

August 2, 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, Holmes, Kemp, and Mason were present. Commissioner Davis was absent. Rev. Bret Cogan, Associate Minister of First United Methodist Church of Asheboro, gave the invocation, after which everyone recited the Pledge of Allegiance.

**Consent Agenda**

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

*C approve minutes of July 12, 1999;*

*C appoint Joyce Rogers, Matilda Phillips, and Jean Nall to a one-year initial term on the Nursing Home/Adult Care Home Community Advisory Committee;*

*C reappoint Danny Auman, Talmadge Baker, Mike Cox, Tony Hasty, Pete Oldham, Tom Sullivan, Frank Willis, and Rodney Trogdon to the Criminal Justice Partnership Advisory Board (3-year terms);*

*C appoint Marie Pugh to fill the unexpired term of Mescal Ferguson, who recently passed away, on the Randolph County Public Library Board of Trustees (term expires 6/00);*

*C adopt the following proclamation:*

*WHEREAS, eighty-five years ago, the North Carolina Cooperative Extension Service was established as a partnership of county, state and federal governments; and*

*WHEREAS, the essence of the North Carolina Cooperative Extension Service has long been to help people put knowledge to work so that they can improve their lives; and*

*WHEREAS, Extension has been a supportive partner of other county programs, including but not limited to social services and natural resources; and*

*WHEREAS, throughout its history, Extension has focused on providing people with educational programs that meet their needs, providing decision-makers with objective information and providing the framework for successful individuals, families and communities; and*

*WHEREAS, Extension takes the research of North Carolina's two land-grant institutions--North Carolina State University and North Carolina A&T State University--and develops educational resources based upon the needs of North Carolinians; and*

*WHEREAS, Extension centers are located in all 100 counties and on the Cherokee Reservation.*

*NOW, THEREFORE, the Randolph County Board of Commissioners does hereby proclaim August 27, 1999 as "Extension Heritage Day" in Randolph County, and urges all county citizens to use, visit and support their county Extension Service, and encourages all county citizens to join us in celebration of this anniversary. Let us honor with appropriate activities and ceremonies those who have served us and let us remember this great heritage.*

**Ambulance Bid Award**

Jane Leonard, Deputy Finance Officer, stated that the lack of available working ambulances for Randolph County Emergency Services has caused an immediate need for the purchase of a new ambulance. She presented bids received for a Type I Class I Ambulance, as follows:

VENDOR	DESCRIPTION	DELIVERY TIME	TOTAL COST
Northwestern Emergency Vehicles	new Ford F-350, 1999 American Emergency Vehicle	60-90 days after receipt of order	\$68,374
Superior Specialty Vehicles, Inc.	new Ford F-350, 1999 Marque Design	120 days after receipt of order	\$66,949

Ms. Leonard said that even though Superior Specialty Vehicles, Inc. submitted the lowest bid, the length of time for delivery is a matter of concern. The request for bids stated, "Randolph County prefers delivery within sixty days after receipt of order." Northwestern can deliver within 60 days because they have a chassis in stock. After weighing the price difference of \$1,425 against the prolonged delivery

time, the Emergency Services Department thinks it is in the best interest of the ambulance service to receive the ambulance as soon as possible. Therefore, it is recommended that the bid award be given to Northwestern Emergency Vehicles.

*On motion of Mason, seconded by Holmes, the Board unanimously awarded the bid to Northwestern Emergency Vehicles for \$68,374, with a 60- to 90-day delivery provision.*

**Introduction of New Purchasing Technician**

Ms. Leonard introduced Susanna Vang, new purchasing technician, who may make bid award presentations in the future.

**Resolution for Trade-in on Surplus Property**

Jane Leonard, Deputy Finance Officer, reported that the Emergency Services Department requested bids on four patient ventilators/resuscitators. As part of the request, a trade-in option was offered on certain outdated equipment the department has. One vendor, King Medical Equipment, offered an even exchange of the new equipment for the old equipment. Their new equipment is valued at \$3,000. The other two vendors, Moore Medical Corporation and Emergency Medical Products, Inc., were not interested in the trade-in items. Their bids were \$7,570.32 and \$7,830.72, respectively. Ms. Leonard stated that in order to proceed with this offer, the Board will need to authorize by resolution the sale of the old equipment by private sale. After the sale is advertised for 10 days, the County can complete the exchange transaction.

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

***WHEREAS**, Randolph County has in its possession 4 CPR Thumper machines mid \_80 models complete w/ hard cases and double O2 tank carriers; 6 Physio Control two bay battery chargers; 5 Physio Control LP5 monitor defibrillators, operational and in fair condition; 1 used folding stretcher, in fair condition; box of assorted laryngoscope blades and handles; 2 boxes of assorted Physio Control LP11 soft cases and lead cables; and 3 Ferno Model 30 mattresses from the Emergency Services Department; and*

***WHEREAS**, Randolph County has offered this equipment as trade-in for four (4) new patient ventilators/resuscitators; and*

***WHEREAS**, Counties are authorized by GS 160A-267 to sell equipment by private sale.*

***NOW, THEREFORE, BE IT RESOLVED** by the Randolph County Board of Commissioners that this equipment be offered as trade-in to King Medical Equipment for four (4) new patient ventilators/resuscitators in an even exchange.*

***BE IT FURTHER RESOLVED** that Jane H. Leonard, Deputy Finance Officer, is authorized to handle this trade-in with King Medical Equipment.*

**Budget Amendment - Encumbrances**

*On motion of Kemp, seconded by Holmes, the Board unanimously approved Budget Amendment #2 to the FY 1999-00 Annual Budget to reflect contracts entered into or purchase orders issued in FY 1998-99 but which were still outstanding as of June 30, 1999, as follows:*

<i>General Fund</i>	
<i>Revenue</i>	<i>Increase</i>
<i>Fund Balance Appropriated</i>	<i>\$834,267</i>
<i>Appropriations</i>	<i>Increase</i>
<i>Elections</i>	<i>\$ 10,388</i>
<i>Administration</i>	<i>13,000</i>

<i>Computer Services</i>	2,695
<i>Tax</i>	1,280
<i>Register of Deeds</i>	54,209
<i>Public Buildings - Maintenance</i>	304,598
<i>Court Facilities</i>	10,400
<i>Sheriff &amp; Jail</i>	33,177
<i>Emergency Services</i>	79,327
<i>Day Reporting Center</i>	60,305
<i>Public Health</i>	33,119
<i>Cooperative Extension Service</i>	1,000
<i>Social Services</i>	117,700
<i>Public Library</i>	18,110
<i>Soil &amp; Water Conservation</i>	2,959
<i>Special Appropriations</i>	92,000

<b><i>Public Works Fund</i></b>	
<b><i>Revenue</i></b>	<b><i>Increase</i></b>
<i>Fund Balance Appropriated</i>	\$ 20,550
<b><i>Appropriations</i></b>	<b><i>Increase</i></b>
<i>Landfill Operations</i>	\$ 20,550

<b><i>Emergency Telephone System Fund</i></b>	
<b><i>Revenue</i></b>	<b><i>Increase</i></b>
<i>Fund Balance Appropriated</i>	\$14,913
<b><i>Appropriations</i></b>	<b><i>Increase</i></b>
<i>Information Management</i>	\$ 14,913

<b><i>Landfill Closure Fund</i></b>	
<b><i>Revenue</i></b>	<b><i>Increase</i></b>
<i>Fund Balance Appropriated</i>	\$437,237
<b><i>Appropriations</i></b>	<b><i>Increase</i></b>
<i>Closure Cost</i>	\$437,237

**Budget Amendment - DRC**

On motion of Kemp, seconded by Mason, the Board unanimously approved Budget Amendment #3 to the FY 1999-00 Annual Budget, which reflects a Governor's Crime Commission Grant received for substance abuse treatment, as follows:

<b><i>GENERAL FUND - #3</i></b>	
<b><i>Appropriation</i></b>	<b><i>Increase</i></b>
<i>Day Reporting Center</i>	\$37,500
<b><i>Revenue</i></b>	<b><i>Increase</i></b>
<i>Restricted Intergovernmental</i>	\$37,500

**Allocation of Deputy Sheriff for Randolph Community College Security**

Major Allen McNeill explained that RCC has requested that the Sheriff’s Office hire an additional deputy to work security at the college. RCC will reimburse the County the full cost of salary, fringe benefits, and outfitting the deputy for duty, which would be \$47,161. There is currently one deputy already assigned to the college under the same financial arrangement and supervised by the Sheriff’s Office.

*On motion of Mason, seconded by Holmes, the Board unanimously approved the allocation of an additional deputy position, grade 64, for the Sheriff’s Department, effective immediately, and approved Budget Amendment #4 to the FY 1999-2000 Annual Budget, as follows:*

<b>GENERAL FUND - #4</b>	
<i>Appropriation</i>	<i>Increase</i>
<i>Sheriff &amp; Jail</i>	<i>\$47,161</i>
<i>Revenue</i>	<i>Increase</i>
<i>Miscellaneous</i>	<i>\$47,161</i>

**Purchase of Properties by Randolph County Schools**

Worth Hatley, Superintendent of Randolph County Schools, reported on three pieces of property that the Randolph County Board of Education wishes to purchase: (1) site for new elementary school in the Archdale/Trinity area, on Welborn Road, about 72 acres, asking \$500,000, appraised at \$442,000; (2) site for new middle school in the Jackson Creek area, on Pleasant Union Road, about 60 acres, asking \$3,000 acre, appraised at \$3,000 acre; (3) land adjacent to Eastern Randolph High for future expansion, around the perimeter of existing school property to the east and south, 59.4 acres, asking \$300,000, appraised at \$421,000. Mr. Hatley stated that they could borrow money from their current capital funds to pay for sites 1 and 2 and pay it back in March when they get their COPs money. For site 3, they will pay \$200,000 from their ADM funds and \$100,000 from current capital.

Charlie Bossong, citizen in the audience, stated that he is concerned that the County Schools staff may not have looked at all their options in the Jackson Creek area. Mr. Hatley assured Mr. Bossong that they had.

*On motion of Mason, seconded by Holmes, the Board unanimously approved the purchase of the three properties presented.*

**Alternate Member for Planning Board**

No nominees were offered at this time.

**GFOA Certificate of Achievement for Excellence in Financial Reporting**

Frank Willis, County Manager, reported that the County’s comprehensive annual financial report for the fiscal year ended June 30, 1998 has, for the 10th consecutive year, qualified for a Certificate of Achievement for Excellence in Financial Reporting by the Government Finance Officers Association. He said this award will be an important asset to the County in the upcoming sale of Certificates of Participation.

Chairman Frye congratulated Mr. Willis, Jane Leonard, and other staff who contributed to this significant accomplishment.

### **Request for County to Become a Member of the Archdale/Trinity Chamber of Commerce**

Frank Willis, County Manager, stated that the County has been a member of the Asheboro/Randolph Chamber of Commerce for many years because it represents the entire county. He said he recently received a request from the Archdale/Trinity Chamber of Commerce to join their organization. Yearly membership investment would be \$255. After receiving this request, his staff contacted the other chambers of commerce in the county, Randleman and Liberty, and they expressed a strong interest in having the County as a member of their organizations. Liberty's annual membership investment would be \$50, and Randleman's would be \$250. Mr. Willis said the funds needed to join these three chambers of commerce would come from the Governing Body's dues & subscriptions line item.

*On motion of Holmes, seconded by Mason, the Board unanimously voted to become members of the Archdale/Trinity, Liberty, and Randleman Chambers of Commerce.*

### **Adoption of 2000 Holiday Schedule**

Frank Willis pointed out that the County's proposed holiday schedule for 2000 has one difference from the schedule adopted by the State. The State will observe the New Year's Day holiday on Friday, December 31, 1999. The County proposes to take that holiday on Monday, January 3, 2000 in order to have an extra day to deal with any Y2K problems that may occur.

*On motion of Holmes, seconded by Kemp, the Board unanimously adopted the 2000 holiday schedule as follows: New Year's Day, January 3; M.L. King, Jr.'s Birthday, January 17; Good Friday, April 21; Memorial Day, May 29; Independence Day, July 4; Labor Day, September 4; Veteran's Day, November 10; Thanksgiving, November 23 & 24; Christmas, December 25 & 26.*

### **Public Hearing - Amendments to Unified Development Ordinance Concerning Towers**

At 5:00 p.m. the Board adjourned to a duly advertised public hearing to consider amendments to the County's Unified Development Ordinance relative to standards for granting special use permits for communication towers.

Hal Johnson, Planning & Zoning Director, presented the following information: Since 1987 the Planning Board has received 17 requests for communication towers. Placement of these towers is approved through a special use permit. Early this year, the County received nine applications for cellular towers and currently has requests for two television towers. We expect to receive 15-20 new applications within the next year. Because of the dramatic increase in special use permit applications for communications towers, the Board of Commissioners, on March 8, 1999, placed a moratorium on granting permits for these towers so that the County could develop revisions to the zoning sections of the Unified Development Ordinance that would better address standards for tower location. The Planning Board, County Attorney, and representatives of the telecommunications industry have reviewed concerns and options and have developed proposed ordinance revisions for the Commissioners' consideration, following a public hearing on the proposed changes. Mr. Johnson also reviewed the special use permit process, in which the Planning Board acts as a quasi-judicial body and all persons giving information or testimony must do so under sworn oath.

Chairman Frye opened the floor for public comment.

**Gray Stiers**, legal representative for SBA Towers of Raleigh, NC, said that as a representative of the communication tower industry, he appreciated the opportunity to be involved in the process of developing the proposed amendments and that he feels the proposed changes are clear and workable.

No one else asked to speak and Chairman Frye closed the public hearing.

*On motion of Kemp, seconded by Mason, the Board unanimously approved the amendments as presented (ATTACHED).*

### **Rezoning Public Hearing**

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

1. Barry Wright, Ramseur, is requesting that 1.42 acres (out of 53.6) on Grantville Lane, Grant Township, be rezoned from RA to HC/CU to allow a truck and tractor repair business in a 40 x 60 building to be constructed on site. The Planning Board unanimously recommended denial due to incompatibility with the area.
2. The Compass Group, Inc., Winston-Salem, is requesting that 130.42 acres on Old 421 Road, Liberty Township, be rezoned from RA/HI to HI/CU to allow a 13-lot planned industrial development. The Planning Board unanimously recommended approval, with the following conditions: private restrictions be provided for Commissioners' consideration; work with Planning staff concerning buffers to protect the river and adjoining properties. Mr. Johnson stated that the deed restrictions being presented later in the meeting address buffers along Rocky River.
3. Joseph and Frances Sechler, Asheboro, are requesting that 97 acres on Back Creek Road, Back Creek Township, be rezoned from RA to RE/CU to allow the development of a 9-lot subdivision for site-built homes only. The Planning Board unanimously recommended approval. Mr. Johnson stated that Mr. Sechler's deed restrictions are the most restrictive he has ever seen. The road into the development will be a private road maintained by the property owners and doesn't have to be paved.
4. Donnie Apple, Denton, is requesting that 43.03 acres on Reddy Foxx Lane, Trinity Township, be rezoned from RA to RM/CU to allow a 20-space mobile home park. The Planning Board unanimously recommended approval with the following conditions: on-site manager or agent; restrictions prepared for Commissioners' review. Mr. Johnson noted that the road doesn't have to be paved because this development is not a subdivision but rental spaces. However, Mr. Apple plans to pave the road.

### **Citizen Comments - Request #1**

**Rick Smith**, real estate broker for the applicant, said that Mr. Wright is currently operating his business in a rented building that some trucks won't fit into. Working on this equipment outside has been a problem during hot or rainy weather. The proposed new site is 300 feet from the road and is out of sight behind a row of trees. It would be helpful to have the operation in this agricultural community because Mr. Wright repairs farm equipment. Mr. Smith presented a petition signed by 75 people who support this request.

**Barry Wright**, applicant, asked that maintaining the row of trees currently on the site be a part of the conditional use request.

**Linda Palmer**, 1732 Pleasant Ridge Road, said that she lives across from Mr. Wright's current operation and has just purchased 10 acres across from the new site. She has no problem living across from this business and considers it to be an asset to the community.

Chairman Frye asked for a show of hands of those present supporting this request. Approximately 30-35 persons raised their hands.

### **Citizen Comments - Request #2**

**Tim Leadbetter** of The Compass Group said they would develop a plan for an industrial park that

would attract good customers. Their budget includes \$75,000 for landscaping and \$25,000 for signage and entrance. He asked that their restrictive covenants be a part of the conditional use request. He said the Town of Liberty plans for this entire corridor to become commercial.

**Bonnie Renfro** of the Randolph County Economic Development Corporation, the property owner, stated that EDC intends to bring in environmentally-friendly businesses to this park and to seek diversity to the industrial base. She said that each individual lot, plat, and business will be reviewed by the Planning Department because the property is in a watershed.

#### Citizen Comments - Request #3

**Joe Sechler**, 903 Back Creek Road, stated that this development would consist of upper-end homes with at least 2400 square feet. The lots, ranging from 7.7 to 22.3 acres, were laid out with the lay of the land so that natural boundaries form many property lines. All driveways will enter onto a tar and gravel private road that will be constructed from a 45-foot swath and will be about ½ mile long. Restrictive covenants will ensure that the forest is maintained, with tree cutting kept to the minimum of what is needed for building sites and driveways. He asked that his restrictive covenants be a part of the conditional use request.

#### Citizen Comments - Request #4

**Donnie Apple**, applicant, said lots will be 40,000 square feet and the road and driveways will be paved. He asked that his restrictive covenants and the requirement that paving of the road and driveways be completed before any homes can go in be part of his conditional use request.

**Keith Sink**, 2501 Old Mountain Road, Trinity, said he would rather have a subdivision than a mobile home park.

Chairman Frye closed the public hearing.

County Attorney Alan Pugh, in response to a comment about spot zoning, mentioned a court case in Guilford County concerning zoning for an agricultural business. In that case, the Court said that zoning permit was legal spot zoning and that the conditional use gave protection to the area.

#### Board Action on Requests

*On motion of Mason, seconded by Holmes, the Board unanimously approved the request of Barry Wright, with the condition that the existing row of trees on site remain.*

*On motion of Holmes, seconded by Kemp, the Board unanimously approved the request of The Compass Group, Inc. and, on advice of the County Attorney, included with this approval the condition that the applicant's restrictive covenants be recorded but not part of the conditional use.*

*On motion of Kemp, seconded by Mason, the Board unanimously approved the request of Joseph and Frances Sechler and, on advice of the County Attorney, included with this approval the condition that the applicant's restrictive covenants be recorded but not part of the conditional use.*

*On motion of Kemp, seconded by Mason, the Board unanimously approved the request of Donnie Apple with the condition that the road be paved before the first unit is occupied and, on advice of the County Attorney, made items 1, 2, 3, 4, and 6 of the applicant's restrictive covenants a part of the conditional use, as follows: (1) All homes will be constructed with vinyl siding and shingled roof. All driveways and roadway areas to be paved with blacktop type I-2. (2) All lots will be a minimum of 40,000 square feet. (3) On-site management will be provided by park owner. (4) Services provided will include public water, septic and garbage pickup. (6) Tenant is to maintain the yard around the residence*

*by keeping the yard mowed and not having disabled vehicles or other junk items upon the premises.*

The meeting adjourned at 7:45 p.m.

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Darrell L. Frye, Chairman

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Phil Kemp

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J. Harold Holmes

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Robert O. Mason

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Alice D. Dawson, Clerk to the Board