

The Sampson County Board of Commissioners convened for their regular meeting at 6:00 p.m. on Monday, October 7, 2019, in the County Auditorium, 435 Rowan Road in Clinton, North Carolina. Members present: Chairman Clark Wooten, Vice Chairperson Sue Lee, and Commissioners Thaddeus Godwin, Jerol Kivett, and Harry Parker.

Chairman Wooten called the meeting to order and acknowledged Vice Chairperson Lee who then called on Commissioner Godwin for the invocation. She then acknowledged Commissioner Kivett who led the Pledge of Allegiance.

### **Approval of Agenda**

Upon a motion made by Commissioner Parker and seconded by Commissioner Godwin, the Board voted unanimously to approve the agenda with the following changes: Item 4 (f) Emergency Management Budget Amendment for the purchasing of fans for emergency shelters; additional conversation for Closed Session: GS 143-318.11(a)(6) Personnel was added.

### **Item 1: Reports and Presentations**

Presentation of Duke Energy Storm Resiliency Grant John Elliott, Community Relations Director - East Region - Duke Energy Carolinas, informed the Board that Emergency Management had applied for Storm Resiliency Grant funding for storm preparedness equipment from Duke Energy and was awarded the grant funding. The Board formally received the grant check in the amount of \$50,000 as presented by Mr. Elliott.

Recognition of NC Detention Officer of the Year Sampson County Detention Center Officer Casey Wiley was recognized for receiving the North Carolina Detention Officer of the Year award at the North Carolina Jail Administrators Association Conference in Greensboro on September 25, 2019.

### **Item 2: Planning and Zoning Items**

R19-000001 The Chairman called the hearing to order and acknowledged Senior Planner Anita Lane, who reviewed a request to rezone 15 acres located on I40 between Goshen Church Road and Big Farm Lane from HCO-Highway Corridor Overlay to C-Commercial, and the associated findings of fact. The Chairman opened the floor for public comments, and none were received. Upon a motion made by Vice Chairperson Lee and seconded by Commissioner Godwin, the Board voted unanimously to approve

rezoning request R19-000001, accepting the findings of fact and adopting the following zoning consistency statement: *Whereas, in accordance with the provisions of NC Statute 153A-341, the Sampson County Board of Commissioners does hereby find and determine that the recommendation of ordinance amendment R19-000001 is consistent with the goals and objectives of the Sampson County Land Use Plan and other long range planning documents due to the fact that the subject property is adjacent to Interstate 40.* (Copy filed in Inc. Minute Book \_\_\_\_ Page \_\_\_\_).

Zoning Ordinance Amendments: Request to Amend Section 7.10 (Special Use Minimum Development Requirements) and Section 10.1 Board of Adjustment Establishment County Attorney Joel Starling presented both amendments, noting that the current zoning ordinance did not have specific development requirements for solar farms, only requirements making farms subject to certain buffering, setback, and driveway requirements, etc. He continued by noting that the proposed amendment to Section 7.10 would clarify that farms are subject to enhanced dimensional requirements listed in Section 6.4(a), clarify that there are screening and buffering requirements, imposed height maximums to not exceed 25 feet, requirement for farms of a certain size to notify nearby airports, and decommissioning requirements, which will require solar farms to provide a detailed decommissioning plan as part of the special-use process. The detailed decommissioning plan will need to include a description of the agreement with a landowner, identification of the party responsible for future decommissioning, detailed requirements of panel types and materials as prepared by an engineer, and a detailed decommissioning cost estimate. He also noted of the requirement that a bond, cash/escrow, or irrevocable letter of credit in favor of the County and the landowner – if the landowner is different than the owner of the solar farm – to ensure that decommissioning will occur if the farm is not in operation at that particular period. Mr. Starling then presented the request to amend Section 10.1, informing the Board that the terms of the members had become inconsistent. Therefore, the County Administration staff had recommended reconstituting the Board so that the terms of the members are in sync and reducing the size of the Planning Board from seven members to five, which will require that the Board of Adjustment is reduced from seven members to five members, since the boards are composed of the same group of people. The Chairman opened the floor and no comments were received. The Chairman closed the hearing. Mr. Starling noted that the two items could be voted on separately if the members were not currently ready to make appointments.

Upon a motion made by Vice Chairperson Lee and seconded by Commissioner Godwin, the Board voted unanimously to table the Zoning Ordinance amendment to Section 10.1 Board of Adjustment Establishment.

Upon a motion made by Commissioner Godwin and seconded by Vice Chairperson Lee, the Board voted unanimously to adopt the resolution approving

amendments to Section 7.10 (Special Use Minimum Development Requirements) of the Zoning Ordinance (Copy filed in Ordinance Book \_\_\_\_ Page \_\_\_\_).

Repeal Previous and Adopt New Ordinance Reconstituting Sampson County Planning Board The Chairman opened the hearing and called upon County Attorney Joel Starling, who reviewed the new ordinance. Mr. Starling noted that in Section 100 the membership of the Planning Board is set to five, rather than seven. He then reviewed Section 200 changes regarding member expiration dates. In the event a member cannot complete the term, a replacement member will be appointed to complete the unexpired term, not begin a new 3-year term, which will keep the term cycles consistent. He noted clarifications regarding certain instances when a majority or supermajority of members may decide matters of procedure, and other changes such as the removal of the term Chairman to be replaced with Chair. The Chairman opened the floor for public comment, and none were received. The hearing was closed. Upon a motion made by Chairman Wooten and seconded by Commissioner Kivett, the Board voted unanimously to table the repealing of the Ordinance establishing the Planning Board, previously adopted on July 2, 2007 and amended on April 3, 2017, and adoption of the Ordinance Reconstituting the Sampson County Planning Board to the November 4, 2019 regular scheduled meeting.

**Item 3: Action Items**

Appointments: Convention and Visitors Bureau Upon a motion made by Vice Chairperson Lee and seconded by Chairman Wooten, the Board voted unanimously to appoint Kay Raynor to the Convention and Visitors Bureau.

**Item 4: Consent Agenda**

Upon a motion made by Commissioner Kivett and seconded by Vice Chairperson Lee, the Board voted unanimously to approve the Consent Agenda as amended:

- a. Approved the minutes of the September 9, 2019 meeting
- b. Adopted a resolution accepting the preliminary plat of NC Geodetic Survey of the Cumberland/Harnett County boundaries, as they intersect with the Sampson County boundary (Copy filed in Inc. Minute Book \_\_\_\_ Page \_\_\_\_.)
- c. Approved the execution of the contract for school health nursing services between Clinton City Schools and the Sampson County Health Department (Copy filed in Inc. Minute Book \_\_\_\_ Page \_\_\_\_.)
- d. Approved delinquent disabled veteran exclusion applications for William Ronny Coats, Cynthia W. Usher, Lena L. Brewington, Daniel Edward Pflaume, Roy J. Bennett and Shelton McCallop

e. Approved tax refunds and releases as submitted:

#9076	Terizia Kochie	\$217.03
#9074	Wheels LT	\$185.34
#9095	Allen Mac and Deborah Giddens	\$509.63
#9082	Laurine Greenfield	\$1,150.28
Tax Release	Catherine House	\$103.52
Tax Release	Jennifer and David Carroll	\$728.61

f. Approved budget amendments as submitted:

<b><u>EXPENDITURE</u></b>		Emergency Medical Services		
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
11243700	535300	Maint/repair vehicles	\$10,667.00	
11999000	509700	Contingency		\$10,667.00

<b><u>REVENUE</u></b>				
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>

<b><u>EXPENDITURE</u></b>		Sampson Soil & Water		
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
28349610	529900	Miscellaneous Expenses	\$700.00	

<b><u>REVENUE</u></b>				
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
28334961	409909	Fund Bal Appropriated State	\$700.00	

<b><u>EXPENDITURE</u></b>		Health		
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
12551250	512100	Salaries		\$2,038.00
12551250	518100	FICA		\$127.00
12551250	518120	Medicare FICA		\$30.00
12551250	518200	Retirement		\$154.00
12551250	518300	Group Insurance		\$774.00
12551250	518400	Dental Insurance		\$30.00
12551250	518901	401K		\$153.00

<b><u>REVENUE</u></b>				
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
12535125	404000	State Assistance		\$3,306.00

<b><u>EXPENDITURE</u></b>		Emergency Management		
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
11243300	554000	Capital Outlay Vehicles	\$16,500.00	
11243300	526200	Department Supplies	\$33,500.00	

**REVENUE**

<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
11034330	408406	Other Grants	\$50,000.00	
<b><u>EXPENDITURE</u></b>				
		Various Departments		
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
11142100	544000	Contract Services	\$5,750.00	
11141500	544000	Contract Services	\$3,980.00	
<b><u>REVENUE</u></b>				
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
11039999	409800	Fund Balance Approp Encumbrances	\$9,730.00	

**(Walk-On) Emergency Management Budget Amendment**

<b><u>EXPENDITURE</u></b>				
		Emergency Management		
<u>Code Number</u>		<u>Description (Object of Expenditure)</u>	<u>Increase</u>	<u>Decrease</u>
11243300	526200	Departmental Supplies	\$12,000.00	
<b><u>REVENUE</u></b>				
<u>Code Number</u>		<u>Source of Revenue</u>	<u>Increase</u>	<u>Decrease</u>
11034330	403683	EM Supplemental Grant	\$12,000.00	

**County Manager's Reports**

No reports were given.

**Public Comments**

The Chairman opened the floor for comments, and none were received.

**Closed Session: GS 143-318.11(a)(3) Attorney/Client Privilege**

Upon a motion made by Chairman Wooten and seconded by Commissioner Parker, the Board voted unanimously to go into Closed Session regarding Attorney/Client Privilege and Personnel. In Closed Session, the County Attorney provided the Board information regarding the class action opioid litigation. The County Manager and Human Resources Director further discussed the qualifications of the recommended candidate for Economic Developer.

Upon a motion made by Commissioner Kivett and seconded by Vice Chairperson Lee, the Board voted unanimously to come out of Closed Session. County Manager Ed Causey then formally announced the hiring of Mr. Stephen R. Barrington as the new Economic Developer, beginning October 28, 2019.

The Chairman lauded the hiring process and the efforts of Human Resource Director Nancy Dillman and other staff members who were engaged in the hiring of Mr. Barrington.

### **Adjournment**

Upon a motion made by Commissioner Kivett and seconded by Vice Chairperson Lee, the Board voted unanimously to adjourn.