 3, 2004 in the Randolph County Office Building on the expenditures of said funds:*

*WHEREAS, it is proposed to utilize approximately \$955,000 to construct roads down the priority list as far as possible, provided rights of way are available:*

| <u>Priority No.</u> | <u>SR No.</u> | <u>Road Name</u>     | <u>From</u> | <u>To</u> | <u>Miles</u> | <u>Description</u> | <u>Cost</u> |
|---------------------|---------------|----------------------|-------------|-----------|--------------|--------------------|-------------|
| 33 Rural            | 2476          | Vaughn York Road     | US 64       | SR 2472   | 1.80         | B,P                | \$270,000   |
| 34 Rural            | 2415          | Parks Palmer Road    | SR 1006     | Co. Line  | 0.80         | G,D,B,P,EC         | \$240,000   |
| 35 Rural            | 1312          | Gallimore Dairy Road | SR 1314     | SR 1311   | 0.50         | RWP                | \$ 0        |
| 36 Rural            | 2832          | Cane Mill Road       | SR 2845     | End Pavt. | 2.45         | RWP                | \$ 0        |
| 37 Rural            | 1689          | Stewart Road         | SR 1527     | D.E.      | 0.50         | B,P                | \$ 85,000   |
| 38 Rural            | 1149          | Veterans Loop Road   | SR 1145     | D.E.      | 0.70         | G,D,B,P,EC         | \$210,000   |
| Hold 7 Rural        | 1958          | Little Fox Road      | SR 1989     | D.E.      | 0.54         | G,D,B,P,EC         | \$150,000   |

*WHEREAS, it is proposed to retain \$233,767 of the total allocation for spot stabilization, paved road improvements, replace small bridges with pipe, or safety projects.*

*WHEREAS, it is proposed to retain \$417,608 of the total allocation for property owner participation paving and overruns.*

**BE IT RESOLVED** that all of the above be carried out by the Department of Transportation.

**New Business Additions to Agenda**

Chairman Holmes announced that *Item K. Authorize the Finalization of the Closing of a Courthouse Alleyway and Item L. Update on Junked Vehicle Progress* have been added to the Agenda.

**Approve Fees for Glucose Tolerance Testing**

MiMi Cooper, Public Health Director, said that the Health Department has recently purchased equipment that allows their laboratory to conduct glucose tolerance testing (GTT) in the Health Department rather than paying for the test through an outside lab. The cost of the test through the private lab was \$22. The Health Department can now provide this test for \$14. The Randolph County Board of Health approved the new fee of \$14 per test (applied on a sliding fee scale basis) at their 4/19/04 meeting and is now asking this Board for their approval.

*On motion of Davis, seconded by Frye, the Board voted unanimously to approve the new fee of \$14 per test for glucose tolerance testing to be applied on a sliding fee scale basis at the Health Department.*

**Request from State Employees Credit Union to Install ATM Machine at Courthouse**

David Townsend, III, Public Works Director, said that Lynn Jones of the Credit Union had worked with engineers to select a more suitable location (than the location presented at the 2/2/04 Commissioners meeting) for the installation of an ATM machine in the Courthouse parking lot. Mr. Jones also spoke, stating that the proposed machine site would take up 3 parking spaces. Commissioner Kemp expressed concern that the County could not afford to lose 3 parking spaces at the Courthouse since parking is such a problem on the days when court dockets are extremely heavy.

On motion of Kemp, seconded by Frye, the Board voted unanimously to deny the request by the State Employees Credit Union to install an ATM machine in the Courthouse parking lot.

**Resolution Declaring Property Surplus and Setting Public Auction Date**

Audrey Alexander, Purchasing Technician, presented a list of items no longer needed or usable by County departments and asked that these items be approved for public auction. She also asked that the Board authorize the sale of this property at the public auction on Friday, 5/21, 12:00 p.m.

On motion of Davis, seconded by Mason, the Board unanimously approved the following resolution:

WHEREAS, Randolph County has in its possession the attached list of surplus personal property; and  
 WHEREAS, Randolph County deems it advisable to declare surplus and dispose of this property;

NOW, THEREFORE BE IT RESOLVED that Audrey Alexander, Purchasing Officer, and Jane H. Leonard, Deputy Finance Officer, are authorized by the Randolph County Board of Commissioners to dispose of this property by public auction on Friday, May 21, 2004 at 12:00 P.M. in the parking lot of the Old Randolph Rest Home.

BE IT FURTHER RESOLVED that the terms of the sale shall be cash, certified check, cashier's check, or personal check, and that for all items over \$200.00 a minimum of 10% deposit shall be required on the day of the sale to hold the bid for a maximum of three (3) working days following the sale. All sales will be final and all items are sold "as is, where is" with all faults.

BE IT FURTHER RESOLVED that all balance due payments shall be made by 5:00 P.M. on the Wednesday following the sale in the Randolph County Purchasing Office, 725 McDowell Road, Asheboro, NC 27205, and that any bid deposit previously paid shall be forfeited if the balance due is not received by 5:00 P.M. on the Wednesday following the sale. Items purchased may not be removed from the County's premises until payment in full is made.

BE IT FINALLY RESOLVED that the County reserves the right to remove any item from the list of items to be sold prior to the auction. The County reserves the right to dispose of any item that does not sell at the auction by the appropriate method.

|     |                                | <b>VEHICLES</b>   |              |                |                 |
|-----|--------------------------------|-------------------|--------------|----------------|-----------------|
|     | <b>Description</b>             | <b>VIN#</b>       | <b>Asset</b> | <b>Mileage</b> | <b>Comments</b> |
| SO  | 1985 MERCEDES                  | WDBAB33C4FA244967 | 5439         |                | Old             |
| JL  | 1985 PLYMOUTH RELIANT S/W-BLUE | 1P3BP49D1FF325005 |              | 31,891         | NotNeeded       |
| MH  | 1987 FORD AEROSTAR VAN - WHITE | 1FMCA11UOHZA75950 |              | 80,638         |                 |
| MH  | 1988 CHEV CAPRICE SW - WHITE   | 1G1BN81Y2JR167043 |              | 164,872        |                 |
| SO  | 1988 MAZADA RX7                | JM1FC3317J0601351 |              |                | NotNeeded       |
| AN  | 1989 CHEV CI500 - SILVER       | 2GCEC14H3K1171710 |              | 217,089        | NotWorking      |
| JL  | 1991 FORD AEROSTAR VAN - GRAY  | 1FMDA41X6MZA65708 |              | 49,273         | NotNeeded       |
| P&Z | 1991 FORD F150 TRUCK -- GRAY   | 1FTDF15YXMNA74880 | 4386         | 121,769        | Won't strt      |
| MH  | 1992 FORD SW. AEROSTAR - RED   | 1FMDA11U7NZA61155 |              | 154,942        |                 |
| AN  | 1992 FORD F150 TRUCK           | 1FTEX14N6NKB07949 | 4454         |                | Animal Cnt EMS  |
|     | 1992 FORD F-350 AMBULANCE      | 1FDKF37M3NNA41021 | 5837         | 162,000        |                 |
| SO  | 1993 FORD CROWN VICTORIA       | 2FACP71W1PX109797 | 6177         |                | OLD             |
| MR  | 1993 FORD CROWN VICTORIA       | 2FACP71W2PX169619 |              |                | NotNeeded       |
| SO  | 1993 FORD CROWN VICTORIA       | 2FACP71W5PX109799 |              |                |                 |
| DRC | 1993CHEV CAPRICE -GRAY         | 1G1BL5374PW125489 | 4574         | 212,857        | NeedRepairs     |
| P&Z | 1994 CHEVROLET CAPRICE - WHITE | 1G1BL52P9RR128942 |              | 132,599        | DshLghtsBrkn    |
| SO  | 1995 CHEVROLET CAPRICE         | 1G1BL52P1SR174545 | 5092         |                | OLD             |
| SO  | 1995 CHEVROLET CAPRICE         | 1G1BL52PXSRI74916 | 5263         |                | OLD             |
| JL  | 1995 CHEVROLET CAPRICE - WHITE | 1G1BL52P9SR175202 |              | 195,979        | HiMlg,F/E DMG   |
| EMS | 1995 FORD 350 AMBULANCE        | 1FDKF37F7SEA55341 | 5088         |                | AGED OUT        |
| EMS | 1995 FORD 350 AMBULANCE        | 1FDKF37F4SNA87793 | 5601         |                | AGED OUT        |
| FM  | 1995 CHEVROLET CAPRICE - WHITE | 1G1BL52W4SR148142 | 5089         |                | Instru.LghtsOut |
| FM  | 1995 CHEVROLET CAPRICE - WHITE | 1G1BL52P6SR163072 | 6194         |                | Trnsm. Problems |
| SO  | 1996 FORD CROWN VICTORIA       | 2FALP71W3TX127809 | 5231         |                | OLD             |

|    |                          |                   |      |                  |
|----|--------------------------|-------------------|------|------------------|
| SO | 1997 FORD CROWN VICTORIA | 2FALP71W8VX147847 | 5557 | OLD              |
| SO | 1997 FORD CROWN VICTORIA | 2FALP71WXVX147848 | 5556 | OLD              |
| SO | 1997 FORD CROWN VICTORIA | 2FALP71W2VX147844 | 5553 | OLD              |
| SO | 1997 FORD CROWN VICTORIA | 2FALP71W6VX147846 | 5558 | OLD              |
| SO | 1997 FORD CROWN VICTORIA | 2FALP71W2VX187051 | 6570 | OLD              |
| SO | 1999 CHEVROLET           | 2G1WL52KXX9206318 |      | OLD-Trnsm. Probs |

**OTHER VEHICLES**

|    |                                  |          |     |           |
|----|----------------------------------|----------|-----|-----------|
| JL | 1964 MFN 6 X 6 TK. TRACTOR-BEIGE | 165049   |     | NotNeeded |
| JL | COMET, MODEL 345, 20 FLAT TRAIL. | 07F96468 | N/A | NO TITLE  |
|    | YEAR UNKNOWN --- GREEN           |          |     |           |

**MISCELLANEOUS ITEMS**

|                                 |                          |
|---------------------------------|--------------------------|
| AUDIO ACCESSORIES               | OUTDATED                 |
| CAMERA and ACCESSORIES          | OLD and NO LONGER NEEDED |
| CARD FILES                      | WORN OUT                 |
| CHAIRS                          | WORN OUT                 |
| COMPUTERS                       | OUTDATED                 |
| COMPUTER PARTS                  | OUTDATED                 |
| MONITORS                        | OUTDATED                 |
| PRINTERS and SCANNERS           | OUTDATED                 |
| COPIERS                         | WORN OUT                 |
| DESKS -- WOODEN and METAL       | WORN OUT                 |
| PROJECTORS and SCREEN           | NO LONGER NEEDED         |
| STORAGE RACKS                   | BROKEN                   |
| TYPEWRITERS                     | BROKEN                   |
| TV, VCR and FAX MACHINE         | OLD, BROKEN              |
| LIGHTBARS FOR VEHICLES          | NO LONGER NEEDED         |
| OFFICE SUPPLIES and ACCESSORIES | OLD                      |

**Award Contract for Multi-Hazard Trailer**

Jane Leonard, Deputy Finance Officer, told the Board that pursuant to NCGS 143-129, requests for proposals for a multi-hazard trailer with supplies and equipment for our Emergency Services Department was issued on 3/24/04. Only 1 bid, Southeastern Emergency Equipment for \$79,592.20, was received and it was determined that their proposal was reasonable, fair and equitable. The purchase of the multi-hazard trailer and supplies will be funded through a homeland security grant.

*On motion of Mason, seconded by Kemp, the Board voted unanimously to award the bid for a multi-hazard trailer and supplies/equipment to Southeastern Emergency Equipment for \$79,592.20.*

**Award Bid for Replacement Windows at Randolph County Office Building (RCOB)**

Jane Leonard told the Board that bids for replacement windows at the RCOB were received, as follows:

| Contractor   | Bid      |
|--|----------|
| Binswanger Glass Company<br>* furnish and install 1" gray annealed insulated glass<br>* make minor repairs to caulking, as necessary<br>* dispose of old glass once it is removed<br>* provide a 10-year warranty against seal failure | \$29,895 |
| M. H. & J. Enterprises, Inc.   | \$26,285 |
| Alamance/Randolph Glass, Inc.  | \$31,239 |
| Smith Auto Glass   | No Bid   |

Although M. H. & J. Enterprises, Inc. appears to be the lowest bidder, they did not quote replacement of glass in all 112 windows and they included no warranty for leaks. Therefore, the bid from Binswanger Glass Company has been determined to be the best overall bid.

*On motion of Davis, seconded by Frye, the Board voted unanimously to award the bid for replacement windows at RCOB to Binswanger Glass Company for \$29,895.*

**Budget Amendment—Day Reporting Center (DRC)**

Jane Leonard said that the Criminal Justice Partnership Program has approved a State grant allocation of discretionary funding for one-time expenses for the Adult DRC. They have approved \$10,645 in funds for the Randolph County program and \$11,195 for the Montgomery County program. The DRC requested these funds in order to purchase computers, program supplies and additional professional services.

*On motion of Davis, seconded by Kemp, the Board voted unanimously to approve Budget Amendment #52, as follows:*

| <b>GENERAL FUND - #52</b>    |                 |                 |
|------------------------------|-----------------|-----------------|
| <b>Revenues</b>              | <b>Increase</b> | <b>Decrease</b> |
| Miscellaneous                | \$11,195        |                 |
| Restricted Intergovernmental | \$10,645        |                 |
| <b>Appropriations</b>        | <b>Increase</b> | <b>Decrease</b> |
| Day Reporting Center         | \$21,840        |                 |

**Budget Amendment—Social Services (DSS)**

Jane Leonard said that DSS has received a \$40,000 Smart Start Child Day Care allocation and a \$26,155 Crisis Intervention Program allocation. Both allocations are 100% reimbursable.

*On motion of Mason, seconded by Frye, the Board voted unanimously to approve Budget Amendment #53, as follows:*

| <b>GENERAL FUND - #53</b>    |                 |                 |
|------------------------------|-----------------|-----------------|
| <b>Revenues</b>              | <b>Increase</b> | <b>Decrease</b> |
| Restricted Intergovernmental | \$66,155        |                 |
| <b>Appropriations</b>        | <b>Increase</b> | <b>Decrease</b> |
| Social Services              | \$66,155        |                 |

**Budget Amendment—Sheriff’s Department**

Jane Leonard said that the Randolph County Schools has offered to provide the County with an additional \$21,000 to purchase a vehicle for the School Resource Officers. It can be purchased via State Contract bid.

*On motion of Frye, seconded by Davis, the Board voted unanimously to approve Budget Amendment #54, as follows:*

| <b>GENERAL FUND - #54</b> |                 |                 |
|---------------------------|-----------------|-----------------|
| <b>Revenues</b>           | <b>Increase</b> | <b>Decrease</b> |
| Sales & Service           | \$21,000        |                 |
| <b>Appropriations</b>     | <b>Increase</b> | <b>Decrease</b> |
| Sheriff & Jail            | \$21,000        |                 |

### **Adopt Resolution of Support for Tobacco Quota Buyout**

*On motion of Frye, seconded by Davis, the Board voted unanimously to adopt the following resolution:*

***WHEREAS**, the United States Congress has recently considered a tobacco quota buyout to avoid economic hardship for North Carolina and other states whose citizens have participated in this program for many years, and have depended on this program for their livelihood; and*

***WHEREAS**, the tobacco quota buyout could send as much as six billion dollars to quota owners and growers in the State of North Carolina; and*

***WHEREAS**, the Randolph County Board of Commissioners supports this action as a fair and equitable resolution of concerns relating to this issue.*

***NOW THEREFORE BE IT RESOLVED** that the Randolph County Board of Commissioners supports the Federal tobacco quota buyout in 2004, and requests that members of Congress make this a priority for early action for 2004. A copy of this resolution shall be forwarded by the Clerk to the North Carolina Association of County Commissioners and members of Congress from North Carolina.*

### **Adopt 2004-2005 Budget Meeting Schedule**

*On motion of Frye, seconded by Mason, the Board voted unanimously to set the following dates for their budget sessions: June 7 (4:00 p.m.), June 8 (5:00 p.m.), June 14 (5:30 p.m.), June 21 (2:00 p.m.), and June 28 (6:00 p.m.) including a public hearing on the budget at 7:00 p.m. on June 21.*

### **Approve Finalization of the Closing of a Courthouse Area Alleyway**

Aimee Scotton, County Attorney, said that the Board needed to authorize the finalization of the property agreements regarding the closing of a 16-foot alleyway at the old Courthouse. She reminded the Board that they had previously approved the closing of the alleyway. When the alleyway was closed, part of the alleyway property reverted to the owners of the properties that joined with the alleyway (lawyers' row). In return for these owners granting quitclaim deeds of this property to the County, the County agreed to grant these owners perpetual easements for access and parking. Ms. Scotton asked the Commissioners to approve the signing of the final paperwork (i.e. the easements and other necessary documents).

*On motion of Kemp, seconded by Mason, the Board authorized the finalization of the closing of an alleyway at the Courthouse and authorized the Chairman to sign any necessary closing documents.*

### **Update on Junked Vehicle Removal Progress**

Aimee Scotton updated the Board on the progress of the County's junked vehicle cases that she began processing last December. At the beginning of December, there were 232 active cases. She said that 80 of these cases have been resolved, with 58 more already in the process of being resolved. Only 8 of the initial 80 cases had to be filed (in the court system). One of the 8 property owners brought her property into compliance after the lawsuit had been filed. The County has secured default judgments against the other 7.

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At 5:30 p.m., the meeting was recessed until 6:30 p.m.

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### **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 Administrator, presented the following requests, and Chairman Holmes opened the public hearing for comments on each request and closed it before taking action on each request.

1. LOU ELIAS, Ramseur, North Carolina, is requesting that 0.53 acres located at 4422 U.S. Hwy 220S, Cedar Grove Township, be rezoned from Residential Agricultural to Office Institutional/Conditional Use. The Conditional Use Zoning District would specifically allow a language translation office in the existing building. Mark Braswell is the property owner. The Planning Board considered this request at a public meeting on April 6, 2004, and recommended unanimously that this request be approved.

**Lou Elias**, 1177 Brooklyn Ave. Ext., Ramseur, spoke in support of her request. She said that she would be assisting clients with immigration paper filing as well as translating for them. She is buying this property.

*On motion of Davis, seconded by Kemp, the Board voted unanimously to approve the request of Lou Elias.*

2. FIRST PENTECOSTAL CHURCH, Ramseur, North Carolina, is requesting the Conditional Use Permit issued to the 2.64 acres located on Hwy 64 (just past Meadow Drive), Franklinville Township, Zoning District HC-CU, be amended to allow a church in the existing 60' x 200' building (currently the building is permitted for an indoor flea market). Terry Tucker is the property owner. The Planning Board considered this request at a public meeting on April 6, 2004, and recommended unanimously that this request be approved.

**Rev. Samuel Dean Staley**, 455 Weatherly St., Ramseur, spoke in support of this request.

*On motion of Mason, seconded by Frye, the Board voted unanimously to approve the request of Rev. First Pentecostal Church.*

3. GARY WHITE, Trinity, North Carolina, is requesting that 48.02 acres located on Edgar Road, New Market Township, be zoned to allow a conventional exclusive residential subdivision overlay. Zoning District RA. The Conditional Use Zoning District would specifically allow a 42-lot residential subdivision for site-built homes only with a minimum house size of 1,800 sq. ft. Property Owners are Harvey & Nancy Williams. The Planning Board considered this request at a public meeting on April 6, 2004, and recommended unanimously that this request be approved.

**Gary White**, 5792 Suits Rd., Archdale, spoke in support of his request. He said that Davidson Water is available to the property and that he has done soil testing already. He plans to do most of the building himself but will sell some of the lots.

*On motion of Frye, seconded by Davis, the Board voted unanimously to approve the request of Gary White.*

4. JAMES LEROY WALKER, Trinity, North Carolina, is requesting that 28.55 acres located on Flint Hill Road, Back Creek Township, be zoned to allow a conventional exclusive residential subdivision overlay. Zoning District RA. The Conditional Use Zoning District would specifically allow an 8-lot residential subdivision for site-built homes with a minimum house size of 1,500 sq. ft. The Planning Board considered this request at a public meeting on April 6, 2004, and recommended unanimously that this request be approved.

No one spoke.

*On motion of Frye, seconded by Kemp, the Board voted unanimously to approve the request of James White.*

5. KEITH CHRISMON, Denton, North Carolina, is requesting that 4 acres located at 9035 N.C. Hwy 49S, New Hope Township, be rezoned from Highway Commercial to Light Industrial/Conditional Use. The Conditional Use Zoning District would specifically allow a welding & fabricating metals operation (as per site plan). Cliff Loflin is the property owner. The Planning Board considered this request at a public meeting on April 6, 2004, and recommended unanimously that this request be approved. Mr. Johnson said that the Planning Board has recommended a Level 3 buffer along the Conelson Road side of the property and that the building would have to meet all of the N.C. Building Codes. Copies of a letter from Mike and Ann Bracey (adjoining property owners) that had been faxed to Mr. Johnson and the County Manager's Office earlier in the day were distributed to the Board. The letter stated opposition to the request.

No one spoke.

*On motion of Mason, seconded by Kemp, the Board voted unanimously to approve the request of Keith Chrismon.*

6. HARRY RUSHBROOK, Asheboro, North Carolina, is requesting that 3.50 acres located on Old Stagecoach Road (across from Walnut Creek Lane), Franklinville Township, be rezoned from Residential Agricultural/Conditional Use to Rural Business Overlay/Conditional Use. The Conditional Use Zoning District would specifically allow a landscaping business. The Planning Board considered this request at a public meeting on April 6, 2004, and recommended unanimously that this request be approved. Mr. Johnson gave the Board members a letter from adjoining property owners Mike and Ann Bracey, that he had received in opposition to this request.

**Harry Rushbrook**, 399 Chaney Rd., Asheboro, spoke in support of his request.

*On motion of Davis, seconded by Mason, the Board voted unanimously to approve the request of Harry Rushbrook.*

7. STEVE MANESS, Randleman, North Carolina, is requesting that the Conditional Use Permit on 23.17 acres located on Caudle Road, Randleman Township, be amended. Zoning District CVOE-CU. The specific amendment would allow a 30-lot residential subdivision for site-built homes only with a minimum house size of 1,400 sq. ft. (The original Conditional Use Permit would only allow 22 residential lots). The Planning Board considered this request at a public meeting on April 6, 2004, and recommended unanimously that this request be approved.

**Steve Maness**, 134 Cox St., spoke in support of his request.

*On motion of Frye, seconded by Davis, the Board voted unanimously to approve the request of Steve Maness.*

### **Adjournment**

At 7:05 p.m., the Board adjourned.

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J. Harold Holmes, Chairman

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Darrell L. Frye

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Phil Kemp

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Robert B. Davis

Robert O. Mason

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Cheryl A. Ivey, Deputy Clerk to the Board