

The Sampson County Board of Commissioners convened for their regular meeting at 7:00 p.m. on Monday, August 4, 2014 in the County Auditorium, 435 Rowan Road in Clinton, North Carolina. Members present: Chairman Jefferson Strickland, Vice Chairman Jarvis McLamb, Commissioner Albert D. Kirby, Jr., Commissioner Billy Lockamy, and Commissioner Harry Parker.

The Chairman convened the meeting. A moment of silence was observed honoring the family lost in a tragic fire in Garland, followed by the invocation led by Commissioner Parker. Commissioner Lockamy then led the Pledge Allegiance.

Approval of Agenda

Upon a motion made by Commissioner McLamb and seconded by Commissioner Kirby, the Board voted unanimously to approve the agenda with the addition one budget amendment.

Item 1: Roads

Monthly Report - NCDOT District Engineer Keith Eason was present to address questions or concerns from the Board or citizens in attendance. Mr. Eason reported that Litter Sweep would occur from September 20th to October 4th, and encouraged the public to participate. As requested at the Board's previous meeting, Mr. Eason provided information on the process and criteria for the addition of roads to the secondary roads system, providing a copy of the pertinent sections of the State's manual. Commissioner Kirby asked if there were any limit on the number of roads which could qualify for addition in a jurisdiction, and Mr. Eason and DOT District Engineer Lin Reynolds stated there was not.

Recognition of Retiring District Engineer The Board recognized retiring District Engineer Linwood E. Reynolds for his service to the citizens of Sampson County while serving in his capacity with NCDOT.

Item 2: Planning & Zoning Items

ZA-8-14-1 The Chairman opened the hearing and recognized Planning Director Mary Rose who reviewed the request to amend the Sampson County Zoning Ordinance Section 5.1 Continuance of Nonconforming Buildings, which had been unanimously recommended by the Planning Board. Ms. Rose noted that the goal of Planning staff was to request subtle changes to the ordinance which would reduce perceived challenges for citizens and improve customer service. The Chairman opened the floor

for public comments, and none were received; the hearing was closed. Upon a motion made by Commissioner Lockamy and seconded by Commissioner Kirby, the Board voted unanimously to approve the following amendment to the Sampson County Zoning Ordinance, Section 5.1 Continuance of Nonconforming Buildings:

- A. The lawful use of a building existing at the time of the passage of this Ordinance shall not be affected by this Ordinance, and such use may be extended throughout the building provided no structural alterations except those required by law, ordinance or ordered by the zoning officer to secure the safety of the building are made therein, but no such use shall be extended to occupy land outside such building. If such nonconforming building is removed or the nonconforming use of such building is discontinued for a continuous period of more than one hundred and eighty (180) days, every future use of such premises shall be in conformity with the provisions of this Ordinance.
- B. ***Notwithstanding Section (5.1.A), any structure used for single-family residential purposes and maintained as a nonconforming use may be enlarged, so long as the enlargement does not create new nonconformities or increase the extent of existing nonconformities with respect to such matters as setback.***

ZA-8-14-2 The Chairman opened the hearing and recognized Planning Director Mary Rose who reviewed the request to amend the Sampson County Zoning Ordinance Section 5.2 Continuance of Nonconforming Use of Land, which had been unanimously recommended by the Planning Board. The Chairman opened the floor for public comments, and none were received; the hearing was closed. Upon a motion made by Commissioner Kirby and seconded by Commissioner Parker, the Board voted unanimously to approve the following amendment to the Sampson County Zoning Ordinance, Section 5.2 Continuance of Nonconforming Use of Land:

- A. The lawful use of "land" existing at the time of the passage of this Ordinance, although such use does not conform to the provisions of this Ordinance, shall not be affected by this Ordinance provided, however, that no such nonconforming use shall be extended to occupy a greater area of land than occupied by such use at the time of the passage of this Ordinance. If such nonconforming use is discontinued for a continuous period of more than one hundred and eighty (180) days, every future use of said land shall be in conformity with the provision of this Ordinance.
- B. ***Notwithstanding Section (5.2.A), any structure not in compliance with this ordinance and intended to be used for single-family residential purposes, which use has been discontinued for a continuous period of more than one hundred and eighty (180) days, complies with the Sampson County Building Inspections residential requirements, and the structure has not deteriorated by more than (60) percent of its assessed value may have its use reinstated for residential purposes by the permit writing authority.***

ZA-8-14-3 The Chairman opened the hearing and recognized Planning Director Mary Rose who reviewed the request to amend the Sampson County Zoning Ordinance to add Class B Manufactured Homes as a permitted use in Section 3.3.3 MRD Mixed Residential District. Ms. Rose noted that this was not a unanimous recommendation by the Planning Board, and if the commissioners did not approve the amendment, such requests could be handled on a case by case basis as a variance. The Chairman opened the floor for public comments, and none were received; the hearing was closed. Upon a motion made by Commissioner Kirby and seconded by Commissioner Parker, the Board voted unanimously to approve the following amendment to the Sampson County Zoning Ordinance, Section 3.3.3 MRD Mixed Residential District:

B. Permitted Principal Uses and Structures:

Accessory uses and structures (see general provisions)

Agriculture (Bona fide farms)

Dwelling, Single Family (including modular homes)

Class A Manufactured Homes

Class B Manufactured Homes

Churches and their customary uses including childcare on premises, fellowship halls, playgrounds

Public utility distribution lines & easements (exempt from yard requirements)

Item 3: Reports & Presentations

Recognition of David and Jeannie King The Board recognized David and Jeannie King for their years of services in the establishment and maintenance of the Sampson County History Museum. The Chairman presented an engraved pewter plaque.

Presentation – Dominion Power Proposed Natural Gas Pipeline, Southeast Reliability Project John Elliott, Director of Government and Community Relations for Duke Energy Carolinas announced Duke Energy’s partnership with Piedmont Natural Gas in the 550-mile natural gas pipeline to transport natural gas from West Virginia to eastern North Carolina, and noted that Dominion Power would partner and build the pipeline. Mr. Elliott introduced Michael Thompson of Dominion Power who provided a PowerPoint presentation outlining the project and plans for community input on the project (see attached). The Board expressed their excitement about the project’s prospects and welcomed Dominion Power to the community.

Item 4: Action Items

Consideration of Resolution Requesting Amendment to Legislation to Designate the Segment of US Highway 117 from Goldsboro South to I-40 Intersection as a Future Interstate Highway Economic Developer John Swope recapped the discussions from the Wayne County Transportation Committee meeting attended by him, Commissioners Lockamy and Kirby and TAG Chairman Jerol Kivett with regard to the efforts to add a section of US 117 as future Interstate 795. The group requested the approval of a resolution supporting its efforts given the potential impact to the economic development of eastern NC and this portion of Sampson County (the intersection of 117 and I-40), and if approved, the same resolution would be considered by the Economic Development Commission and the Sampson County Transportation Advocacy Group for submission to the offices of Senators Burr and Hagan and Congressman Butterfield. Upon a motion made by Commissioner Kirby and seconded by Commissioner McLamb, the Board voted unanimously to adopt the resolution as presented. (Copy filed in Inc. Minute Book _____, Page _____.)

Consideration of Amendment to the Sampson County Noise Ordinance County Attorney Joel Starling provided information at the Board’s request for options for amending the noise ordinance in response to a citizen’s concerns raised during the public comment portion of the Board’s August meeting. Mr. Starling cautioned the

Board with regard to making changes to “legislate enforcement,” and noted that it may not make sense to amend the ordinance to address an isolated issue which may be more of enforcement in nature. It was questioned whether the concerns raised were frequent and widespread. Upon a motion made by Commissioner Lockamy and seconded by Commissioner Kirby, the Board tabled further discussion until the October meeting.

Appointments – Workforce Development Board This item was tabled.

Appointments – Juvenile Justice (JCPC) Upon a motion made by Commissioner McLamb and seconded by Commissioner Parker, the Board voted unanimously to appoint Rev. Dudley Neal, Angela Hodges and Tommy Macon to the JCPC Board.

Appointment – NC Southeast Partnership Upon motion made by Commissioner McLamb and seconded by Commissioner Kirby, the Board voted unanimously to appoint Kermit Williamson to the FY 2014-15 Board of Directors of the new NC Southeast Partnership.

Item 5: Consent Agenda

Upon a motion made by Commissioner Lockamy and seconded by Commissioner McLamb, the Board voted unanimously to approve the Consent Agenda items as follows:

- a. Approved the minutes of the August 4, 2014 meeting
- b. Approved the inter-local agreement between Sampson County and the Sampson County Board of Education for the use of school facilities for recreation programs (Copy filed in Inc. Minute Book ____, Page ____.)
- c. Authorized the execution of the contract between Sampson County and Southern Software, Inc. for 911 Communications CAD upgrade, as approved in the FY 2014-2015 budget (Copy filed in Inc. Minute Book ____, Page ____.)
- d. Authorized the Sheriff’s Office to apply for grant funding (with no local match requirement) to provide funding to assist with the costs of two equine cruelty cases
- e. Approved the late disabled veterans property tax exclusions for Rickey Hamblen and Robert Fryar
- f. Approved the following tax refunds:

#6361	Jerome D. Wooten	\$1,829.29
#6326	Nola B. Williford	\$ 960.68
#6378	Jean Cooper Holland	\$ 217.98
#6397	Harry D. Sinclair & Deborah A. Sinclair	\$ 253.00
#6392	Edward Marshall, Jr.	\$ 102.44

g. Approved the following budget amendments:

<u>EXPENDITURE</u>		<u>Various Departments</u>	
<u>Code Number</u>	<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
11243100	544000 Contract Services	8,977.00	
11141600	555000 Capital Outlay Other	104,280.00	
11141600	55800 Capital Outlay Bldg and Roof	25,000.00	
11142600	535128 Maint/Repair Animal Shelter	8,800.00	
11243250	535200 Maint/Repair Equipment	550.00	
11243300	535200 Maint/Repair Equipment	300.00	
11141340	544000 Contract Services	4,500.00	
11141300	535200 Maint/Repair Equipment	3,625.00	
61971000	526200 Department Supplies	16,933.00	
11243100	554000 Capital Outlay Vehicles	31,535.00	
11243100	555000 Capital Outlay Other	10,692.00	
11243100	535200 Maint/Repair Equipment	10,260.00	
<u>REVENUE</u>			
<u>Code Number</u>	<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
11039999	409800 Fund Balance Approp Encumbrances	193,917.00	
11034310	402603 Federal Asset Funds	31,535.00	
<u>EXPENDITURE</u>		<u>Health/Child Services Coordination</u>	
<u>Code Number</u>	<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
12551680	526201 Department Supplies Equipment	16,500.00	
<u>REVENUE</u>			
<u>Code Number</u>	<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
12535168	404097 Fund Balance Approp TXIX	16,500.00	
<u>EXPENDITURE</u>		<u>4H Juntos Program</u>	
<u>Code Number</u>	<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
04449500	526200 Departmental Supplies		169.00
04449500	531100 Travel		476.00
<u>REVENUE</u>			
<u>Code Number</u>	<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
04034950	403601 4H Juntos Program Prog Rev NCSU		645.00
<u>EXPENDITURE</u>		<u>Sheriff's Office</u>	
<u>Code Number</u>	<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
11243100	555000 Capital Outlay - Other Equipment	72,000.00	

REVENUE

<u>Code Number</u>	<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
11034310	403670 Governor's Crime Control Grant	36,000.00	
11034310	403603 Federal Asset Funds (NARC)	36,000.00	

- Approved Clinton City Schools budget amendments: #4(State Public School Fund), #4(Current Expense Fund), #4(Federal Programs Fund), #5(Capital Outlay), #4(Special Revenue Fund) as submitted.
- Approved Sampson County Schools budget amendments #11(Capital Outlay-Special Projects), #13(Capital Outlay-Special Projects), #15(Capital Outlay-Special Projects), and Carry Over Projects as submitted.

Item 6: Board Information

The following items were provided to the Board for information:

- a. Notice of Annual Meeting with SRMC Board of Trustees on October 27, 2014
- b. NCACC Legislative Goals Proposal Request

County Manager Reports

County Manager Ed Causey reported that the Town of Garland had invited the Board to their Garland Community Day on October 4th. He reported that he and Chairman had attended the NCACC Annual Conference in mid-August, that he had taken an introductory course in County finance, and that he would be on vacation the following week. He noted that staff would be beginning the work on the audit and working on the pay study. He noted that he and the Tax Administrator would be preparing for a report to the Board early in the new year on avenues for additional revenue.

Public Comments

The following public comments were offered:

Gary Wayne Hall: Proud to see that downtown is growing – Raynor’s remodeling, Abigail’s opening. Hoped to see something in the old Belk’s building, and Burney’s is coming. We are kinda in a situation where I would like for the Board to consider or think about the fact that parking is an important part of our downtown business. Recently, the Board decided that they wanted to take a parking space over next to the Courthouse. I think it is a great thing for y’all to have for business reasons, but I haven’t seen it used very much. They consider a parking space to be worth anywhere from \$500 to \$1,000 per week nationally. I don’t know if it would be that much in Clinton, but it is

worth something to me to have downtown for my customers to use. I would ask you to consider the fact that if it's not being used, either re-do it so that it's opened back up to the public or either take it and make it a system where all the people with the County commissioners could use it. Whether it is for a cup of coffee with the new place that will be open or business they need to do at the Courthouse. I just hate to see it being vacated with the amount of business that we are hoping to receive. I would also like for you to reconsider - the wording on it is a little tough when you say that they will be towed. We only give them a \$5 - \$10 parking ticket when they pull in front of my place and they're there all day long. It hurts my business, but I wouldn't want them to be towed. A parking ticket by what the police do would be adequate enough.

Adjournment

Upon a motion made by Commissioner McLamb and seconded by Commissioner Lockamy, the Board voted unanimously to adjourn.