



**Orange County
Board of Commissioners**

Agenda

Regular Meeting

March 22, 2016
7:00 p.m.
Southern Human Services Center
2501 Homestead Road
Chapel Hill, NC 27514

Note: Background Material
on all abstracts
available in the
Clerk’s Office

Compliance with the “Americans with Disabilities Act” - Interpreter services and/or special sound equipment are available on request. Call the County Clerk’s Office at (919) 245-2130. If you are disabled and need assistance with reasonable accommodations, contact the ADA Coordinator in the County Manager’s Office at (919) 245-2300 or TDD# 644-3045.

1. Additions or Changes to the Agenda

PUBLIC CHARGE

The Board of Commissioners pledges to the residents of Orange County its respect. The Board asks its residents to conduct themselves in a respectful, courteous manner, both with the Board and with fellow residents. At any time should any member of the Board or any resident fail to observe this public charge, the Chair will ask the offending person to leave the meeting until that individual regains personal control. Should decorum fail to be restored, the Chair will recess the meeting until such time that a genuine commitment to this public charge is observed. All electronic devices such as cell phones, pagers, and computers should please be turned off or set to silent/vibrate.

2. Public Comments (Limited to One Hour)

(We would appreciate you signing the pad ahead of time so that you are not overlooked.)

- a. Matters not on the Printed Agenda (Limited to One Hour – THREE MINUTE LIMIT PER SPEAKER – Written comments may be submitted to the Clerk to the Board.)

Petitions/Resolutions/Proclamations and other similar requests submitted by the public will not be acted upon by the Board of Commissioners at the time presented. All such requests will be referred for Chair/Vice Chair/Manager review and for recommendations to the full Board at a later date regarding a) consideration of the request at a future regular Board meeting; or b) receipt of the request as information only. Submittal of information to the Board or receipt of information by the Board does not constitute approval, endorsement, or consent.

- b. Matters on the Printed Agenda
(These matters will be considered when the Board addresses that item on the agenda below.)

3. Petitions by Board Members (Three Minute Limit Per Commissioner)

4. Proclamations/ Resolutions/ Special Presentations

5. Public Hearings

- a. Public Hearing on the Financing of Various Capital Investment Plan Projects



6. Consent Agenda

- Removal of Any Items from Consent Agenda
 - Approval of Remaining Consent Agenda
 - Discussion and Approval of the Items Removed from the Consent Agenda
- a. Minutes
 - b. Fiscal Year 2015-16 Budget Amendment #7
 - c. Fire Department Relief Fund Appointees
 - d. Comprehensive Plan and Unified Development Ordinance (UDO) Amendment Outline and Schedule for the May 2016 Quarterly Public Hearing
 - e. Notice of Public Hearing on Orange County's 2016 Legislative Agenda
 - f. RFP Award – Audit Services
 - g. Amendment to the Orange County Code of Ordinances – Adoption of the Appendices to the North Carolina Fire Prevention Code

7. Regular Agenda

- a. Consideration of a Third Party Analysis to Prioritize School Capital Projects
- b. Introduction of Bond Orders and Scheduling of Bond Order Public Hearing in Preparation for Planned November 2016 Bond Referendum
- c. Proposed Establishment of Bond Education Committee Including Structure and Charge

8. Reports

9. County Manager's Report

Proposed March 29, 2016 Work Session Topics

2016-2021 Manager's Recommended Capital Investment Plan Presentation

Employee Pay & Benefits

Orange County Government Workforce Demographics

10. County Attorney's Report

11. Appointments

- a. Animal Services Hearing Panel Pool – Appointments
- b. Carrboro Planning Board – Appointment
- c. Nursing Home Community Advisory Committee – Appointments
- d. Orange County Planning Board – Appointments

12. Board Comments (Three Minute Limit Per Commissioner)

13. Information Items

- March 1, 2016 BOCC Meeting Follow-up Actions List
- BOCC Chair Letter Regarding Petitions from March 1, 2016 Regular Meeting



14. Closed Session

“To discuss the County’s position and to instruct the County Manager and County Attorney on the negotiating position regarding the terms of a contract to purchase real property,” NCGS § 143-318.11(a)(5).

Closed Session Minutes

15. Adjournment

Note: Access the agenda through the County’s web site, www.orangecountync.gov

Orange County Board of Commissioners’ regular meetings and work sessions are available via live streaming video at orangecountync.gov/occlerks/granicus.asp and Orange County Gov-TV on channels 1301 or 97.6 (Time Warner Cable).

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No. 5-a**

SUBJECT: Public Hearing on the Financing of Various Capital Investment Plan Projects

DEPARTMENT: Finance and Administrative
Services

ATTACHMENT(S):

Attachment 1. Copy of Public Hearing
Notice
Attachment 2. Resolution

INFORMATION CONTACT:

Gary Donaldson, (919) 245-2453
Paul Laughton, (919) 245-2152
Robert Jessup, (919) 933-9891

PURPOSE: To conduct a public hearing on the issuance of approximately \$8,150,000 to finance capital investment projects and equipment for the fiscal year as approved in the 2015-2015 Capital Investment Plan; and to approve a related resolution supporting the County's application to the Local Government Commission (LGC) for its approval of the financing arrangements.

BACKGROUND: County staff estimates that the total amount to be financed for capital investment projects and equipment will be approximately \$8,150,000. The financing will include amounts to pay transaction costs.

The statutes require that the County conduct a public hearing on the proposed financing. A copy of the published notice of this hearing is provided (Attachment 1).

After conducting the public hearing and receiving public input, the Board will consider the adoption of the resolution (Attachment 2). This resolution formally requests the required approval from the North Carolina Local Government Commission (LGC) for the County's financing, and makes certain findings of fact as required under the LGC's guidelines. County staff has been in contact with the LGC staff, and staff expects no issues to receiving LGC approval.

If the Board adopts the resolution indicating its intent to continue with the financing plan, the Board will be asked to consider a resolution giving final approval to the financing plans at its April 19, 2016 meeting.

The general schedule for this process is as follows:

- BOCC conducts public hearing and adopts resolution in support of financing and LGC approval – March 22

- County staff reviews financing proposals from lenders and develops recommendation for Board approval – by end of March
- County Board adopts resolution formally approving financing provider and the substantially-final financing documents – April 19
- LGC approves financing – May 3
- Closing on the financing – funds advanced to County – by mid-May

The County's financing is proceeding as an installment financing under the authority of the North Carolina General Statutes. Under the statutes, an installment financing has to be secured by a lien on part or all of the property being acquired or improved through the financing. County staff recommends that the County use Grady Brown Elementary School as the collateral. Grady Brown is receiving two new roofs through the financing package. For the County to provide a lien on this school, the County must own the school.

The Orange County Board of Education has approved the use of the school as collateral and the related transfer of that property to the County (the financing documents will provide for the return of the school upon the County's repayment of the financing). This is similar to arrangements the County has used previously, most recently with respect to financings related to the Orange County Schools District's Gravelly Hill Middle School and with Culbreth Middle School in Chapel Hill Carrboro City Schools. Ownership of Grady Brown will revert back to Orange County Schools upon final payment of the installment financing.

FINANCIAL IMPACT: There is no financial impact related to this action. However, there will be a financial impact in proceeding with the financing. A preliminary estimate of maximum debt service applicable to the capital investment projects and equipment financing would require the highest debt service payment of \$871,454 in FY 2016-17. The tax rate equivalent for the estimated highest debt service payment is approximately 1/2 cent. Based on current resources and the retirement of existing debt, no adjustment to the tax rate associated with this financing is anticipated to occur during the period noted.

SOCIAL JUSTICE IMPACT: There is no Orange County Social Justice Goal impact associated with this item.

RECOMMENDATION(S): The Manager recommends that the Board conduct the public hearing and adopt the resolution supporting the application to the Local Government Commission for approval of the financing and refinancing arrangements.

**Orange County, North Carolina -- Notice of Public Hearing
Financing for Various Public Improvements and Acquisitions**

The Board of Commissioners of Orange County, North Carolina, will hold a public hearing on Tuesday, March 22, 2016, at 7:00 p.m. (or as soon thereafter as the matter may be heard). The purpose of the hearing is to take public comment concerning a proposed financing contract, under which the County would borrow an amount estimated as up to approximately \$8,150,000 to pay for the public improvement projects described below.

Project Description	Estimated Amount Financed
Cedar Ridge High School – construction of auxiliary gym	3,328,750
Vehicle replacements	771,209
Various school improvements and repairs for the Chapel Hill – Carrboro system	750,000
Information Technologies projects – hardware and software acquisition	746,125
Various school improvements and repairs for the Orange County system	478,000
Soccer.com Soccer Center, Phase II land acquisition	425,000
Purchase new truck for rural curbside recycling	310,090
Purchase of solid waste disposal carts	234,000
Rogers Road water project – easement acquisition	212,000
Cedar Grove Community Center Library Kiosk – purchase and install	180,000

Board of Elections equipment – purchase and install	169,575
Recycling Roll-Cart Distribution and Maintenance Building – purchase and construct	165,000
Upper Eno Nature Preserve – construct parking lot and trail work	125,000
Purchase new generator for Hillsborough Commons	100,000
Financing and related costs	155,241
Estimated total project costs	\$ 8,150,000

As part of this financing plan, the Orange Board of Education will transfer title to the County of Grady Brown Elementary School (and the associated land and buildings). The Board will also hear any public comment on the advisability of this property transfer.

The hearing will be held in the County’s Southern Human Services Center, 2501 Homestead Road, Chapel Hill, North Carolina 27516.

The proposed financing would be secured by a lien on some or all of the property purchased or improved through the financing as well as the County’s promise to repay the financing, but there would be no recourse against the County or its property (other than the pledged property) if there were a default on the financing. The County expects that the collateral for the financing will consist primarily of the Grady Brown Elementary School property.

All interested persons will be heard. The County’s plans are subject to change based on the comments received at the public hearing and the Board’s subsequent discussion and consideration. The County’s entering into the financing is subject to obtaining approval from the North Carolina Local Government Commission.

Persons wishing to make written comments in advance of the hearing or wishing more information concerning the subject of the hearing may contact Gary Donaldson, Orange County Finance Officer, Finance Officer, Post Office Box 8181, Hillsborough, NC 27278 (telephone 919/245-2453, email gdonaldson@orangecountync.gov).

Resolution supporting an application to the Local Government Commission for its approval of a County financing agreement

WHEREAS --

The Board of Commissioners has previously determined to carry out the acquisition and construction of various public improvements, as identified in the County's capital improvement plan.

The Board of Commissioners desires to finance the costs of these projects by the use of an installment financing, as authorized under Section 160A-20 of the North Carolina General Statutes. Under the County's financing plan, the County will acquire Grady Brown Elementary School (and its associated land and buildings) from the Orange County Board of Education, and use that property as the collateral for the financing. The Board of Education has approved this property transfer.

Under the guidelines of the North Carolina Local Government Commission, this governing body must make certain findings of fact to support the County's application for the LGC's approval of the County's financing arrangements.

THEREFORE, BE IT RESOLVED by the Board of Commissioners of Orange County, North Carolina, that the County makes a preliminary determination to finance an amount estimated as up to approximately \$8,150,000 to pay capital costs of various public improvements, and in particular the improvements shown on Exhibit A.

The Board will determine the final amount to be financed by a later resolution. The final amount financed may be slightly lower or slightly higher than \$8,150,000. Some of the financing proceeds may represent reimbursement to the County for prior expenditures on project costs, and some proceeds may be used to pay financing costs.

BE IT FURTHER RESOLVED that the Board of Commissioners makes the following findings of fact:

(a) The proposed projects are necessary and appropriate for the County under all the circumstances.

(b) The proposed installment financing is preferable to a bond issue for the same purposes.

The County has no meaningful ability to issue non-voted general obligation bonds for this project. These projects will not produce sufficient revenues to support a self-liquidating financing. The County has in the past issued substantial amounts of voter-approved bonds, and it is appropriate for the County to balance its capital finance program between bonds and installment financing.

The County expects that in the current interest rate environment for municipal securities there would be no material difference in interest rates between general obligation bonds and installment financings for these projects.

(c) The estimated sums to fall due under the proposed financing contract are adequate and not excessive for the proposed purpose. The County will closely review proposed financing rates against market rates with guidance from the LGC and the County's financial adviser. All amounts financed will reflect either approved contracts, professional estimates or previous actual expenditures.

(d) As confirmed by the County's Finance Officer, (i) the County's debt management procedures and policies are sound and in compliance with law, and (ii) the County is not in default under any of its debt service obligations.

(e) The County estimates that the maximum tax rate impact of paying debt service on the financing will be the equivalent of up to 1/2 cent per \$100 of valuation. Given this relatively low amount and based on the estimated interest rates to be payable and the proposed financing term, the County expects to be able to repay the financing within current resources, and no actual tax rate increase related to this financing will be necessary.

(f) The County Attorney is of the opinion that the proposed project is authorized by law and is a purpose for which public funds of the County may be expended pursuant to the Constitution and laws of North Carolina.

BE IT FURTHER RESOLVED as follows:

(a) The County intends that the adoption of this resolution will be a declaration of the County's official intent to reimburse project expenditures from financing proceeds. The County intends that funds that have been advanced for project costs, or which may be so advanced, from the County's general fund, or any other County fund, may be reimbursed from the financing proceeds.

(b) The Board will hold a public hearing on this matter. The County Manager is directed to set the date and time of the hearing, and the Clerk to this Board is directed to publish a notice of the public hearing in the manner provided for by law.

(c) The Finance Officer is directed to take all appropriate steps toward the completion of the financing, including (i) completing an application to the LGC for its approval of the proposed financing, and (ii) soliciting one or more proposals from financial institutions to provide the financing. All prior actions of County representatives in this regard are ratified.

(d) The County agrees to accept title to the Grady Brown School property to facilitate the financing arrangements. The Board will approve appropriate documents for this arrangement by later resolution. Ownership of Grady Brown School will revert back to Orange County Schools upon final payment of the installment financing.

(e) This resolution takes effect immediately.

Exhibit A – list of projects to be financed with estimated amounts

Project description	Est. Amount Financed
Cedar Ridge High School – construction of auxiliary gym	3,328,750
Vehicle replacements	771,209
Various school improvements and repairs for the Chapel Hill – Carrboro system	750,000
Information Technologies projects – hardware and software acquisition	746,125
Various school improvements and repairs for the Orange County system (including Grady Brown Elementary)	478,000
Soccer.com Soccer Center, Phase II land acquisition	425,000
Purchase new truck for rural curbside recycling	310,090
Purchase of solid waste disposal carts	234,000
Rogers Road water project – easement acquisition	212,000
Cedar Grove Community Center Library Kiosk – purchase and install	180,000
Board of Elections equipment – purchase and install	169,575
Recycling Roll-Card Distribution and Maintenance Building – purchase and construct	165,000
Upper Eno Nature Preserve – construct parking lot and trail work	125,000

Purchase new generator for Hillsborough Commons	100,000
Financing and related costs	155,241
TOTAL	\$ 8,150,000

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No. 6-a**

SUBJECT: MINUTES

DEPARTMENT: Board of County
Commissioners

ATTACHMENT(S):
Draft Minutes

INFORMATION CONTACT:
Donna Baker, Clerk to the Board
(919) 245-2130

PURPOSE: To correct and/or approve the minutes as submitted by the Clerk to the Board as listed below.

BACKGROUND: In accordance with 153A-42 of the General Statutes, the Governing Board has the legal duty to approve all minutes that are entered into the official journal of the Board's proceedings.

February 16, 2016
February 18, 2016
February 25, 2016

BOCC Regular Meeting
BOCC QPH and Work Session
BOCC Joint Meeting with Town of Hillsborough

FINANCIAL IMPACT: NONE

SOCIAL JUSTICE IMPACT: NONE

RECOMMENDATION(S): The Manager recommends the Board approve minutes as presented or as amended.

1
2
3 DRAFT

4 **MINUTES**
5 **BOARD OF COMMISSIONERS**
6 **REGULAR MEETING**
7 **February 16, 2016**
8 **7:00 p.m.**

9 The Orange County Board of Commissioners met for a regular meeting on Tuesday, February
10 16, 2016 at 7:00 p.m. at the Southern Human Services Center, in Chapel Hill, N.C.

11
12 **COUNTY COMMISSIONERS PRESENT:** Chair McKee and Commissioners Mia Burroughs,
13 Mark Dorosin, Barry Jacobs, Bernadette Pelissier, Renee Price and Penny Rich

14 **COUNTY COMMISSIONERS ABSENT:**

15 **COUNTY ATTORNEYS PRESENT:** John Roberts

16 **COUNTY STAFF PRESENT:** County Manager Bonnie Hammersley, Deputy Manager Travis
17 Myren and Clerk to the Board Donna Baker (All other staff members will be identified
18 appropriately below)

19
20 Chair McKee called the meeting to order at 7:04 p.m.

21 Chair McKee noted the following item at the Commissioners' places:

22 - Yellow sheet for Item-4b: adopted facility-naming policy

23
24 **1. Additions or Changes to the Agenda**

25
26 A motion was made by Commissioner Pelissier, seconded by Commissioner Rich to
27 defer item-4a: Re-naming of the Orange County Farmers' Market Pavilion to the Orange
28 County David Price Pavilion.

29
30 VOTE: UNANIMOUS

31
32 A motion was made by Commissioner Rich, seconded by Commissioner Pelissier to
33 defer item-6b: Sole Source Bid Award: Software Purchase for Emergency Medical Services.

34
35 VOTE: UNANIMOUS

36
37 **PUBLIC CHARGE**

38
39 *Chair McKee dispensed with the reading of the public charge.*

40
41 **2. Public Comments**

42
43 **a. Matters not on the Printed Agenda**

44 Chris and Carol Brewer said they live on Morrow Mill Road, where they are
45 renovating a 19th century barn and building a farm to grow chestnuts, flowers, and honey.
46 Chris Brewer said they are here this evening to introduce themselves, noting they have
47 been working with Orange County for two years on this project, and are available to meet
48 with anyone who may have questions.

49 Joe Phelps said he has attended Commissioner meetings over the past 40 years
50 and noted there is a great meeting facility in the old Hillsborough High School that could

1 serve as an effective meeting place, the Whitted Building. He said he would like to see
 2 all BOCC meetings occur in one location, as it would be helpful to the public to know one
 3 location as opposed to two locations.

4
 5 **b. Matters on the Printed Agenda**

6 (These matters will be considered when the Board addresses that item on the agenda
 7 below.)

8
 9 **3. Petitions by Board Members**

10 Commissioner Pelissier had no petitions.

11 Commissioner Jacobs said based on some of the emails the Board has received, he
 12 sees citizens may misunderstand what is written on agendas in reference to the public
 13 hearings. He said public comment is available at all public meetings, not just quarterly public
 14 hearings. He asked the Manager if she could amend the abstract face sheets to avoid this
 15 confusion.

16 Commissioner Jacobs asked the Board to prepare a resolution to honor former
 17 Commissioner Norm Gustaveson, who passed away last week, at a time that is convenient to
 18 his family. He said he would like to invite all living past Commissioners.

19 Chair McKee asked if the Manager could please move forward with both of
 20 Commissioner Jacobs' petitions.

21 Commissioner Rich echoed Commissioner Jacobs' comments about former
 22 Commissioner Gustaveson, noting a memorial service to be held on February 28 at 2:00 p.m. at
 23 Carol Woods.

24 Commissioner Dorosin said the Board had been talking about Economic Development
 25 District zones, and he petitioned the Manager, or the Economic Development office, for a report
 26 about the area on highway 54 west of Carrboro regarding zoning and infrastructure to maximize
 27 the property.

28 Commissioner Price had no petitions.

29 Commissioner Burroughs had no petitions.

30 Chair McKee had no petitions.

31
 32 **4. Proclamations/ Resolutions/ Special Presentations**

33
 34 **a. Re-naming of the Orange County Farmers' Market Pavilion to the Orange County**
 35 **David Price Pavilion**

36 The Board will consider approving the resolution re-naming the Orange County Farmers'
 37 Market Pavilion to the Orange County David Price Pavilion, and if approved, authorize the Chair
 38 to sign the resolution.

39
 40 **DEFERRED**

41
 42 **b. Re-naming of the Central Orange Senior Center to the Jerry M. Passmore Center**

43 The Board considered approving the resolution re-naming the Central Orange Senior
 44 Center to the Jerry M. Passmore Center, and authorized the Chair to sign the resolution.

45 Chair McKee said Jerry Passmore has been instrumental in the successful creation of
 46 the two senior centers in Orange County, and the BOCC has responded to requests by the
 47 Friends of the Orange County Senior Center for a renaming in Mr. Passmore's honor.

48

1 A motion was made by Commissioner Dorosin, seconded by Commissioner Price to
 2 approve the resolution re-naming the Central Orange Senior Center to the Jerry M. Passmore
 3 Center, and authorized the Chair to sign the resolution.
 4

5 Commissioner Pelissier said she is not going to vote for this resolution for several
 6 reasons. She said she talked with Jerry Passmore before the meeting and her decision has
 7 nothing to do with him. She said she has a few philosophical issues, with the first being the
 8 naming of a facility after a living person and the second being the re-naming of an already
 9 named facility.

10 Commissioner Pelissier said the Board had been working to engage the public at a
 11 greater level than in the past and if a facility is going to be renamed, the public should be engaged
 12 in a greater way. She said it is the prerogative of the BOCC to name facilities but notes her
 13 own feelings about this are too strong to vote in favor of this motion.

14 Commissioner Burroughs said when they discussed this issue last fall, she expressed
 15 her feelings that she does not believe in naming buildings after a living person. She also noted
 16 that her decision has nothing to do with Jerry Passmore because he has contributed so much to
 17 the senior population.

18 Chair McKee said there is no question that the Board admired the work of Jerry
 19 Passmore, but some Commissioners have strong convictions on the re-naming issue.
 20

21 VOTE: Ayes, 5 (Chair McKee, Commissioner Dorosin, Commissioner Jacobs, Commissioner
 22 Price, Commissioner Rich); Nays, 2 (Commissioner Burroughs and Commissioner Pelissier)
 23

24 Commissioner Dorosin read the resolution:
 25

26 **ORANGE COUNTY BOARD OF COMMISSIONERS**
 27 **RESOLUTION RE-NAMING THE CENTRAL ORANGE SENIOR CENTER FOR JERRY M.**
 28 **PASSMORE**
 29

30 **WHEREAS**, Jerry Passmore provided executive oversight of the merger of the Chapel Hill
 31 Council on Aging with the Orange County Council on Aging into a unified county-
 32 wide system; and,
 33

34 **WHEREAS**, Mr. Passmore proposed, in coordination with the County Council on Aging, the
 35 Orange County ordinance establishing the first County Department on Aging; and,
 36

37 **WHEREAS**, Mr. Passmore promoted the development of public-private partnerships in serving
 38 older adults, by involving the entire community; and,
 39

40 **WHEREAS**, Jerry Passmore provided executive oversight to the BOCC appointed senior
 41 planning committees that led to the construction and opening of the Robert and
 42 Pearl Seymour Center and the Central Orange Senior Center;
 43

44 **NOW, THEREFORE**, be it resolved that the Orange County Board of Commissioners does
 45 hereby recognize Jerry M. Passmore for his visionary planning and
 46 establishing and coordinating needed senior services in Orange County
 47 by re-naming the Central Orange Senior Center to the Jerry M. Passmore
 48 Center.
 49

1 This, the sixteenth day of February 2016.
2

3 Jerry Passmore said over the 35 years he has been involved in Orange County, there
4 have been citizens with many different opinions, which is wonderful. He thanked the BOCC for
5 this honor. He recalled former Commissioner Norm Gustavson and the BOCC, who in 1980
6 were involved in establishing the Department of Aging, by official ordinance, which was a first in
7 the State. He said the most important thing to note is that the people, staff and volunteers are
8 who make the senior centers what they are today, rather than the name of the facility.

9 Jerry Passmore thanked the Board of County Commissioners for its efforts in regards to
10 the future challenges in the area of aging.

11 Leo Allison said this is joyous time for the seniors, the members of the Friends Board,
12 Jerry Passmore, and the Department of Social Services (DSS) for making this center the best
13 in North Carolina. He said Jerry Passmore was a visionary for the Orange County senior
14 centers, and thanked the Board of County Commissioners for making this re-naming possible.
15 He said they are proud of the senior centers, and the senior population, and noted none of it
16 would be possible without the leadership of the current director Janice Tyler and the Board of
17 County Commissioners.

18 Commissioner Jacobs said he worked with Jerry Passmore for most of his time in office
19 until Mr. Passmore retired. He echoed the sentiments regarding Mr. Passmore's visionary
20 leadership and highlighted his passionate advocacy and practical efforts in regards to seniors
21 and the area of aging in Orange County.
22

23 **c. Resolution Recognizing Indigenous Peoples' Day**

24 The Board considered approving the resolution recognizing the second Monday in
25 October as Indigenous Peoples' Day in Orange County and, if approved, authorize the Chair to
26 sign the resolution.

27 Chair McKee said Commissioners Price and Rich have been instrumental in bringing
28 this resolution forward.

29 Commissioner Price said the person who helped to get this resolution rolling was
30 Stephen Dear in 2014, along with members of other municipalities. She said the goal was to
31 get a five government agreement to honor Indigenous Peoples' Day

32 Commissioner Rich thanked Commissioner Price for all of her work and all of the other
33 elected officials. She also thanked Danny Bell, who took several hours to explain to her the
34 importance of this honoring this day.

35 Commissioner Price said present this evening are Tony Hayes, who is the Tribal Chief
36 of the Occaneechi Band of Saponi Nation, and Commissioners Jenn Weaver and Mark Bell, as
37 this is a unified effort.
38

39 Commissioner Price read the resolution:
40

41 **RESOLUTION RECOGNIZING THE SECOND MONDAY OF OCTOBER AS INDIGENOUS**
42 **PEOPLES' DAY**
43

44 **WHEREAS**, the people of Orange County of the State of North Carolina, inclusive of the
45 incorporated and unincorporated areas, recognize that nations of Indigenous Peoples have
46 lived upon this land now known as the Americas since time immemorial; and
47

48 **WHEREAS**, Orange County acknowledges that the annexation of the homelands of Indigenous
49 Peoples occurred over the centuries for the establishment and development of Orange County;
50 and

1
2 **WHEREAS**, Orange County values the contributions made to the progress of society
3 accomplished through the knowledge, labor, technology, philosophy, arts and culture of
4 Indigenous Peoples; and

5
6 **WHEREAS**, Orange County recognizes its responsibility to promote the human and civil rights
7 of all people inclusive of Indigenous People of the United States; and

8
9 **WHEREAS**, the people of Orange County understand that, to help close the equity gap,
10 governments, agencies and institutions must change policies and practices to reflect the
11 experiences of the Indigenous Peoples of this land, and uplift the Indigenous Peoples of this
12 nation; and

13
14 **WHEREAS**, the idea of Indigenous Peoples' Day was proposed first in 1977 by a delegation of
15 Indigenous Nations who came before the International Conference on Discrimination Against
16 Indigenous Populations in the Americas, sponsored by the United Nations; and

17
18 **WHEREAS**, on February 4, 2002, the Occaneechi Band of the Saponi Nation, located in
19 Orange, Caswell and Alamance Counties, became the eighth state-recognized Indian tribe in
20 North Carolina, and is one of 567 Indigenous Nations in the United States; and

21
22 **NOW, THEREFORE, BE IT RESOLVED** that the Orange County Board of County
23 Commissioners henceforth shall recognize the second Monday in October as Indigenous
24 Peoples' Day to celebrate and honor the history, legacy, heritage and activism of Indigenous
25 Peoples that have existed here since pre-European colonialism; and

26
27 **BE IT FURTHER RESOLVED** that Orange County, in concert with the Towns of Carrboro,
28 Chapel Hill and Hillsborough, encourages elected bodies, educational institutions, businesses
29 and organizations throughout the United States likewise to adopt and recognize Indigenous
30 Peoples' Day; and

31
32 **BE IT FURTHER RESOLVED**, that Orange County, inclusive of the Towns of Carrboro, Chapel
33 Hill and Hillsborough, joins the Tribal Council of the Occaneechi Band of the Saponi Nation in
34 declaring that Indigenous Peoples' Day shall be an opportunity to celebrate the thriving cultures
35 and values of Indigenous Peoples; and

36
37 **BE IT MOREOVER RESOLVED**, that Indigenous Peoples' Day shall be used to reflect upon
38 the struggles of all Indigenous People in this land including, those whose ancestors lived in the
39 area now known as Orange County, and to reaffirm a commitment toward reconciliation among
40 all Peoples, and thereby to promote the progress and advancement of civilization.

41
42
43 A motion was made by Commissioner Jacobs, seconded by Commissioner Price to
44 approve the resolution recognizing the second Monday in October as Indigenous Peoples' Day
45 in Orange County and authorized the Chair to sign the resolution.

46
47 **VOTE: UNANIMOUS**

48
49 Commissioner Rich presented the resolution to Tony Hayes.

1 Tony Hayes said he sees recognition, acknowledgement and declaration as an act of
 2 courage. He said the indigenous (American Indians) of Orange County are pleased this step
 3 has been taken and would like to be more interactive with Orange County in the future. He said
 4 they are looking forward to better relationships with Orange County. He works with the seven
 5 other tribes within the State, and North Carolina is the most populous Indian state east of the
 6 Mississippi. He said all the tribes want to be a part of the discussion to make North Carolina
 7 better, and the Occaneechi are the only tribe in the central part of the State. He said the tribe
 8 seeks to make Orange County the most progressive county in the State. He said they are
 9 pleased to have the opportunity to get the resolution and look forward to working with Orange
 10 County.

11
 12 **d. OWASA Annual Update Presentation**

13 The Board considered receiving the presentation and information from the Orange
 14 Water and Sewer Authority (OWASA) on recent activities, and providing any feedback as
 15 necessary.

16
 17 **BOCC appointees: Terri Buckner and Barbara Middleton-Foushee**

18 Barbara Middleton-Foushee is here with Terri Buckner, Mary Darr, OWASA Director of
 19 Engineering and Planning, and Ed Kerwin, OWASA Executive Director. She said Chair John
 20 Young was unable to attend.

21 Barbara Middleton-Foushee reviewed the following information:

22
 23 **Sewer system design for the Historic Rogers Road Area**

24 Design and the process of getting construction permits are on schedule for completion in the
 25 fall of 2016. Surveying, checking for underground rock and other information gathering in the
 26 neighborhood are 95% complete. Design work to establish the basic sewer route was
 27 completed in December 2015. The Rogers Eubanks Neighborhood Association (RENA), the
 28 Marian Cheek Jackson Center, Orange County, the Towns of Chapel Hill and Carrboro and
 29 OWASA met with residents on July 28, 2015 to discuss the design process and on December
 30 8, 2015 to discuss the County's acquisition of easements for the sewer lines.

31
 32 Once there is a decision to proceed with construction, they estimate it will take about 19 months
 33 for bidding, award of the contract and completion of construction. The estimated total cost of
 34 design and construction is about \$5.7 million, excluding costs for easement acquisition, sewer
 35 connection fees, the private sewer connection pipes and related plumbing work.

36
 37 **Advanced Meter Infrastructure (AMI)**

38 AMI is a meter reading system including fixed antennae for remotely reading water meters with
 39 batteries for data transmission. Vehicles would not be necessary for readings, with resulting
 40 savings in energy and reduction in greenhouse gas emissions. AMI would enable faster
 41 detection of leaks, customers could monitor their daily water use on line and AMI would not
 42 require a rate increase. They completed a detailed feasibility study on AMI in January 2016.

43
 44 On January 21, 2016, they approved a plan for community engagement including receiving
 45 citizens' comments in our February 25, March 10 and March 24, 2016 Board meetings. They
 46 may make a decision on whether to proceed with AMI at our March 24, 2016 Board meeting.
 47 They will send additional information soon and invited questions and feedback.

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 49 Terri Buckner reviewed the following information:

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Affordability Outreach

On October 22, 2015 we approved a plan to implement affordability outreach on a permanent basis in 2016. The program is designed to increase awareness of options it reduce OWASA bills and empower low-income customers and local agencies with information and tools for bill reduction.

The program will draw on experience with our pilot program, which included work with 14 community agencies including Orange County, the Towns of Chapel Hill and Carrboro, and social services and affordable housing agencies; and a water conservation pilot project with six low-income customers. Key upcoming items will include expanding our partnership to involve rental property owners and managers, continuing to work with partners, helping customers in need and proactive water conservation outreach.

Mountains-to-Sea Trail (MST)

OWASA staff is working with Orange County staff on this issue, and the Board looks forward to learning more about the MST soon. The 2009 OWASA Board of Directors voted to support the MST on OWASA lands.

Financial management/rates

Fiscal Year 2016 is the fourth consecutive year with no increase in monthly water and sewer rates. They continue to meet their financial performance objectives including our bond rating of AA+. They are considering potential changes to our rate structure to help ensure that service affordability, conservation, and equity across customer classes continue to be addressed and that we have the financial capacity to sustain our infrastructure and services. If changes are proposed, there will be a public engagement process.

Biosolids

On October 8, 2015 they decided to move toward recycling about 75% of our biosolids in "liquid" form on approved farms (when practical), and recycling about 25% in dewatered form at a composting facility in Chatham County. Our past practice was to apply about 50% of our biosolids on farmland and dewater 50% for composting. Our Class A biosolids continue to meet Federal standards for Exceptional Quality.

This approach will continue their partnership with local farmers and maintain flexibility for alternative biosolids management strategies in the future.

Care to Share Customer Assistance Program (formerly Taste of Hope)

About 5% of our customers donate monthly with bill payments. We received about \$4,600 in 2015. We also encourage citizens to give directly to the Inter-Faith Council (IFC). In response to an appeal by Executive Director Ed Kerwin to various businesses in July 2015, the IFC received about \$1,500 for the Care to Share program. Marketing included information in our newsletter, bills, on the OWASA and IFC websites, and asking new customers to sign up as donors.

Commissioner Dorosin asked if the Care to Share Customer Assistance program is funded by private contributions only.

Terri Buckner said yes, adding OWASA is not allowed to contribute to this fund in any way.

Commissioner Jacobs said several BOCC members have asked if OWASA could revisit the purchase and sale agreement. He said there is no one at the University of North

1 Carolina who was present for the sale of the system to OWASA. He said it would be worth
 2 approaching a new chancellor to discuss getting beyond the full cost-of-service model as it so
 3 limits OWASA.

4 Commissioner Pelissier encouraged the OWASA Board to relay any questions
 5 regarding the MST to the Board of County Commissioners directly.

6 Commissioner Jacobs and Commissioner Rich thanked them all for their continued hard
 7 work.

8
 9 **5. Public Hearings**

10 **NONE**

11
 12 **6. Consent Agenda**

- 13 • Removal of Any Items from Consent Agenda
- 14 - 6b-DEFERRED: Sole Source Bid Award: Software purchase for emergency medical
- 15 services.
- 16 - 6g by Commissioner Price

- 17
- 18 • Approval of Remaining Consent Agenda

19
 20 A motion was made by Commissioner Jacobs, seconded by Commissioner Pelissier to
 21 approve the remaining items on the consent agenda.

22
 23 VOTE: UNANIMOUS

- 24
- 25 • Discussion and Approval of the Items Removed from the Consent Agenda

26
 27 **6g- Amendment to the Orange County Code of Ordinances – Display of Pyrotechnics**
 28 **Ordinance**

29 Commissioner Price asked if there was public discussion on the final draft of this
 30 ordinance.

31 John Roberts said the BOCC asked for a way to address this issue, as did the Fire
 32 Marshal. He said rather than putting this forward as part of a larger ordinance, a specific
 33 ordinance is being put forward on its own. He said there was not a public hearing.

34 Commissioner Price said she is concerned that there has been no public comment on
 35 the ordinance.

36 Commissioner Jacobs said he would like this item added to an agenda for discussion
 37 and to allow for public comment.

38
 39 A motion was made by Commissioner Price, seconded by Commissioner Jacobs to
 40 table this item for later consideration.

41
 42 VOTE: UNANIMOUS

43
 44 **a. Minutes**

45 The Board approved the minutes for December 7, 2015, Regular Meeting Minutes (Correction
 46 Sheet); January 21, 2016, BOCC Regular Meeting; and January 29, 2016, BOCC Annual
 47 Retreat, as submitted by the Clerk to the Board.

48 **b. Sole Source Bid Award: Software Purchase for Emergency Medical Services-**

49 The Board will consider: 1) awarding the sole source bid to Bradshaw Consulting Services in
 50 the amount of \$179,540 for the purchase and installation of the "MARVLIS" software that will be

1 located at Orange County Emergency Services at 510 Meadowlands Drive in Hillsborough; and
 2 2) authorize the Manager to sign the vendor contract upon final review and approval of the
 3 County Attorney.

4 **DEFERRED**

5
 6 **c. Fiscal Year 2015-16 Budget Amendment #6**

7 The Board approved budget and grant project ordinance amendments for fiscal year 2015-16
 8 for the Department of Social Services; Community Relations; Library Services; and
 9 Planning/Inspections and Orange Public Transportation

10 **d. Application for North Carolina Education Lottery Proceeds for Chapel Hill – Carrboro**
 11 **City Schools (CHCCS) and Contingent Approval of Budget Amendment #6-A Related to**
 12 **CHCCS Capital Project Ordinances**

13 The Board approved, and authorized the Chair to sign, the application for North Carolina
 14 Education Lottery Proceeds; and approved Budget Amendment #6-A receiving the Lottery
 15 Proceeds and the amended CHCCS Capital Project Ordinances, contingent on NCDPI's
 16 approval of the application.

17 **e. 2015 Update to County Sheriff's Office: Records Retention and Disposition Schedule**

18 The Board approved the updated County Sheriff's Office Records Retention and Disposition
 19 Schedule dated November 15, 2015, and authorized the Chair to sign the Schedule.

20 **f. Resolution Acknowledging February 23, 2016 as Spay Neuter Day in Orange County,**
 21 **North Carolina**

22 The Board adopted the resolution, which is incorporated by reference, acknowledging February
 23 23, 2016 as Spay Neuter Day in Orange County, and authorized the Chair to sign the
 24 resolution.

25 **g. Amendment to the Orange County Code of Ordinances – Display of Pyrotechnics**
 26 **Ordinance-**

27 The Board will consider: 1) Deliberating as necessary on proposed amendments to the Orange
 28 County Code of Ordinances, and 2) Adopting the pyrotechnics display provisions into the
 29 Orange County Code of Ordinances, authorize the Chair to sign the Resolution of Adoption,
 30 and authorize the County Attorney to make any minor non-substantive changes or corrections
 31 that may be necessary prior to submission of the amendment to Municode.
 32

33 **TABLED FOR FUTURE MEETING AGENDA**

34
 35 **h. Boards and Commissions-Commissioner Assignments**

36 The Board approved the list of boards and commissions on which members of the Board of
 37 County Commissioners have chosen to serve on as agreed upon at the February 9, 2016
 38 BOCC Work Session.
 39

40 **7. Regular Agenda**

41 **a. Amendment to the Orange County Code of Ordinances – Regulating the**
 42 **Discharge of Firearms**

43 The Board considered: 1. Deliberating as necessary on the proposed amendments to
 44 the Orange County Code of Technical Ordinances (UDO); and 2. Adopting the firearms
 45 discharge provisions into the Orange County Code of Ordinances, authorize the Chair to sign
 46 the Resolution of Adoption, and authorize the County Attorney to make any minor non-
 47 substantive changes or corrections that may be necessary prior to submission of the
 48 amendment to Municode.
 49

1 **BACKGROUND:** This item was presented in similar form at the January 21, 2016 meeting by
2 Orange County Planning Staff as an amendment to the Orange County Code of Technical
3 Ordinances ("UDO") recommended by the Planning Board.

4 The proposed amendments establish new regulations governing the discharge of firearms on
5 private property. At the January 21, 2016 meeting the Board of County Commissioners
6 determined the regulation of the discharge of firearms was more appropriately regulated
7 through Orange County's police power and its General Ordinances rather than through the
8 UDO. The Board of County Commissioners, after receiving the Planning Board's
9 recommendation and discussing the item, instructed the County Attorney to bring the Planning
10 Board's recommended language back for consideration at the February 16, 2016 regular
11 meeting.

12 Among other things the recommended ordinance restricts the discharge of firearms to 10:00
13 a.m. to 6:00 p.m. daily, prohibits the discharge of firearms within designated distances of
14 property lines and dwelling structures, requires discharged projectiles to remain on the property
15 upon which they are discharged, and requires most firearms discharges to be directed into a
16 projectile-proof backstop. The ordinance will not impact or regulate hunting activities.

17
18 Chair McKee said regardless of the emails from Grassroots NC, there has never been a
19 closed meeting regarding this ordinance, and it has twice been on the Board of County
20 Commissioners' agendas and twice at quarterly Public Hearings. He agreed this item should
21 have gone through more of a public process. He said there had never been any intent to have
22 a closed session or meeting about this issue, or to hide anything.

23 John Roberts said the language in front of the BOCC tonight is mostly from the Planning
24 Department's recommended changes to the UDO. He said when the item came before the
25 BOCC in January 2016, he had concerns about the language as the statutory authority to
26 regulate this issue does not come from any land use related authority; but rather is separate
27 and specific under the County's police power. He said he is uncomfortable with intermingling
28 those two lines of authority, as it leads to enforcement issues, and thus court issues. He said
29 the current language, with a few exceptions, is exactly as the Planning Department wrote it,
30 with a few grammatical changes and some insertions from Sheriff Blackwood from a Lenoir
31 County ordinance.

32 John Roberts said the Sheriff noted that the backstop requirement in section C-4 is
33 probably excessive, and noted that the National Sport Shooting Foundation recommends 15
34 feet in height, but makes no depth recommendation. He said the Sheriff recommended
35 changes to section C-6, suggesting changing the hours from 10:00 a.m. to 6:00 p.m. to 7:00
36 a.m. and 11:00 p.m. He said the Sheriff's recommended changes to subsections E and F, due
37 to the extreme cost and effort involved in complying with them.

38 John Roberts said he recommended changing the initial sentence in subsection G, to be
39 clear that all those items would not be impacted by this ordinance. He said these items include
40 lawful defense of property, hunting, pursuant to directions of law enforcement officers, actions
41 by law enforcement officers, firearms instruction, and engaging in target shooting. He said the
42 Planning Board recommended that target shooting occur two or fewer days per month, which
43 may also be overly restrictive for rural areas.

44 John Roberts said the County does not have the authority to regulate hunting and this
45 ordinance does not regulate hunting activities.

46 Chair McKee referred to the potential cost of signage and noted he has 168 acres and
47 he would have to put up 400-600 signs.

48 Commissioner Dorosin asked if this same ordinance has been adopted in Lenoir
49 County.

1 John Roberts said no, only some portions of this ordinance were adopted in Lenoir
2 County. He said the Sheriff offered the Lenoir ordinance as a reasonable model and portions of
3 it were combined with the Planning Board's recommendations to create the document before
4 the BOCC this evening.

5 Commissioner Jacobs suggested returning to a model similar to the Orange County
6 Hunting Committee, which last met in 2001. He said such a committee could bring together all
7 stakeholders to discuss issues and proposed resolutions.

8 Commissioner Jacobs said anyone in attendance this evening interested in participating
9 in such a committee should contact the Clerk's office.

10 Commissioner Rich commented to the audience that it is certainly permissible to record
11 the meeting, but noted all meetings are filmed and can be streamed from the County website,
12 or downloaded at any time.

13
14 **PUBLIC COMMENT:**

15 Joshua Summey said he is a sixth generation of Orange County and his entire family
16 enjoys shooting sports. He said is he surprised by this proposed ordinance, as it is onerous,
17 intrusive and unnecessary. He said the buffer requirements are totally unreasonable. He is
18 against the proposed ordinance.

19 Harry Sumner said he agreed with first speaker and this ordinance should not be
20 passed. He said he liked Commissioner Jacobs' suggestion of a hunting committee. He said
21 he is disappointed that he only learned about this issue yesterday by happenstance, noting he
22 does not have the Internet. He said to please notify people that are not in the digital age. He
23 asked if this ordinance is intended to regulate noise or firearms, and, if it is the former, then
24 firecrackers should also be listed. He said this ordinance should be dead in the water right
25 now, until further input is offered.

26 Heather Florio said she and her husband are new to northern Orange County and they
27 left their home in Colorado because of such regulations, bringing their multimillion-dollar
28 business to Orange County.

29 Phillip Florio said they have many employees who hunt and though the proposed
30 ordinance does not address hunting, it may end up doing just that. He said some people need
31 to hunt their land in order to have food to eat. He said there is a lot more work to be done on
32 this issue.

33 Scott Jens said he is a retired police officer and he is here to talk about safety and the
34 buffer zone. He said citizens are their own first line of defense. He referred to the buffer zone,
35 saying he owns 8 acres, and has a berm. He said building a berm, which would comply with
36 the proposed ordinance, would cost him \$4,500 alone for the dirt and another \$2,000 for the
37 labor. He said the proposed ordinance is discrimination based on lack of income, and he does
38 not have \$6,500. He asked the BOCC to take this into account.

39 Thomas Warren asked if there is a reason for the proposed ordinance and where he
40 lives this is not a problem. He said the ordinance seems to be written for a commercial
41 shooting range. He said the ordinance uses the word "or" between the items in section C, thus
42 if he meets one of ten items, one meets the ordinance. He said this is a difficult ordinance to
43 read and understand. He agreed that the backstop issue is excessive. He said he has 50
44 acres and would require 100 signs. He said he wonders how signage will be enforced, and the
45 purpose of it on portions of land where shooting does not occur. He said he finds the signs to
46 be an unfunded mandate; and if the County desires signs, the County should provide them. He
47 said there are many inconsistencies in this ordinance. He said if some people did complain,
48 how are the rights of one side balanced with the rights of the other side. He does not agree
49 with a hunting committee but rather asks the BOCC to vote the ordinance down.

1 Dan Axson said he is an avid hunter and shooter. He said to a lot of people target
2 practice means training, and one needs to train for the type of environment in which one might
3 find oneself. He said if problems do arise, the Sheriff's office will typically show up, and thus he
4 sees no reason for an ordinance. He said there are many turkey shoots in the county that
5 serve as fundraisers and believes this ordinance will take away these positive community
6 events. He also noted children involved with Future Farmers of America may be adversely
7 affected by this ordinance. He referred to the required signage and said he does not want to
8 advertise that he has firearms. He said if the ordinance goes through, he is greatly concerned
9 what else may be taken away from the citizens.

10 Darin Knapp read the following email:

11
12 Chairman McKee and members of the Board,

13
14 Thank you all for the opportunity to be present tonight and for the opportunity to speak. My wife
15 and I are here in support of tabling the proposed gun ordinance and to suggest that the Board
16 re-evaluates the motivations behind this initiative and uses that re-evaluation to guide the
17 course of any follow-on initiative. Having read the documents surrounding this issue, and
18 having long considered the customs and traditions of our rural neighbors and farmers, some of
19 whom are gun enthusiasts, it appears clear to me that this discussion is being led from a
20 narrow place despite having over-reaching implications that would unfairly restrict the private
21 use of land by a large constituency of our County. Nowhere in the documentation on this
22 proposed ordinance could I find meaningful reference to the healthy traditions that surround
23 shooting sports or about how regular target shooting makes for a hunter who has solid
24 command of guns and is thus safer to him or herself or others. One doesn't have to be a gun
25 enthusiast to respect those who are.

26
27 Perceptions and reality need parsed out here, particularly with regard to the safety concerns
28 and discomfort of some that have apparently arisen as a consequence of others enjoying their
29 hobbies and honing their skills on their private land. What exactly are the perceived threats that
30 seem to motivate discussions here? What evidence is there? Will **perceived** threats, instead of
31 actual threats, rule the day? How many bullet holes have we counted? How many citizens
32 have been killed or injured by a gun hobbyist target practicing on their own nearby land?
33 Compare that number to all the other well-documented threats that citizens face and put the
34 issue in perspective. I think it's helpful to remember that the term "gun enthusiast" does not
35 translate into "criminal."

36
37 There can be little doubt that the motivation behind this proposal arises in part from a fear of the
38 sound of a gunshot, regardless of how far away it is or how unjustified this fear is. Of all the
39 sounds that one may hear out in the county, a gunshot is not typically top of the decibel list.
40 These are not the things we want Sheriff Blackwood and his deputies focusing their time,
41 energy, and tax dollars on.

42
43 **Without** a meaningful and proven risk due to gun hobbyists exercising their rights on their own
44 lands, why does this proposed ordinance exist? I can only conclude that the ordinance lacks a
45 sound rationale and was proposed without full consideration of its negative impact on our
46 community. I hope that future efforts, if any, on this issue will be solidly grounded in real data
47 and inclusive input. As it stands, it is my opinion and that of many others that this proposal
48 needs major overhaul, if not scrapped altogether.

49
50 Again, thank you for your time.

1
2 Darin Knapp
3 5407 spring House Lane
4 Chapel Hill, NC 27516
5 darin@ramblerillfarm.com
6

7 Charlie Brown said he felt the proposed ordinance brings a lot of bad optics to Orange
8 County. He said this is crazy and the BOCC is so disconnected from northern Orange County.
9 He said it is shameful they are here today and every deputy will be in danger, if this ordinance
10 passes.

11 Keith Kirkland said he is a life-long native of Orange County. He said he cannot support
12 this ordinance because there are too many loose ends in it. He said he is a firm believer in the
13 second amendment. He said the BOCC needs to understand the rights of all of the residents in
14 Orange County. He said as a gun owner, he ensures the safety of those around him, and those
15 who are fearful of firearms should be educated. He asked the Board to vote no on this item and
16 to hold a public hearing on this issue. He said he knows Orange County is changing and even
17 a compromise would be better, with all opinions being included.

18 Chad Resnik said this proposed ordinance stems from a complaint. He said he has a
19 berm and in order to build a new berm, he would have to divert an easement that is watershed
20 protected. He said he is a Department of Defense Instructor, and heavily involved with multiple
21 areas of firearm training. He said this is not a positive or safe thing to propose. He said the
22 basis of responsible gun ownership is that every shooter is liable for every round that comes out
23 of their gun. He said he does not want people to have to listen to gunfire and to focus on the
24 individual responsibility that all have when firing weapons.

25 Lauren Resnik said she and her family live on 18 acres and live in northern Orange
26 County. She said they are highly trained and use their land for shooting. She said shooting
27 should be done both smartly and safely; do not shoot close to your neighbors. She disagreed
28 with the Board on the time limitations in the proposed ordinance. She said the BOCC works for
29 the American people. She said she and her husband teach night classes to Special Forces and
30 the military on their property and the BOCC is seeking to restrict their training. She said the
31 County needs to back off of their second amendment rights, as this proposed ordinance is
32 illegal. She said she will make this a bigger issue if necessary and the BOCC does not
33 supersede the constitution.

34 Missy Foy said she agreed with a lot of what the previous speaker said. She said she is
35 an experienced shooter. She said a very important issue for her, that a lot of those in
36 attendance this evening are not facing, is the reality she faces daily from a very dangerous
37 neighbor. She said she sees dead animals being shot, she has shots in her house, and she
38 has been harassed. She said owning a gun does not make someone a responsible person,
39 and there is no law in Orange County that addresses this issue of her neighbor shooting over
40 and through her property. She agrees that this proposed ordinance is over the top but she is in
41 fear for her life at times because of irresponsible gun owners and asked the BOCC to do
42 something to help her. She said she wanted protection.

43 Bob Foy said she said it all.

44 Chris Weaver said not to table this item for later but rather make a decision this evening.
45 He said there has been single party rule in this County for over a hundred years and if the
46 BOCC wants to pass the ordinance, it should do so and see what happens. He said this is not
47 about hunting but rather it is about recreational shooting. He said a work group is unnecessary,
48 just vote on it or kill it. He said the Lenoir County ordinance is a good example and would help
49 people like Ms. Foy. He asked if the Planning Board is using common core math standards.

1 Dallas Taylor said he is concerned about this ordinance, as it curtails the rights of those
2 that do not own big properties, or are not rich. He said he is opposed to the ordinance. He said
3 if this ordinance is passed, the range where he, and many others practice would have to move
4 or be shut down. He said he understands and is willing to be considerate, but at the same time
5 he wants to be able to exercise his rights. He said law enforcement needs areas to train, and to
6 be able to train their own kids. He said turkey shoots would be cut off if the time limitations
7 were imposed.

8 David Brown said he has been in Orange County for 33 years and his children were
9 trained to shoot. He reviewed all the elements of the ordinance which he found to be
10 unacceptable. He said one of the things that makes rural Orange County the way it is are the
11 people and their customs. He would prefer they do away with the ordinance entirely. He has
12 forwarded the proposed ordinance to the National Rifle Association (NRA) and the Institute for
13 Legislative Action.

14 Don O'Leary said the proposed ordinance is not constitutional and should be thrown out.
15 He said the second amendment was put in the constitution in case of a tyrannical government,
16 so that the citizens could protect themselves.

17 Jack Hunnell said he farms 25 acres and he likes to hunt and fish on this property. He
18 said his neighbor has 155 acres, and the State regulates a lot of these. He said Chair McKee
19 should have gathered more input from broader areas to involve them in this discussion. He
20 asked the BOCC to table the issue until further discussion can occur.

21 Larry Roberts said the BOCC needs to decide what it is trying to accomplish. He said
22 he too reviewed the abstract information and he did not find a situation or complication, but
23 rather he only found resolution. He asked if the goal is safety, noise or firearms regulations.
24 He said he shoots for several reasons, including shooting varmints, such as copperhead
25 snakes, in his barn in order to protect his grandchildren when they visit, as well as his
26 neighbors. He said the ordinance is confusing as to what is restrictive and what is not
27 restrictive. He asked if the BOCC has considered the funds it will take to enforce this
28 ordinance, both for additional law enforcement, as well as litigation. He said do not dismiss
29 these concerned citizens as northern Orange gun owners but rather consider them to be
30 concerned citizens that can help keep this county safe.

31 Brad Burton said most of his points have been addressed. He is a life-long resident of
32 Orange County and was taught to be a responsible gun owner on three acres of land. He said
33 these skills, and the opportunity to practice them, helped to shape his life. He said he wants to
34 teach his son the same life lessons on the three acres that his family now lives on. He said this
35 proposal imposes on his rights as a gun owner as well as his second and ninth amendment
36 rights.

37 Rick Perry said BOCC meetings do not start before 7:00 p.m. in order to allow working
38 citizens the opportunity to attend. He said this same common sense should apply to this
39 ordinance. He said if one has a job and does not get home till 6:00 pm, one cannot practice
40 shooting with this proposal. He said he has a berm, and the proposed regulations are
41 excessive and unreasonable. He said if the proposed signage is put in place, the properties will
42 look ridiculous. He said areas available for shooting are decreasing rapidly and asked if
43 Orange County has a place for law enforcement to practice shoot.

44 Steve Hopper said he is from Efland and intended to ask if any harmful incidents had
45 preceded this proposed ordinance. He said the earlier speaker enlightened him of issues that
46 are problematic. He said he greatly empathizes with her situation and believed it should be
47 addressed, but this ordinance is no help to her in his opinion. He said the concepts in the
48 proposed ordinance are excessive. He said he does not hunt but he grows crops and he has
49 authority from the State to kill animals that attack his crops. He said he finds enforcement of
50 this ordinance is another issue. He said he is in favor of rejecting this.

1 Jerry Snipes passed on the opportunity to speak.

2 Neal Galloway said he bought his property so he could practice target shooting and he
3 said his neighbors shoot with him. He said they do not shoot on Sundays, and he built a berm
4 without being told to do so. He said he teaches children responsible marksmanship and in
5 order to do so, one must have a place to teach. He said responsible ownership is possible and
6 those who are responsible need to be encouraged to pass this education along to others. He
7 said this discussion is happening because of the minority of people in the County that abuse
8 their gun privileges. He said his policy is to shoot for 1.5 hours which seems reasonable. He
9 said the ordinance is not necessary, is burdensome and should be rejected.

10 Roger Moore said he is a 33 year Orange County resident and a retired Durham police
11 officer. He said he has to qualify once a year for his concealed to carry. He said he only
12 learned about this meeting this afternoon and the County should be more effective in its
13 communication. He said this ordinance is more of a government overreach into the property
14 rights of its residents. He said the lady that spoke earlier about her dangerous neighbor does
15 not have an issue of target practice. He said there are certain traditions and heritages and he
16 moved to Orange County for these attributes; but now Orange County has surpassed Durham
17 County in overreaching. He said the issue about using one meeting location is a good one, with
18 which he agrees. He suggested the new slogan for the County: "Orange County, where you'll
19 be taxed for life".

20 Joe Phelps said Hillsborough is the County seat and in other counties most meetings
21 would occur in that location. He said he does not like the proposed ordinance. He said he has
22 been in real estate for 30 years and no one has asked him to sell a home because of target
23 shooting occurring nearby. He said rather people seek to buy properties because they will be
24 able to shoot. He said on the January 21st BOCC meeting agenda, there was a place for public
25 hearings, but noted the phrase "no additional comments accepted". He said the entire process,
26 and exactly what is being decided upon, is confusing. He said the public is not being clearly
27 informed.

28 Catherine Taylor said when she looked at the proposed ordinance, she wondered if the
29 North Carolina Wildlife Commission had been consulted, especially where it conflicts with their
30 policies. She said if this is about regulating noise or commercial sites, then the ordinance
31 should be rewritten to reflect this. She said this should be reflective of other noise ordinances.
32 She noted as trees continue to be cut down, more noise will be heard. She said she does not
33 support the ordinance.

34 Polly Dornette said she is a shooter and she suggested that training opportunities would
35 be taken away with this ordinance. She said she is a concealed carry permit holder, and she
36 needs to train. She said they bought property in Orange County in order to have land on which
37 to practice. She said Wake County has a great indoor practice range, and perhaps Orange
38 County should provide that same amenity. She said the issue with the unruly neighbor is not a
39 practice range issue.

40 Riley Ruske said he a Vietnam veteran and a resident of Orange County. He and his
41 family understand firearms and feel they are obliged to defend the constitution. He said this
42 issue was poorly publicized and is an assault on the property and constitutional rights of
43 Orange County citizens. He said if the BOCC adopts this ordinance a lot of law-abiding citizens
44 will be turned into criminals. He said if this is done, the BOCC will have failed at upholding the
45 constitution.

46 Alan Mauer asked if there was a reason that prompted the creation of this ordinance.

47 Chair McKee said he will speak to this question after public comment.

48 Alan Mauer said he has lived here his entire life. He said this is not about hunting but
49 rather about the right to defend himself and to train to defend himself. He said the BOCC does
50 not get to pick what rights are upheld. He said this issue is about a lack of understanding of

1 firearms. He suggested the community may wish to provide more training and education, so
2 that firearms are better understood. He encouraged the Board to vote no tonight.

3 William Heard said he is a doctor. He said this is a matter of culture, and in Orange
4 County there are many different cultures. He said people have strong feelings about this issue
5 in one-way or another. He said personal feelings must be put aside, and to recognize
6 indigenous groups, as well as these gun owners. He said there are some technological
7 solutions that could address noise complaints.

8 Craig Lloyd said he is a life-long resident of Orange County, and the Director of the
9 North Carolina National Guard Association. He said he is unsure if the Planning Department
10 did enough research on this item. He said House bill 562, state law 14-409.46, says that if one
11 has shot on one's property for sport, prior to any new regulation or ordinance, one is
12 grandfathered in.

13 Lindy Galloway referred to the former speaker who had a bad neighbor and said the
14 countryside does have problems of drug and alcohol abuse as well. She said she has a
15 shooting range on her property, which she regularly utilizes as she wants to be well trained.
16 She said crack heads have been on her property making threats but run when the Sheriff's
17 department arrives; however, the threats resume once the Sheriff's department leaves. She
18 said now that everyone knows she can shoot, those previously harassing her now stay away.
19 She said she wished the Board would vote no or throw the ordinance out entirely.

20 Cheryl Allison said for the Board to look at the packed room and hallway as well as to
21 consider all the people who could not be here tonight. She said these people are law-abiding
22 citizens asking the Board to vote this down.

23
24 **Public comments via email:**

25
26 To the Orange County Commissioners' Board,

27
28 As an 18 year resident of Orange County, NC I want to go on record stating that I am against
29 the restrictions that are being proposed concerning shooting firearms. In my opinion it's not a
30 fair proposal and has not been publicized enough for accurate consideration.

31
32 Thank you for your service and consideration and please contact me at any time.

33
34 Tony Holleman
35 530 Jericho Rd.
36 Hillsborough, NC 27278
37 919-644-0868

38
39
40 A law will never give me the right to do what is wrong. So you mean to tell me if someone
41 breaks in my house between the hours of 6 PM and 10 AM I cannot pull the trigger to protect
42 my family because I might disturb someone else down the road picking flowers in her garden.

43
44 My Second Amendment protects me from any of the Unlawful discriminating laws Orange
45 County might be trying to write and pass. People have bled and died in order to protect this
46 right that you selfishly and cowardly here are trying to take away. I pay taxes. Stay the hell off
47 my land and stay out of my personal business ...this should not be hard for you to do nor
48 understand which you protect and stand for the killing of 4000 innocent children each and every
49 day in their mothers womb while screaming stay out of their vagina.

50

1 I paid for this land you didn't. I pay taxes to help you pay for yours.

2

3 Rodney Davis

4 Efland, NC

5 Proud law-abiding tax payer and gun owner

6

7

8 Another unenforceable, unneeded regulation to stifle the rights of the people. I never cease to
9 be amazed at the worthless drivel that springs forth from those who believe their election gives
10 them God like powers to dictate how others should conduct their daily activities.

11

12 Orange County was once a good place to live but now it has become an over regulated and
13 over taxed suburb of Chapel Hill.

14

15 The time has come to say enough is enough. I am vehemently opposed to this proposed
16 intrusion on my rights as a property owner. I do not need you to tell me how to conduct myself
17 responsibly on my property regarding the discharge of firearms.

18

19 Harold Dorsett

20

21 Dear Orange County Commissioners,

22

23 I am writing in regard to a current proposed Amendment, "Regulating the Discharge of
24 Firearms." Foremost and frankly, as a property owner and taxpayer in Orange County, I
25 strongly oppose this amendment on virtually all aspects, and for good reasoning. As an avid
26 shooter and sportsman I see this amendment as unnecessary, over reaching, and unwarranted
27 in many ways.

28

29 First, let me say that I am all for firearm safety and the practices of safe shooting. Any person
30 who pick-ups a firearm, in my opinion, has immediately signed a binding contract that requires
31 them to protect the safety of everyone and everything around them.

32

33 To address this amendment, again I repeat, that I am strongly opposed, and for good
34 reasoning. The requirements of this amendment will burden a large majority of shooters with its
35 extremely cumbersome conditions. The amount of land required, under the approval of this
36 amendment, will automatically prevent many from being able to shoot regularly on their own
37 property, again their own property. Property that a person has worked hard for, paid taxes on,
38 and incurred many types of expenses to maintain. That, to me, is overly restrictive.

39

1 Now, I see the insertion of the backstop rule is intended to address this by providing options to
2 landowners, yet again, this is quite a burden for the average person. To install such a backstop
3 is not only very expensive, but restrictive. You now have created a situation where a person will
4 definitely incur significant expenses as well as the requirement of at least one permit to erect
5 such a structure, regardless of the type of material selected to construct said backstop. Current
6 county permitting and site plan ordinances affect the erection of such a structure. In turn, surely
7 at some point in time in the future, there will be a "need" for a new inspection process to now
8 come and inspect shooting backstops to ensure proper construction and maintenance, again at
9 a cost to the private landowner and tax payers alike. Not to mention, the requirement of such a
10 structure affects an owners rights of enjoyment of use and perceived property value, not only
11 the property on which the structure resides, but the surrounding properties as well (who wants
12 to look at a big mound of something whether on their own property or their neighbors?).
13 Addressing the "allowed shooting hours;" again burdensome, for several reasons. Being fully
14 aware that the amount of shooters who engage in shooting after sunlight hours is limited, there
15 are those of us that do just that. Current State and State WRC regulations allowing for the
16 hunting of Coyotes at night. To the best of my knowledge, Orange County does not have an
17 ordinance preventing this. To be able to effectively hunt at night, one must have the right
18 equipment and said equipment must be calibrated in the conditions in which it will be used (i.e.
19 after daylight hours). This would effectively give me, and those like me, approximately less than
20 60 minutes, for only several months out of the year to calibrate our night hunting equipment
21 properly, with the hope that it remains calibrated throughout the remainder of the year. Let me
22 add that, the coyote problem in Orange County, and the State, is an ongoing issue and by the
23 accounts of many sportsman and land owners alike, is continually worsening. It has been show
24 in other states, and likely one of the main reasons the hunting of coyotes at night has been
25 allowed in North Carolina, that night hunting of coyotes is a very effective tool in controlling the
26 population of such a nuisance predator. I do not see how this amendment will not directly affect
27 those of us who participate in the hunting coyotes (and other game) at night. While I am aware
28 that there is a clause in this amendment that explicitly states that it is does not impact or
29 regulate hunting activities, it does not permit me to calibrate my hunting equipment as needed
30 for said activities. In essence, my neighbor calls law enforcement, because I am calibrating my
31 equipment at night, I am fined because I am not technically involved in a hunting activity at the
32 time.

33
34
35 Now, I do see the inserted clause allowing for land owners to target shoot two or fewer days per
36 month.....simply not enough. Although, again, I am likely in the minority of shooters, I enjoy
37 target shooting quite regularly, much more often than two days of the month which this
38 amendment would restrict me to. Avid shooters and sportsmen such as myself are regularly
39 calibrating our equipment and shoot regularly to better our skills as enjoyment shooters and
40 sportsmen. A large reason for the ownership of my property is so that I can shoot, at distance,
41 on a regular basis. In addition, while I have never owned, shot, or even know where to acquire
42 "explosive shells," I do occasionally shoot, what may be referred to as an "explosive target."
43 Tannerite is a completely legal, two part compound, commonly sold at sporting goods stores
44 throughout the state and country. I see no reason why I should not be able to shoot at these
45 sorts of targets on my own property, provided that I am not endangering anyone around me.
46 These types of targets do not expel fireballs, harmful/hazardous substances, secondary
47 projectiles, and are not designed to be destructive. They simple "go 'bang'" when struck with
48 any standard centerfire rifle bullet. Again, I do not see any reason why I would not be allowed to
49 do this on my own private property, given that no one and nothing is being put in danger – a
50 hard thing to do with something that does nothing more than make a noise when hit.

1
2 Section “e,” referring to the erectment of signs indicating that the discharge of firearms is
3 occurring raises several concerns as well. While at first glance this seems like a good idea and
4 common sense, let’s back up and take another look at this. While at first glance this seems like
5 a good idea and common sense, let’s back up and take another look at this. Erecting a sign
6 every 100ft seems reasonable, again at first glance. Aside, on my allowed two days of target
7 shooting does this still have to be done? Why would any reasonable gun safety advocate have
8 an issue with this you may ask? For one, expense. I own a large parcel in Orange County.
9 Having to erect a sign every 100ft around the perimeter of my property, calculates out to
10 approximately 100 signs. A few minutes of internet searching yields some pricing results. The
11 cost for durable (40 mil aluminum) signs, even in bulk, is over \$11.00 per sign (plus
12 tax!).....over \$1100.00 just for signs.... Honestly, these signs should be reflective aluminum
13 since night shooting may occur, increasing that cost to over \$18.50 per sign (now \$1850+ not
14 including tax!). Then I have to purchase materials to mount the signs, at least another \$100.00
15 (and that’s being really conservative about it). After that, I have to maintain each sign, ensure
16 its upright, not missing, legible, etc. at all times. Wow. Not to mention, that this alone is an
17 advertisement that firearms are kept on this the property, a great piece of knowledge for
18 anyone interested in stealing something. Here’s the other concern I have with this requirement.
19 It is well known that “No Trespassing,” laws are limited in their reach. My understanding is that
20 even if a property is labeled, “No Trespassing,” to a reasonable extent, a trespasser can simply
21 state that they didn’t see the sign and almost alleviate themselves of incrimination. My
22 understanding is that this is one of the reasons why I, as a property owner, must maintain a
23 large insurance policy on my property, in the event that I am sued for damages because
24 someone was hurt or otherwise on my property – even if it was clearly and reasonably marked
25 with “No Trespassing” signs. Which is the reason that it is not posted currently, it does me no
26 good to do so.

1 Where I'm going with this is, if the county is going to require that I erect and maintain said
2 signs, of a certain type, in a certain manner, for the protection of others, then will the county
3 step in and protect me from civil and criminal lawsuits in the event of an injury or death? In
4 other words, since the county is requiring me as a land owner and shooter to do this, then it
5 seems only logical that the county has removed my responsibility and liability for injury or death
6 (criminal and civil) due to firearm activity. Since the property is clearly marked (by county
7 regulation) then the argument of "I didn't see it," by a Trespasser should thereby be null and
8 void, as the county has recommended, required, and concluded that this is more than adequate
9 to prevent wrongful injury or death to those unknowing of the discharge of firearms on said
10 property. That in turn, puts a tremendous legal burden on the county if something like this
11 should occur.

12 In addition, this amendment could potentially and inadvertently pave the way for further
13 amendments that incorporate even more cumbersome restrictions. As I stated earlier, for me
14 and many others, it is very foreseeable the installment of an inspection process for backstops
15 or properties where private landowners shoot on a regular basis (see previous paragraph and
16 apply accordingly). Could this amendment lead into further restrictions on shooting times and
17 dates? No shooting on certain holidays? Noise ordinance restrictions? Excessive calls to law
18 enforcement for perceived violations? In many ways, this amendment seems to burden the
19 average land owner and shooter with requirements that aren't even as strict as they are for
20 currently operated for-profit shooting ranges, according to the existing regulations.

21
22 With those things said, let me attempt to reason through the perceived need for such a
23 restrictive amendment. In my mind I can foresee where the perceived need for this amendment
24 came from. Likely a "backyard shooter" or shooters who are constantly and recklessly engaging
25 in the unsafe discharging of firearms, likely, in an area of higher population density. No shock
26 there, I've seen it myself and was simply left to shake my head at the complete ignorance and
27 stupidity of such actions. With the proposal of this amendment, and this sort of situation, my
28 thoughts take off into how the county could deal with this type of situation without restricting the
29 rights of so many others. We have all seen too many times in the history of legislation, where
30 good intentions with a law often restrict many that it was never intended to affect. Why let the
31 actions of a few "bad apples spoil it for the rest of us," one could ask. So I question the county
32 about such a situation with the laws and tools that is already has available to it. If someone
33 were constantly shooting, in close proximity, to others at "all hours of the night", wouldn't that
34 constitute as a noise violation? Could someone who engaged in this sort of behavior, for
35 valueless reasons, be considered to be disturbing the peace? Especially if it is something that
36 happens in a regular manner and easily definable as a deliberately harassing gesture. If
37 someone is shooting in an unsafe manner (firing on to someone else's property or discharging
38 a firearm without means for ensuring the safety of others), wouldn't that be considered reckless
39 endangerment or better yet criminal negligence? Surely both carry a higher penalty and fine
40 than a simple misdemeanor, which I would much rather see someone charged with for this type
41 of behavior. As I repeat, any person who pick-ups a firearm, in my opinion, has immediately
42 signed a binding contract that requires them to protect the safety of everyone and everything
43 around them. I mean that in a literal sense. Any responsible shooter knows several things right
44 off the bat; treat every firearm as if it were loaded, keep
45

1 the firearm pointed in a safe direction at all times, know your target and what is beyond it,
2 understand the all function of the firearm before you pick it up, just to name a few. To disregard
3 these basic fundamentals of firearm safety, in my opinion is reckless endangerment and
4 negligence, extremely dangerous negligence. I fail to believe that the county, its law
5 enforcement, and its court system are incapable of dealing with negligent, reckless, and
6 endangering shooters without this new amendment. If called to a scene, without this new
7 amendment, is a law enforcement officer incapable of making an arrest for a crime for the type
8 of actions being discussed, without the newly proposed amendments? Is our court system
9 incapable of preparing and presenting a case that will bypass reasonable doubt for these types
10 of actions, without the newly proposed amendment? I fail to believe that to be true. Our
11 municipal and county law enforcement agents are trained, skilled and experienced enough to
12 handle situations in which the reckless discharge of firearms occurs. Our court system,
13 prosecution attorneys, judges, and citizen selected juries are fully capable making sound
14 indictments, cases, rulings, and verdicts if and when a person or persons is/are accused of the
15 reckless discharging of firearms within the county under our current laws and regulations.
16 In closing, would like to thank all of you who have taken the time to read this at length and, in
17 your requirement as a public official, done your due diligence in attempting to understand my
18 reasoning for my stance on this issue. While I am in complete support of safe firearm practices,
19 I cannot, in good conscience, support this amendment or legislation of a similar manner. I find
20 the proposals in this amendment to be overly restrictive, undue, and unwarranted. There is no
21 doubt that, if this legislation were passed, that it would greatly restrict the freedoms and
22 personal property usage rights of citizens such as myself and others. While I am sure this
23 legislation is being proposed for good intentions and, more than likely, that events have
24 occurred which have compelled this legislation to be written, it is in fact, unnecessary. Those
25 who do not practice safe shooting can surely be dealt with using current county laws and
26 ordinances, without restricting the rights of those who regularly exhibit safety, responsibility, and
27 consideration when it comes to the discharging of firearms on their own property. Please do not
28 hesitate to contact me if you have any questions or simply wish to discuss this issue with me
29 further; I am always available and willing to support my community.

30
31 Sincerely,
32 Charles Davis
33 919-697-1725
34 LRFARMS27572@gmail.com

35
36
37 Dear Orange County Commissioners,

38
39 I am writing to you concerning item 7a on the agenda for the meeting scheduled on 2/16/2016,
40 Amendment to the Orange County Code of Ordinances-Regulating the Discharge of Firearms.
41 As a newcomer to Orange County, I do not know the history of this amendment, and as I only
42 became aware of it yesterday, I have not had time to fully explore the ramifications of the
43 amendment.

44
45 However, after reading it over, I am concerned that this amendment is unclear in its purpose,
46 and should be carefully revised with the input of all concerned parties, preferably following a
47 period of notification and public input.

48
49 Specifically, I am unclear if the purpose of this legislation is to enhance safety, reduce noise
50 pollution, prevent the operation of businesses (i.e., shooting ranges) in residential areas, or

1 merely to limit the rights of people like myself to safely enjoy an occasional round of target
2 shooting with my family/friends on my own private property.
3

4 The regulations are in many cases excessive. I will provide three examples, although I think the
5 entire amendment needs to be rewritten and clarified. First, the construction of a backstop 15
6 feet high and 30 feet deep is not necessary except for even the most powerful centerfire rifles,
7 (not to mention it may not be a good idea to use steel); the cost of such a backstop would allow
8 only the relatively wealthy to meet the requirement. Second, the posting of signs every 100 feet
9 is not necessary, as trespassing on private property is already prohibited; thus it is unclear what
10 the purpose of this part of the amendment would serve except to be a burden on anyone trying
11 to fulfill the requirements. Posting of signs on any property large enough to qualify for shooting
12 would not only be expensive, but in my neighborhood, would be unsightly, as almost everyone
13 shoots occasionally. And posting signs in the middle of farmland bordered by other farmland is
14 just a waste of time and money. I should also point out that I think this and many other pieces of
15 this amendment are essentially unenforceable. Finally, the blanket restriction of shooting
16 between 10:00 am and 6:00 pm, and the restriction of shooting to 2 days/month have no logical
17 or legal justification. We do not restrict golfers to only enjoy their hobby two days a month, nor
18 do we prohibit motorcycles, dirt bikes, and other noisy, equally dangerous activities to certain
19 hours. I work full time during the week, and according to this amendment, if I was to practice a
20 few rounds of target shooting with my .22 caliber rifle on 3 or 4 Sat. mornings, I could be
21 sentenced to 30 days in prison. Really? I do not think this was the initial intent of this
22 amendment, but it is the way the amendment currently reads.

23 In conclusion, I think there are many issues raised by this amendment. Instead of rushing to
24 pass a hastily designed piece of legislation that will be subjected to many challenges, I suggest
25 the board address each issue separately and carefully. In my reading of the amendment, those
26 issues would be the operation of a business in a residential area, reasonable safety
27 issues/concerns, and perhaps a noise restriction.
28

29 Based on the above, and many other issues I am sure others will raise, I respectfully urge you
30 to **NOT** approve this amendment until sufficient time has been allowed for the amendment to be
31 publicized, discussed in public forums, and studied carefully by legal experts.

32 While I would appreciate a written response outlining your thoughts on this matter, I also plan
33 on being in attendance at the meeting tonight to see how my concerns about this amendment
34 are addressed.
35

36 Sincerely,
37 Lawrence E. Ostrowski
38 Hurdle Mills, NC
39

40
41 All members of the Orange County Board of Commissioners, might I suggest an alternative
42 from what appears a punitive approach, e.g., forbidding, to an economic approach!
43

44 Using the material from the NRA's Shooting Range Services
45 (<http://range.nra.org/sourcebook.aspx>) or similar guidance from the National Shooting Sports
46 Foundation, to ensure your new ordinance guidelines meet some semblance of standardization,
47 thus assuring those wishing to engage in firearm range activities do so following established
48 proven standards ~ citizens/corp failure to do so are then sanctioned and subject to punitive
49 activities, as warranted.
50

1 Further, ask your staff to do a search for a archery range anywhere within the NC area or even
2 near. Hint: (USAArchery site assistance: <http://www.teamusa.org/usa-archery/archers/junior-olympic-archery-development/find-a-joad-club>)
3
4

5 Now, please take a look at what the town of Newberry Fl. did after negotiating grants for their
6 community, <http://eastonnewberrysportscomplex.com/>
7

8 This is the thrust of my message ladies and gentlemen...have your staff do their homework and
9 see if you can take this complex issue and instead of a hodgepodge of legalese, change your
10 philosophy and work to put a plan to gather \$\$\$ together in an all encompassing shooting sport
11 facility (Pistol, Rifle, Shotgun, and Archery) and earn revenue from the facets of shooting sports
12 training, possible small equipment sales, and more to the point, tournament activity revenue,
13 both from participants to \$\$\$ spent nearby in lodging, food, etc.
14

15 I ask a wee bit of trust, but wish to state I am qualified to discuss these aspects and am willing
16 to drive over from Eastern NC to privately meet with you and your staff as an interested party if
17 you believe such a meeting would be germane to your decision making process. Go well, and
18 good luck tonight as your meeting has been misrepresented by a myriad of disinterested
19 parties. signed: an interested party to development of shooting sports activities within NC
20

21 Jack Coyle
22
23

24 To Whom it May Concern,
25

26 I am unable to attend the meeting tonight regarding changes to regulations concerning the
27 discharge of firearms on private property. I moved to Orange County in April 2012 from Durham
28 city and live off of Pleasant Green Road. One of the main reasons that I moved to my 8.6 acre
29 property was because I enjoy recreational shooting and the previous owners had constructed
30 a shooting range on the back corner of the property. I always shoot safely and let my
31 neighbors know before a shooting session. I hear other people shooting nearby from time to
32 time and consider it part of living in the rural part of the county. If the proposed changes are
33 passed, I will no longer be able to shoot on my property. 8 acres of land is more than enough
34 land to allow safe shooting. Please feel free to read my comments at tonights meeting.
35

36 Sincerely,
37 Dr. Steadman Willis
38 5479 Sunfish lane
39 Durham, NC 27705
40
41

42 Orange County Commissioners,
43

44 Briefly about me, I have been a resident of Orange County for 61 years. I've owned a home
45 since 1978. I'm 61 years old and a firearms owner. I've lived at my current address since 1984
46 located in northern Orange County off Guess Rd. I have 5.5 acres of land, with a backstop for
47 target practice. It was expensive to build this backstop, but doesn't come close to your
48 proposed requirements.
49

1 Now I would like to make a few comments about the proposed ordinance regarding the
2 discharge of firearms in Orange County. I realize, and agree that adequate measures should
3 be taken to prevent an injury or worse from a stray bullet, but the amount of land and the
4 requirements of the backstop you propose for this ordinance are absurd. This alone displays a
5 total lack of knowledge of firearms and the ballistics of common rifle and handgun cartridges
6 and the requirements needed for an **adequate** backstop. I would hope the Commissioners
7 would educate themselves on both before implementing this ordinance. No one will go to the
8 expense to construct the proposed backstop, on a piece of land the size that will be required for
9 this, just to sight a scope in a few times a year, or target practice with a new firearm or to stay
10 proficient with a weapon for self defense. I think you already know that. That brings me to my
11 next point. I as well as you Commissioners know there are both pro and anti gun residents in
12 Orange County. Everyone has a right to feel as they wish regarding gun ownership. I sincerely
13 hope there is a justification for this extreme proposal other than anti gun ideology
14 and I'd like to know what that is. I would also ask the Commissioners to rethink this proposal as
15 is, and if we must have an ordinance one that looks at the entire county not just the Chapel Hill,
16 Carrboro and Hillsborough areas. This is a large county, with a lot of gun
17 and property owners living in rural areas. I'm sure a consensus can be reached to satisfy all
18 concerned.

19
20 Thank you for your time.

21
22 Regards:
23 William Overman
24 7711 Quail Hollow Dr.
25 Hillsborough, NC 27278
26 **WWOVER@AOL.COM**
27

28
29 Good afternoon-
30 I do not support the county's proposed firearm discharge regulations.
31 Take Care,
32 Tricia Prinzo
33

34
35 Dear Commissions,

36
37 I wish to register my opposition to the proposed Amendment to Orange County Code Of
38 Ordinance - Regulating Discharge of Firearms. This proposal would, in effect, prevent virtually
39 any Orange County resident from firing a firearm on their property. I own 10.6 acres in a rural
40 setting but could still not comply with the rules. I appreciate the need for safety in urban
41 settings, but this denies the rights of law-abiding citizens to safely and responsibly shoot in
42 almost all situations. It appears to be a back-door attempt to ban recreational shooting through
43 excessive regulation without going through due process and giving the public the chance to
44 vote on the matter.

45
46 Yours sincerely,
47
48 Julian Aberly
49 1101 Walnut Hill Drive
50 Hillsborough

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Dear BOCC,

All BOCC members should vote "No" on the proposed firearms ordinance at tonight's meeting. The ordinance is far too restrictive and intrusive, and as Commissioner Renee Price said of the proposal yesterday on the Facebook group Orange County Local, "We can do better."

I've perused the emails that others have sent (via the BOCC Google Group) to voice their opposition to the ordinance, and I would like to second the many good points fellow Orange County residents have already made:

1. The backstop requirements are overkill. I'm not aware of any ammunition that could penetrate dirt to a depth of 30 feet.
2. The hours are too limited.
3. The property requirements are regressive. As I understand it, a recreational shooter would need to own at least 8.5 acres (best case) and 90 acres (worst case) to comply with the distance requirements. That has a disparate effect on those who live in a perfectly safe area to shoot but can't afford that much property. I should think that this would be plainly stated in the "Social Justice Impact."
4. The ordinance infringes on the livelihoods of those who are firearms instructors.
4. Most importantly: the ordinance has not received adequate public input.

I only saw one email that supported the ordinance, and that email was written by someone who hadn't even bothered to read it.

Regarding the rumor about the meeting being closed session - I think that was initiated by someone on Facebook with good intentions who misunderstood the notes on the first page of the ordinance. I don't believe a "lie" was concocted to be maliciously spread. Although I understand Chairman McKee's need to set the record straight on Orange County Local this morning, it is our job as citizens to hold you accountable. Sometimes we make mistakes.

Also, please keep the name of the Farmers Market Pavilion the way it is. I concur with Lisa Pope's reasoning.

Sincerely,
Ashley DeSena
West Hillsborough

Hi folks,

I'm sure you're receiving quite a few of these - just my two cents:
The signage requirement is a good measure, and the idea of set times is a good one, but should not be a fixed time. Instead, tie it to sunrise/sunset as the hunting rules do. What is a fine shooting time in July might not make sense in January.

1 The backstop requirements are a good start, but leave a *lot* to be interpreted later. As it
2 reads it sounds ridiculously restrictive, but its all in the interpretation. Surely there are industry
3 standards for shooting ranges you could reference?
4

5 The 300-foot rule is reasonable. The 1000-foot rule is asinine. In a worst case scenario, with
6 "structures" at every property line, a person would have to be shooting in the dead center of a
7 90 acre square parcel to meet the guidelines. That makes no sense. Why require 1000
8 *behind* where the person is shooting? If its all about noise, thats addressed in the time of day
9 restrictions above. If its about bullet safety, 1000 feet behind the shooter makes no sense.
10 1000 feet in front of the shooter makes sense if they do not have an adequate backstop. If they
11 have a backstop as described in the proposed ordinance, 1000 is overkill.
12

13 Have fun tonight!
14

15 *Bob Johnson*

16 *Owner, Madurobob's Luthiery*

17 madurobob.com

18 facebook.com/MadurobobsLuthiery
19
20

21 I am completely in agreement with the proposed firearms ordinance. Every year I have to sit by
22 while our neighbors fire at birds and bird shot rains down on the roof of our house. I don't care if
23 he does it on his own property but I shouldn't have to tolerate it on mine.
24

25 Robin Royster
26
27

28 Commissioners:
29

30 Please allow me to comment on the agenda item regarding discharge of firearms. I feel that
31 this amendment as proposed is a heavy-handed answer to a local problem. As a landowner
32 and a part-time shooter, my normal target range is into a natural steep hill. This provides
33 a more than adequate backstop and a partial noise buffer. In my situation, and I suspect in
34 other persons as well, this section of property is close to one property line. If this amendment is
35 adopted as proposed, the fifty or so shots that I fire annually will become a criminal offense
36 while not causing any harm or disturbance. I urge you to table this proposal until you have
37 more information and citizen input.
38

39 Sincerely,
40

41 David Lewis

42 801 Arthur Minnis Rd

43 Hillsborough, N. C. 27278

44 919-929-8230
45
46

47 My name is Roy Coe. I was raised here in Orange County, but moved away after high school.
48 I spent 23 years in the military (17 years overseas and I'm Viet Nam Combat Veteran) and then
49 26 years working in the Space Agency, NASA. For the last 19 years, I had to work in the State
50 of California because of my NASA job and endure some of the toughest gun laws in the

1 country. I also spent 13 years in the Kern County Sheriff's Office as an unpaid volunteer. I
2 recently retired and decided to move back "home" because I miss my roots. Returning to NC to
3 get away from California seem to be the right choice. Now I find myself regretting my return to
4 Orange County.

5
6 My comments regarding this proposed ordinance: You are going to require the land owners to
7 have signs placed every 100 feet around the property and 300 feet inside the property line.
8 First, most of us property owners don't know the **exact** location of our property line, so how do
9 you propose to enforce this requirement? Are you going to survey our property for us to
10 provide the exact lines and then measure each of the many signs to ensure they are 300 feet
11 inside the line? Is the county going to supply the warning signs? Also, very few land owners
12 have enough property to comply with your requirements which makes this ordinance appear to
13 be an attack on lawful gun owners.

14
15 I agree that safety is paramount when discharging a firearm and an ordinance will provide some
16 guidelines to ensure that safety measures are in effect during those times that gun owners like
17 to target practice or "sight in" a hunting rifle...but I believe your proposal is much to extreme. I
18 have read some alternate proposals that you have been provided to you. I urge you to consider
19 these proposals and not make this so difficult on us land and legal gun owners.

20
21 Thank you for your time.
22 Roy Coe

23
24
25 Dear Commissioners,

26
27 It has been brought to my attention, as an Orange county resident, that there is a proposed
28 ordinance to be discussed in regards to firearms discharge in the county today. As a taxpayer I
29 feel the right to be heard. I am very opposed to any such ordinance and consider it an
30 infringement of my rights. This issue needs to be tabled until further research can be done. If
31 this nonsense passes today, you better believe our voice will be heard during the next election.

32
33 Best Regards,
34 Brian Call
35 Orange County Resident

36
37
38 I am a concerned citizen of Orange County. I will start by saying I have been in Orange County
39 all of my life (40 years). I have learned about the amendment to the code of Ordinances in
40 reference to using Fire Arms on PRIVATE property. From what I'm reading an individual will
41 basically have to own 8 acres of land with no structures on the land in order to use firearms for
42 recreational purposes. This is absolutely ridiculous! The liberal democrats of Chapel Hill are
43 slowly but surely ruining Orange County. We already have the highest property taxes in the
44 state and now you're going to to start telling owners of private property what they can and can't
45 do on THEIR land. People move out into the county for a reason, it's called freedom! My wife
46 and I will be entering the housing market in a few months. I can promise you if this passes I will
47 not be looking in Orange County, for the first time in my life I will moving out of Orange County.
48 I also understand that this a knee jerk reaction to a problem with a particular land owner in
49 Orange County. If that's the case there has to be some other way to deal with someone using

1 private land as a commercial firing range without infringing on the rights of EVERYONE. I surely
2 hope you will take this response into consideration. Thank you, Mike Hogan

3
4 Mike Hogan

5
6
7 I oppose the ordinance as it now stands. Please table this until more conversation with the
8 public (again) can be entertained.

9
10 Rachel Phelps Hawkins

11 Landowner in Orange County

12 This is my personal opinion – not indicative of any email reference address or my employer.

13
14
15 To: Orange County Commissioners,

16 My name is Michael Miles. I am a resident of Orange County and I want to clearly express my
17 opposition to the proposed amendment 7-a to Orange County Code of Ordinances – Regulating
18 the Discharge of Firearms.

19
20 I am opposed to this amendment or any amendment with similar intent to restrict or regulate the
21 use of firearms at the county level. We have adequate regulation of firearms at the State and
22 Federal levels and do not need more regulation in this area from the county.

23 Thank you.

24
25 Michael Miles

26 6721 Union Grove Church Rd.

27 Hillsborough, NC 27278

28
29
30 I will not be able to attend the meeting tonight, but I OBJECT to the majority of this proposed
31 ordinance.

32
33 A couple main objections:

34 1. If the distances regulating the design of the berm are followed, the required distance of 1000
35 ft from an occupied structure is unnecessary.

36 2. The requirement for signage ever 100 ft along the property line is RIDICULOUS. If I have
37 firearms, I am NOT going to put up a sign that advertises such! Nobody driving by needs to
38 know that! I will inform my neighbors, but I am not putting up a ridiculous sign every 100'.

39
40 Steve Vanderlinden

41 4206 Hope Valley Dr

42 Hillsborough, NC

43
44
45 Dear Commissioners,

46
47 Thank you for your time, I will be unable to attend the Feb 16th meeting on the new ordinance
48 that is being brought forward. I have been an Orange County resident since birth and an active
49 sportsman since a very young age in my life. I live on 1.4 acres in rural Orange County, if I
50 read this correctly I cannot shoot my guns, both used for personal protection and for hunting,

1 because I have houses within 1000' of my house. I don't shoot a lot but when I do I have always
2 used the skills taught during hunter education class and common sense. As long as I am
3 shooting into a low area on my own property (no chance for the bullet to travel further than I
4 want) what is the problem. I am one of the few public service members that can afford to still
5 live in Orange Co and if you run us out who will provide public safety? I am living in the house
6 my grand parents built when they came to Orange County and I love serving the citizens of
7 Orange County just as you do. I ask that you take some time to review this matter and
8 understand that one bad resident (shooter) does not represent all the citizens of Orange County
9 and we the people elect you to serve all of Orange County.

10
11 Thank you for your time and consideration to do what is right.

12
13 Scott Hackler
14 Resident of the Efland Community

15
16
17 To: Orange County Board of County Commissioners

18
19 From: Mary Darlene Yates
20 Robert Terry Woods

21
22 This email is in response to the scheduled meeting of February 16th, 2016 regarding
23 amendment to the **Code of Ordinances** regarding **Discharge of Firearms**. As an **owner of**
24 **property in Orange County**, I strongly **disagree** with any amendments to the Code of
25 Ordinances which limits or prohibits the use of firearms on private property. My property is not
26 within city limits and was bought because I do not wish to live in or near a town or city and be
27 subjected to all the restrictions which are placed upon my freedoms. I have been a resident of
28 Orange County for many years and my father's family has owned land here since the early
29 1900s. One of the parcels I own is part of that land and is very precious to me. There are
30 already too many restrictions in this county and **I most certainly am against any more being**
31 **added.**

32
33 I lived on Palmer's Grove Road, when my land was going to be made part of Eno State Park
34 and had property owners not banded together, the land would have gone to the park. I also
35 remember when Orange County was going to place a dump close to my home in northern
36 Orange County on Guess Road, Rougemont (Orange County) NC. Once again landowners
37 banded together and fought it. There is now a park where the dump was going to be. I
38 remember that when asked where the construction trash would primarily be coming from; the
39 answer was Chapel Hill. Chapel Hill seems to run this county, but there are those who would
40 love for them to form their own county and leave the rest of us alone. **If you want to live where**
41 **you will not hear gunfire or be near an area where firearms are discharged, move to**
42 **town, preferably the town of Chapel Hill.** In both of the above incidences, the county of
43 Orange tried quietly to slip these past the citizens it would affect.
44 Once again, I find myself looking at the same scenario, just a different subject. I have my
45 conceal/carry permit and target practice on my land. There are "**No Trespassing**" signs posted
46 and that should be sufficient. I strongly suggest that you withdraw your proposal to the above
47 amendment.

48
49 Sincerely,

50

1 **Mary Darlene Yates**
 2 mdarlene317@yahoo.com

3 *Owner:*
 4 3127 Yates Road
 5 Hillsborough, NC 27278
 6 &
 7 6421 New Sharon Church Road
 8 Rougemont, NC 27572
 9

10 **Robert Terry Woods**
 11 rterrywoods34607@yahoo.com

12 *Owner:*
 13 3806 Stoneycreek Road
 14 Chapel Hill, NC 27514
 15
 16

17 Good morning
 18 I'm sure you know what this is about, I feel like we have way too many regulations on us now,
 19 don't tell me what and when I can do certain things on my property.
 20

21 I'm sure there has been some complaints in the last few years because of the increase in
 22 firearms purchases, caused by the fear of the increased government control and restrictions.
 23 So, please take into consideration my complaint and many other private landowners in the
 24 county. No new government restrictions.
 25

26 Thank you
 27 Brad Walker
 28 919-730-9327
 29
 30

31 Hello Commissioners,
 32

33 My two cents:
 34

35 I am one of the planning representatives for Bingham. I agree that people should have more
 36 time to digest the proposal and weigh in on it if they want to.
 37

38 Comparing the Proposed Orange County Ordinance to the Lenoir Ordinance they are very
 39 similar with Orange County's addition of some key points;
 40

- 41 1) The setback buffers which are common sense safety measures, but are made
 42 redundant by criminal and civil penalties
- 43 2) Regulations for indoor ranges which are also made redundant by criminal and civil
 44 penalties
- 45 3) Time of day restrictions
- 46 4) The exclusion of "explosive targets". These targets are unregulated by the BATF and
 47 likely magnify the number of noise complaints. Their effects should be covered by the
 48 noise ordinance, but it's sometimes hard to locate and enforce..
- 49 5) Sign posting regulations which are about the same as posting "no hunting" signs, as I
 50 recall the discussion.

1
2 The issue boils down to people being considerate of their neighbors and reasonable when
3 exercising their rights. I do not think that an ordinance will be successful regulating this
4 behavior, nor do I think zoning enforcement will be responding to complaints.

5
6 To me, this issue is probably best left to the Sheriff's department who are familiar with firearms
7 safety and are well trained to judge a situation. Sheriff Blackwood may want additional time
8 restrictions or the exclusion of binary explosive targets in his deputies nuisance toolkit, but if he
9 does I am confident that he will say so.

10
11 -Tony

12
13 Dear Chairman McKee,

14
15 As I am sure you already know. The proposed restrictions to the safe discharge of firearms are
16 making quite a stink amongst the county, at least the longtime resident rural folks.

17
18 As I see it, as proposed, this ordinance is just another way to limit the law abiding safe target
19 shooter from using his land as he sees fit. I agree there needs to be some boundaries and
20 rules set in place, but for the majority of shooters this is not a problem and is being done
21 currently. I understand there have been issues, and those not accustomed to country living are
22 bothered by the noise and the guns.

23
24 I ask you cordially, to consider the Sheriff's recommendations to the Board and vote with
25 common sense as you approach this issue.

26
27
28 Orange County Commissioners,

29
30 I am a resident of Orange County and would like to express my strong opposition to the
31 proposed firearms discharge ordinance to be discussed at the February 16 meeting. The only
32 proposed regulations that I would find to be of practical benefit to the citizens of Orange County
33 are the ones regarding safety practices, including c) 7,8,9, & 10 and d) 3,4, & 5....but these are
34 all basic common sense items that should not need an ordinance to be practiced by any
35 responsible individual. All other proposed regulations I find to be extremely and unfairly
36 excessive and in fact unnecessary to ensuring the safety of the citizens of Orange County.

37
38 I am not aware of the background regarding this proposal and what prompted it to be written,
39 but I suspect it was perhaps prompted due to a small number of isolated incidents which I do
40 not believe should warrant over-regulating the overwhelming majority of Orange County citizens
41 that already voluntarily engage in safe shooting practices. I cannot support penalizing the
42 majority for the actions of a few.

43
44 Please vote to disapprove this proposed ordinance. Thank you for taking the time to hear
45 and consider my thoughts about this matter.

46
47 Sincerely,

48
49 Kenneth Snyder
50 109 South Lloyd's Dairy Rd

1 Efland, NC 27243
 2
 3 Scott Tutor
 4 Orange Grove Community
 5 Bingham Township
 6
 7
 8

9 Earl I heard this weekend that the county has had the county Attorney start working on a new
 10 law that will not let anyone in the county that owns land fire there guns on there own property
 11 more than once a month and only between the hours of like 10: 00 am and 3:00 pm is there any
 12 truth to this. Please Reply Thanks Jerry

13 Jerry Baity

14 To: Earl McKee, Chairman, Orange County Board of Commissioners

15 From: F. Paul Valone, president, Grass Roots North Carolina

16 Re: Amendment to Orange County Code Of Ordinances Regulating Discharge Of Firearms
 17

18 Dear Commissioner McKee:
 19

20 We have been advised by several members that Orange County intends to change its
 21 ordinance regarding discharge of firearms. They have also advised us that the board of
 22 commissioners intends to do so in a meeting closed to the public.
 23

24 In fact, one member forwarded the attached image of the Action Agenda Item Abstract which
 25 appears to show it as item 7–a, for action on February 16, 2016. I also note that the public
 26 hearing block contains an “N”, presumably indicating no public hearing on the issue.
 27

28 As you are no doubt aware, NCGS § 143-318.9 (our "open meetings" law) stipulates:
 29

30 *“Whereas the public bodies that administer the legislative, policy-making, quasi-judicial,*
 31 *administrative, and advisory functions of North Carolina and its political subdivisions*
 32 *exist solely to conduct the people's business, it is the public policy of North Carolina that*
 33 *the hearings, deliberations, and actions of these bodies be conducted openly.”*
 34

35 In fact, public bodies may go into closed session only for the purposes enumerated in § 143-
 36 318.11, which also says:
 37

38 *“A public body may hold a closed session only upon a motion duly made and adopted at*
 39 *an open meeting. Every motion to close a meeting shall cite one or more of the*
 40 *permissible purposes listed in subsection (a) of this section.”*
 41

42 I would also urge you to become familiar with another modification of North Carolina statutes
 43 which became effective on December 1, 2015 when N.C.G.S. § 14–415.23 was modified under
 44 Section 15 of Session Law 2015–195 (formerly H.B. 562) to include a new subsection (e), to
 45 wit:
 46

47 *“A person adversely affected by any ordinance, rule, or regulation promulgated or*
 48 *caused to be enforced by any unit of local government in violation of this section may*
 49 *bring an action for declaratory and injunctive relief and for actual damages arising*
 50 *from the violation. The court shall award the prevailing party in an action brought*

1 *under this subsection reasonable attorneys' fees and court costs as authorized by*
2 *law."*

3
4 Please advise us if we are in error. Otherwise, I would strongly suggest you convene an open
5 session at which a motion could be made to go into closed session only for statutorily
6 permissible reasons. I can be reached at the email above or at 704-907-9206. I eagerly await
7 your reply.

8
9
10 My name is Satina Bass, resident of 109 Drake Dr. Mebane, NC 27302 Orange County. I am in
11 support of the Amendment to regulate the discharge of firearms in a residential neighborhood.
12 My husband and I have been in our home for 11 years. We have 2 little children that enjoy
13 playing in their yard. We are very uncomfortable letting our children play in their own yard due
14 to neighbors shooting firearms on a regular basis. I would ask that you really consider the
15 elimination of discharging firearms in communities where the properties are so close in
16 proximity. Thank you in advance for your consideration of our request.

17
18 Sincerely,

19
20 Curtis and Satina Bass

21
22
23 My family is very much in favor of an amendment to regulate the discharge of firearms on
24 private property.

25
26 We are out in the county but we are in a development. Even though we have acre lots, when
27 neighbors fire guns in their yard, it sounds like they are in our front yard. It's very dangerous
28 also. You can't relax at all with the "boom, boom, boom" and it scares my dog. It's very
29 unsettling.

30
31 They feel that they have the right to fire the guns since they are out in the county and on their
32 own property, but noise is an invasion of privacy. When the noise is loud or repetitive, it can
33 wear on your nerves. At certain decibels, the noise can be hazardous to health.

34
35 So, I do appreciate the possibility of an amendment to regulate the activity.

36
37 Sincerely,
38 Jackie Spivey
39 104 Drake Drive
40 Mebane, NC 27302

41
42
43 Hello.

44
45 I have seen a lot of discussions around a gun ordinance in Orange County that would limit the
46 use of firearms (target practice) on private property. I fully support the idea of removing the right
47 to target practice, especially when those doing so live in subdivisions or in close proximity of
48 other homes. Though I struggle to locate the full proposal online, I am sure it was created to
49 protect other residents who have been forced to listen to constant gunfire and cannot enjoy the
50 peace and quiet of their own home. Shooting ranges were created for this purpose. Please let

1 me know how I may further express my support. Those against the ordinance clearly are more
2 concerned with their rights to shoot cans than the rights of others to enjoy peace and quiet.

3
4 Thank you-

5
6 Katherine Walker

7
8
9 Hello,

10 We are very much for the amendment to regulate the discharge of firearms. Can I attend this
11 meeting? I am having a hard time finding out where this meeting is located. I saw something
12 that noted the time as 7pm, 02.16.2016.

13
14 We live in a residential neighborhood consisting of 1 acre lots. We have lived here for more
15 than 10 years and have lived Orange County for almost 20 years. About a year ago we had
16 new neighbors move in. These new neighbors decided to start rifle firing on their property. With
17 the acre lots we are less than 500 feet away from them. In neighborhoods like these it is not
18 safe for them to be allowed to do this.

19
20 We have been outside playing in our yard and have had to go back inside and shut all windows
21 and doors due to the noise. We also have resorted to calling the sheriff on occasion as well.
22 (before the firing started we had never needed to call the sheriff's department) We have
23 neighbors that have had to move cook outs or birthday parties inside due to the intrusive noise.

24
25 My husband is a Chapel Hill Police officer and has been for 17 years, it has never occurred to
26 him in our more than 10 years of living here to practice firing in our yard. He always goes to a
27 range.

28
29 Some of our other neighbors have had it worse than us, on Tanya road there are people that
30 fire day and night and also fire into tannerite.

31
32 It would be very appropriate and **long** needed for this amendment to pass. At least some
33 restriction for residential areas. Currently the attitude is "we're out in the county" or "there's no
34 ordinance preventing me from doing it". I wish that all people would address the situation with
35 common sense but it will take a change in governance to get change for this issue.

36
37 Thank you,
38 Tracy Shinn
39 105 Drake Drive
40 Mebane, NC 27302

41
42
43 Dear Commissioners:

44
45 You may be following the social medial debate on the proposed gun ordinance. I find
46 the ordinance confusing and it is unclear if/how the ordinance actually addresses the issue of
47 nuisance from constant target shooting.

48
49 In my opinion, it would help if you slow this down and give people a chance to have a
50 meaningful conversation about noise and other nuisances. Most of us accept occasional target

1 shooting, hunting, or sport shooting in the community, and agree that constant target shooting
2 near homes is a nuisance and needs to be addressed.

3
4 Please delay approval of the ordinance, and instead create a process to get more input and
5 evaluate options. Please include the county sheriff, gun safety leaders, hunt clubs and
6 members of the community who have been adversely impacted by noise and other impacts of
7 target practice.

8
9 Thank you for considering my view.

10 [Bonnie](#)

11 **Bonnie Hauser**

12 **919 732-9316**

13 **919 619-4354 (cell)**

14 www.BonnieHauser.com

15
16
17 Mr. Newsome,

18
19 Thank you for your email and be assured that your comments will be considered by our board.
20 You make a good point about the time issue and one that has been mentioned before.

21
22 Earl McKee

23 Chair

24
25 Mr. McKee

26 Mr. Dorosin

27 Ms. Burroughs

28 Mr. Jacobs

29 Ms. Pelvis sure

30 Ms. Price

31 Ms. Rich

32
33 I'm sure that you have not considered the 4-H Shooting Team when setting the 6:00 pm limit on
34 shooting at ranges. These kids are neither criminals nor careless shooters. They have been
35 taught to respect guns and what they can do as well as the rights of others. There are a couple
36 of young people who have qualified for the National's. They need to practice. Since they go to
37 school, and believe it or not some have jobs, it's hard for them to get everything done by 6:00
38 pm. Being a former state employee, I'm disappointed that you haven't investigated this matter
39 more thoroughly. I trust that you will consider this decision and rethink your current position.
40 While I can't be there on Tuesday night for your meeting because of a home bound 95 year old
41 mother whom I have to visit and caregive for the next 2 days, I would be happy to offer my
42 thoughts afterwards. Thank you for reading and taking the appropriate action.

43
44 Tom Newsome

45 Retired Chief Deputy State Controller

46 919-662-6941

47 Thomasnewsome@earthlink.net

48
49
50 Dear Board of Commissioners,

1
2 We would like to let you know of our opposition to the proposed ordinance regarding the
3 discharge of firearms on private property. We feel that this ordinance has not received
4 adequate public input, including a well advertised public hearing, and in fact appears to have
5 been handled in such a way as to prevent widespread public knowledge of it in advance.
6

7 We understand that the ordinance was developed in response to a citizen operating a shooting
8 range every day and all day on his property, thereby creating a nuisance for his surrounding
9 neighbors. If this one citizen is behaving inappropriately then the more logical response should
10 be to address that specific situation, rather than casting a broad net that impacts so many
11 people who behave with respect and consideration for their neighbors.
12

13 We urge you to vote against this unnecessary ordinance that only further divides rural and
14 urban Orange County.
15

16 Sincerely,
17

18 Steve and Susan Halkiotis
19
20

21 Greetings,
22

23 I am a resident of southwest Orange county and have been for over 60 years. Today I spoke to
24 several of you to register my opposition to any legislation which would restrict my right to
25 discharge firearms on my property. Unfortunately, I can not attend tomorrows meeting to tell
26 you in person.
27

28 I have lived, voted and paid taxes here a long time but this is beginning to go to far. Please kill
29 this or at least consider a re-write which is less onerous.
30

31 James Allen
32
33

34 To the committee:
35

36 I am absolutely against this order.
37

38 I am a landowner and tax payer in Northern Orange County. I have numerous reasons that you
39 should vote against this ordinance.
40

41 First and foremost the land and property is mine. What I do on my property is my business. If
42 you start telling me what I can and cannot do on my own land.....what is on your agenda to
43 control next; my barking dog? I will not be treated by my own government like an HOA.
44

45 Second, exactly how do you expect our already taxed Sheriff's department to govern such an
46 ordinance? My only thought is with more taxes. Wrong!
47

48 Third, how exactly are you to determine if it's a hunter or just target practice? You cant! and you
49 won't be able to.
50

1 Fourth, be reasonable on the requirements! How are the landowners supposed to comply due
2 to the strict guidelines on other structures?

3
4 Fifth, can you say that our target shooting has caused any incidents? No, you cannot. Why?
5 Because we are responsible adults!

6
7 My wife and I are both are target shooters and we only shoot during reasonable hours and we
8 have safety measures in place to ensure no bullets stray from our range area. We govern
9 ourselves so you are not welcome to offer your big brother oversight on to us!

10
11 Respectfully,
12 Mr. and Mrs. Harold F Wagner Jr.

13
14
15 I have strong concerns as to limiting my constitutional right to shoot safely On my property and
16 see it as an over reach of local government to step in and tell a land owner that he may not
17 safely discharge a firearm on their property. I feel that this is back door gun regulation.

18
19 Steve Summey

20
21
22 We do not agree with the proposed gun law in motion. We support residents rights on their
23 private land within reasonable daytime hours. Please advise if this should be redirected
24 somewhere else or if there is a meeting we may attend to speak against this.

25
26 Sincerely,
27 Stephanie Jopson
28 Orange County resident and voter
29 336-263-2548

30
31
32 To whom it may concern,

33
34 I am against the proposed firearm ordinance being presented February 16, 2016 board
35 meeting. I should be able to target practice under safe conditions when ever I want to on my
36 own property. The board is trying to slide this through without the public input it deserves. I also
37 work and there should not be a time frame which limits my rights. 10 am to 6 am is
38 unreasonable. The board needs to table this motion until further input is received from the
39 public.

40
41 Sincerely,
42 Allison Herndon

43
44
45 Dear Commissioners,
46 My name is James Depew. I am a Concealed Carry Handgun instructor, NRA Pistol instructor,
47 and NRA Range Safety Officer. My wife and I hold small classes and use family land in Orange
48 County for target practice and instruction. Our class makeup is about 80% female (usually 4 to
49 5 students at a time, one of which on average is male) and many of our pupils are senior
50 citizens. The fastest growing demographic for Concealed Carry Handgun permittees is women

1 and our classes focus on empowerment nearly as much as on safety and marksmanship. We
2 diligently work with our students one-on-one and focus extremely heavily on gun safety. No one
3 is allowed to shoot on the property without myself and/or my wife (who is also a Concealed
4 Carry Handgun instructor, NRA Pistol instructor, and NRA Range Safety Officer) present.
5 I am extremely concerned that this legislation has made it to this point in the process with no
6 open hearings and further, that the only input received from the public was from a single
7 complainant. It is my belief that it would behoove the board to consult not only with a broader
8 spectrum of constituents but with constituents who have some level of experience and expertise
9 in these matters.

10
11 This legislation as it is currently written will greatly impede the ability of instructors in Orange
12 County to train students in the safe and responsible utilization of firearms. If safety concerns
13 prompted this legislation, then I feel that this should be taken into account. Marksmanship and
14 safety fundamentals must be learned, and the most effective way to become versed in these
15 fundamentals is through practice - the hands-on practice that this legislation would make nearly
16 impossible to administer.

17
18 The burden placed upon our already taxed law enforcement officials seems untenable; this
19 statute would be nearly impossible to enforce even with a much larger law enforcement
20 presence.

21
22 The signage portion alone is patently ridiculous in my opinion, and is not even the worst portion
23 of the proposed legislation. A sign every 100 feet around the perimeter of the property? If we
24 take a 5-acre square lot as an example (and lots are never square), the perimeter would be
25 roughly 1,867 feet. That means posting 187 signs around the perimeter of the property. To say
26 that this is unreasonable would be farcical at best.

27 I ask that the Board not sign this legislation. It is not enforceable, it is intrusive, and it has been
28 written without any input from constituents who are actually familiar with the subject matter
29 involved. At the very least, please allow a public discourse on the subject so that more than one
30 point of view can be expressed.

31
32 Kind regards,
33 James Depew
34 Cedar Grove, NC

35
36
37 Dear Chairman McKee and Orange County Board of Commissioners:

38
39 I am writing to urge you to vote against the proposed amendment regarding regulating the
40 discharge of firearms.

41
42 Thank you very much for your time and consideration.

43
44 Matt Heinze
45 Hillsborough, NC
46 matt.heinze@gmail.com

47
48
49 Dear sirs/madams
50

1 As a responsible gun owner I feel that the proposed gun ordinance for Orange county goes
2 against my Second Amendment rights. Why punish the whole county due to the neglect of one
3 person. I would how ever be in favor of supporting the recommendations of the county sheriff if
4 you feel that something must be done.

5
6 Best regards
7 Robert Hulse
8 Efland, Nc

9
10
11 Please reject all proposals outright. The right to fire arms on private property is a free will given
12 to us as American Orange County land owners and shot NOT be taken away!

13
14 Stephanie Patterson

15
16
17
18
19 Dear Sirs,
20 As a responsible gun owner and member of Buckhorn Gun Club in Orange County, I oppose
21 any ordinance that that could impact my freedom of gun ownership and shooting of guns in a
22 responsible manner on private land. I ask that you work in a manner to deal with the problems
23 that have resulted in this proposal on an individual basis and not at the expense of the law
24 abiding citizens. Please feel free to contact me if needed regarding this matter.
25 Sincerely, Ronald H. Kearns

26
27 Ronald Kearns
28 5905 Jameson Road
29 Rougemont, NC 27572
30 Ph 919-732-7910 Email: rhkearns@yahoo.com

31
32
33 Dear Commissioners,

34
35 Please know that if this meeting was open to the public, I would be there. My name is Jennifer
36 Merritt Depew and my Husband and the majority of my Merritt, Woods, Cook and Yates family
37 live in Orange County. We have been shooting on our 5 acres of land for years as my great-
38 grandmother and great uncles did for 80 years or so before me. I am a Concealed Carry
39 Handgun instructor, NRA Basic Pistol Instructor and a NRA trained Range Safety officer, but
40 my main goal is empowering the disempowered. While teaching the laws regarding the uses of
41 deadly force that were taught to me by the North Carolina Department of Justice, we have
42 instructed many about the safety and fundamentals of marksmanship and safety on our
43 property. I take no more than 10 students (at the most) a few times a month (at the most) to
44 target practice. I am an NRA Range Safety Officer and do everything within my training and
45 power to ensure the safety of my shooters and any surrounding property. I "instruct" one person
46 at a time. There is no "wild" firing. I have my hands on my students at all times while they are
47 firing. I teach the elderly and infirm. Therefore it takes a little while, as it should, to ensure
48 thoroughness and proper training.

49

1 I shoot in a valley on my land with a natural earth berm that would more than stop any
2 projectile, unless someone shot into the air which does not happen with my instruction and
3 under my supervision. Our shooting may last 30 minutes to not likely more than 2 hours. I have
4 one neighbor that had "concerns" last year and he walked onto my clearly posted private
5 property, past the no trespassing signs to ask what I was doing, I advised him to never do that
6 again, but if it would make him feel better, I would let him know when I'd be shooting, on my
7 land, at a safe distance, into a safe berm and I have since then called him each time, while I am
8 not required to. No one shoots on my property without me knowing them nor without me or my
9 husband (who is also a NRA RSO present).

10 I am very disturbed that this piece of legislation made it this far with input only from the board
11 and the single complainant who showed for the hearing. In a time where the largest growing
12 segment of the population striving to protect themselves, buying guns and seeking training are
13 women, women who are frightened or unaware of their abilities, single mothers and single
14 young women. We should encourage training, not discourage it. If a woman gets her CCH
15 permit with minimal training, she's still likely to be a victim. I teach them how to carry, how to
16 draw, safe ways to carry, how to hit what you are aiming at. I empower them and I find it
17 abhorrent that the commissioners would take a handful of complaints and none but one who
18 cared enough to show up, and target people training women, helping the weak of any gender to
19 help themselves so that they are no longer victims or feel like victims.

20
21 Addressing the signage requirement is mind-boggling for me. There are already clearly marked
22 property lines, but we do not prosecute trespassers? There are so many ordinances and laws
23 that do not/can not get enforced at this point, how will our already stretched law enforcement
24 possibly deal with the complaints from this too?

25
26 I/We ask that the Board NOT sign this piece of legislation, revisit it for more inclusivity of your
27 true constituents, ask us questions, seek viable answers. This amendment/ordinance is
28 intrusive, offensive and will be a nightmare for the county to enforce.

29
30 Sincerely,
31 Jennifer Merritt Depew
32 Cedar Grove, NC

33
34
35 Commissioners

36
37 Please consider this amendment carefully. Individuals should be held accountable for their own
38 actions without the shotgun approach to governing. Do not let the actions of a few guide you to
39 impose regulations on the majority. This amendment would make it nearly impossible to shoot
40 even a handgun on nearly one hundred acres. We do not need more regulation on what we can
41 do on our own property. I can not believe this is a wide spread problem in our county. I am sure
42 there are a few bad seeds with feuds going on with neighbors that has caused this to come to
43 light. Common sense should prevail but some do not have it.

44 This issue should, at least, be tabled until public opinion from county residents, not the cities or
45 the towns, can be heard.

46
47 Thank you
48 Bill Kendrick

49
50

1 Dear Orange County Board of Commissioners,
2

3 I am writing to urge you to vote against the proposed amendment regarding regulating the
4 discharge of firearms.
5

6 A review of the agenda abstract for your February 16th meeting has left me shocked and
7 dismayed that such an unfair amendment would even make it to a vote! The restriction
8 regarding the hours during which one can discharge a firearm alone is tantamount to gun
9 control, not to mention the back stop requirements or the space requirements. You are in
10 effect making legal gun owners criminals for discharging firearms on their own property, even if
11 said discharge is done in a completely safe and controlled manner.
12

13 Surely, our elected officials on the Board of Commissioners will see the unfairness and
14 ridiculous nature of this amendment and make the right decision and reject it outright. The
15 average property owner has neither the square footage/acreage nor the means (financial or
16 otherwise) to construct a 15 foot high barrier as stipulated in the amendment. Our own Sheriff
17 Blackwood also took objection with the nature of these examples I pointed out as evidenced by
18 the email attached to the agenda and I trust that the Board will follow suit and vote "No" on
19 Tuesday night.
20

21 Thanks very much for your time and consideration.
22

23 Sincerely,
24 Alan Forrest
25 Hillsborough, NC
26
27

28 Dear Orange County Commissioners,
29

30 I hope everyone is doing well and making it through the wintry weather without incident.
31

32 It is with great concern that I come to you regarding the proposed ordinance and above
33 amendment regulating the discharge of firearms that is scheduled to be voted on during the
34 above meeting.
35

36 I am a landowner of almost 14 acres and occasionally discharge guns for the fun of it, target
37 practice for my kids and/or practice for my wife. With the proposed ordinance, I am certain that
38 I would be in violation, considering it's an every other weekend occurrence for my family this
39 time of year, and even more often when the weather is nice. Especially when considering the
40 proposed guidelines about x feet from here and x feet from there.
41

42 I have not had one complaint from any of my neighbors. Not one. Nor have there been ANY
43 negative impacts, injuries or mishaps.
44

45 The idea that the ENTIRE county of tax paying, land/home owners should be "punished" due to
46 one individuals irresponsibility is not a practical, or reasonable approach.
47

48 The very fact that this proposal is just making it's way to the citizens of Orange County is also
49 very concerning and, as a result, I feel should it be tabled until rational thought can be applied –
50 at the least, and then, ultimately, rejected.

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Sincerely,

Greg Moore
NC Lawn Solutions, LLC
NC Pesticide Applicators Lic # 026-32149
www.nclawnsolutions.com
919-485-9338

Dear Commissioners,

My name is Linda Galloway and my Husband is Neal Galloway we live in Orange County. We have been shooting on our Paid for 3 acres of land for 30 years. We have taught many about the safety and fundamentals of marksmanship on our range.

We have a safe range with large berm and targets in front. Our secessions may last 30 minutes to no longer than 2 hours. If we have any neighbors that complain about noise because they are sick or trying to sleep or their kids sleep we always postpone our shooting. WE RESENT ANY UNDO RESTRICTIONS ON OUR LONG FAMILY TRADITION!

We ask that the Commissioners preserve our American Liberties in Orange County.
Sincerely,
Neal and Linda Galloway
Hillsborough, NC

I have been a citizen of and a property owner in Orange County for approximately 23 years. I am a law abiding citizen. I am against the proposed amendment to regulate the discharge of firearms. This amendment is a hardship on the average citizen. I am not wealthy enough to own a large piece of land. From my property I cannot even see another structure other than mine. Even so with your proposed regulations I cannot discharge my weapon because of the number of feet required to the property line. I think an overwhelming majority of the citizenry is the same as me.

I certainly hope that you will table this proposal and seek further input from Orange County citizens. Thank you.

Walter M. Mills

Dear Orange County Commissioners,

It has come to the attention of a number of citizens, concerned land and gun owners of Orange County that the above amendment regulating the discharge of firearms will be voted on during the above meeting.

This proposed ordinance is a result of a landowner in the county using their property as a shooting range all day long, every day and creating a nuisance. The complaints of this nuisance resulted in the Orange County Planning Department creating and proposing this

1 ordinance to the Commissioners. This proposed ordinance is a knee jerk reaction by the
2 Orange County Planning Department without consideration of the result on property owners
3 and gun owner's rights. Alternative resolutions were presented to the Planning Department for
4 consideration, all of which were rejected and the present ordinance resubmitted to the
5 Commissioners for a vote without landowner or gun owner's input. The only choice we as
6 citizens have is to convince you to table this amendment and reconsider it after public input.
7 It is very concerning that there has been very little public notification and discussion of this
8 proposed ordinance. There are many items in this amendment that we as citizens and gun
9 owners would like to see removed or better yet consider the Lenoir County Ordinance
10 Regulating The Discharge of Firearms for public input.

11
12 Thank you,
13 Mac & Phyllis McDade
14 Concerned Orange County Citizens
15

16
17 Dear OCBOCC,
18

19 I am one of many Orange County citizens who are opposed to the proposed Orange County
20 Gun Ordinance. Please don't pass it. Thanks.

21
22 Mark Prokop
23 Chapel Hill, NC
24 Have a blessed day!!!
25

26
27 Why do you people think you get to tell folk what they can and can't do on their own land. You
28 might think that you have enough liberals in the city and you don't need rural votes but you're
29 wrong. People are going to shoot on their land no matter what you do. You just want another
30 way to put your fascist boot on their neck. See you Tuesday.

31
32 Michael A Philpott
33

34
35 Commissioners:
36

37 The proposed new firearms discharge regulations are onerous, unreasonable and completely
38 unnecessary. They would greatly change the way of life of the citizens of rural Orange County.
39 Likely, making most of our lifestyles and ways of life illegal, without demonstrating any
40 justification for such an infringement. I would ask you to reject all of these proposals outright.

41
42 Joshua Summey
43

44
45 Commissioners,
46

47 Last night I saw on Facebook someone posting the Agenda for your February 16 meeting and
48 specifically the proposed additions to the Firearms Ordinance.
49

1 I have suggested they share with you their opposition as complaining on Facebook is not a way
2 to get their opinion through.

3
4 I do wish to express my opinion about the proposed ordinance. Full disclosure I am a gun
5 owner and I enjoy shooting. I do agree with the premise of some of the proposal, I do think
6 some of it is excessive.

7
8 I agree to the following points under 24-3 (c) 1, 2, 3, 9 and 10.

9
10 While I can agree to the premise of the following sections of 24-3 (c) I think that possibly it can
11 be misconstrued since the wording is vague those sections are 7 and 8.

12
13 Under 24-3 (c) section 5. I can see that this shouldn't be an issue if it happens on an large
14 parcel of property, but if the property is smaller I can definitely support. What size should be
15 the limit? I'm not totally sure. Maybe putting a distance requirement on this provision.

16
17 I do believe that under 24-3 (c) sections 4 and 6 are a bit excessive. I do think the
18 recommendations that were made by Sheriff Blackwood makes more sense. Lengthening
19 hours to 7 am to 11 pm and as well changing the language of point 6 to the Sheriff's
20 recommendation.

21
22 Lastly I think 24-3 (e) the signs at 100 foot intervals on the property lines seems also excessive.
23 I can imagine someone that wants to lawfully shoot and having to put up signs every 100 feet
24 on private property is costly and excessive. Firstly if it is private property others should not be
25 on said property.

26
27 In the end what I'm thinking is if someone wants to come home from work or during the day and
28 enjoys to target shoot on their property and now has to go to the extent of this is many loop
29 holes to jump through. I do not think the sign provision or the excessive backstop specification
30 or the hours will provide any more safety.

31
32 I also worry that if this passes the county will be mired in litigation from lawsuits that stem from
33 groups that challenge the legality of this.

34
35 Thank you for sharing my 2 cents.

36
37 Respectfully,
38 Justin Tillett

39
40 Chair McKee said typically the BOCC remains silent during public comment, but this
41 evening it is likely appropriate for the Board to speak. He said he would address the question
42 of from where this ordinance came. He said there have been many complaints over the years
43 related to irresponsible shooting, and Orange County has no ordinances to address the
44 complaints. He said the procedure began with a public hearing in September 2015, and then
45 returned to the Board in January, as a part of a recreational land use text amendment. He said
46 the Board and the Attorney agreed to pull it out of that text amendment. He said if the Board
47 was seeking to pass this in secret, it could have done so that evening, but rather it was pulled
48 out and made into a general ordinance for review this evening.

49 Chair McKee said he takes responsibility for his role in the lack of sufficient
50 communication to the public about the issue. He said the Board must air the arguments for

1 both sides of the debate. He said one complainant has a store in the northern part of Orange
2 County, but lives in the southern part of the County. He said this citizen has a neighbor that
3 shoots until somewhere between 10:00 p.m. and midnight. He said the shooting keeps him
4 awake.

5 Chair McKee said he has a neighbor that has some type of weapon that either is, or
6 sounds like, an automatic weapon. He said this does not bother him, as he is used to hearing
7 gunfire.

8 Chair McKee said this is how the issue came before the BOCC, and while it may not be
9 perfect, this is what they have to work with now.

10 Commissioner Rich said she is interested in hearing ways to communicate more
11 effectively with the public about these meetings and notifications, especially those without
12 Internet access. She said she is the Commission liaison to the communications team, and it is
13 important to her.

14 Roger Moore said to put posters up on phone poles or in local stores, notices in
15 newspapers, or on television or radio stations.

16 Commissioner Rich said the original notice always goes in the newspaper. She asked if
17 those with email would be willing to share their email, to sign up on the County subscription
18 services.

19 Roger Moore said he could do this, but many people simply cannot afford the expense
20 of the Internet.

21 Jack Hunnell asked if citizens could sign up for specific "target words" and only receive
22 notices about those meetings. He asked if this issue was primarily a noise issue, how did all
23 the other elements of the ordinance come to pass.

24 Chair McKee said the original complaint involved gunfire.

25 Commissioner Jacobs said communicating with residents in rural Orange County has
26 been a chronic problem. He said Rockingham County won an award for addressing the issue
27 by doing the very thing that Mr. Moore suggested of taking posters to prominent community
28 locations. He said the BOCC often focuses on doing things efficiently and in a cost effective
29 manner, and using manpower to go around the County and post signs is not the cheapest
30 method. He added that the community is not being informed, and that is unacceptable.

31 Sheriff Blackwood said the Sheriff's deputies would be glad to take posters and notices
32 around to all areas of the County.

33 Don O'Leary said notification could be sent in tax bills or vehicle registration mailings.

34 Alan Mauer said he appreciated the Board's desire to improve communication, but that
35 is not the topic of tonight's discussion.

36 Steve Hopper said the News of Northern Orange is free to everyone. He asked if the
37 Sheriff could comment on the proposed ordinance.

38 Sheriff Blackwood said all too often there are polarized sections and a plan needs to be
39 made as how to address this issue together. He said regarding notification, it is incumbent
40 upon citizens to be interested and involved in local government. He said the BOCC and the
41 Sheriff are available to speak with the residents at all times. He said to come at the eleventh
42 hour, when this has been discussed for two years, is not right. He said an ordinance is not
43 needed to address lawful, responsible, firing of a weapon on one's property. He said property
44 damaged by errant rounds can be addressed by existing laws. He said the Lenoir County
45 ordinance strikes him as reasonable and responsible and he encouraged all to read it. He said
46 he is going to enforce any adopted ordinances. He said he respects the BOCC and the
47 diligence with which it works on every decision it makes. He said he does not want to take
48 anyone's rights away. He enjoys shooting and does so responsibly. He said there was a need
49 for an ordinance, one was drafted that was imperfect, and now all must come together to reach
50 a solution.

1 Commissioner Dorosin said he appreciated this discussion and the goal was to start this
2 conversation to gather feedback. He said this evening is a good beginning and he suggested
3 following up with Commissioner Jacobs' suggestion in order to find some common ground, and
4 achieve the desired balance.

5 Commissioner Pelissier said the public should not make assumptions that all members
6 of the Board live in cities. She said she lives in rural Orange County where she hears target
7 shooting on occasion, which does not bother her at all. She said the role of the BOCC is to
8 protect the health and safety for all residents in Orange County and if an ordinance is needed, it
9 should be reasonable and practical. She said the BOCC should work with the Sheriff to see
10 how many complaints there have been, and then have the Sheriff speak with the County
11 Manager to kick-start this conversation. She expressed thanks to all who spoke this evening,
12 noting the BOCC now has a good understanding of firearms use in rural Orange County.

13 Commissioner Price said she has no intention of taking away anyone's rights, and just
14 because the item is on the agenda, does not mean that she supports it. She said she finds the
15 ordinance to be excessive, and she looks forward to a more reasonable proposal.

16 Commissioner Burroughs said she is a city girl and has learned so much tonight. She
17 said she feels better equipped to evaluate the issue and is very grateful that everyone came to
18 speak this evening.

19 Chair McKee said the Lenoir ordinance has been referred to several times, and he read
20 parts of it. He said he can support an ordinance like this, but not the ordinance that is before
21 the BOCC tonight. He reviewed some of the highlights to which he is opposed. He said he has
22 no sympathy for the irresponsible gun owner. He said he has taken heat on social media for
23 not staking out a position earlier, but he will do so now. He will not support the proposed
24 ordinance, and he would like to see it rejected tonight. He said he agrees with Commissioner
25 Jacobs' suggestion of the proposed work group made up of different stakeholders.

26
27 A motion was made by Commissioner Jacobs, seconded by Commissioner Pelissier to
28 reconstitute what once was the Orange County Hunting Ordinance work group and call it the
29 Orange County Firearms Safety Committee and stakeholders would include the Orange County
30 Sheriff, a representative from the N.C. Wildlife Resources Department, the County Attorney, the
31 County Manager, and members of the firearms community, as well as individuals who have
32 contacted the Board of County Commissioners who supported this ordinance and those who
33 felt unsafe due to firearms. The group's charge would include, but not necessarily be limited to,
34 the purpose of having an additional County firearms, noise, lot size, cost, posting property,
35 safety concerns, and to look at other similar county ordinances, and what this proposed
36 ordinance did or did not accomplish.

37 The second part of the motion was to reject this proposed firearms ordinance
38 amendment.

39 Commissioner Jacobs said this committee would meet for as long as it took to reach a
40 resolution. He suggested the Clerk's office advertise for those residents that may want to
41 participate.

42
43 VOTE: UNANIMOUS

44
45 Roger Moore said another county has already passed a good, simple ordinance, and the
46 County may be wasting time in reviewing the issue.

47 Chair McKee said the BOCC seeks public engagement.

48
49 **8. Reports**

50

1 **a. Orange County Bus and Rail Investment Plan Annual Report**

2 The Board will consider receiving Go Triangle's annual report on the Orange County
3 Bus and Rail Investment Plan (OCBRIP), and provide feedback as appropriate.

4
5 **DEFERRED**

6
7 **b. Update from GoTriangle - Park and Ride Lot and Bus Transfer Facility**

8 The Board will consider receiving a report and providing feedback on staff's work
9 planning for a park and ride lot and bus transfer facility in the Hillsborough area, including
10 options to: 1) locate a park and ride lot on US 70 at New Hope Church, with a transfer facility at
11 US 70 and Faucette Mill Road; or 2) locate a park and ride lot on US 70 at Faucette Mill Road,
12 with a transfer facility; or 3) conduct a more extensive site selection process.

13
14 **DEFERRED**

15
16 **c. FY2015-16 Second Quarter General Fund and Enterprise Funds Financial Report**

17 The Board will consider receiving the Quarter General Fund and Enterprise Funds
18 summary Financial Report for the period of July 1, 2015 – December 31, 2015, and provide
19 staff with feedback.

20
21 **DEFERRED**

22
23 **9. County Manager's Report**

24 Bonnie Hammersley said the next meeting will be the Quarterly Public Hearing, as well
25 as a work session.

26 Bonnie Hammersley said the Pauli Murray Awards will be held on February 28, from
27 3:00-4:30 p.m. at the Whitted Building.

28 Bonnie Hammersley said the agricultural summit will be held on February 29, from 9:00
29 a.m. to 4:00 p.m. at the Whitted Building, followed by a new networking, social event in the
30 same location.

31
32 **10. County Attorney's Report**

33 NONE

34
35 **11. Appointments**

36
37 **a. Chapel Hill Orange County Visitors Bureau – Appointments**

38 The Board considered making appointments to the Chapel Hill Orange County Visitors
39 Bureau.

40
41 A motion was made by Commissioner Rich, seconded by Commissioner Price to
42 appoint the following to the Chapel Hill Orange County Visitors Bureau:

- 43
44 • Appointment to a first full term (Position #1) At-Large Chapel Hill Town Council position
45 for George Cianciolo expiring 12/31/2018.
46 • Appointment to a partial term (Position #7) Town of Hillsborough Board of
47 Commissioners for Mark Bell expiring 12/31/2016.
48 • Appointment to a first full term (Position #8) OC Lodging Association for Andrew
49 Strickland expiring 12/31/2018.

- 1 • Appointment to a partial term (Position #10) Alliance for Historic Hillsborough for Jeff
- 2 Strickler expiring 12/31/2017.
- 3 • Appointment to a one year term (Position #13) Ex-Officio Economic Development Staff-
- 4 Town of Chapel Hill for Lee Storrow expiring 12/31/2016.
- 5 • Request to move member Mark Sherburne from (Position #5) Economic Development
- 6 Advisory Board – Orange County to (Position #11) OC Lodging Association expiring
- 7 12/31/2018.
- 8 • Request to move member Nitin Khanna from (Position #11) OC Lodging Association to
- 9 (Position #5) Economic Development Advisory Board – Orange County expiring
- 10 12/31/2017.

11
12 VOTE: UNANIMOUS

13
14 **b. Hillsborough Planning Board – Appointment**

15 The Board considered making an appointment to the Hillsborough Planning Board.

16
17 A motion was made by Commissioner Price, seconded by Commissioner Pelissier to

18 appoint the following to the Hillsborough Planning Board:

- 19
- 20 • Appointment of Lisa Frazier to a first full term (Position #2) Hillsborough ETJ position
- 21 expiring 10/31/2018.

22
23 VOTE: UNANIMOUS

24
25 **c. Historic Preservation Commission – Appointment**

26 The Board considered making an appointment to the Historic Preservation Commission.

27
28 A motion was made by Commissioner Price, seconded by Commissioner Pelissier to

29 appoint the following to the Historic Preservation Commission:

- 30
- 31 • Appointment of Alexandria Mead to a first full term (Position #3) At-Large expiring
- 32 03/31/2018.

33
34 VOTE: UNANIMOUS

35
36 **d. Nursing Home Community Advisory Committee – Appointment**

37 The Board considered making an appointment to the Nursing Home Community

38 Advisory Committee.

39
40 A motion was made by Commissioner Price, seconded by Commissioner Pelissier to

41 appoint the following to the Nursing Home Community Advisory Committee:

- 42
- 43 • Appointment of Maria Hardin to a partial term (Position #11) At-Large Nursing Home
- 44 Administration position expiring 12/31/2016.

45
46 VOTE: UNANIMOUS

47
48 **12. Board Comments**

49 Commissioner Burroughs asked the Sheriff if his deputies have a practice location.

1 Sheriff Blackwood said they have used places in Alamance County, the Durham County
2 range extensively, and Wake County's indoor range, which is quite a distance away. He said
3 the possibility of an indoor range in Orange County is being considered.

4 Commissioner Price had no comments.

5 Commissioner Dorosin said the effort must be made to hold meetings that are apt to
6 draw a large crowd, at the Whitted Building.

7 Commissioner Rich had no comments.

8 Commissioner Jacobs referred to a firing range in Orange County, and asked the Sheriff
9 if he thinks one for both public and law enforcement use is feasible.

10 Sheriff Blackwood said yes, and it would be profitable and useful.

11 Commissioner Jacobs thanked Bonnie Hammersley for sending an electronic copy of
12 the rural character study out to the full board.

13 Commissioner Pelissier said she attended a two-day workshop on racial equity which
14 was transformative for her. She said she will talk to the Manager, and possibly the Sheriff,
15 about having this training for staff.

16 Commissioner Pelissier said a major decision was made when the Federal
17 Transportation Administration (FTA) accepted the environmental impact statement for the
18 proposed light rail. She said the submission to the FTA included the statement, back up plans
19 and all public comment; and the FTA accepting the statement means the plan meets adequate
20 criteria, and everything that the plan promises must be done. She said this allows Go Triangle
21 to apply to the FTA for the next step in the process, which is preliminary engineering.

22 Chair McKee said a lot of tonight's comments can be taken to heart, particularly the
23 notion of having larger meetings at the Whitted Building.

24 Chair McKee said there is a very good, affordable housing provider, Eno Haven in
25 Hillsborough, but noted they have been non-responsive to communication. He said he plans to
26 follow up on this issue somehow. He said he had been trying to reach them for days, including
27 putting a note on the manager's door.

28
29
30 **13. Information Items**

- 31
32 • February 2, 2016 BOCC Meeting Follow-up Actions List
33 • Memorandum - Hollow Rock Nature Park Update
34 • BOCC Chair Letter Regarding Petitions from February 2, 2016 Regular Meeting
35

36 **14. Closed Session**

37 None
38

39 **15. Adjournment**

40
41 A motion was made by Commissioner Burroughs, seconded by Commissioner Rich to
42 adjourn the meeting at 10:46 p.m.
43

44 VOTE: UNANIMOUS
45

46 Earl McKee, Chair
47
48

49 Donna Baker,
50 Clerk to the Board

Attachment 2

DRAFT

MINUTES
ORANGE COUNTY BOARD OF COMMISSIONERS
QUARTERLY PUBLIC HEARING
February 18, 2016
7:00 P.M.

The Orange County Board of Commissioners met with the Orange County Planning Board for a Quarterly Public Hearing on February 18, 2016 at 7:00 p.m. at the Whitted Building, in Hillsborough, N.C.

COUNTY COMMISSIONERS PRESENT: Chair Earl McKee and Commissioners Barry Jacobs, Mia Burroughs, Mark Dorosin, Bernadette Pelissier, Renee Price and Penny Rich

COUNTY COMMISSIONERS ABSENT:

COUNTY ATTORNEY PRESENT: James Bryan (Staff Attorney)

COUNTY STAFF PRESENT: County Manager Bonnie Hammersley and Deputy Clerk to the Board David Hunt (All other staff members will be identified appropriately below)

Chair McKee called the meeting to order at 7:04 p.m.

A. OPENING REMARKS FROM THE CHAIR

None.

B. PUBLIC CHARGE

Chair McKee dispensed with the reading of the Public Charge.

C. PUBLIC HEARING ITEMS

- 1. Unified Development Ordinance (UDO) Text Amendment** - To review government-initiated amendments to the text of the UDO regarding mailed notification requirements.

Perdita Holtz, Orange County Planning Department, presented the following PowerPoint slides:

Mailed Notifications
Quarterly Public Hearing
February 18, 2016
Item C.1

Purpose of Amendment

- Correct omissions to the public hearing process amendments that were adopted in November 2015.
- Update mailed notice requirements in two sections that were not contemplated for amendments last year.

Correct Omissions

- Three sections related to required Neighborhood Information Meeting for Special Use Permits, Conditional Use Districts, and Conditional Zoning Districts.

- Notification boundary was increased from 500 feet to 1,000 feet and the intention was to use first class mail for the notifications but the adopted materials accidentally retained the use of certified mail.
 - ❖ Current proposal fixes this oversight and notifications would be mailed using first class mail.

Update Two Sections

- Two sections of the UDO that contain requirements for Neighborhood Information Meetings were not contemplated for amendments last year.
 - Major Subdivisions (Section 2.15)
 - Governmental Use (Section 2.24)
- Propose to increase the notification distance from 500 feet to 1,000 feet and use first class mail.
 - Keep notification requirements consistent within the UDO.

Planning Board Recommendation

- Recommended approval at its January 6, 2016 meeting.

Planning Director Recommendation

- Recommends approval of the Statement of Consistency (Attachment 2) and the Ordinance/amendment package (Attachment 3).

Recommendation

1. Receive the proposed amendments to the UDO.
2. Conduct the public hearing and accept comment on the proposed amendments.
3. Close the public hearing.
4. Decide on one of the following options:
 - a. Adopt the proposed amendments by approving the Statement of Consistency (Attachment 2) and Ordinance (Attachment 3).
 - b. Defer a decision to a later BOCC regular meeting date.
 - c. Refer the item back to the Planning Board for a specific purpose.

Chair McKee asked if the Board had any questions, as no one from the public had signed up to speak.

Commissioner Jacobs said some citizens have had concerns about notification and this is responsive to those concerns. He thanked the staff for addressing this issue.

A motion was made by Commissioner Pelissier, seconded by Commissioner Price to close the public hearing.

VOTE: UNANIMOUS

A motion was made by Commissioner Pelissier, seconded by Commissioner Price to adopt the proposed amendments by approving the Statement of Consistency in Attachment 2 as revised and Ordinance in Attachment 3.

VOTE: UNANIMOUS

2. **Unified Development Ordinance (UDO) Text Amendment** - To review government-initiated amendments to the text of the UDO regarding temporary custodial care units.

1
2 **PURPOSE:** To hold a public hearing on Planning Director initiated Unified Development
3 Ordinance (UDO) text amendments regarding temporary custodial care units, receive the
4 Planning Board's recommendation, and consider the course of action on the proposed
5 amendments.

6 Ashley Moncado, Orange County Planning Inspections, presented the following
7 PowerPoint slides:
8

9 **Unified Development Ordinance**

10 **Text Amendment**

11 **Temporary Custodial Care units**

12 **Quarterly Public Hearing**

13 **February 18, 2016**

14 **Item C.2**
15

16 **Purpose**

17 To hold a public hearing on Planning Director initiated Unified Development Ordinance (UDO)
18 text amendment regarding proposed standards for temporary custodial care units, receive the
19 Planning Board's recommendation, and consider the course of action on the proposed
20 amendments.
21

22 **Background**

- 23 • **August 1, 2014** – Session Law 2014-94 adopted
- 24 • **May 26, 2015** – Quarterly Public Hearing
- 25 • **September 1, 2015** – BOCC adoption consideration
 - 26 ○ Motion to refer the item back to the Planning Board and staff to include comments
 - 27 ○ received at the May 26 Quarterly Public Hearing and September 1 BOCC meeting.
- 28 • **November 4, 2015** – Ordinance Review Committee
- 29 • **January 6, 2016** – Planning Board recommendation
30

31 **Proposed Amendments**

- 32 • Proposed Revisions to:
 - 33 ○ Section 5.2, *Table of Permitted Uses*
 - 34 ○ Section 5.4, *Standards for Temporary Uses*
 - 35 ○ Section 5.5, *Standards for Residential Uses*
 - 36 ○ Section 10.1, *Definitions*
- 37 • Packet includes the proposed amendments in “track changes” format.
- 38 • Renumbering and reformatting of identified Sections.
39

40 **Proposed Amendments**

- 41 • Creates an entirely new land use, temporary custodial care units.
 - 42 ○ Combines temporary health care structure standards outlined in Session Law 2014-
 - 43 ○ 94 and existing standards related to temporary mobile home units (custodial care)
 - 44 ○ contained in Section 5.4.4 of the UDO.
- 45 • Allows for temporary health care structures and temporary mobile homes up to 1,000
- 46 square feet in size to be placed as an accessory use to an existing single family dwelling
- 47 unit.
- 48 • Removes the required Class B Special Use Permit for temporary mobile homes currently
- 49 contained in the UDO.

- 1 • Addresses items of concern identified by the BOCC at the May and September
- 2 meetings.
- 3 ○ Removes the relative or legal guardian requirement
- 4 ○ Removes the state residency requirement
- 5 ○ Allows for a unit to remain on the property for up to 180 days after the mentally or
- 6 physically impaired person is no longer receiving care.
- 7 ○ Allows for more than one individual to reside in the unit.
- 8 ○ Increases the number of unrelated persons that can live in a dwelling unit from three
- 9 to five based on the North Carolina Residential State Building Code.

10 **Public Notification**

- 11 • Completed in accordance with Section 2.8.7 of the UDO
- 12 ○ Newspaper legal ads for two successive weeks

13 **Joint Planning Area Partners**

- 14 • Proposed amendments provided on December 22, 2015
- 15 ○ No Comments have been received.

16 **Recommendation**

- 17 • The Administration recommends the Board:
- 18 ○ Receive the proposed amendments.
- 19 ○ Conduct the public hearing and accept comment on the proposed amendments.
- 20 ○ Close the public hearing.
- 21 ○ Decide on one of the following options:
- 22 ❖ Adopt the proposed amendments by approving the Statement of Consistency
- 23 and Ordinance.
- 24 ❖ Defer a decision to a later BOCC regular meeting date.
- 25 ❖ Refer the item back to the Planning Board for a specific purpose.

26 Commissioner Dorosin said he appreciated the work that has gone into this item. He

27 clarified that the unit can stay on the property up to 180 days after the person is no longer

28 receiving care.

29 Ashley Moncado said correct.

30 Commissioner Dorosin asked if it is no longer a requirement that a person be related.

31 He said if one builds one of these structures and the person needing care improved, the facility

32 can still be used if another person needing care utilizes the structure within 180 days.

33 Ashley Moncado said yes.

34 Commissioner Dorosin asked if the structure stays within its envisioned use, it does not

35 necessarily have to be temporary, even though it is called temporary.

36 Ashley Moncado said the main thing that makes it temporary is that it is required to be

37 on a trailer.

38 Commissioner Dorosin said it is temporary in that it is not attached to the ground. He

39 said he would like clarification regarding the number of unrelated persons being able to reside

40 together.

41 Ashley Moncado said the change in this number relates to any single-family structure not

42 just to a temporary one. She said this change was necessary in general but fits in well within

43 this text amendment.

44 Commissioner Dorosin said the temporary health care unit would have no effect as they

45 would be living in a separate dwelling. He asked if four people lived in a house and two people

46 lived in a temporary custodial care unit, all would still be in compliance with the amended UDO.

1 Ashley Moncado said yes, noting one must meet zoning requirements, as well as any
2 environmental health issues regarding water and septic.

3 Commissioner Dorosin asked if he could have clarification regarding the reference to the
4 building code.

5 Ashley Moncado said North Carolina State building code states only up to five unrelated
6 persons can live within a residential structure. She said when there are six or more unrelated
7 people, the structure is then considered a boarding or rooming house and this has different
8 building code standards.

9 Commissioner Dorosin said this could lead to some interesting dilemmas but he will
10 leave it for the State to work out. He asked if the County could increase the number to greater
11 than five in a residential setting.

12 Ashley Moncado said it would be named a rooming house in UDO and this is a use that
13 is already allowed for. She said the number cannot go above five unrelated persons but she
14 understands potential complications, such as a family with 15 related members.

15 Commissioner Dorosin said the question of how much a septic system can
16 accommodate is not really being considered but rather whether or not people are related.

17 Commissioner Rich said after 180 days the structure needs to come down or a different
18 impaired person needs to assume occupancy. She asked if there is any provision to prevent a
19 person from turning this temporary structure into a business.

20 Ashley Moncado said she reached out to the Department of Aging and there is no such
21 provision. She thought there may be a State law but there is not.

22 Commissioner Rich said one could set up a business offering this new accommodation
23 forever.

24 Ashley Moncado said the Planning Board discussed possible language that would
25 restrict the exchange of money.

26 Craig Benedict, Orange County Planning Director, said someone could rent a room out
27 within their home for this type of care. He said the question of ADA access comes into play
28 when the building moves to boarding house status and it is not easy to convert a house.

29 Commissioner Rich asked if the intention of the State is known.

30 Craig Benedict said the goal was to have a temporary freestanding structure that a
31 house may not be able to accommodate due to needed ramps or wide doorways. He said it
32 was an option for temporary independent units as opposed to the conversion of a house.

33 Commissioner Price clarified that the caregiver is the person that permanently resides in
34 main house.

35 Ashley Moncado said yes.

36 Commissioner Price asked if the homeowner was the one in need of the temporary
37 structure, could a caregiver live there as well.

38 Ashley Moncado yes, a temporary caregiver could live in both the permanent dwelling,
39 or in the temporary structure, alongside the person needing care.

40
41 A motion was made by Commissioner Jacobs, seconded by Commissioner Pelissier to
42 close the public hearing.

43
44 VOTE: UNANIMOUS

45
46 A motion was made by Commissioner Burroughs, seconded by Commissioner Dorosin
47 to adopt the proposed amendments by approving the Statement of Consistency and the
48 Ordinance.

49
50 VOTE: UNANIMOUS

51

1 **D. ADJOURNMENT OF PUBLIC HEARING**

2
3 The public hearing was adjourned at 7:26 p.m.

4
5 **E. WORK SESSION**

- 6 **1. Review of Minimum Lot Size and Density Allowances for Subdivisions** – To review
7 and discuss the County's subdivision development and review processes focusing
8 primarily on minimum lot size and density limitations as they relate to the clustering of
9 proposed subdivision lots.

10
11 David Stancil, Department of the Environment, Agriculture, Parks and Recreation
12 (DEAPR) Director provided background regarding the Rural Character Study. He said in 1987,
13 the BOCC created a Joint Planning Area with the Towns of Chapel Hill and Carrboro. He said
14 part of this Joint Planning Area was the designation of the Rural Buffer. He said the mechanism
15 to implement this rural buffer was the implementation of the two-acre minimum lot size. He said
16 a study committee was created to consider how best to protect the rural integrity of the land. He
17 said the first area focused on the rural buffer, and the second area focused on the remaining
18 rural areas of the County. He said, simply put, the conclusion was to create a sliding scale
19 between open space and the ability to achieve a smaller lot size. He said a great deal of
20 thought went into the decisions and the process was a high point in his time in Orange County.

21 Craig Benedict said Orange County's population has increased by about 50,000 people
22 since the rural character study was completed. He said the majority of these people went into
23 the cities but about 45% went into the unincorporated area. He said the original goals of the
24 study started out as an open space preservation plan, balancing agricultural protection. He said
25 the interesting part of this report is that, in large part, cooperation with the plan was voluntary.
26 He said developers would submit two plans: a conventional one (10 acres, divided into five 2-
27 acre lots), and a flexible plan (10 acres, with five 1-acre lots, and five acres of open space). He
28 said the plans were reviewed, and the decision of which plan to use was placed on the
29 developer. He said initially the majority of developers chose the conventional plans but slowly
30 moved towards flexible plans. He said the process moved from voluntary to being a bit more
31 direct, in order to achieve the outlined goals.

32 Craig Benedict said the conversation now shifts to the next 50,000 people moving into
33 Orange County and considering where they will live. He said projections are for lots of single-
34 family development to occur in the rural buffer due to demand. He said one of the goals from
35 the rural character study that remains in place today is the growth management goal: to have
36 urban growth boundaries; to have efficient forms of development; balance the natural resource
37 goals with pattern development and growth management.

38 Commissioner Rich said there was previous discussion about the gross overstatement
39 of projected population growth. She asked if there was an update on these numbers.

40 Craig Benedict said the original numbers were done for the entire triangle region. He
41 said he will give a presentation on March 2 to Planning Board about how these numbers were
42 developed for the 2040 plan. He said the 2045 plan is currently being worked on and it is hoped
43 that the control totals, which are provided to the County, can be reviewed and more appropriate
44 estimates garnered. He said the formula for the projections (one house per every two acres),
45 cannot be altered, but the numbers can be reviewed for realistic estimates.

46 Michael Harvey, Orange County Current Planning, reviewed the following background
47 and PowerPoint slides:

48
49 **PURPOSE:** To review and discuss the County's subdivision development and review
50 processes focusing primarily on minimum lot size and density limitations as they relate to the
51 clustering of subdivision lots. This item was developed to address a petition submitted by

1 Commissioner Pelissier to identify opportunities and constraints within current regulations
 2 associated with the clustering subdivision lots. This represents one component of a larger
 3 discussion related to reducing development costs in an effort to promote affordable housing
 4 development.

5
 6 **February 18, 2016**

7 **AGENDA ITEM: E-1**

8 **WORK SESSION:**

9 **Review of Minimum Lot Size and Density Allowances for Subdivisions**

10
 11 **What is a Subdivision:**

- 12 • **All divisions** of a parcel of land into two or more lots for immediate or future
 13 sale/development,
- 14 • Includes division of land involving dedication/change in existing streets.
- 15 • Terms 'subdivision' (i.e. process of creating lots) and 'development' have become
 16 synonymous. They do not necessarily mean the same thing (i.e. just because you are
 17 subdividing does not mean you are engaged in development).

18
 19 **Subdivision Classification(s)**

- 20 • Exempt (i.e. State law indicates not a regulated activity) includes:
 - 21 – Recombination of previously subdivided property (number of lots are not
 22 increased),
 - 23 – Creation of parcels in excess of 10 acres in area,
 - 24 ○ STAFF NOTE: there have been issues with property owners coming back to
 25 subdivide these 10 acre parcels as they have to bring lots/roadways into
 26 compliance with UDO.
 - 27 – Public acquisition by purchase of strips of land for widening or opening streets,
 - 28 – Division of a tract of land in single ownership where the property is no greater
 29 than 2 acres in area into not more than 3 lots if no street right-of-way dedication
 30 is involved and resultant lots are equal to or exceed County regulations (i.e.
 31 minimum lot area and width, etc.).

32
 33 Commissioner Dorosin asked if subdivision regulations apply, even when it is less than
 34 three lots in the subdivision.

35 Michael Harvey said no, the property can be no greater than two acres for the last
 36 exemption.

37 Michael Harvey resumed the presentation:

- 38
 39 • Minor:
 - 40 – Division proposing 1 to 5 individual parcels,
 - 41 – Reviewed and acted upon by staff. No board review (i.e. BOCC or Planning
 42 Board) required.
- 43 • Major:
 - 44 – Division proposing 6 or more individual parcels,
 - 45 – Typically Planning Board approves a concept plan/makes recommendation on
 46 preliminary plat application. BOCC makes final decision,
 - 47 – Required review process related to number of proposed lots.

48 **Major Subdivision can be processed as Class A Special Use Permit or Conditional Use**
 49 **Rezoning based on number of proposed lots and location in County (i.e. rural versus**
 50 **urban areas).**

51

Subdivision Types:

- Standard Subdivision: Lots comply with established dimensional requirements for the general use zoning district in which the property is located as well as the standards detailed within Article 7 of the UDO.
- Cluster Subdivision: Required lot sizes, area, and setbacks can be reduced if at least 20% of the gross land area designated as common open space; and
- Flexible Development: Required lot sizes, area, and setbacks can be varied to accommodate on-site features. Three types:
 - Estate Lot (min. 4 acre lot size - only 2 acres developable)
 - Flexible Development (33% open space required)
 - Village (mixed use project – multiple housing types and land uses allowable)

Example: Henderson Woods

- Located in Rural Buffer Land Use Category (Comprehensive Plan) and Rural area per Growth Management System Map,
- Density limited to 1 unit for every 2 acres per Joint Planning Land Use Plan/Agreement,
- Property was 48 acres in size resulting in 24 lots potentially available for development based on density (48 acres / 2 = 24 lots),
- Minimum required lot size is 1 acre based on Joint Planning Land Use Plan/Agreement.
 - **STAFF COMMENT:** Per existing subdivision regulations lot size, in certain circumstances, can be reduced to as much as 65% of required area outside of protected watersheds.

EXAMPLES (graphic)**EXAMPLES (graphic)****DIFFERENCES – CONVENTIONAL VERSUS FLEXIBLE (CONSERVATION CLUSTER)**

Conventional subdivision:

- Open space part of individual lots. Can be disturbed,
- Subdivision encompasses entire parcel,
- More impervious surface area /land clearing/grading required (i.e. longer roads and driveways),
- Greater impact to existing foliage and more acres ‘developed’ under conventional subdivision design.

Flexible (Conservation-cluster):

- Smaller lots and separate open space (less likely to be disturbed),
- Open space is now ‘shared common area’,
- Subdivision is condensed requiring less land clearing and grading,
- Less impervious surface area required,
- Greater protection for existing foliage and less overall ‘development’ on property.

Commissioner Dorosin referred to the conventional model and asked if the open space requirement only has to be met during construction.

Michael Harvey said there is no open space requirement in the conventional model. He said the track is developed to the fullest extent.

Commissioner Dorosin referred to the flexible model and asked if the separate open space must be maintained and undisturbed.

Michael Harvey said yes.

Commissioner Rich asked if Henderson Woods is conventional or flexible.

Michael Harvey said flexible, but construction has not yet begun.

Commissioner Dorosin asked if either model could have been approved.

1 Michael Harvey said developers have the right to bring forth a conventional subdivision
2 design but it may not successfully obtain a staff or Planning Board recommendation.

3 Commissioner Jacobs said the County can state its design preference and the flexible
4 model was promoted and encouraged in the rural character study.

5 Michael Harvey said in his tenure at Orange County, he has mostly seen either flexible
6 development subdivisions with open space or the conservation subdivision. He said until 2013,
7 the Joint Planning Agreement did not allow clustering in the northern portion of the rural buffer.

8 Chair McKee said historically, the buyer's preference was for a large lot configuration
9 with clearly identified corners. He asked if there has been a transition in what buyers are
10 wanting.

11 Michael Harvey said possibly but he believes the biggest issue is cost. He said the
12 conventional model requires greater expense by the developer and greater adherence to
13 separate development regulatory standards.

14 Commissioner Rich asked if the open space needs to be maintained.

15 Michael Harvey said yes. He said if a storm comes through and knocks down trees
16 there is an obligation to reestablish the required buffers and open space.

17 Commissioner Dorosin asked if there is a density bonus.

18 Michael Harvey said the only recognized density options are for affordable housing or if
19 a greater area of open space is preserved. He said density bumps are not allowed in protected
20 watershed areas as density is already set. He said density bumps are also not allowed in the
21 northern part of the rural buffer as density is set by the joint planning land use plan and
22 agreement.

23 Commissioner Dorosin asked if density bumps are not allowed anywhere in the rural
24 buffer.

25 Michael Harvey said correct.

26 Commissioner Dorosin said it is cheaper for developers to do this but the end result is
27 very expensive housing.

28 Commissioner Jacobs said there are different kinds of open space. He said the rural
29 character study recommended 1.94 acre zoning throughout the County, which is the average lot
30 size in Orange County.

31 Commissioner Jacobs said water and sewer management can be tricky but there are
32 some ideas about this in the rural character study.

33 Commissioner Dorosin asked if there are consequences when a homeowners'
34 association fails to maintain the open space, a stormwater system, etc.

35 Commissioner Jacobs said to call Michael Harvey. He added that he wanted the County
36 to review homeowners' agreements to insure that such problems are avoided.

37 Commissioner Rich said she lives in a neighborhood with dedicated open space which
38 the entire community commits to maintain with twice annual workdays. She asked if farms can
39 be counted as open space.

40 Michael Harvey said farms can be counted as part of secondary open space in flexible
41 development projects.

42 Commissioner Jacobs said it may be something as simple as hay fields but it can lead to
43 potential revenue.

44 Commissioner Price referred to the discussion between conventional and flexible
45 models. She said there are developers that are happy with the flexible model and others that
46 were not, as it reduced the number of homes they could build in the development due to septic
47 issues.

48 Commissioner Jacobs said some subdivisions use the open space as secondary septic
49 areas which allows for no loss in density.

50 Commissioner Pelissier asked if any changes were made to septic rules, would there be
51 any benefit to changing the rule for minor subdivision with five lots or less.

1 Michael Harvey said globally there will be staff recommendations that will change
2 everything.

3 Chair McKee instructed the Manager to have John Roberts send a memo to the Board of
4 County Commissioners (BOCC) regarding the court case in which the affect of septic on
5 community systems was litigated.

6 Commissioner Jacobs asked if there is a percentage break down for the type of
7 subdivisions being built.

8 Michael Harvey said there is 30% major subdivision, 40% minor, and the rest are
9 exempt. He said of the 40% minor, most are three lots or less, whether due to density, cost or
10 code requirements.

11 **Potential Constraints**

- 12 • Within Watershed Protection Overlay Districts, parcels being subdivided cannot be
13 reduced below 40,000 sq.ft. of land area if served by individual septic systems.
14 – **There is currently no allowance for off-site septic systems to be considered
15 with respect to allowing for further reduction in required lot sizes.**
16 – **Please note off-site well and septic systems are specifically prohibited
17 within the University Lake Protected and Critical Watershed Protection
18 Overlay Districts.**
19
- 20 • Current private road justification standards only allows for a minimal reduction of
21 required lot size with open space reservation. Smallest allowable lot, after process is
22 completed, is 60,000 sq.ft. (minimum 50% of parcel being subdivided has to be
23 designated as open space)
24

25 Commissioner Jacobs asked if there are incentives to do it that way.

26 Michael Harvey said a subdivision is a subdivision and there are no incentives currently.
27 He said if any expedited permit reviews were to be offered, he would personally suggest it being
28 done for flexible development options.

29 Commissioner Dorosin asked if the point about roads could be clarified.

30 Michael Harvey said if there are between four and twelve lots, design elements must be
31 adhered to. He said the rationale is to preserve the existing rural aesthetic as much as
32 possible. He said there are options that allow for the dedication of open space through the
33 private road justification process, and reduced lot size. He said if a subdivision has 13 or more
34 lots, a public road must be made that meets the Department of Transportation standards.

35 Commissioner Rich asked if there is a difference between a private road and a long
36 driveway.

37 Michael Harvey said the number of lots that the road serves.

38 Commissioner Rich asked if a long driveway serves two lots, would it be considered a
39 private road.

40 Michael Harvey said no, joint driveways are permissible. He said if there are three lots
41 or more, then it becomes a roadway.

42 Chair McKee asked if Michael Harvey could speak to Class B roads, in that context.

43 Michael Harvey said a Class B road is a 50-foot right of way, with 12 feet wide of
44 improved travel way, which could be gravel, pavement, concrete, etc. He said this road serves
45 1 to 5 lots. He said 6 to 12 lots would be served by a Class A road, which is 18 feet of improved
46 travel way with any 50-foot right of way.

47 Chair McKee asked if Michael Harvey could speak to a 10-acre lots and the requirement
48 of a driveway.

49 Michael Harvey said if one has a 200 acre tract of land and creates 20 10-acre lots, one
50 is exempt from the provisions of the subdivision regulation. He said the County cannot compel
51 the installation of any type of roadway.

1 Commissioner Jacobs asked if there are specific dimensions for a public road.

2 Michael Harvey said 22 feet wide of pavement and a 50-foot right of way. He said curb
3 gutter and stormwater systems may change this slightly.

4 Commissioner Jacobs said it is cheaper to do a private road and such roads also
5 provide for the least rural impact. He said as the County moves forward, it is good to consider
6 how to balance adequate public safety with minimizing environmental impact. He said the idea
7 of density bonuses and expedited reviews should be reviewed in the future. He referred to page
8 22, noting the suggestion of possible open space tax breaks.

9 Craig Benedict said there has been previous discussion about how open spaces are
10 taxed. He said the tax assessor does not tax the open space but transfers some of that value
11 onto the individual lots.

12 Commissioner Jacobs said it might be interesting to monitor this process during the
13 revaluation.

14 Michael Harvey resumed the power point presentation:

- 15
- 16 • Within the Cluster Subdivision type lots can only be reduced to 40,000 sq.ft. in size with
17 the reservation of a minimum of 20% Open Space.
- 18 – **This Subdivision Type has applicability within the Rural Buffer (RB) general**
19 **use zoning category but nowhere else.**
- 20 – **Staff has been successful in encouraging the Flexible Development –**
21 **Conservation Cluster model where lots can be reduced to 40,000 sq.ft. with**
22 **the reservation of 33% open space (i.e. Henderson Woods, Annandale at**
23 **Creek Wood, etc.).**
- 24

25 OPTIONS

- 26 • Eliminate the Cluster Development subdivision type and promote the Conservation-
27 cluster Flexible Development subdivision option.
- 28 • Allow for greater reduction of lot sizes through the Flexible Development design process
29 thereby increasing potential for additional open space.
- 30 • Allow/recognize the use of off-site septic for wastewater processing, which could allow
31 for further reduction of lot sizes – including within watershed protection overlay districts.
- 32 • Re-assess private road development standards.
- 33 • Review potential for creation/adoption of a Rural Master Plan Conditional Zoning district.
- 34

35 Commissioner Jacobs asked if there are advantages and disadvantages to the County
36 regarding private roads.

37 Craig Benedict said under the new storm water controls, it will behoove the developer to
38 have the road drain to a certain location and have a master stormwater system. He said new
39 regulations are being reviewed, and considering whether each lot should have its own
40 stormwater controls, or if a master system can control both the roadway disturbance, and that
41 on the individual lots. He said there is new technology and new regulations which are favoring
42 the master system level.

43 Michael Harvey said staff will be developing and reviewing a rural master plan
44 conditional zoning district with the BOCC.

45 Remember

- 46 • Staff is not recommending changing established density standards. There will need to
47 be additional discussion of this topic before action is taken.
- 48 • Proposed modifications cannot impact property in the Rural Buffer. In order to change
49 density or minimum lot sizes for this area the Joint Planning Land Use Plan and
50

1 Agreement will have to be amended, requiring approval of all participating entities (i.e.
2 Orange County, Chapel Hill, and Carrboro) after a joint public hearing.

- 3 • While this may promote development of 'affordable housing' these issues represent only
4 1 small component of housing costs. This issue transcends Planning and will not be
5 resolved solely through altering existing land use regulations.

6 7 **Recommendation**

8 The Manager recommends that the Board receive the information and provide
9 comments/direction on potential subdivision amendment(s).

10
11 Chair McKee said he appreciated the presentation, but he is not sure that the changes
12 being discussed will affect the affordability of the lots. He said he understands that affordable
13 housing will not be developed in the northern part of the County as it is away from water and
14 sewer.

15 Michael Harvey said this is just one aspect of a global issue that warrants discussion.
16 He said if there is significant reduction in lots sizes with the implementation of innovative, off-site
17 septic with increased density allowances and with incentives for developers, there may be an
18 improvement with respect to the cost of the lot. He said the value of land in a protected area
19 versus an unprotected area versus the rural buffer will all be different.

20 Commissioner Pelissier said this has been a great presentation and it was done in
21 response to her petition. She said the original intent of her petition was not so much affordable
22 housing but rather preservation of rural character. She said the hope of an affordable housing
23 byproduct was secondary.

24 Commissioner Pelissier asked if there are any successful examples of the options
25 outlined this evening from other locations.

26 Craig Benedict said several examples have been received that included a variety of the
27 options.

28 Commissioner Pelissier asked if there is anything that could be developed to
29 differentiate the size of a development.

30 Michael Harvey said there is some viability with this idea. He said further discussion is
31 needed regarding incentivizing developers.

32 Commissioner Pelissier said in her tenure on the BOCC, every major subdivision has
33 been high-end housing. She asked if mixed housing could be incentivized to allow for greater
34 diversity of price points. She asked if this idea is even realistic.

35 Michael Harvey said there is probably no incentive that can be offered unless the County
36 is purchasing the property. He said the value of land is the value of land.

37 Commissioner Jacobs asked if permanent protected open space is valued by Orange
38 County, could the BOCC direct the appraiser to appraise at a reduced value for permanently
39 protected open space in a subdivision.

40 Commissioner Price said conservation easements could perhaps reduce costs. She
41 said the Community Home Trust has several homes that are mixed into the high-end
42 subdivisions. She said she does not promote the idea but noted it points to an example.

43 Commissioner Dorosin referred to Commissioner Jacobs' point about incentivizing. He
44 said it is important to determine what the County wants to incentivize. He said he would like to
45 address the question of affordable housing. He said if the main concern is environmental
46 preservation then it is not practically possible to have affordable housing in these areas. He
47 said it may be worth exploring how development in the environmentally sensitive areas can
48 subsidize the building of affordable housing elsewhere. He said it may be an impact fee or a
49 cost in exchange for the incentives. He said he is very excited about the concept of off-site
50 septic.

51 Craig Benedict said there is currently a multi-department effort on affordable housing.

1 He said the ingredients of housing costs are: land, public or private infrastructure, entitlements
2 in permit fees, cost of housing, cost of labor, profit margins, and market aspects. He said the
3 areas, which can be affected and changed, are being considered.

4 Commissioner Dorosin said he would love to hear on going updates from the multi-
5 department effort.

6 Commissioner Rich said when the BOCC approved the development of Whitfield the
7 developer made voluntary contributions to affordable housing. She said the idea of affordable
8 housing in the rural part of the County should be considered as well as who is being served by
9 the affordable housing.

10 Craig Benedict said staff has reviewed the inventory of affordable housing in the rural
11 parts of the County. He said a comprehensive picture will be presented to the BOCC.

12 Chair McKee suggested breaking affordable housing into two sections: low income
13 affordable housing (Community Home Trust, Habitat, etc.); and work force affordable housing
14 (\$125,000 to \$150,000 homes).

15 Michael Harvey said looking at the comprehensive plan and the land use map, high
16 intensity housing, in the 10 to 20 year transitions, is the highway 70 corridor, certain areas near
17 Hillsborough and Durham, and some areas of Chapel Hill and Carrboro. He said it is clustered
18 in these areas as the services are located there as well.

19 Chair McKee asked if alternative water and sewer systems are being considered, can
20 work force affordable housing be offered outside these high dollar areas just mentioned by
21 Michael Harvey.

22 Michael Harvey said one of the rationales for recommending a rural residential master
23 plan development process is to allow that type of dialogue to occur. He said it is important to
24 remember that there are some intrinsic limits to such a dialogue, based on a density discussion
25 that must occur at another work session. He said the village concept is a possibility if the
26 infrastructure obstacles can be overcome.

27 Chair McKee said some smaller local builders may be attracted to these options.

28 Commissioner Jacobs said this discussion occurred at the BOCC retreat three years ago
29 and the idea of clustered development with on-site community systems was considered. He
30 said it is time to move past discussion and to try something.

31 Commissioner Price said she would like to try the cluster developments with a small
32 number of homes. She said those of modest income, who wish to live in a rural setting, should
33 be able to do so.

34 Commissioner Rich referred to the map on page 77 and asked if Michael Harvey could
35 clarify the dark grey areas.

36 Michael Harvey said these are transition areas that are managed, from a zoning
37 standpoint, by either Chapel Hill or Carrboro. He said the County has granted authority for
38 those areas to be developed in accordance with the joint planning land use planning agreement.

39 Commissioner Rich referred to the triangle on the bottom of the map, which is identified
40 as rural buffer. She asked if there is a reason this portion of land is considered as such.

41 Michael Harvey said that goes back to the joint planning land use planning agreement.
42 He said the area was rural in nature, with lots of farms.

43 Chair McKee recalled the discussion about the extension of the water line for fire
44 protection in that area.

45 Commissioner Rich said this triangular area seems out of character given that Chatham
46 County is developing right up to the edge of it.

47 Craig Benedict said it is known as the "lost triangle".

48 Michael Harvey said based on this work session, the BOCC desires a presentation
49 regarding how the options discussed this evening will look and a future work session on density.

50 Commissioner Jacobs said he hoped this discussion would include tax implications of
51 the various possibilities.

DRAFT

MINUTES
ORANGE COUNTY BOARD OF COMMISSIONERS
HILLSBOROUGH BOARD OF COMMISSIONERS
JOINT MEETING
February 25, 2016
7:00 p.m.

The Orange County Board of Commissioners met for a Joint Meeting with the Town of Hillsborough Commissioners on Thursday, February 25, 2016 at 7:00 p.m., in the Whitted Building, in Hillsborough, North Carolina.

COUNTY COMMISSIONERS PRESENT: Chair Earl McKee and Commissioners Mia Burroughs, Mark Dorosin, Barry Jacobs, Renee Price, Bernadette Pelissier and Penny Rich

COUNTY COMMISSIONERS ABSENT:

COUNTY ATTORNEYS PRESENT: John Roberts

COUNTY STAFF PRESENT: County Manager Bonnie Hammersley, Deputy Manager Travis Myren, and Clerk to the Board Donna S. Baker (All other staff members will be identified appropriately below)

HILLSBOROUGH COMMISSIONERS PRESENT: Mayor Tom Stevens and Commissioners Kathleen Ferguson, Mark Bell, Brian Lowen, Evelyn Lloyd, and Jenn Weaver

HILLSBOROUGH COMMISSIONERS ABSENT:

HILLSBOROUGH STAFF PRESENT: Margaret Hauth, Planning Director

HILLSBOROUGH TOWN STAFF ABSENT: Town Manager, Eric Peterson

Chair McKee called the meeting to order at 7:06 p.m.

Welcome and Opening Remarks

Mayor Stevens welcomed all to tonight’s joint meeting.

Mayor Stevens said it was 10 years ago that the first joint meeting was planned, and tonight’s agenda is full, but is an opportunity to check in. Mayor Stevens asked staff to give summaries of their items to allow for more conversation between Commissioners.

Mayor Stevens noted and reviewed the following hand outs at their places:

- 1. Strategy map: one page document, from which all that is done in Hillsborough flows. It is the overview of the Town.

Mayor Stevens said the objectives line is the most important, and he summarized the items on the document. He said the theme for Hillsborough is growth. He noted Hillsborough is the slowest growing town in the triangle, but will have a steep growth curve in the next 10 years before plateauing.

- 2. 2030 plan: very much aligned with the strategy map. There are five goals: keeping Hillsborough’s sense of place; economic and cultural diversity; community sustainability; connectivity; and forward moving action plan.

Chair McKee echoed Mayor Stevens comments. Chair McKee said growth does not need to occur in silos.

1. Economic Development

- a) **County/Town Updates (Strategies; Collaboration; Concerns; Questions)**

1 **COUNTY Staff: Steve Brantley; TOWN Staff: Shannan Campbell**

2 Steve Brantley, Orange County Economic Development Director, said Orange County
3 and Hillsborough were both involved in the various topics listed below. He said much of this
4 activity involved Article 46 taxes. He reviewed the following information:
5

6 **County/Town Updates (Strategies; Collaboration; Concerns; Questions)**

7 Throughout 2015, Orange County and the Town of Hillsborough have benefited from a number
8 of successful economic development initiatives which supported the growth and retention of
9 area small businesses, the promotion of agriculture, arts & tourism, an increase in business
10 recruitment & investment prospect activity, and greater mutual collaboration between the
11 County's & Town's economic development partners in government and the Chamber of
12 Commerce. A significant portion of this effort has been funded from the 2011 referendum that
13 created the ¼ cent sales tax proceeds to benefit economic development and education, called
14 "Article 46" funding. Examples are as follows:
15

16 **Financial Assistance Provided to Small Businesses in Hillsborough**

17 Since the creation of the Orange County Small Business Loan Program several years ago, up
18 until the current period, Hillsborough small businesses have received approximately \$500,000
19 in total loans to retain and support their growth. This lending activity within the Town represents
20 almost 80% of all loans approved Countywide for small business borrowers. Recent loan
21 activity includes the following Hillsborough firms:

- 22 o MasterPeace Barber Shop - home-based barber shop
- 23 o Accidental Baker - gourmet cracker food processing
- 24 o Beau Catering - upscale special events catering
- 25 o Bacon Meat Market - deli & fresh local meat market (opening soon)
- 26 o Seal The Season – Piedmont Food & Agricultural Processing Center
- 27 o tenant (frozen blueberries & vegetables)
- 28 o Mystery Brewery & Tap Room - microbrewery & retail store
- 29
- 30 • The Article 46-funded Orange County Small Business Investment Grant Program began
31 to make operational business grants of up to \$10,000 per applicant in 2015. County-
32 wide, the new grant program awarded \$245,840 to 39 total growing firms. Of this
33 amount, a total of nine (9) Hillsborough small businesses received \$65,352 in total grant
34 support, which was 26.5% of all small business grants made last year. Those firms are
35 as follows:
 - 36 o 360 Degree Health - health care provider
 - 37 o Kyookz - food processing
 - 38 o Music Maker Relief Foundation - nonprofit
 - 39 o Q Garden - retail store
 - 40 o MasterPeace Barber Shop - home-based barber shop
 - 41 o Regulator Brewing Company - microbrewery
 - 42 o Seal The Season - Piedmont Food & Agricultural Processing Center
 - 43 o tenant (frozen blueberries & vegetables)
 - 44 o Accidental Baker - gourmet cracker food processing
 - 45 o Beau Catering - upscale special events catering
 - 46
- 47 • Also in 2015, the Orange County Agriculture Economic Development Grant Program
48 provided a total of 20 awards exceeding \$157,178 for area farms and related agricultural
49 food systems businesses. Approximately eight (8) of those recipients have a
50 Hillsborough mailing address and received 60% of all agricultural grants County-wide.

1
2
3 **Business Recruitment Activity**

- 4 • In 2015 the Orange County Economic Development office received over 65 separate
5 requests (by the State of North Carolina’s Economic Development Partnership agency,
6 Duke Energy, commercial developers, brokers, etc.) seeking information on available
7 sites and buildings in the County. This activity is a 2x increase over 2014, a 3x increase
8 over 2013, and a 4x increase over 2012.
- 9 • For 2015 and into 2016 thus far, Hillsborough was represented with twenty one (21)
10 separate “green field” site data submissions to inquirers, and regular site locations
11 provided by the County included Waterstone (tracts 8 & 9), Oakdale Village, Tryon
12 Business Center at Meadowmont, N.C. 57 & N.C. 86 site, 2701 Old N.C. 86, Cardinal
13 Drive (located behind Holiday Inn Express), Owls Wood (N.C. 86 & U.S. 70
14 intersection), and sites adjacent to I-40 & Old N.C. 86 south.
- 15 • Over the same 13 month period, information on available buildings in Hillsborough were
16 submitted to investment prospects eighteen (18) times. Those locations included the
17 24,000 square foot warehouse on Elizabeth Brady Road, the 89,000 square foot
18 warehouse on Eno Street (former warehouse location for “A Southern Season”), and
19 locations at Alex Gold’s Eno River Development.
- 20 • At least three (3) prospective hotel investors have scouted sites in Hillsborough with the
21 active site selection assistance of Orange County Economic Development, Town staff
22 and realtors.
- 23 • Within the next several weeks, the confidential firm holding a purchase option on the
24 89,000 square foot Eno Street warehouse is expected to make an announcement with
25 its plans. Orange County Economic Development has assisted this firm for two (2) years
26 to find a suitable office and warehouse location, and introduced the firm to this location a
27 year ago.
- 28 • Utility line extension (sewer) to sites south of I-40 and Old N.C. 86 are needed in order
29 to best market that property to high-caliber commercial, headquarters, research &
30 development, light clean manufacturing, and retail investment prospects seeking
31 locations with interstate exposure, highway access and close proximity to Hillsborough’s
32 new UNC Health Care facility.

33
34 **Agriculture**

- 35 • The Piedmont Food Agriculture Processing Center (PFAP) has recently assumed new
36 local management, led by Eric Hallman, with additional support being provided by the
37 Orange County Manager’s Office, Orange County Economic Development’s agriculture
38 staff specialist (Mike Ortosky) and several County Commissioners. Internal discussions
39 are ongoing related to ways to assist and retain PFAP tenants as they begin to transition
40 as they grow.
- 41 • Several Hillsborough and/or PFAP-based food processing firms, and neighboring farms
42 are recipients of the County’s Article 46-funded Small Business Loan and Grant
43 programs.

44
45 **Arts**

- 46 • The Orange County Arts Commission made five (5) arts grants in the spring of 2015
47 totaling \$9,300 to five (5) Hillsborough arts grant nonprofits.
- 48 • In addition, four (4) arts grants totaling \$3,825 in Orange County funds were awarded in
49 the fall of 2015.
- 50

1
2 **Collaboration Between Orange County, Town of Hillsborough, & Hillsborough/Orange**
3 **County Chamber of Commerce**

- 4 • In 2015 Orange County Economic Development funded an event in support of the
5 Hillsborough/Orange County Chamber of Commerce's special membership breakfast
6 that brought in guest speaker Chris Chung, C.E.O. of the State of North Carolina's
7 Economic Development Partnership. Orange County also favorably responded to a
8 sponsorship request by the Chamber related to the Riverwalk nighttime movie series.
9 • The County & Town currently conduct "pre-development" meetings with new retail and
10 commercial business ventures planning to locate in Hillsborough, by convening
11 members from Orange County Planning & Inspections Department, Economic
12 Development, Health Department, the Town's Planning staff, Fire Marshal, Zoning &
13 others. One example of new Hillsborough firm that benefitted from the pre-development
14 meeting process is Colorado Burrito Restaurant. The Town and County are going to be
15 coordinating more on similar initiatives as part of a more comprehensive customer
16 service friendly approach to new development in Hillsborough.
17 • The Planning & Inspections departments for the County & Town are working together on
18 new projects that wish to become a part of the local business community, such as the
19 ongoing Bellevue Apartment project in West Hillsborough, the purchase option by a
20 confidential business for the 89,000 square foot warehouse on Eno Street, and the now
21 public news of a Sheetz convenience store & gas station that has submitted a building
22 permit with the County.
23 • Increased interaction is occurring among economic development partners with the
24 Town, County, and Chamber.
25

26 Shannan Campbell, the new Hillsborough Economic Development Planner, said that
27 Steve Brantley covered many of their collaborative efforts.

28 Commissioner Ferguson asked if staff could elaborate regarding sites and land
29 inquiries.

30 Steve Brantley said the County does not have an extensive inventory of large buildings.
31 He said the few that do exist are the Southern Season location, flex space at Eno River
32 Development, Meadowlands, Valley Forge Road, and some offices on Churton Street. He said
33 Waterstone is the premier site, as well as sites at highways 86 and 57; and sites south of I-40,
34 where there is water, but no sewer yet. He said sewer would need to go under I-40.

35 Commissioner Ferguson referred to the high profile sites, and asked if those businesses
36 interested in these sites would have 50-100 employees.

37 Steve Brantley said yes, but there is also retail and hotel interest in Waterstone.

38 Commissioner Ferguson asked if there are any other sites besides Waterstone, which
39 can be used to attract 50-100 level employers.

40 Steve Brantley said there are a couple, one of which is next to the steel chainsaw site,
41 and another is the quadrants next to Waterstone. He said Hillsborough has a diversity of sites.

42 Commissioner Price asked if inquirers seek particular assets, or if reasons have been
43 given when Hillsborough is not the location chosen by a company.

44 Steve Brantley said this business is competitive, and it takes a long time for businesses
45 to look around for sites. He said businesses are looking here, in adjacent counties, and around
46 the country. He said Orange County has a lot to offer.

47 Commissioner Price asked if businesses are seeking rooftops, ready made sites, or
48 lower land prices.

49 Steve Brantley said he hears a persistent desire for more hotel opportunities and
50 believes these will happen going forward.

1 Commissioner Dorosin referred to the chart that Mayor Stevens handed out regarding
2 gradual growth over time. He said there are several projects in the works currently, and asked
3 if there is a more accurate sense of growth; for example, a big jump next year, and then
4 leveling out thereafter, followed by another big jump. He asked if there are areas that the
5 County should be anticipating currently, as the budget process begins.

6 Mayor Stevens said there is a strategic growth plan, which involved the pulling in of the
7 Town's services boundary. He said the two greatest constraints to growth are water capacity
8 and traffic. He said these constraints limit the population growth. He said the main interest
9 being expressed is in residential. He said 1000 units have already been approved, with
10 potentially 1000 more to come. He said there will be pressure to grow to capacity more quickly
11 than expected. He said the quality of the developments will be important.

12 Commissioner Dorosin asked if there is a timeline for the already approved residential
13 units.

14 Mayor Stevens said a large part happened 12 years ago with Waterstone, but the
15 economic crash of 2008 slowed things down. He said the Town is now catching up, but there is
16 still 5 to 10 years to go. He said traffic is an enormous concern, especially in the downtown
17 area. He said the Town wants to draw development toward the interstates.

18 The conversation moved onto aspects of Agenda Item number 2a: Collins Ridge and
19 Effect on School Facility Needs/Rail Station Area/Daniel Boone Village, including the following
20 information:

21 22 **Background**

23 Collins Ridge is a 1000+ unit residential use project in Hillsborough's extraterritorial jurisdiction
24 (ETJ). Orange County commented on the project impact on traffic on Churton Street and the
25 County realized impacts on human services, especially schools. The development project
26 proposes to make town traffic consultant transportation improvements in the Churton Street
27 corridor to ameliorate project traffic. Joint staffs have had discussions with the North Carolina
28 Department of Transportation (NCDOT) to explore the ability to use developer traffic
29 improvement funds to accelerate the comprehensive Churton Street widening plans in the state
30 Transportation Improvement Plan (TIP). From a school capacity perspective, the developer has
31 not yet gauged the impact of the preliminary 'run' of SAPFO Certificate of Adequate Public
32 Schools (CAPS).

33
34 Although capacity may appear to be available at various schools levels (i.e. elementary, middle,
35 high) which is the CAPS testing scenario, the specific school elementary zone that serves this
36 area is presently over capacity. A large concentrated project and other residential approved
37 projects in the area can cause more drastic changes in the capacity projection models which
38 can accelerate new school Capital Investment Plan (CIP) needs.

39
40 Commissioner Rich asked if there has been a discussion with the Orange County
41 Schools (OCS) regarding capacity issues, and the possibility of redistricting. She said the
42 Board of County Commissioners (BOCC) is trying to open up conversations with the schools
43 and to keep them abreast of developments.

44 Commissioner Rich referred to the idea of widening Churton Street to accommodate
45 traffic, and asked if there are any alternate solutions to this congestion issue.

46 Margaret Hauth said the School Board is able to discuss redistricting at any time and is
47 aware of the Town's approved developments.

48 Margaret Hauth said the Orange County staff is involved in the Town's planning and
49 inspections process, and there is ongoing communication.

1 Margaret Hauth said the Town has been seeking another north-south traffic alternative
2 to Churton Street for years but has yet to reach a consensus on a route.

3 Commissioner Jacobs asked Bonnie Hammersley if she has had any communication
4 with the school system about capacity issues.

5 Bonnie Hammersley said staff is in the process of the Capital Investment Plan (CIP) and
6 have had conversations with both school systems. She said OCS does have concerns about
7 upcoming development and capacity, especially within the five year capacity of the CIP, and
8 that the Schools Adequate Public Facilities Ordinance (SAPFO) does not project out for
9 development.

10 Commissioner Jacobs suggested that the managers, superintendents, and planning
11 staff meet to discuss if there is a need for a school in the proposed Collins Ridge development.

12 Commissioner Jacobs said years ago the issue of redistricting came up with OCS and it
13 may need to be re-visited.

14 Commissioner Burroughs said these comments should be shared at the next joint
15 school boards meeting. She said SAPFO has worked in Chapel Hill in some developments,
16 and she would be opposed to building a new school if there is available capacity in other
17 schools.

18 Commissioner Weaver asked if OCS have capacity concerns about the Collins
19 development solely, or concerns in general.

20 Bonnie Hammersley said her conversation with the OCS Superintendent indicated that
21 the concern stems from the Collins Ridge development.

22 Chair McKee respectfully reminded the Town Board that, unless these homes are very
23 expensive, residential development is not a win for Orange County. He said commercial
24 development is positive. He said Collins Ridge is a concern for him, as there is not currently
25 sufficient commercial development to offset the residential development. He said there must be
26 emphasis placed on commercial development within projects moving forward.

27 Mayor Stevens said the Town is trying to balance residential and commercial
28 development, and is looking at development comprehensively.

29 Commissioner Jacobs referred to the October 15, 2015 Hillsborough Planning Board
30 Agenda, which stated Collins Ridge is proposing 46 affordable housing units out of 1150. He
31 asked if this number is still accurate.

32 Margaret Hauth said there will be 950 units, with 88 being affordable rental units on
33 three acres of land, which will be given to CASA.

34 Commissioner Jacobs said this is less than 10%, and noted Chapel Hill's is 15%. He
35 asked if the developers have offered to enlarge the community center.

36 Margaret Hauth said the community center is available only to the residents, but the
37 developers have offered two acres of land for a public park space.

38 Commissioner Jacobs said Waterstone Drive could be labeled as an east west
39 bypass/connection. He said as commercial properties are developed on this road, he hopes
40 that an access road behind the businesses would be considered.

41 Commissioner Rich said she is concerned about water capacity and asked if there is
42 enough water for the new developments. She also asked if there is a plan to deal with the
43 existing older infrastructure.

44 Mayor Stevens said water is a conundrum and capacity is being monitored. He said
45 there is an aggressive replacement schedule for the Town's infrastructure.

46 Eric Peterson said the Town has been doing a water capacity analysis for almost two
47 decades, which is basically a water budget that is updated every few years, or when a new
48 development is approved. He said the Town knows this is an important issue.

49

1 **b) I-40/Old 86 Economic Development District Area Plans and Timing of Possible**
2 **Utilities Expansion**

3 **COUNTY Staff: Craig Benedict; TOWN Staff: Margaret Hauth**

4 Craig Benedict, Orange County Planning and Engineering Director, reviewed the
5 following information:

6
7 The Town's Future Land Use Plan envisions the undeveloped property near the interchange to
8 be developed with public utilities and predominately non-residential (see Attachment 1-b –
9 Hillsborough Future Land Use Plan Map).

10
11 Orange County (OC) has included in its current year Capital Investment Plan (CIP) water and
12 sewer utility improvements in the northwest and southwest quadrant of Old NC 86 and I-40.
13 This area includes over 200 acres and is designated suburban office and mixed use on the
14 OC/Town of Hillsborough (TOH) joint land use plan and economic development land use on the
15 County plan. This area is not within TOH Extraterritorial Jurisdiction (ETJ). Since Article 46
16 economic development monies are being used, future projects should be non-residential and
17 tax-base/job building. OC and TOH engineering staff have discussed conceptual alignments
18 and capacity needs.

19
20 As a prerequisite to this project, OC and TOH would enter into a utility service agreement that
21 sets forth the conditions and responsibilities of the jurisdictions. OC has similar agreements
22 with Mebane and Durham.

23
24 The project scope will be to bring a 12" gravity sewer under the interstate from the northwest to
25 southwest quadrant with a 'trunk' line that could provide service to the majority of the southern
26 interchange area. Joint party review design would start this spring with construction possibly
27 later in the year depending on interstate crossing permits and easement acquisition.
28 Management and planning/engineering staff will work together to craft an agreement and
29 process through the boards.

30
31 Margaret Hauth said the map is a snapshot of the Town's land use map and is
32 consistent with the interlocal agreements with the County.

33 Commissioner Pelissier referred to the far southeast quadrant, noting it is currently
34 designated residential development, and asked if Hillsborough would pay for the extension of
35 water to this area, as the County cannot use Article 46 funds for extension of residential water
36 lines.

37 Margaret Hauth said the designation of this area is up for discussion, but noted it does
38 have limited access.

39 Craig Benedict said the land use plan will be reviewed, and amended as necessary, to
40 make sure that it is meeting the most viable target for this intersection.

41 Eric Peterson said the developer would be responsible for bringing water and sewer to a
42 new development in the area mentioned by Commissioner Pelissier. He said there is a Town of
43 Hillsborough water main running down Old 86.

44
45 **c) Downtown Redevelopment (Future Uses of Town and County Property, including**
46 **County Jail and Colonial Inn)**

47 **COUNTY Staff: Jeff Thompson; TOWN Staff: Margaret Hauth**

48 Margaret Hauth opened the floor for questions.

49 Commissioner Dorosin asked if there is an update on the Colonial Inn.

1 Margaret Hauth said the Town told the owners it is interested in purchasing the site,
2 either through a negotiated sale or eminent domain. She said the paper work to start this
3 process has not yet been filed, but appraisers are under contract to appraise the property in the
4 middle of March.

5 Commissioner Dorosin asked if the owners expressed interest in a negotiated sale.

6 Margaret Hauth said the owners have not ruled out this option.

7 Mayor Stevens said the Board is committed to acquiring the property, and there is a
8 cordial relationship with the owners. He said the downtown area will have multiple properties
9 available to commercial development, as the Town Annex is built over the next few years.

10 Commissioner Jacobs asked if the County and the Town can start planning together on
11 the options for various sites. He suggested the idea of making the Heritage Collection, in the
12 Orange County Library, into a museum, and maybe this could be located in the future Colonial
13 Inn.

14 Chair McKee asked if Jeff Thompson could give an update on the jail project.

15 Jeff Thompson said the Town is recruiting a design team to assess the redevelopment
16 and development of a government campus on town-owned properties on East Corbin
17 Street. He said Town staff expects it may be five years before town-owned properties in
18 downtown may be made available for private development. He said the Town will be in
19 partnership with the Orange Rural Fire Board on the two town-owned properties that
20 encompass the fire station. He said the Town's express intent in purchasing the Corbin
21 properties was to return the downtown properties to tax producing properties.

22 Commissioner Price asked if there is a way for the County and the Town to be more
23 collaborative with planning projects. She said a courtesy review of items is not really joint
24 planning.

25 Chair McKee said the old jail property is going to be a major component for joint planning
26 and can be an asset or a sore spot.

27 Commissioner Price said a plan and timeline should be created for these facilities
28 instead of just a courtesy review. She said the old jail is in the heart of the Town, and there
29 should be a joint working group for this property.

30 Chair McKee said he is open to this idea.

31 Mayor Stevens said the Town is trying to envision the future of downtown and seeks to
32 involve all stakeholders.

33 Commissioner Ferguson said she agreed with Commissioner Price.

34
35 **d) Mountains to Sea Trail/Riverwalk**

36 **COUNTY Staff: David Stancil; Staff TOWN: Margaret Hauth**

37 Mayor Stevens said this is a follow up to last year's discussion.

38 David Stancil, Department of Agriculture, Environment, Parks and Recreation (DEAPR)
39 Director, summarized the information below:

40
41 The N.C. Mountains-to-Sea Trail (MST) is a part of the North Carolina State Parks system,
42 connecting Clingman's Dome on the North Carolina/Tennessee border to Jockey's Ridge State
43 Park on the Outer Banks. While some sections are already built, many (including the eastern
44 Piedmont section that includes Orange County) have sections remaining to be located and
45 created.

46
47 In summer/fall 2015, the NC Division of State Parks approved an MST Statewide Master Plan,
48 denoting the corridor of the primary route for the trail. The MST within Orange County (please
49 see maps at Attachment 1-d) would run from the Alamance-Orange County line in the
50 southwestern corner of the county, northeast along the northern side of Cane Creek Reservoir,

1 up and over the Cape Fear/Neuse river basin ridge line, to the County's Seven Mile Creek
2 Nature Preserve and on to Occoneechee Mountain State Natural Area, where it would connect
3 with the Town of Hillsborough's Riverwalk. The Town's Riverwalk was envisioned to be part of
4 the MST, and it will be dedicated as part of the trail in 2016. After exiting Riverwalk to the east,
5 the MST continues onto trails located on the Classical American Homes Trust and other lands,
6 before heading east into Eno River State Park.

7
8 **e) Tourism**

9 **COUNTY Staff: Laurie Paolicelli**

10 Laurie Paolicelli, Orange County Community Relations Director, said the Riverwalk was
11 envisioned 10 years ago, and it has transformed the community in that time.

12 Laurie Paolicelli said the mainstay of Hillsborough is its people, and there is a sense of
13 place here in Town. She said the greatest demand, from a tourism standpoint, is for hotels,
14 and that right developer and location is being sought. She said the second demand is for a
15 performing arts center for this area. She handed out a photo book of the Town to each official
16 prior to the meeting.

17 Laurie Paolicelli said the other hot topic is agri-tourism and pick-your-own farms. She
18 said Orange County is the pilot county for a Department of Agriculture agri-tourism app, which
19 will premiere in June.

20 Laurie Paolicelli said her role is expanding to community relations, and Orange County
21 is reviewing its online communication; specifically communication with the northern part of the
22 County where Internet access is sporadic.

23 Laurie Paolicelli explained the photojournalistic Vitamin O project.

24 Commissioner Dorosin referred to the desired arts performance space, and asked if the
25 Whitted Center can be used in such a capacity.

26 Mayor Stevens said several cultural and art events have occurred in the Whitted Center
27 over the past year.

28 Shannon Campbell said the arts community is looking for a more multi-purpose area
29 that is specifically dedicated to the arts. She said Hillsborough has seen a lot of media
30 attention lately regarding tourism, with specific attention on food and beverage sites. She said
31 the Town is highlighting recreational and shopping opportunities to encourage people to view
32 Hillsborough as a place that offers all types of attractions.

33
34 **2. Planning/Development**

35 **a) Collins Ridge and Effect on School Facility Needs /Rail Station Area/Daniel Boone
36 Village; Other)**

37 **COUNTY Staff: Craig Benedict; TOWN Staff: Margaret Hauth**

38 Craig Benedict said there is a conversation with the State regarding the widening of
39 Churton Street.

40 Chair McKee said the Collins Ridge property, and its effect on school facility needs, was
41 discussed earlier in the meeting.

42 Margaret Hauth said the train station is a fully funded project through the Town
43 Improvement Plan (TIP). She said the Town has secured the services of Summit Design and
44 Engineering, as well as Surface 678, to work on a conceptual layout of the 20 acres, to identify
45 the footprint that will be subject to review. She said the conceptual process should be wrapped
46 up in the spring or at the start of the fiscal year. She said all partners are working together
47 effectively, and this is an exciting project.

48
49 **b) US 70 Corridor Update on Redevelopment**

50 **COUNTY Staff: Craig Benedict; TOWN Staff: Margaret Hauth**

1 Margaret Hauth reviewed the following information:

2 The ownership of the North Hills Shopping Center has changed, but no plans for redevelopment
3 have been submitted. The proposed restaurant complex next to Walgreens has an approved
4 Master plan, but no further applications or actions are pending at this time. While the town
5 board continues to support the recommendations in the 70 Corridor Plan, no specific actions
6 are in the works.

7 Margaret Hauth said the Town is committed to making this area more pedestrian
8 friendly.

9 Commissioner Ferguson said Dollar General was planning on moving out last summer,
10 but they have a three-year commitment, and, as of now, are planning to stay at the North Hills
11 Shopping Center.

12 Commissioner Lowen said the Town and the County should work together to pursue the
13 possibility of getting a grocery store in this corridor area on the north side of town.

14 Commissioner Ferguson said neighbors in this area want sit-down restaurants, beauty
15 supply stores, as well as medical services and stores that can employ local residents.

16 Commissioner Weaver referred to the worker owned/co-op model and suggested this
17 may be an option for this area. She said there is a non-profit in Durham that specializes in this
18 type of work.

19 Commissioner Price said Fairview is also growing and services must be provided in
20 order to preserve those neighborhoods.

21
22 **c) Update on Former Truck Stop at Highway 86 and Interstate 85**

23 **COUNTY Staff: Craig Benedict**

24 Craig Benedict reviewed the following information:

25 There is presently an approved site plan for redevelopment of the former truck stop. Master
26 site improvements are underway by the property owner of the large parcel such as building
27 deconstruction/demolition and erosion control/stormwater designs. A Sheetz gas
28 station/restaurant facility is planned.

29 Commissioner Jacobs asked if the property owner is going to incorporate the joint
30 intersection improvements.

31 Craig Benedict said yes, the owner has preserved an 80-ft corridor between the two
32 uses, and it will be stubbed out to another project that will come forward.

33 Craig Benedict said the site development is presently limited to the prior traffic counts of
34 the prior use, since the nearby bridge has reached its capacity limitations.

35 Chair McKee asked if there is a scheduled upgrade from the Department of
36 Transportation (DOT) for the I-85 widening

37 Craig Benedict said yes, but it must be closely monitored, as the State changes the
38 prioritization of different projects.

39 Commissioner Lowen asked if a developer would help pay for the off-site improvements.

40 Craig Benedict said yes, but how much a developer contributes depends on how close
41 to capacity the area is.

42 Commissioner Lowen asked if any properties in this area would be affected by the I-85
43 expansion.

44 Craig Benedict said there is not a formal design for the Highway 86/I-85 intersection, but
45 access would be affected.

46
47 **3. Transportation/Transit**

48 **a) Hillsborough Bus Circulator Routes Update**

49 **COUNTY Staff: – Craig Benedict**

50 Peter Murphy, Transportation Administrator, gave an overview of the bus routes:

1 The Hillsborough Circulator Route began in June 2011 and provides free fixed route bus
2 service to several residential areas and key non-residential destinations, such as the Orange
3 County Courthouse, Social Services Center, Orange County Campus at Durham Tech, and
4 UNC Hospital-Hillsborough Campus, among others. Hourly service is provided Monday - Friday,
5 8:00am - 5:00pm. Operation was funded for the first three years through a Congestion
6 Mitigation and Air Quality (CMAQ) Program Grant and is now fully funded from public-transit
7 "Mobility Bill" dedicated vehicle registration fees. The Route has been modified slightly from the
8 original route, most recently last November, as a result of the park and ride lease ending at the
9 North Hills Shopping Center (former Maxway site). Park and Ride users have been redirected to
10 the Orange County Campus at Durham Tech and the Orange-Durham Express (Route ODX),
11 Orange-Chapel Hill Connector, and Route 420 were also revised to reflect the change.
12 Ridership on the Circulator has been good, averaging approximately 1,200 riders per month.
13 In addition, a new route that complements the GoTriangle 420 Route (Peak hour service and
14 approximately 550 riders per month) is the Orange Public Transportation Orange-Chapel Hill
15 Mid-Day Connector (approximately 300 riders per month). Upon request, staff can provide an
16 update on additional future bus services to be implemented in the Hillsborough area at the
17 meeting.

18 Commissioner Pelissier suggested rider surveys be done yearly.

19 Chair McKee asked if, given the growth of ridership, there is a timeframe for the need
20 for extra buses to reduce wait times going forward.

21 Peter Murphy said with future expansions plans, there would be more buses on the road
22 if funding is available.

23 24 **b) Park and Ride Lot for 420 and ODX Routes**

25 **COUNTY Staff: Tom Altieri; Town Staff: Margaret Hauth**

26 Tom Altieri, Orange County Planning, said the Town Board received an update from Go
27 Triangle staff regarding options to locate a transfer facility and park and ride for the new Route
28 ODX at its meeting earlier this month.

29 Margaret Hauth said the Town Board was generally supportive of the option proposed
30 by Go Triangle to locate a transfer facility along Cornelius Street/US 70 Bypass (possibly at
31 Faucette Mill Rd.) to facilitate access to the most routes, as well as residents within walking
32 distance, and a park and ride facility further to the east on US 70 Bypass at New Hope Church.
33 The Town will have to make adjustments to its development code, which its staff is presently
34 studying, to consider a park and ride lot at the church because it is residentially zoned. The
35 Town appreciates Go Triangle's willingness to have the two facilities in the corridor so that
36 access to the route is maximized for transit dependent populations in Hillsborough.

37 Tom Altieri said at their places is the PowerPoint that Go Triangle was going to present.
38 He said this item will be on the BOCC agenda at the March 1st meeting.

39 Commissioner Ferguson said she hopes that the County will support what the Town
40 supports. She said adjoining neighbors do not want this park and ride lot in a prime commercial
41 area.

42 Commissioner Dorosin asked if there are advantages or disadvantages to having them
43 separate or together.

44 Margaret Hauth said it is ideal to co-locate, as it is most efficient. She said Go
45 Triangle's is of the perspective that they are serving commuters, and thus the transfer facility
46 being located at New Hope Church is acceptable. She said the Town's perspective that this is
47 a commuter service, but it also important to access the transit dependent population by placing
48 a transfer location in the community.

49 Commissioner Pelissier asked if neighbors want the option supported by the Town.

1 Commissioner Ferguson said access to transportation was voiced as being highly
2 important during neighborhood information meetings.

3 Commissioner Pelissier said she is glad that the Go Triangle presentation was
4 postponed, since it was good to hear the Town's reasons for supporting the version of the park
5 and ride lot that it did.

6 Commissioner Bell asked if there is a proposed timeline to have all the options laid out
7 and a decision made.

8 Margaret Hauth said it would depend on the option that is chosen. She said Go Triangle
9 is determining the specific timeline. She said Go Triangle is anxious to get started.

10 Margaret Hauth said most of this funding is already available through the bus and rail
11 investment plan.

12 Commissioner Lowen said the New Hope Church parking lot is already paved and would
13 need fewer improvements.

14 Chair McKee agreed with the Town's comments and their support of the New Hope
15 Church location. He says his main concern is convenience for the residents, not convenience
16 for Go Triangle.

17 Commissioner Rich asked if Mayor Stevens could please provide the Town Board's
18 minutes from these types of discussions to the BOCC for future issues.

19 Margaret Hauth said these presentations were lined up for both boards to discuss
20 individually and collectively.

21 Commissioner Price suggested providing an update to the community in the form of a
22 flyer in both English and Spanish.

23 Bonnie Hammersley said this can be done.
24

25 **c) Churton Street Improvements**

26 ***TOWN Staff: Margaret Hauth***

27 Margaret Hauth said notification from DOT was received, permitting construction to
28 proceed. She reviewed the following information:
29

30 The current schedule would allow the bus stop work near the Justice Facility to begin in May
31 2016 as the first portion of the construction work. The downtown construction phase would last
32 about 10 months, wrapping up in January 2017. In Spring 2017, NCDOT has scheduled the
33 resurfacing of Churton Street. Once that is complete, the stamped crosswalks and final clean-
34 up can take place. The best estimate right now for full completion is the end of calendar year
35 2017. The town will have a meeting with downtown businesses as soon as a contractor has
36 been secured so that full details of timing can be discussed and adjusted to the extent feasible.
37 Town staff acknowledges that the construction schedule is not the desired schedule for local
38 businesses, but construction of this type cannot take place in January-March.

39 Commissioner Jacobs asked if there is a status update regarding limiting the traffic from
40 the parking lot across from Hillsborough BBQ.

41 Margaret Hauth said that issue is sitting with the DOT now, awaiting approval, but there
42 are plans to do major renovations to this area.

43 Commissioner Jacobs said the traffic light at the corner of Nash and West King is seven
44 seconds long, which is simply not enough time.

45 Margaret Hauth said she would pass the concern along to the DOT.
46

47 **4. Information Items (Written Updates - Not for Specific Discussion)**

48 **a) Solid Waste / Recycling (COUNTY – Gayle Wilson)**

49 **b) Bond Referendum (COUNTY – Gary Donaldson)**

50

ORD-2016-012

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No. 6-b**

SUBJECT: Fiscal Year 2015-16 Budget Amendment #7

DEPARTMENT: Finance and Administrative
Services

ATTACHMENT(S):

- Attachment 1. Budget as Amended Spreadsheet
- Attachment 2. Year-To-Date Budget Summary

INFORMATION CONTACT:

Gary Donaldson, (919) 245-2453
Paul Laughton, (919) 245-2152

PURPOSE: To approve budget ordinance amendments for fiscal year 2015-16.

BACKGROUND:

REVENUES:

Department of Social Services

1. The Department of Social Services has received notification from the State of the following additional revenues:
 - **Smart Start Subsidized Child Care program** – receipt of \$170,238 in additional funds. The department will pay programs funds directly to childcare providers.
 - **Child Day Care program** – receipt of \$538,392 in additional funds. These additional funds will be used to provide childcare services and subsidies to low-income families.

This budget amendment provides for the receipt of these additional funds. (See *Attachment 1, column 1*)

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goal is applicable to this agenda item:

- **GOAL: ENSURE ECONOMIC SELF-SUFFICIENCY**

The creation and preservation of infrastructure, policies, programs and funding necessary for residents to provide shelter, food, clothing and medical care for themselves and their dependents.

To promote self-sufficiency to low income families by providing the Day Care funding necessary for continued employment, school enrollment, or training activities.

Department of Library Services

2. The Department of Library Services anticipates the following additional revenues:
 - **Friends of the Library** – receipt of \$3,250 in additional funds.
 - **Donations** – receipt of \$1,000 in additional funds from the Triangle Community Foundation

These additional funds will be used to support a 2016 Summer Reading Kickoff event and additional training. This budget amendment provides for the receipt of these additional funds. *(See Attachment 1, column 2)*

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goal is applicable to this agenda item:

- **GOAL: ENSURE ECONOMIC SELF-SUFFICIENCY**
The creation and preservation of infrastructure, policies, programs and funding necessary for residents to provide shelter, food, clothing and medical care for themselves and their dependents.
- **GOAL: FOSTER A COMMUNITY CULTURE THAT REJECTS OPPRESSION AND INEQUITY**
The fair treatment and meaningful involvement of all people regardless of race or color; religious or philosophical beliefs; sex, gender or sexual orientation; national origin or ethnic background; age; military service; disability; and familial, residential or economic status.
- **GOAL: CREATE A SAFE COMMUNITY**
The reduction of risks from vehicle/traffic accidents, childhood and senior injuries, gang activity, substance abuse and domestic violence.
- **GOAL: ENABLE FULL CIVIC PARTICIPATION**
Ensure that Orange County residents are able to engage government through voting and volunteering by eliminating disparities in participation and barriers to participation

Summer Reading helps to create a safe community and encourage customers to engage in full civic participation by removing literacy barriers. Additionally, The conference being attended through this donation will provide educational components to create expanding ability to provide fair treatment and meaningful involvement of all people regardless of race or color; religious or philosophical beliefs; sex, gender or sexual orientation; national origin or ethnic background; age; military service; disability; and familial, residential or economic status through making technology available to all. Additionally, Summer Reading helps to create a safe community and encourage customers to engage in full civic participation by removing literacy barriers.

Department on Aging

3. The Department on Aging anticipates additional revenue for the following programs:
 - **Senior Health Insurance Information Program (SHIIP)** – receipt of \$4,201 from the N.C. Department of Insurance. This is a volunteer driven program that focuses

on annual re-enrollment of insurance and helping seniors to better understand their benefits.

- **In Praise of Age** – receipt of \$1,500 from Carolina Meadows in support of the In Praise of Age public television show that is produced by the Department on Aging.
- **Senior Center Instructors** – receipt of \$20,000 class enrollment fees to pay Senior Center instructors and related class expenses.
- **Medicare Improvements for Patients and Providers Act (MIPPA)** – receipt of \$1,933 from the N.C. Department of Insurance. These funds will be used for recruitment and training of volunteers to help seniors to better understand Medicare and aspects related to it.
- **Health Promotion Activities** – receipt of an additional \$1,512 from the N.C. Division of Aging and Adult Services for evidence-based health promotion activities.

This budget amendment provides for the receipt of these additional funds. (See *Attachment 1, column 3*)

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goal is applicable to this agenda item:

- **GOAL: ENSURE ECONOMIC SELF-SUFFICIENCY**
The creation and preservation of infrastructure, policies, programs and funding necessary for residents to provide shelter, food, clothing and medical care for themselves and their dependents.
- **GOAL: FOSTER A COMMUNITY CULTURE THAT REJECTS OPPRESSION AND INEQUITY**
The fair treatment and meaningful involvement of all people regardless of race or color; religious or philosophical beliefs; sex, gender or sexual orientation; national origin or ethnic background; age; military service; disability; and familial, residential or economic status.

County Manager's Office

4. The County Manager's office anticipates additional revenue for the following:
 - **Criminal Justice Resources** – receipt of \$31,200 in support of a Criminal Case Assessment Specialist position. At the January 21, 2016 BOCC meeting, the Board approved a new 1.0 full time equivalent Criminal Case Assessment Specialist position. Funding for this position will be supported by reimbursement from Cardinal Innovations. Annually, the County provides maintenance of effort funding to Cardinal Innovations to support mental health, substance abuse, and intellectual/developmental disability services. In FY 2015-16, Orange County allocated \$1.3 million to its maintenance of effort payment, which includes a \$107,500 reserve to support unforeseen needs.
 - **Drug Treatment Court** – receipt of \$5,000 from the ABC Board and an appropriation of \$20,000 from the General Fund's Unassigned Fund Balance in support of drug treatment court screening and client support activities.

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goal is applicable to this agenda item:

- **GOAL: FOSTER A COMMUNITY CULTURE THAT REJECTS OPPRESSION AND INEQUITY**

The fair treatment and meaningful involvement of all people regardless of race or color; religious or philosophical beliefs; sex, gender or sexual orientation; national origin or ethnic background; age; military service; disability; and familial, residential or economic status.

- **GOAL: CREATE A SAFE COMMUNITY**

The reduction of risks from vehicle/traffic accidents, childhood and senior injuries, gang activity, substance abuse and domestic violence.

Technical Amendment

5. This technical amendment provides for the transfer of revenues associated with the Criminal Justice Resource Office from the Department of Social Services to the County Manager's Office. The budget amendment provides for the transfer of revenue totaling \$20,000 to cover expenses associated with Drug Treatment Court Program. *(See Attachment 1, column 5)*

SOCIAL JUSTICE IMPACT: There is no Orange County Social Justice Goal impact associated with this item.

FINANCIAL IMPACT: Financial impacts are included in the background information above. This budget amendment provides for the receipt of these additional funds and increases the FY 2015-16 budget in the General Fund by \$778,226.

RECOMMENDATION(S): The Manager recommends the Board approve the budget ordinance amendments for fiscal year 2015-16.

Attachment 1. Orange County Proposed 2015-16 Budget Amendment

The 2015-16 Orange County Budget Ordinance is amended as follows:

Original Budget	Encumbrance Carry Forwards	Budget as Amended	Budget as Amended Through BOA #6	#1 Department of Social Services additional funds: (\$170,238) for Smart Start Subsidy and (\$538,392) for Child Day Care	#2 Library Services additional funds: (\$3,250) from Friends of the Library and (\$1,000) from Triangle Community Foundation	#3 Department on Aging: additional funds: (\$4,201 from NCDOL), (\$1,500 from Carolina Meadows), (\$20,000 from class fees), (\$1,933 from NCDOL), and (\$1,512 form NCDAAS)	#4 County Manager's Office - CJRO Program: Receipt of \$31,200 from Cardinal Innovations to cover costs of a Criminal Case Assessment Specialist position; receipt of \$5,000 from the ABC Board, and a \$20,000 appropriation from the General Fund's Unassigned Fund Balance in support of drug treatment court screening and client support activities	#5 Technical Amendment - County Manager's Office (CMO) and Department of Social Services (DSS): transfer \$20,000 in budgeted revenue from DSS to CMO. Revenue funds are from ABC Board and are associated with the Criminal Justice Resource Office	Budget as Amended Through BOA #7
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General Fund

Revenue

Property Taxes	\$ 147,551,332	\$ -	\$ 147,551,332	\$ 147,551,332	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 147,551,332
Sales Taxes	\$ 20,652,132	\$ -	\$ 20,652,132	\$ 20,652,132	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 20,652,132
License and Permits	\$ 313,000	\$ -	\$ 313,000	\$ 313,000	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 313,000
Aging	\$ 532,367		\$ 532,367	\$ 578,345		\$ 7,646				\$ 585,991
County Manager's Office	\$ -		\$ -	\$ -			\$ 5,000	\$ 20,000		\$ 25,000
Social Services	\$ 9,709,839		\$ 9,709,839	\$ 12,748,971	\$ 708,630			\$ (20,000)		\$ 13,437,601
Intergovernmental	\$ 15,000,278	\$ -	\$ 15,000,278	\$ 18,940,533	\$ 708,630	\$ 7,646	\$ 5,000	\$ -	\$ -	\$ 19,661,809
Charges for Service	\$ 10,766,030	\$ -	\$ 10,766,030	\$ 10,799,064	\$ -	\$ 20,000	\$ -	\$ -	\$ -	\$ 10,819,064
Investment Earnings	\$ 52,500		\$ 52,500	\$ 52,500	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 52,500
Miscellaneous	\$ 737,468		\$ 737,468	\$ 942,574	\$ -	\$ 4,250	\$ 1,500	\$ 31,200	\$ -	\$ 979,524
Transfers from Other Funds	\$ 1,052,600		\$ 1,052,600	\$ 1,052,600						\$ 1,052,600
Fund Balance	\$ 10,650,770	\$ 1,317,958	\$ 11,968,728	\$ 12,144,024			\$ 20,000			\$ 12,164,024
Total General Fund Revenues	\$ 206,776,110	\$ 1,317,958	\$ 208,094,068	\$ 212,447,759	\$ 708,630	\$ 4,250	\$ 29,146	\$ 56,200	\$ -	\$ 213,245,985

Expenditures

County Manager's Office	\$ 856,037		\$ 856,037	\$ 856,037			\$ 56,200			\$ 912,237
Governing & Management	\$ 17,114,396	\$ 215,612	\$ 17,330,008	\$ 17,397,131	\$ -	\$ -	\$ 56,200	\$ -	\$ -	\$ 17,453,331
General Services	\$ 21,381,050	\$ 104,494	\$ 21,485,544	\$ 21,485,544	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 21,485,544
Community & Environment	\$ 8,339,213	\$ 148,310	\$ 8,487,523	\$ 8,510,119	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 8,510,119
Department of Social Services	\$ 18,153,438	\$ 612,103	\$ 18,765,541	\$ 21,869,679	\$ 708,630					\$ 22,578,309
Department on Aging	\$ 1,996,088	\$ 46,988	\$ 2,043,076	\$ 2,132,949		\$ 29,146				\$ 2,162,095
Human Services	\$ 34,132,636	\$ 727,958	\$ 34,860,594	\$ 38,207,950	\$ 708,630	\$ 29,146	\$ -	\$ -	\$ -	\$ 38,945,726
Public Safety	\$ 23,316,875	\$ 120,396	\$ 23,437,271	\$ 23,535,712	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 23,535,712
Library Services	\$ 2,081,930	\$ 1,188	\$ 2,083,118	\$ 2,110,098	\$ -	\$ 4,250	\$ -	\$ -	\$ -	\$ 2,114,348
Culture & Recreation	\$ 2,866,171	\$ 1,188	\$ 2,867,359	\$ 2,894,339	\$ -	\$ 4,250	\$ -	\$ -	\$ -	\$ 2,898,589
Education	\$ 94,484,256		\$ 94,484,256	\$ 94,484,256	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 94,484,256
Transfers Out	\$ 5,141,513		\$ 5,141,513	\$ 5,932,708	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 5,932,708
Total General Fund Appropriation	\$ 206,776,110	\$ 1,317,958	\$ 208,094,068	\$ 212,447,759	\$ 708,630	\$ 4,250	\$ 29,146	\$ 56,200	\$ -	\$ 213,245,985
	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -

Year-To-Date Budget Summary

Fiscal Year 2015-16

General Fund Budget Summary

Original General Fund Budget	\$206,776,110
Additional Revenue Received Through Budget Amendment #7 (March 22, 2016)	
Grant Funds	\$36,005
Non Grant Funds	\$4,920,616
General Fund - Fund Balance for Anticipated Appropriations (i.e. Encumbrances)	\$1,317,958
General Fund - Fund Balance Appropriated to Cover Anticipated and Unanticipated Expenditures	\$195,296
Total Amended General Fund Budget	\$213,245,985
Dollar Change in 2015-16 Approved General Fund Budget	\$6,469,875
% Change in 2015-16 Approved General Fund Budget	3.13%

Paul:

includes \$5,000 for Orange County's additional share of the Historic Resources Inventory Grant, and \$72,956 in County funds toward the OC Building Futures Program Grant (BOA #1); \$75,340 for the Purchase of Mobile Field Computing Units for the Sheriff's Department (BOA #1-B); \$22,000 for the Purchase of a motorcycle unit from drug forfeiture funds for the Sheriff's Department (BOA #4); \$20,000 in support of drug treatment court screening and client support activities (BOA #7)

Authorized Full Time Equivalent Positions

Original Approved General Fund Full Time Equivalent Positions	862.625
Original Approved Other Funds Full Time Equivalent Positions	88.450
Position Reductions during Mid-Year	(1.000)
Additional Positions Approved Mid-Year	2.000
Total Approved Full-Time-Equivalent Positions for Fiscal Year 2015-16	952.075

Paul:

elimination of a vacant Senior Public Health Educator position in the Smart Start Grant Project (BOA #1)

Paul:

approved a 1.0 FTE Criminal Case Assessment Specialist position in the County Manager's Office (1/21/16)
approved 1.0 FTE position in Health related to the Central Permitting project (2/2/16)

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No. 6-c**

SUBJECT: Fire Department Relief Fund Appointees

DEPARTMENT: Emergency Services

ATTACHMENT(S):

NC General Statute 58-84-30
Letters from Caldwell Fire Department,
White Cross Fire Department, Orange
Grove Fire Department, Cedar Grove
Fire Department & New Hope Fire
Department

INFORMATION CONTACT:

Jason Shepherd, Fire Marshal 919-245-
6151

PURPOSE: To consider approving the appointment of trustees to the local fire department relief funds boards as recommended by the local fire department chiefs.

BACKGROUND: North Carolina General Statute 58-84-30 directs that local fire department members are required to hold election in January of each year to elect members to serve on the local fire department relief fund. The NC Commissioner of Insurance is also directed to appoint one representative to serve as a trustee at the recommendation of the local governing body and fire department chief. Members are elected for terms of one year and two year cycles as to alternate trustees.

During the month of January, the boards for local fire departments met and subsequently provided recommendations during the month of February. The processing time and scheduling framework directed these selections to the BOCC's second March meeting. The fire marshal is going to recommend to the departments that future recommendations to the BOCC for appointments be discussed departmentally in December and scheduled for BOCC consideration in January.

The proposed appointments for BOCC consideration are:
Cedar Grove Fire Department: James Horner and Angie Thompson
White Cross Fire Department: Kathy Stewart and Jason Castevens
Caldwell Fire Department: Van Harris and Rob Seeyle
Orange Grove Fire Department: Bill Waddell
New Hope Fire Department: Eddie Walker and Brian Blalock
Efland Fire Department: Clark Brooks and Jason Hackler
Orange Rural Fire Department: Jim Fuller and Wallace Wilson
Eno Fire Department: Wayne Paschall and Ralph MacDonnell

FINANCIAL IMPACT: There is no financial impact associated with this item.

SOCIAL JUSTICE IMPACT: There is no Orange County Social Justice Goal impact associated with this item.

RECOMMENDATION(S): The Manager recommends that the Board approve the appointments of trustees to the local fire department relief funds boards as noted above and as recommended by the local fire department chiefs.

(c) **(Effective until July 1, 2015)** Distribution to Fire Districts. - Once the Insurance Commissioner has allocated the tax proceeds to a county under subsection (b) of this section, the Commissioner shall distribute those allocations to the fire districts in that county. The amount distributed to each fire district is equal to the total amount allocated to the county multiplied by a fraction, the numerator of which is the tax value of the property located in the fire district and the denominator of which is the tax value of all property located in any fire district in that county. A county shall provide the Commissioner with the tax value of property located in each fire district in that county by February 1 of each year. If a county does not submit information that the Commissioner needs to make a distribution by the date the information is due, the Commissioner shall distribute the allocation based on the most recent information the Commissioner has.

(c) **(Effective July 1, 2015)** Distribution to Fire Districts. - Once the Insurance Commissioner has allocated the tax proceeds to a county under subsection (b) of this section, the Commissioner shall distribute those allocations directly to the fire districts in that county. The Commissioner shall distribute the allocations by electronic funds transfer, unless a fire district's account cannot accept electronic funds transfers, in which case the Commissioner shall distribute the district's allocation by paper check. The amount distributed to each fire district is equal to the total amount allocated to the county multiplied by a fraction, the numerator of which is the tax value of the property located in the fire district and the denominator of which is the tax value of all property located in any fire district in that county. A county shall provide the Commissioner with the tax value of property located in each fire district in that county by February 1 of each year. If a county does not submit information that the Commissioner needs to make a distribution by the date the information is due, the Commissioner shall distribute the allocation based on the most recent information the Commissioner has.

(c1) **(Effective July 1, 2015)** Certain Amounts Redistributed. - Notwithstanding subsection (c) of this section, the Insurance Commissioner shall not distribute funds to a fire district whose local relief fund's balance exceeds the amount provided under G.S. 58-84-33(a). Instead, the Commissioner shall, using the methodology provided in subsections (b) and (c) of this section, distribute those funds to the fire districts whose local relief funds' balances do not exceed the amount provided under G.S. 58-84-33(a). If all of a county's fire districts' local relief funds' balances exceed the amount provided under G.S. 58-84-33(a), then the Commissioner shall reallocate the amount the county would have received to the counties with fire districts that do not exceed the amount provided under G.S. 58-84-33(a).

(d) Administration. - These funds shall be held by the treasurer of a fire district as a separate and distinct fund. The fire district shall immediately pay the funds to the treasurer of the local board of trustees upon the treasurer's election and qualification, for the use of the board of trustees of the firemen's local relief fund in each fire district to be used by it for the purposes provided in G.S. 58-84-35. (1907, c. 831, s. 5; C.S., s. 6067; 1925, c. 41; 1985 (Reg. Sess., 1986), c. 1014, s. 168; 1989, c. 485, s. 63; 1995 (Reg. Sess., 1996), c. 747, s. 7; 2006-196, s. 7; 2007-250, s. 2; 2012-45, s. 1; 2013-360, s. 20.2(c); 2014-64, ss. 1(a), (c).)

§ 58-84-30. Trustees appointed; organization.

For each county, town or city complying with and deriving benefits from the provisions of this Article, there shall be appointed a local board of trustees, known as the trustees of the local Firefighters' Relief Fund, to be composed of five members, two of whom shall be elected by the members of the local fire department who are qualified as beneficiaries of such fund, two of whom shall be elected by the mayor and board of aldermen or other local governing body, and one of whom shall be named by the Commissioner of Insurance. Their selection and term of office shall be as follows:

- (1) The members of the fire department shall hold an election each January to elect their representatives to above board. In January 1950, the firefighters shall elect one member to serve for two years and one member to serve for one year, then each year in January thereafter, they shall elect only one member and his term of office shall be for two years. Members elected pursuant to this section shall be either (i) residents of the fire district or (ii) active or retired members of the fire department.
- (2) The mayor and board of aldermen or other local governing body shall appoint, in January 1950, two representatives to above board, one to hold office for two years and one to hold office for one year, and each year in January thereafter they shall appoint only one representative and his term of office shall be for two years. Members appointed pursuant to this section shall be residents of the fire district.
- (3) The Commissioner of Insurance shall appoint one representative to serve as trustee and he shall serve at the pleasure of the Commissioner. The member appointed pursuant to this section shall be either (i) a resident of the fire district or (ii) an active or retired member of the fire department.

All of the above trustees shall hold office for their elected or appointed time, or until their successors are elected or appointed, and shall serve without pay for their services. They shall immediately after election and appointment organize by electing from their members a chairman and a secretary and treasurer, which two last positions may be held by the same person. The treasurer of said board of trustees shall give a good and sufficient surety bond in a sum equal to the amount of moneys in his hand, to be approved by the Commissioner of Insurance. The cost of this bond may be deducted by the Insurance Commissioner from the receipts collected pursuant to G.S. 58-84-10 before distribution is made to local relief funds. If the chief or chiefs of the local fire departments are not named on the board of trustees as above provided, then they shall serve as ex officio members without privilege of voting on matters before the board. (1907, c. 831, s. 6; C.S., s. 6068; 1925, c. 41; 1945, c. 74, s. 1; 1947, c. 720; 1949, c. 1054; 1973, c. 1365; 1985, c. 666, s. 64; 1987, c. 174, ss. 1, 5; 2007-246, s. 3; 2012-45, s. 2; 2014-64, s. 1(a).)

§ 58-84-32. Prudent management of funds.

Local boards of trustees shall manage local relief funds as prudent trustees of the funds, subject to Chapter 36E of the General Statutes. (2014-64, s. 1(a).)

§ 58-84-33. (Effective July 1, 2015) Maximum fund balances.

(a) The balance of a local fire department's Firefighter's Relief Fund for a given year shall not exceed the product of multiplying the number of members on the department's roster as of January 1 for that year by the sum of two thousand five hundred dollars (\$2,500).

(b) The North Carolina State Firemen's Association shall annually calculate and notify each local department of its relief fund's maximum allowable balance.

(c) A local fire department whose relief fund balance, at the time of annual distribution by the Insurance Commissioner, exceeds the amount allowable under subsection (a) of this section shall not be entitled to receive a distribution for that year, and the Commissioner shall redistribute the funds that the department would have received, as provided under G.S. 58-84-25(c1).

(d) A board of trustees of a local Firefighters' Relief Fund may, with the authorization of and under guidelines provided by the North Carolina State Firemen's Association, dedicate a portion of the local Firefighters' Relief Fund towards providing supplemental retirement. Notwithstanding subsection (a) of this section, if such dedicated amounts are used solely for supplemental retirement within the guidelines provided by the North Carolina State Firemen's



**Caldwell Fire Department
7020 Guess Road
Rougemont, NC 27572**

Jason,

Below are the names our membership voted on to be members of our relief fund on 1/28/16.

Non Firefighter Members to be appointed by County Commissioners:

**1. Van Harris (1) Year Term
8827 NC 157 Rougemont NC 27572**

**2. Rob Seeyle (2) Year Term
4711 Trinity Lane
Rougemont NC 27572**

Firefighter Member appointed by Department:

**1. Bill Torkewtiz (2) Year Term
7301 Gates Rd
Hurdle Mills NC 27541**

Best Regards,

Brad Allison 
Chief Caldwell Fire Department

WHITE CROSS FIRE DEPARTMENT



White Cross Fire Department
5722 Old Greensboro Hwy
Chapel Hill, NC 27516

Phone: 919-942-1194
Fax: 919-942-9733
E-mail: Oerations@wcfire.net

Date: January 28th 2016

To: Jason Shepherd Orange County Fire Marshal
Orange County Board of Commissioners

From: Jamal Phillip Nasseri
Fire Chief White Cross Vol Fire Department

Reference: 2016 Relief Fund appointments

To Whom It May Concern,

The White Cross Board of Directors has reappointed Kathy Stewart of 7222 Morrow Mill Road Chapel Hill North Carolina, 27516 to the relief fund board. The White Cross Board of Directors have replaced John Darnall's position with Jason Castevens of 2215 Jones Ferry Road Chapel Hill North Carolina, 27516. Their terms took effect 1/7/2016 and will expire on 1/1/2018.


Jamal Phillip Nasseri
Fire Chief
White Cross Vol. Fire Dept.

Orange Grove Volunteer Fire Company

6800 Orange Grove Road
Hillsborough, NC 27278
919-967-5858

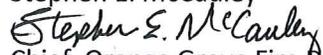
February 2, 2016

Mr. Shepherd,

The membership of Orange Grove Fire Department elected Scott Tutor to serve a 2 year term as trustee for the firefighters relief fund, replacing Bob Witter. In our January Board of Directors meeting, the board re-elected William (Bill) Waddell to serve as trustee to the firefighters relief fund as well. Scott Tutors contact information is as follows: 5130 Sparkling Ridge Road, Efland NC 27243, cell # 919-819-2976. Mr. Waddells contact information should be on file. Please contact me if you have any further questions.

Regards,

Stephen E. McCauley



Chief, Orange Grove Fire Department



Cedar Grove Fire Department

Chief Jeffrey P. Borland
720 Hawkins Rd.
Cedar Grove, NC. 27231
(919) 732-9585

1/30/2016

To Whom it may Concern:

Cedar Grove Board of Directors would like to re-elect the following for the Orange County BOCC for approval for the Cedar Grove Fire Department Relief Fund Board.

One Year Term:

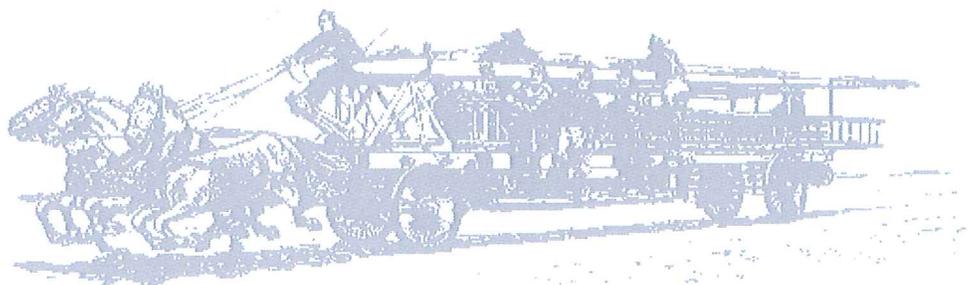
James Horner
3804 Lee's Chapel Rd
Cedar Grove NC 27231

Two Year Term:

Anggie Thompson
3120 Carr Store Rd
Cedar Grove NC 27231

Thanks
Jeff Borland
Fire Chief
Cedar Grove Fire Department

Jeff Borland





Street Address (Station 1):
4012 Whitfield Road
Chapel Hill, NC 27514
Phone: (919) 493 -1001
Fax: (919) 419-0241

Mailing Address:
P.O. Box 16484
Chapel Hill, NC 27516
www.newhopefire.com

New Hope Volunteer Fire Department of Orange County, Inc.

February 2, 2016

Mr. Jason Shepherd
Orange County Fire Marshal
P.O. Box 8181
Hillsborough, NC 27278

Jason,

The New Hope Volunteer Fire Department needs to have two members appointed to the local firefighter's relief fund board. Two members need to be appointed in accordance with North Carolina General Statute 58-84-30. We are requesting that the Commissioners appoint Mr. Eddie Walker and Mr. Brian Blalock to the New Hope Fire Department Local Firefighter's Relief Fund Board.

Thank you for your assistance with this matter,

Mike Tapp, Fire Chief

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No.** 6-d

SUBJECT: Comprehensive Plan and Unified Development Ordinance (UDO) Amendment Outline and Schedule for the May 2016 Quarterly Public Hearing

DEPARTMENT: Planning and Inspections

ATTACHMENT(S):

1. Comprehensive Plan and Unified Development Ordinance (UDO) Amendment Outline Form

INFORMATION CONTACT:

Ashley Moncado, Planner II, (919) 245-2589
 Craig Benedict, Planning Director, (919) 245-2575
 Steve Brantley, Economic Development Director, (919) 245-2326

PURPOSE: To consider and approve process components and schedule for an upcoming government-initiated Comprehensive Plan and Unified Development Ordinance (UDO) amendments for the May 23, 2016 Quarterly Public Hearing regarding the O/I (Office/Institutional) Zoning District.

BACKGROUND: This amendment is proposed based on Board of County Commissioners' goals to promote economic sustainability through planning policies and orderly growth. In order to manage, accommodate, and review mixed use developments containing office, research, and manufacturing, the Planning Director is proposing to initiate a text amendment to the O/I (Office/Institutional) zoning district. The amendment proposes to:

- Rename the O/I (Office/ Institutional) zoning district to the O/RM (Office/Research and Manufacturing) zoning district.
- Allow for additional principal uses and accessory uses to be permitted by right in the modified O/RM district.
- Create a new land use type, Research and Manufacturing, to allow for research facilities with advanced manufacturing operations.

Additional modifications may occur as staff proceeds to work on this topic.

FINANCIAL IMPACT: Consideration and approval will not create the need for additional funding for the provision of County services. Costs for the required legal advertisement will be paid from FY2015-16 Departmental funds budgeted for this purpose. Existing Planning staff included in the Departmental staffing budget will accomplish the work required to process this amendment.

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goal is applicable to this agenda item:

- **GOAL: ENSURE ECONOMIC SELF-SUFFICIENCY**

The creation and preservation of infrastructure, policies, programs and funding necessary for residents to provide shelter, food, clothing and medical care for themselves and their dependents.

RECOMMENDATION(S): The Manager recommends the Board approve the attached Amendment Outline form and direct staff to proceed accordingly.

COMPREHENSIVE PLAN / FUTURE LAND USE MAP AND UNIFIED DEVELOPMENT ORDINANCE (UDO) AMENDMENT OUTLINE

UDO / Zoning-2016-03

O/I (Office/Institutional) Zoning District

A. AMENDMENT TYPE

Map Amendments

Land Use Element Map:

From:

To:

Zoning Map:

From:

To:

Other:

Text Amendments

Comprehensive Plan Text:

Section(s): Appendix F: Relationship Between Land Use Categories and
Zoning Districts Matrix

UDO Text:

UDO General Text Changes

UDO Development Standards

UDO Development Approval Processes

Section(s): Section 3.4, *General Commercial Districts*
Section 5.2, *Table of Permitted Uses*
Section 6.4, *Vibrations*
Section 6.8.6, *Land Use Buffer*
Section 10.1, *Definitions*

Other:

B. RATIONALE

1. Purpose/Mission

In accordance with the provisions of Section 2.3 *Comprehensive Plan Amendments* and Section 2.8 *Zoning Atlas and Unified Development Ordinance Amendments* of the UDO, the Planning Director has initiated a text amendments related to the O/I (Office/Institutional) zoning district. The purpose of this amendment is to allow for mixed use developments comprised of office, research, and manufacturing to be

permitted by right on a parcel.

2. **Analysis**

As required under Section 2.8.5 of the UDO, the Planning Director is required to: 'cause an analysis to be made of the application and, based upon that analysis, prepare a recommendation for consideration by the Planning Board and the Board of County Commissioners'.

In order to accommodate and permit for new mixed use developments comprised of office, research, and manufacturing, the Planning Director is proposing to initiate a text amendment to the O/I (Office/ Institutional) zoning district. The amendment proposes to:

- Rename the O/I (Office/ Institutional) zoning district to the O/RM (Office/Research and Manufacturing) zoning district.
- Allow for additional principal uses and accessory uses to be permitted by right in the modified O/RM district.
- Create a new land use type, Research and Manufacturing, to allow for research facilities with light manufacturing operations.

The Comprehensive Plan text amendment is necessary to ensure references to the current O/I (Office/Institutional) zoning district are modified to reflect the proposed O/RM (Office/Research and Manufacturing) zoning district.

3. **Comprehensive Plan Linkage (i.e. Principles, Goals and Objectives)**

Chapter 3: Economic Development Element

Section 3.5 Goals

Economic Development Overarching Goal: Viable and sustainable economic development that contributes to both property and sales tax revenues, and enhances high-quality employment opportunities for County residents.

Objective ED-1.5:

Identify barriers to development of desirable businesses and local businesses, and mitigate these barriers.

Objective ED-2.1:

Encourage compact and higher density development in areas served by water and sewer.

Chapter 5: Land Use Element

Section 5.6 Goals

Land Use Overarching Goal: Coordination of the amount, location, pattern and designation of future land uses, with availability of County services and facilities sufficient to meet the needs of Orange County's population and economy consistent with other Comprehensive Plan element goals and objectives.

Land Use Goal 1:

Fiscally and environmentally responsible, sustainable growth, consistent with the provision of adequate services and facilities and a high quality of life.

Land Use Goal 3:

A variety of land uses that are coordinated within a program and pattern that limits sprawl, preserves community and rural character, minimizes land use conflicts, supported by an efficient and balanced transportation system.

Land Use Goal 4:

Land development regulations, guidelines, techniques and/or incentives that promote the integrated achievement of all Comprehensive Plan goals.

Objective LU-1.1:

Coordinate the location of higher intensity / high density residential and non-residential development with existing or planned locations of public transportation, commercial and community services, and adequate supporting infrastructure (i.e., water and sewer, high-speed internet access, streets, and sidewalks), while avoiding areas with protected natural and cultural resources. This could be achieved by increasing allowable densities and creating new mixed-use zoning districts where adequate public services are available.

Objective LU-3.1:

Discourage urban sprawl, encourage a separation of urban and rural land uses, and direct new development into areas where necessary community facilities and services exist through periodic updates to the Land Use Plan. (See also Economic Development Objective ED-2.8.)

4. New Statutes and Rules

N/A

C. PROCESS**1. TIMEFRAME/MILESTONES/DEADLINES**

- a. BOCC Authorization to Proceed

March 22, 2016

- b. Quarterly Public Hearing

May 23, 2016

- c. BOCC Updates/Checkpoints

April 6 – Ordinance Review Committee (receive materials)

May 4 – Planning Board Recommendation (receive materials)

- d. Other

2. PUBLIC INVOLVEMENT PROGRAM

Mission/Scope: Public Hearing process consistent with NC State Statutes and Orange County ordinance requirements.

a. Planning Board Review:

April 6, 2016 – Ordinance Review Committee
May 4, 2016 – Recommendation to the BOCC

b. Advisory Boards:

Economic Development Advisory Board

c. Local Government Review:

d. Notice Requirements

Consistent with NC State Statutes – legal ad prior to public hearing

e. Outreach:

General Public:

Small Area Plan Workgroup:

Other:

FISCAL IMPACT

Consideration and approval will not create the need for additional funding for the provision of county services. Costs for the required legal advertisement will be paid from FY2015-16 Departmental funds budgeted for this purpose. Existing Planning staff included in the Departmental staffing budget will accomplish the work required to process this amendment.

D. AMENDMENT IMPLICATIONS

Adoption of the proposed amendment will rename the existing O/I (Office/Institutional) zoning district to O/RM (Office/Research and Manufacturing) zoning district, allow for additional principal and accessory uses in the O/RM district, and create a new land use type, Research and Manufacturing. This amendment will allow for mix use developments comprised of office, research, and manufacturing to be permitted by right on a parcel which will allow for a faster review process than would currently be required.

E. SPECIFIC AMENDMENT LANGUAGE

Will be available with the quarterly public hearing materials.

Primary Staff Contact:

Ashley Moncado

Planning Department

919-245-2589

amoncado@orangecountync.gov

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No. 6-e**

SUBJECT: Notice of Public Hearing on Orange County's 2016 Legislative Agenda

DEPARTMENT: County Commissioners

ATTACHMENT(S):

INFORMATION CONTACT:

Commissioner Penny Rich, 245-2130
Commissioner Mia Burroughs, 245-2130
Greg Wilder, County Manager's Office,
245-2300

PURPOSE: To provide notice of the Board of County Commissioners' plans to hold a public hearing on April 5, 2016 on potential items for inclusion in Orange County's legislative agenda package for the 2016 North Carolina General Assembly Session.

BACKGROUND: Prior to adoption of its legislative agenda each year, the Board of County Commissioners conducts a public hearing to receive input from the public. This agenda item provides the opportunity for the Board of Commissioners to schedule a public hearing during its regular meeting on Tuesday, April 5, 2016 at 7:00 p.m. at the Whitted Meeting Facility at 300 West Tryon Street in Hillsborough, North Carolina. The purpose of the public hearing will be to receive public comments on potential items for inclusion in Orange County's legislative agenda package for the 2016 North Carolina General Assembly Session.

The County's Legislative Issues Work Group, consisting of Commissioner Penny Rich, Commissioner Mia Burroughs, and County staff, is reviewing items for possible inclusion in a recommended legislative package. Information on the proposed items will be provided to the BOCC and the public prior to the April 5 meeting.

It should also be noted that the Clerk to the Board has scheduled a joint legislative breakfast for the BOCC and Orange County's legislative delegation for April 18, 2016.

FINANCIAL IMPACT: Any funds necessary to provide the public notice are included in the Clerk to the Board's budget for the current year.

SOCIAL JUSTICE IMPACT: There is no Social Justice Goal impact associated with providing notice of the public hearing.

RECOMMENDATION(S): The Manager recommends the Board direct the Clerk to the Board and the County Manager to publish a notice of the Board's intent to hold a public hearing during its regular meeting on Tuesday, April 5, 2016 at 7:00 p.m. at the Richard Whitted Meeting Facility, located at 300 West Tryon Street in Hillsborough, North Carolina, to receive public comments on potential items for inclusion in Orange County's legislative agenda package for the 2016 North Carolina General Assembly Session.

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No. 6-f**

SUBJECT: RFP Award – Audit Services

DEPARTMENT: Finance and Administrative
Services

ATTACHMENT(S):

INFORMATION CONTACT:

Gary Donaldson, (919) 245-2453

PURPOSE: To:

- Award Request for Proposals (RFP) #5215 to Mauldin & Jenkins to conduct auditing services for Orange County in the amount of \$76,000 (first year); and
- Authorize the Manager to sign the contract on behalf of the BOCC pending staff and attorney review.

BACKGROUND: By statute, the County is required to have an independent audit conducted. For the past six years, Martin & Starnes has performed the audit. An RFP was issued by the Department of Finance and Administrative Services that detailed the County's requirements. Five responses were received:

Martin & Starnes
Mauldin & Jenkins
RSM
TPSA
W. Greene

The proposals were evaluated by the Department of Finance and Administrative Services staff. Mauldin & Jenkins was determined to have submitted the best overall proposal.

The audit services will encompass a financial and compliance examination of the County's Comprehensive Annual Financial Report (CAFR). The financial and compliance audit will cover federal, state and local funding sources in accordance with the Federal and State Single Audit Acts; applicable laws and regulations; and generally accepted auditing standards.

The County audit service is for a three-year period. Following the initial three-year period; an annual extension may be granted by the County.

FINANCIAL IMPACT: Funds are budgeted for this annual contract. The cost to conduct the audit services the first year is \$76,000. Firms were requested to provide the costs for the next two years. The cost for years two and three are \$78,500 and \$82,500 respectively. The three year average of cost is \$79,000.

SOCIAL JUSTICE IMPACT: There is no Orange County Social Justice Goal impact associated with this item.

RECOMMENDATION(S): The Manager recommends the Board:

- Award RFP #5215 to Mauldin & Jenkins to conduct auditing services for the County in the amount of \$76,000; and
- Authorize the Manager to sign the contract on behalf of the BOCC pending staff and attorney review.

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No.** 6-g

SUBJECT: Amendment to the Orange County Code of Ordinances – Adoption of the Appendices to the North Carolina Fire Prevention Code

DEPARTMENT: Emergency Services

ATTACHMENT(S):

- 1) Draft Ordinance
- 2) Adopting Resolution

INFORMATION CONTACT:

Jason Shepherd, Fire Marshal,
919-245-6151
John Roberts, County Attorney,
919-245-2318

PURPOSE: To consider amending the Orange County Code of Ordinances related to Emergency Services and Fire Protection by adopting the appendices to the North Carolina Fire Prevention Code.

BACKGROUND: The International Codes include the Administrative, Building, Energy Conservation, Fire Prevention, Fuel and Gas, Mechanical, and Plumbing Codes and are generally effective and enforceable throughout the State of North Carolina. These codes allow cities and counties to protect the health, safety, and welfare of their residents.

One part of these codes that is not automatically applicable in local jurisdictions is the appendices to the Fire Prevention Code. Jurisdictions wishing to adopt the appendices to the Fire Prevention Code as an enforceable set of regulations for the safeguarding of life and property from fire and explosion hazards must adopt them by ordinance. Appendices B, C, D, F, and H are recommended for adoption.

The appendices to the Fire Prevention Code address the following:

- Appendix A – deleted and not for adoption
- Appendix B – Fire-Flow Requirements for Buildings
- Appendix C – Fire Hydrant Locations and Distribution
- Appendix D – Fire Apparatus Access Roads
- Appendix E – currently for informational purposes only and not for adoption
- Appendix F – Hazard Ranking
- Appendix G – currently for informational purposes only and not for adoption
- Appendix H – Hazardous Materials Management Plan (HMMP) and Hazardous Materials Inventory Statement (HMIS) Instructions
- Appendix I – deleted and not for adoption
- Appendix J – deleted and not for adoption

The Orange County Fire Marshal presented this item to the representatives of the Orange County volunteer fire departments and to Orange County Planning and Inspections Department for discussion. Each of the departments agreed adoption is in the best interest of Orange County and its residents. The appendices may be viewed at: http://ecodes.biz/ecodes_support/free_resources/2012NorthCarolina/Fire/12NC_Fire.html

FINANCIAL IMPACT: The approval of this item has no financial impact on the county. This is an administrative action only.

SOCIAL JUSTICE IMPACT: There is no Orange County Social Justice Goal impact associated with this item.

RECOMMENDATION(S): The Manager recommends the Board:

- 1) Adopt and authorize the Chair to sign the Resolution Amending Chapter 14 of the Code of Ordinances of Orange County as shown in the attached amendment; and
- 2) Authorize staff to make any typographical or other non-substantive corrections as may be needed prior to and during the process of submission of the amended ordinance to Municode.

Section. 14-1.-Fire Prevention.

- (a) The Board of County Commissioners hereby adopts and incorporates appendices B, C, D, F, and H of the North Carolina State Fire Prevention Code into this chapter.
- (b) Amendments to appendices B, C, D, F, and H of the North Carolina State Fire Prevention Code which are adopted and published by the State Building Code Council shall be effective in Orange County at the time such amendments are made effective by the State Building Code Council. Should such appendices be repealed or deleted by the State Building Code Council or the North Carolina General Assembly such appendices shall be repealed in Orange County.
- (c) Copies of the North Carolina Administrative Code and the North Carolina State Fire Prevention Code, their appendices and amendments shall be maintained in the office of the Orange County Fire Marshal.

RESOLUTION OF AMENDMENT

A RESOLUTION AMENDING CHAPTER 14 OF THE ORANGE COUNTY CODE OF ORDINANCES

Be it Resolved and Ordained by the Board of Commissioners of Orange County, North Carolina:

WHEREAS, the State of North Carolina has adopted a fire prevention code that is effective throughout the state; and

WHEREAS, the fire prevention code contains appendices that assist local authorities in protecting the health, safety, and welfare of residents; and

WHEREAS, the appendices are not effective throughout the state but the state authorizes counties to adopt the appendices by ordinance; and

WHEREAS, the Orange County Board of Commissioners, believing it to be in the best interest of the citizens and residents of Orange County, hereby determines that Chapter 14 of the Orange County Code of Ordinances should be amended by adopting appendices B, C, D, F, and H of the North Carolina Fire Prevention Code to assist in the prevention of fires.

NOW THEREFORE BE IT RESOLVED AND ORDAINED, that the Code of Ordinances, Orange County, North Carolina, Chapter 14, is hereby amended by adding a section to be numbered 14-1, which section reads as shown in the attached revised ordinance to adopt the appendices to the North Carolina Fire Prevention Code.

This Amendment shall become effective upon adoption.

Adopted by the Orange County Board of Commissioners this _____ day of _____, 2016.

By:

Attest:

Earl McKee, Chair
Orange County Board of Commissioners

Donna Baker, Clerk to the Board

[SEAL]

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No.** 7-a

SUBJECT: Consideration of a Third Party Analysis to Prioritize School Capital Projects

DEPARTMENT: County Manager

ATTACHMENT(S):

None

INFORMATION CONTACT:

Bonnie Hammersley, County Manager
919-245-2306

Travis Myren, Deputy County Manager
919-245-2308

PURPOSE: To authorize staff to proceed with the solicitation of a consultant to conduct a comparative analysis of school facility needs and to prioritize those needs based on standard criteria.

BACKGROUND: During the September 29, 2015 joint meeting of the Board of County Commissioners, the Chapel Hill-Carrboro Board of Education, and the Orange County Board of Education, the Boards discussed the possibility of the County engaging a third party consultant to compare and prioritize the capital needs of both districts. Since that time, no final decision has been made by the Board of Commissioners about whether to proceed with this type of analysis.

During the joint meeting, staff from each of the school districts presented facility improvement needs. These needs were based on comprehensive facility assessments conducted by architectural firms. The assessments focused on repairs, renovations, and upgrades of existing school facilities. The Chapel Hill-Carrboro analysis included the District's ten oldest schools while the Orange County Schools analysis studied all of the District's facilities. The combined cost of the recommended improvements totaled approximately \$330 million.

Since the total cost of the recommendations exceeds the amount of funding contemplated by the bond referendum for school facility improvements, the Boards discussed whether the County should hire a third party consultant to prioritize projects. The consultant would review the facility assessments prepared on behalf of each of the school districts and would apply a set of standard criteria to rank and prioritize those projects. The criteria would include life, health, and safety needs, security needs, sequencing based on operational needs, and structural and mechanical needs. This process would establish an empirical element to the consideration of capital projects and may help inform the Board of Commissioners' deliberations on how to apply the proceeds of a bond referendum and other Capital Budget and Capital Investment Plan funds.

Several concerns were raised during the joint meeting about the merits of a third party consultant process. These concerns included timing since the bond referendum is scheduled for November, the potential duplication of effort since consulting firms had already evaluated school facility needs, the inability to compare projects between the districts due to the unique nature of each district's needs, the potential to create divisiveness between the districts, and the unique position of the elected school boards to best express and prioritize the needs of each of the districts.

If the Board elects to proceed with this analysis, staff would solicit competitive proposals from consulting firms and negotiate a contract with the most qualified firm. The solicitation and selection of a consultant could be accomplished in six weeks. Once a contract is approved, the consultant would need another six weeks to conduct the analysis and prepare a report.

FINANCIAL IMPACT: The estimated cost of conducting a comparative analysis is between \$38,000 and \$43,000. A budget amendment would be required to fund the contract.

SOCIAL JUSTICE IMPACT: The following Orange County Social Justice Goal is applicable to this agenda item:

- **GOAL: CREATE A SAFE COMMUNITY**

The reduction of risks from vehicle/traffic accidents, childhood and senior injuries, gang activity, substance abuse and domestic violence.

RECOMMENDATION(S): The Manager recommends that the Board deliberate as necessary and provide direction to staff on whether to proceed with the solicitation of a consultant to prioritize school capital needs as presented in the districts' facility analyses.

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No.** 7-b

SUBJECT: Introduction of Bond Orders and Scheduling of Bond Order Public Hearing in Preparation for Planned November 2016 Bond Referendum

DEPARTMENT: Finance and Administrative
Services

ATTACHMENT(S):

- Attachment 1. Proposed Bond Orders for Introduction
 - Attachment 2. Copy of Notices of Public Hearing
 - Attachment 3. Resolution Setting Public Hearing and Authorizing Filing of Debt Statement
 - Attachment 4. Bond Election Calendar
 - Attachment 5: Orange County Schools Resolution of Support for School Bond Referendum
 - Attachment 6: Chapel Hill Carrboro City Schools Resolution of Support for School Bond Referendum
-

INFORMATION CONTACT:

Gary Donaldson, (919) 245-2453
Bob Jessup, (919) 933-9891
Paul Laughton, (919) 245-2152

PURPOSE: To:

- 1) Introduce two bond orders which state the Board of County Commissioners proposal to issue General Obligation Bonds to pay capital costs for providing school facilities and for housing for persons with low and moderate income.
 - The first bond order introduction authorizes the issuance of General Obligation Bonds in an amount not to exceed \$120 million to support school facilities.
 - The second bond order introduction authorizes issuance of General Obligation Bonds in an amount not to exceed \$5 million for housing for persons with low and moderate income.
- 2) Adopt a resolution authorizing a public hearing on each bond order for April 19, 2016 at 7pm at the County's Southern Human Services Center, 2501 Homestead Road, Chapel Hill, NC.

BACKGROUND: The Board of County Commissioners adopted a resolution on October 6, 2015 for the County to issue up to \$120 million for Schools and up to \$5 million for Affordable Housing. The Board made a determination to proceed with a referendum on November 8, 2016 seeking voter approval/authorization to issue County General Obligation Bonds in an amount not to exceed \$125 million.

The next steps in the bond authorization process will be for the Board to hold a public hearing. The public hearing is currently scheduled for the April 19 Board meeting. Following the public hearing the Board will be asked to take final action to approve the Bond Orders, and then consider a resolution formally calling for the November bond referendum and approving the ballot questions. It should be noted that the Board established the maximum amounts of each bond order by resolution on October 6, 2015, and the Board cannot consider increasing the amounts of the bond orders as part of this process/action or as part of the proposed April 19th public hearing.

FINANCIAL IMPACT: There is no financial impact related to this action. However, there will be a financial impact if the referendum is approved. The tax rate equivalent for the estimated highest debt service payment is expected to range from 3.70 cents up to 5.83 cents per \$100 of assessed valuation. The projected debt service conforms to the County's debt policies and debt affordability analysis which was completed by the County's financial advisors.

SOCIAL JUSTICE IMPACT: There is no Orange County Social Justice Goal impact associated with this item.

RECOMMENDATION(S): The Manager recommends that the Board introduce the bond orders and approve the resolution setting the public hearing on the bond orders for April 19, 2016.

Proposed bond orders for introduction**BOND ORDER AUTHORIZING THE ISSUANCE OF ORANGE COUNTY GENERAL OBLIGATION SCHOOL BONDS IN THE MAXIMUM AMOUNT OF \$120,000,000, SUBJECT TO VOTER APPROVAL****WHEREAS --**

The Board of Commissioners of Orange County, North Carolina, has stated its proposal to issue general obligation bonds to pay capital costs of providing school facilities.

The County has applied to the North Carolina Local Government Commission for its approval of such bonds, and the Commission has accepted the County's application.

BE IT ORDERED by the Board of Commissioners of Orange County, North Carolina, as follows:

1. There are hereby ordered to be issued general obligation school bonds of the County to pay capital costs of providing school facilities, together with related financing and other necessary or incidental costs.
2. The maximum aggregate principal amount of the bonds issued for such purpose will be \$120,000,000.
3. Taxes will be levied in an amount sufficient to pay the principal of and interest on the bonds so issued.
4. A sworn statement of debt prepared by the County's Finance Officer has been filed with the Clerk to this Board and is open to public inspection.
5. This Bond Order will take effect when approved by the County's voters in the manner provided by law.

**BOND ORDER AUTHORIZING THE ISSUANCE OF ORANGE COUNTY GENERAL
OBLIGATION BONDS FOR HOUSING FOR PERSONS OF LOW AND MODERATE
INCOME IN THE MAXIMUM AMOUNT OF \$5,000,000, SUBJECT TO VOTER
APPROVAL**

WHEREAS --

The Board of Commissioners of Orange County, North Carolina has stated its proposal to issue general obligation bonds to pay capital costs of providing housing for persons of low and moderate income.

The County has applied to the North Carolina Local Government Commission for its approval of such bonds, and the Commission has accepted the County's application.

BE IT ORDERED by the Board of Commissioners of Orange County, North Carolina, as follows:

1. There are hereby ordered to be issued general obligation bonds of the County to pay capital costs of providing housing for persons of low and moderate income, together with related financing and other necessary or incidental costs.
2. The maximum aggregate principal amount of the bonds issued for such purpose will be \$5,000,000.
3. Taxes will be levied in an amount sufficient to pay the principal of and interest on the bonds so issued.
4. A sworn statement of debt prepared by the County's Finance Officer has been filed with the Clerk to this Board and is open to public inspection.
5. This Bond Order will take effect when approved by the County's voters in the manner provided by law.

**Hearing notices to publish --
each notice is two pages, and there are two separate notices to publish**

**Orange County, North Carolina --
Notice of Public Hearing -- School Bonds**

The Orange County Board of Commissioners has called for a public hearing at 7:00 on April 19, 2016, related to the following bond order. Further information regarding the hearing appears at the end of this notice.

* * * * *

**BOND ORDER AUTHORIZING THE ISSUANCE OF ORANGE COUNTY GENERAL
OBLIGATION SCHOOL BONDS IN THE MAXIMUM AMOUNT OF \$120,000,000,
SUBJECT TO VOTER APPROVAL**

WHEREAS --

The Board of Commissioners of Orange County, North Carolina, has stated its proposal to issue general obligation bonds to pay capital costs of providing school facilities.

The County has applied to the North Carolina Local Government Commission for its approval of such bonds, and the Commission has accepted the County's application.

BE IT ORDERED by the Board of Commissioners of Orange County, North Carolina, as follows:

1. There are hereby ordered to be issued general obligation school bonds of the County to pay capital costs of providing school facilities, together with related financing and other necessary or incidental costs.
2. The maximum aggregate principal amount of the bonds issued for such purpose will be \$120,000,000.

3. Taxes will be levied in an amount sufficient to pay the principal of and interest on the bonds so issued.

4. A sworn statement of debt prepared by the County's Finance Officer has been filed with the Clerk to this Board and is open to public inspection.

5. This Bond Order will take effect when approved by the County's voters in the manner provided by law.

* * * * *

The foregoing order has been introduced and a sworn statement of debt has been filed under the Local Government Bond Act showing the appraised value of Orange County, North Carolina, to be [at least] \$_____ and the net debt thereof, including the proposed bonds, to be [not more than] \$_____. The Orange County finance officer has filed a statement estimating that the total amount of interest that will be paid on the bonds over the expected term of the bonds, if issued, is \$63,000,000. The estimate is preliminary, is for general informational purposes only, and may differ from the actual interest paid on the bonds. A tax may be levied to pay the principal of and interest on the bonds if they are issued.

Anyone who wishes to be heard on the questions of the validity of the bond order and the advisability of issuing the bonds may appear at a public hearing or an adjournment thereof to be held at 7:00 p.m. (or as soon thereafter as the matter may be heard) on April 19, 2016, in in the Board's regular meeting room in the County's Southern Human Services Center, 2501 Homestead Road, Chapel Hill, North Carolina.

Persons wishing to make written comments in advance of the hearing or wishing more information concerning the subject of the hearing may contact Gary Donaldson, Orange County Finance Officer, Finance Officer, Post Office Box 8181, Hillsborough, NC 27278 (telephone 919/245-2453, email gdonaldson@orangecountync.gov).

By order of the Board of Commissioners.

Donna S. Baker
Clerk, Board of Commissioners
Orange County, North Carolina

Orange County, North Carolina --
Notice of Public Hearing – Low and Moderate Income Housing Bonds

The Orange County Board of Commissioners has called for a public hearing at 7:00 on April 19, 2016, related to the following bond order. Further information regarding the hearing appears at the end of this notice.

* * * * *

**BOND ORDER AUTHORIZING THE ISSUANCE OF ORANGE COUNTY GENERAL
OBLIGATION BONDS FOR HOUSING FOR PERSONS OF LOW AND MODERATE
INCOME IN THE MAXIMUM AMOUNT OF \$5,000,000, SUBJECT TO VOTER
APPROVAL**

WHEREAS --

The Board of Commissioners of Orange County, North Carolina has stated its proposal to issue general obligation bonds to pay capital costs of providing housing for persons of low and moderate income.

The County has applied to the North Carolina Local Government Commission for its approval of such bonds, and the Commission has accepted the County's application.

BE IT ORDERED by the Board of Commissioners of Orange County, North Carolina, as follows:

1. There are hereby ordered to be issued general obligation bonds of the County to pay capital costs of providing housing for persons of low and moderate income, together with related financing and other necessary or incidental costs.

2. The maximum aggregate principal amount of the bonds issued for such purpose will be \$5,000,000.

3. Taxes will be levied in an amount sufficient to pay the principal of and interest on the bonds so issued.

4. A sworn statement of debt prepared by the County's Finance Officer has been filed with the Clerk to this Board and is open to public inspection.

5. This Bond Order will take effect when approved by the County's voters in the manner provided by law.

* * * * *

The foregoing order has been introduced and a sworn statement of debt has been filed under the Local Government Bond Act showing the appraised value of Orange County, North Carolina, to be [at least] \$_____ and the net debt thereof, including the proposed bonds, to be [not more than] \$_____. The Orange County finance officer has filed a statement estimating that the total amount of interest that will be paid on the bonds over the expected term of the bonds, if issued, is \$2,625,000. The estimate is preliminary, is for general informational purposes only, and may differ from the actual interest paid on the bonds. A tax may be levied to pay the principal of and interest on the bonds if they are issued.

Anyone who wishes to be heard on the questions of the validity of the bond order and the advisability of issuing the bonds may appear at a public hearing or an adjournment thereof to be held at 7:00 p.m. (or as soon thereafter as the matter may be heard) on April 19, 2016, in in the Board's regular meeting room in the County's Southern Human Services Center, 2501 Homestead Road, Chapel Hill, North Carolina.

Persons wishing to make written comments in advance of the hearing or wishing more information concerning the subject of the hearing may contact Gary Donaldson, Orange County Finance Officer, Finance Officer, Post Office Box 8181, Hillsborough, NC 27278 (telephone 919/245-2453, email gdonaldson@orangecountync.gov).

By order of the Board of Commissioners.

Donna S. Baker
Clerk, Board of Commissioners
Orange County, North Carolina

**Resolution setting public hearing and
authorizing filing of debt statement**

WHEREAS, there have been introduced at this meeting bond orders entitled as follows:

BOND ORDER AUTHORIZING THE ISSUANCE OF ORANGE COUNTY GENERAL OBLIGATION SCHOOL BONDS IN THE MAXIMUM AMOUNT OF \$120,000,000, SUBJECT TO VOTER APPROVAL

BOND ORDER AUTHORIZING THE ISSUANCE OF ORANGE COUNTY GENERAL OBLIGATION BONDS FOR HOUSING FOR PERSONS OF LOW AND MODERATE INCOME IN THE MAXIMUM AMOUNT OF \$5,000,000, SUBJECT TO VOTER APPROVAL

AND WHEREAS, Section 159-57 of the General Statutes requires that a public hearing be held on each bond order prior to its adoption, Section 159-56 of the General Statutes requires publication of a notice of the hearing, and Section 159-55 of the General Statutes requires the filing of a statement of the County's debt with the Clerk to the Board prior to the public hearing;

BE IT THEREFORE RESOLVED by the Board of Commissioners of Orange County, North Carolina, (1) that a public hearing on each bond order will be held at 7:00 p.m. (or as soon thereafter as the matter may be heard) on April 19, 2016, in the Board's regular meeting room in the County's Southern Human Services Center, 2501 Homestead Road, Chapel Hill, North Carolina, and (2) that the Clerk to this Board is directed to publish a notice of each public hearing, in the form provided for in Section 159-56 of the General Statutes, one time, not less than six days prior to the hearing date, in a newspaper having general circulation in the County;

AND BE IT FURTHER RESOLVED that the County's Finance Officer is directed to prepare and file, prior to the publication of the notice of public hearing, a sworn statement of the County's net debt in the form prescribed by statute.

**Orange County -- Proposed Timetable for November
2016 Bond Referendum**
**Abbreviated to reflect County and School Board
Actions Only**

	<u>Event</u>	<u>Date</u>	<u>Further description/responsibility</u>
1.	Board adopts preliminary resolution explaining purpose for referendum, stating purposes and maximum amounts of bonds to be considered.	[Done – by BOCC at Oct. 6, 2015 meeting]	
2.	Notice of Intent to File Application with Local Government Commission Advertisement to be Published in Sunday Local Newspaper	Sunday-February 21, 2016	Bond Counsel has provided the Notice D Baker to submit Notice to Local Newspaper
3.	School Boards to adopt resolutions requesting bond referendum	Mid-March 2016	School boards to act by mid-March – prior to County Board’s March 22 meeting.
4.	County Board introduces bond orders and schedules public hearing	BOCC meeting of March 22, 2016	Meeting is at Southern Human Services Center, Chapel Hill. Bond counsel RMJ will provide these draft documents by 3/1

5.	Publish notice of public hearing	By March 27, 2016	RMJ will provide the form of notice to G Donaldson and D Baker on or about 3/1; for D Baker to coordinate the publication
6.	Hold public hearing; adopt bond orders; formally set ballot questions and referendum date	BOCC meeting – April 19, 2016	Meeting is at Southern Human Services Center, Chapel Hill. RMJ will provide these draft documents on or before 3/29
7.	Publish bond order as adopted	By May 15, 2016	G Donaldson and D Baker
8.	Absentee ballots to be available	By September 19, 2016	Entirely a Board of Elections function
9.	Publish notice of referendum	By September 30; and then again by October 7, 2016	To be published twice, with the publications at least a week apart. RMJ will provide the form of notice to G Donaldson and D Baker after the public hearing.
10.	Referendum occurs	November 8, 2016	Entirely a Board of Elections function
11.	After Referendum passes	As convenient following Election Day; BOCC Dec. or Jan. meetings	Resolution to confirm results and then a related notice to publish; RMJ to provide resolution & notice



**Orange County
Board of
Education**

Board Members:

Donna Coffey
Chair
Brenda Stephens
Vice Chair

Jessica Aguilar
Tom Carr
Dr. Stephen H. Halkiotis
Tony McKnight
Dr. Millicent C. Rainey

Superintendent:

Dr. Todd Wirt

200 East King Street
Hillsborough, NC 27278
Telephone: 919-732-8126
FAX: 919-732-8120

**A RESOLUTION SUPPORTING ORANGE COUNTY'S
PLAN FOR A SCHOOL BOND REFERENDUM**

WHEREAS,

The Orange County Board of Commissioners has made a preliminary determination to proceed with a referendum asking voter approval for issuing up to \$120M in general obligation school bonds. If the County's voters approve the bonds, the County would allocate some portion of the bond proceeds for capital projects for this district's facilities.

BE IT THEREFORE RESOLVED by the Orange County Board of Education,

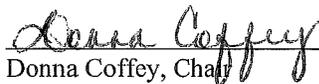
1. The Board of Education supports the County's determination to proceed with the referendum, and requests that the Board of Commissioners continue the process and place the referendum before the voters in November 2016.

2. The following projects (with estimated costs) are among the projects that the Board of Education would consider for financing through the use of any bond proceeds that may become available:

- Classroom addition to Cedar Ridge High School: \$14.5 million
- Construction of new joint Orange County Schools/Chapel Hill Carrboro City Schools Transportation Facility: \$8 million
- Infrastructure replacement at designated Orange County Schools (older facilities)
 - Roof Replacements: \$4.341 million
 - Mechanical System Replacements: \$25.834 million
- School Safety Projects: \$2.5 million

3. The Board of Education recognizes that the basis for allocating bond proceeds to projects has not been finally determined. The allocation will be the subject of continuing discussion between the Board of Education and the Board of Commissioners, and the continuing consideration of the district's needs as they develop over time.

Adopted this the 22nd day of February, 2016.


Donna Coffey, Chair


Dr. Todd Wirt, Superintendent

Resolution supporting County's plan for a school bond referendum

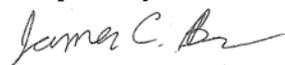
WHEREAS --

The Orange County Board of Commissioners has made a preliminary determination to proceed with a referendum asking voter approval for issuing up to \$120 Million in general obligation school bonds. If the County's voters approve the bonds, the County would allocate some portion of the bond proceeds for capital projects for this district's facilities.

BE IT THEREFORE RESOLVED by the Board of Education for the Chapel Hill – Carrboro City Schools, as follows:

1. The Board of Education supports the County's determination to proceed with the referendum, and requests that the Board of Commissioners continue the process and place the referendum before the voters in November 2016.
2. The following projects (with estimated costs) are among the projects that the Board of Education would consider for financing through the use of any bond proceeds that may become available:
 - the renovation of Chapel Hill High School that would include the replacement of the main academic building with a new classroom building that increases student capacity, along with renovations and improvements to the other campus buildings and facilities. The cost estimate for this project is \$51.6 Million.
 - the redevelopment of the Lincoln Center Campus by constructing a facility to centralized Pre K classrooms, a new and expanded Phoenix Academy that increases student capacity and more appropriately meets student needs, and space for the administrative offices located on the second floor above Pre K. The cost estimate for this project is \$21.7 Million.
3. The Board of Education recognizes that the basis for allocating bond proceeds to projects has not been finally determined. The allocation will be the subject of continuing discussion between the Board of Education and the Board of Commissioners, and the continuing consideration of the district's needs as they develop over time.

Adopted by the CHCCS School Board on March 17, 2016



James Barrett, School Board Chair

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No.** 7-c

SUBJECT: Proposed Establishment of Bond Education Committee Including Structure and Charge

DEPARTMENT: Board of County
Commissioners

ATTACHMENT(S):
Proposed Structure of Bond Education
Committee
Proposed Charge to Bond Education
Committee

INFORMATION CONTACT:
Donna Baker, Clerk to the Board
(919) 245-2130
Manager's Office, (919) 245-2300

PURPOSE: To establish a Bond Education Committee that will develop and assist in disseminating information to voters concerning the November 8, 2016 bond referendum and consider a proposed charge to, and structure of, that Bond Education Committee

BACKGROUND: The Board of County Commissioners appointed a citizens' Bond Education Committee to help develop and disseminate factual information about the capital needs that led to bond referenda in November 1988, November 1992, November 1997, and November 2001. The Bond Education Committee is proposed to be comprised of school representatives, housing representatives and interested residents who will communicate to community groups, civic organizations, and voters in general about the needs that have led to the scheduling of a November 8, 2016 bond referendum.

A proposed charge and a suggested composition for the Bond Education Committee based on past County bond referendum efforts are attached. Both are starting points for Board discussion and decisions.

Public funds may be spent to present factual information to voters about the proposed bonds, the projects expected to be financed by the bonds, and the circumstances and needs that have given rise to the bond referenda. Public funds may not be spent on campaigns either to promote or defeat passage of any bond order before the voters. The Manager's proposed budget will include funding for the Bond Education Committee and activities and information materials.

FINANCIAL IMPACT: There is no financial impact associated with establishment of the Bond Education Committee. The Manager's proposed budget will include funding to address these expected costs.

SOCIAL JUSTICE IMPACT: The following two Orange County Social Justice Goals are applicable to this agenda item:

- **GOAL: ENABLE FULL CIVIC PARTICIPATION**

Ensure that Orange County residents are able to engage government through voting and volunteering by eliminating disparities in participation and barriers to participation.

RECOMMENDATION(S): The Manager recommends that the Board:

- 1) review the information above and attached and revise as appropriate;
- 2) move forward with establishing the Bond Education Committee;
- 3) approve the proposed Committee structure and charge;
- 4) direct the Clerk to the Board to contact both school systems and the local housing non-profits for potential appointees and also begin advertisement for residents interested in serving on the Committee; and
- 5) direct the Clerk to develop an agenda item based on the feedback from the school systems, housing groups, and the public in order for the Board to consider making Committee appointments at the May 5, 2016 regular Board meeting.

PROPOSED STRUCTURE OF BOND EDUCATION COMMITTEE

Position Number	Special Representation	Appointee/Designee
1	Orange County Resident	
2	Orange County Resident	
3	Orange County Resident	
4	Orange County Resident	
5	CHCCS Representative (2)	
6		
7	OCS Representative(2)	
8		
9	Affordable Housing Non-Profits (3)	
10		
11		
12	Affordable Housing Advisory Board representative (1)	
13	Board of County Commissioners (2)	
14		

Support Staff

Community Relations
Manager's Office
County Housing Staff

**PROPOSED CHARGE TO BOND EDUCATION COMMITTEE
NOVEMBER 8, 2016 BOND REFERENDUM**

- Become familiar with the purpose of each of the bond orders
- Become familiar with the projects expected to be addressed with bond funds
- Understand the community needs that led the Board of Commissioners to adopt each of the bond orders
- Assist in developing appropriate informational materials that will address the bond orders
- Assist in designing and implementing a campaign to distribute relevant factual information about the bonds to Orange County residents in the most effective and efficient manner possible, using multiple media and information outlets
- Assist in designing and implementing a process for information meetings with civic groups, non-profit agencies, neighborhood associations, and other interested parties in the community
- Ensure that equal access to information is provided to all individuals and groups, regardless of their position for or against any bond order
- Encourage all eligible voters to participate in the November 8th election

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No.** 11-a

SUBJECT: Animal Services Hearing Panel Pool – Appointments

DEPARTMENT: Board of Commissioners

ATTACHMENT(S): Under Separate Cover
Public Service Announcement
Member Roster
Recommendations
Applications for Persons Recommended
Applicant Interest List
Applications for Persons on the Interest
List

INFORMATION CONTACT:
Clerk's Office, 919-245-2130

PURPOSE: To consider making appointments to the Animal Services Hearing Panel Pool.

BACKGROUND: The following information is for Board consideration:

- Appointment to a partial term (position #16) "Animal Services Board Member" representative for Caroline Green expiring 03/31/2017.
- Appointment to a first full term (position #17) "Animal Services Board Member" representative for Beth Groom expiring 03/31/2018.
- Appointment to a first full term (position #18) "Animal Services Board Member" representative for Michelle Walker expiring 03/31/2019.

POSITION NO.	NAME	SPECIAL REPRESENTATIVE	EXPIRATION DATE
16	Caroline Green	Animal Services Board Member	03/31/2017
17	Beth Grooms	Animal Services Board Member	03/31/2018
18	Michelle Walker	Animal Services Board Member	03/31/2019

NOTE - If the individuals listed above are appointed, the following vacancies remain:

- *Position #1--- "At-Large Town of Carrboro" position----- expiring 03/31/2017. **This position was just created February 2016.**
- *Position #2--- "At-Large Town of Carrboro" position----- expiring 03/31/2018. **This position was just created February 2016.**

- *Position #3--- “At-Large Town of Chapel Hill” position----- expiring 03/31/2019. **This position was just created February 2016.**
- *Position #4--- “At-Large Town of Chapel Hill” position----- expiring 03/31/2017. **This position was just created February 2016.**
- *Position #5--- “At-Large Town of Hillsborough” position----- expiring 03/31/2018. **This position was just created February 2016.**
- *Position #6--- “At-Large Town of Hillsborough” position----- expiring 03/31/2019. **This position was just created February 2016.**
- *Position #7--- “At-Large Public Health Field” position----- expiring 03/31/2017. **This position was just created February 2016.**
- *Position #8--- “At-Large Public Health Field” position----- expiring 03/31/2018. **This position was just created February 2016.**
- *Position #9--- “At-Large” position----- expiring 03/31/2019. **This position was just created February 2016.**
- *Position #10--- “At-Large” position----- expiring 03/31/2017. **This position was just created February 2016.**
- *Position #11--- “At-Large” position----- expiring 03/31/2018. **This position was just created February 2016.**
- *Position #12--- “At-Large Unincorporated County” position----- expiring 03/31/2019. **This position was just created February 2016.**
- *Position #13--- “At-Large Unincorporated County” position----- expiring 03/31/2017. **This position was just created February 2016.**
- *Position #14--- “At-Large Unincorporated County” position----- expiring 03/31/2018. **This position was just created February 2016.**
- *Position #15--- “Veterinarian” position----- expiring 03/31/2019. **This position was just created February 2016.**

FINANCIAL IMPACT: None

SOCIAL JUSTICE IMPACT: Enable Full Civic Participation. Ensure that Orange County residents are able to engage government through voting and volunteering by eliminating disparities in participation and barriers to participation.

RECOMMENDATION(S): The Manager recommends that the Board consider making appointments to fill vacant positions on the Animal Services Hearing Panel Pool.

**Media Contact**

Donna Baker, Clerk to the Board-Orange County Board of Commissioners
(919) 245-2130 or **Thom Freeman**, Assistant to the Clerk (919) 245-2125

FOR IMMEDIATE RELEASE**APPLICANTS NEEDED FOR ANIMAL SERVICES HEARING PANEL POOL**

ORANGE COUNTY, NC (February 10, 2016) – One major way citizens can have a positive impact on the future of Orange County is to volunteer to serve on the various advisory boards and commissions. Currently there are openings on the **Animal Services Hearing Panel Pool**.

The charge of the **Animal Services Hearing Panel Pool** is to hear appeals concerning violations of the Orange County Code of Ordinances, Animal Control Ordinance and also potentially dangerous dog appeals. It is the responsibility of pool members to conduct fair and impartial hearings for these appeals. Members will receive training in both law and proper procedure prior to participating in a hearing. Pool members are sought from the Towns of Hillsborough, Chapel Hill and Carrboro as well as the part of Orange County that is unincorporated. Appeals panels will be convened on an **as needed** basis for hearings.

This is a newly created Orange County Advisory Board and has openings for the following 18 positions:

- The Towns of Carrboro, Chapel Hill and Hillsborough shall each appoint two members from their respective jurisdictions
- One member who shall have experience in the field of public health
- One member who shall have experience in the field of public safety
- Six at-large representatives, three of which reside in the unincorporated areas of the county shall be members of the public with some relevant knowledge of animal behavior
- One veterinarian
- Three members of the Animal Services Advisory Board

If interested, apply at www.orangecountync.gov/boards .

Orange County strives for diversity on volunteer advisory boards. Minorities are encouraged to apply. Applicants must reside in Orange County. Volunteers appointed by the Board of County Commissioners have an opportunity to influence the way of life in Orange County.

For questions regarding the **Animal Services Hearing Panel Pool** or for additional information, call Thom Freeman 919-245-2125 or email tfreeman@orangecountync.gov.

Board and Commission Members

And Vacant Positions

Animal Services Hearing Panel Pool

Meeting Times: As Needed

Terms: 2

Contact Person: Bob Marotto

Meeting Place:

Positions: 18 Length: 3 years

Contact Phone: 919-968-2287

Description: To hear appeals from violations of the Orange County Code of Ordinances, Chapter 4 ("Animal Control Ordinance"), as provided in the Orange County Code of Ordinances, Section 4-53 Appeals. To hear appeals as prescribed by N.C. Gen. Stat. §67-4.1(c). To protect the health, safety and welfare of Orange County residents and the animals residing in Orange County. Conduct fair and impartial hearings of appeals of potentially dangerous dog declaration and any other appeals as may be required by the Animal Control Ordinance.

1	VACANT	Day Phone: Evening Phone: FAX: E-mail:	Sex: Race: Township: Resid/Spec Req: Carrboro Special Repr: At-Large Town of Carrboro	First Appointed: Current Appointment: Expiration: 03/31/2017 Number of Terms:
2	VACANT	Day Phone: Evening Phone: FAX: E-mail:	Sex: Race: Township: Resid/Spec Req: Carrboro Special Repr: At-Large Town of Carrboro	First Appointed: Current Appointment: Expiration: 03/31/2018 Number of Terms:
3	VACANT	Day Phone: Evening Phone: FAX: E-mail:	Sex: Race: Township: Resid/Spec Req: Chapel Hill Special Repr: At-Large Town of Chapel Hill	First Appointed: Current Appointment: Expiration: 03/31/2019 Number of Terms:
4	VACANT	Day Phone: Evening Phone: FAX: E-mail:	Sex: Race: Township: Resid/Spec Req: Chapel Hill Special Repr: At-Large Town of Chapel Hill	First Appointed: Current Appointment: Expiration: 03/31/2017 Number of Terms:
5	VACANT	Day Phone: Evening Phone: FAX: E-mail:	Sex: Race: Township: Resid/Spec Req: Hillsborough Special Repr: At-Large Town of Hillsborough	First Appointed: Current Appointment: Expiration: 03/31/2018 Number of Terms:

Board and Commission Members

And Vacant Positions

Animal Services Hearing Panel Pool

Meeting Times: As Needed

Terms: 2

Contact Person: Bob Marotto

Meeting Place:

Positions: 18 Length: 3 years

Contact Phone: 919-968-2287

Description: To hear appeals from violations of the Orange County Code of Ordinances, Chapter 4 ("Animal Control Ordinance"), as provided in the Orange County Code of Ordinances, Section 4-53 Appeals. To hear appeals as prescribed by N.C. Gen. Stat. §67-4.1(c). To protect the health, safety and welfare of Orange County residents and the animals residing in Orange County. Conduct fair and impartial hearings of appeals of potentially dangerous dog declaration and any other appeals as may be required by the Animal Control Ordinance.

6	VACANT	Day Phone:	Sex:	First Appointed:
		Evening Phone:	Race:	Current Appointment:
		FAX:	Township:	Expiration: 03/31/2019
		E-mail:	Resid/Spec Req: Hillsborough	Number of Terms:
			Special Repr: At-Large Town of Hillsborough	

7	VACANT	Day Phone:	Sex:	First Appointed:
		Evening Phone:	Race:	Current Appointment:
		FAX:	Township:	Expiration: 03/31/2017
		E-mail:	Resid/Spec Req: Orange County	Number of Terms:
			Special Repr: At-Large Public Health Field	

8	VACANT	Day Phone:	Sex:	First Appointed:
		Evening Phone:	Race:	Current Appointment:
		FAX:	Township:	Expiration: 03/31/2018
		E-mail:	Resid/Spec Req: Orange County	Number of Terms:
			Special Repr: At-Large Public Safety Field	

9	VACANT	Day Phone:	Sex:	First Appointed:
		Evening Phone:	Race:	Current Appointment:
		FAX:	Township:	Expiration: 03/31/2019
		E-mail:	Resid/Spec Req: Orange County	Number of Terms:
			Special Repr: At-Large	

10	VACANT	Day Phone:	Sex:	First Appointed:
		Evening Phone:	Race:	Current Appointment:
		FAX:	Township:	Expiration: 03/31/2017
		E-mail:	Resid/Spec Req: Orange County	Number of Terms:
			Special Repr: At-Large	

Board and Commission Members

And Vacant Positions

Animal Services Hearing Panel Pool

Meeting Times: As Needed

Terms: 2

Contact Person: Bob Marotto

Meeting Place:

Positions: 18 Length: 3 years

Contact Phone: 919-968-2287

Description: To hear appeals from violations of the Orange County Code of Ordinances, Chapter 4 ("Animal Control Ordinance"), as provided in the Orange County Code of Ordinances, Section 4-53 Appeals. To hear appeals as prescribed by N.C. Gen. Stat. §67-4.1(c). To protect the health, safety and welfare of Orange County residents and the animals residing in Orange County. Conduct fair and impartial hearings of appeals of potentially dangerous dog declaration and any other appeals as may be required by the Animal Control Ordinance.

11	VACANT	Day Phone: Evening Phone: FAX: E-mail:	Sex: Race: Township: Resid/Spec Req: Orange County Special Repr: At-Large	First Appointed: Current Appointment: Expiration: 03/31/2018 Number of Terms:
12	VACANT	Day Phone: Evening Phone: FAX: E-mail:	Sex: Race: Township: Resid/Spec Req: Orange County Special Repr: At-Large Unincorporated County	First Appointed: Current Appointment: Expiration: 03/31/2019 Number of Terms:
13	VACANT	Day Phone: Evening Phone: FAX: E-mail:	Sex: Race: Township: Resid/Spec Req: Orange County Special Repr: At-Large Unincorporated County	First Appointed: Current Appointment: Expiration: 03/31/2017 Number of Terms:
14	VACANT	Day Phone: Evening Phone: FAX: E-mail:	Sex: Race: Township: Resid/Spec Req: Orange County Special Repr: At-Large Unincorporated County	First Appointed: Current Appointment: Expiration: 03/31/2018 Number of Terms:
15	VACANT	Day Phone: Evening Phone: FAX: E-mail:	Sex: Race: Township: Resid/Spec Req: Orange County Special Repr: Veterinarian	First Appointed: Current Appointment: Expiration: 03/31/2019 Number of Terms:

Board and Commission Members

And Vacant Positions

Animal Services Hearing Panel Pool

Meeting Times: As Needed

Terms: 2

Contact Person: Bob Marotto

Meeting Place:

Positions: 18

Length: 3 years

Contact Phone: 919-968-2287

Description: To hear appeals from violations of the Orange County Code of Ordinances, Chapter 4 ("Animal Control Ordinance"), as provided in the Orange County Code of Ordinances, Section 4-53 Appeals. To hear appeals as prescribed by N.C. Gen. Stat. §67-4.1(c). To protect the health, safety and welfare of Orange County residents and the animals residing in Orange County. Conduct fair and impartial hearings of appeals of potentially dangerous dog declaration and any other appeals as may be required by the Animal Control Ordinance.

VACANT

16

Day Phone:

Sex:

First Appointed:

Evening Phone:

Race:

Current Appointment:

FAX:

Township:

Expiration: 03/31/2017

E-mail:

Resid/Spec Req: Orange County

Number of Terms:

Special Repr: Animal Services Advisory Board Member

VACANT

17

Day Phone:

Sex:

First Appointed:

Evening Phone:

Race:

Current Appointment:

FAX:

Township:

Expiration: 03/31/2018

E-mail:

Resid/Spec Req: Orange County

Number of Terms:

Special Repr: Animal Services Advisory Board Member

VACANT

18

Day Phone:

Sex:

First Appointed:

Evening Phone:

Race:

Current Appointment:

FAX:

Township:

Expiration: 03/31/2019

E-mail:

Resid/Spec Req: Orange County

Number of Terms:

Special Repr: Animal Services Advisory Board Member

Thom Freeman

From: Bob Marotto
Sent: Friday, February 19, 2016 8:08 AM
To: Thom Freeman
Cc: Donna Baker; woz300z@yahoo.com; Maureane Hoffman
Subject: ASAB Reps for Hearing Pool

Thom:

The three ASAB members for the Animal Services Hearing Pool are:

- *Caroline Green*
- *Beth Groom*
- *Michelle Walker*

Thanks for your help in moving this process forward.

Bob

*Bob Marotto
 Director
 Orange County Animal Services
 (919) 968-2287*

Check us out online or on facebook!

web: www.orangecountync.gov/departments/animalservices

facebook: www.facebook.com/OCASpets

Pursuant to applicable North Carolina General Statutes, any electronic mail message sent from this account or received by this account, and any attachments thereto, may be considered a public record; and as such they are subject to inspection by anyone at anytime.

From: Warren Porter [<mailto:woz300z@yahoo.com>]
Sent: Thursday, February 18, 2016 2:28 PM
To: Bob Marotto
Cc: Maureane Hoffman; Caroline Green (carolinekgreen@gmail.com)
Subject: Re: ASAB Reps for Hearing Pool

Michelle and Beth have volunteered to serve in the pool and Maureane has indicated that she will serve in the event that Caroline steps down.

Caroline, if you would like to discuss the matter with me I can be reached at 919-612-8992.

Thank you,
 Warren

On Thursday, February 18, 2016 1:48 PM, Bob Marotto <bmarotto@orangecountync.gov> wrote:

Warren,

I was hoping you could tell me which 3 ASAB members would be serving in the hearing pool so I, in turn, could convey to the BOCC Clerk that these people had been chosen. I took the liberty of speaking about this matter with Caroline at the close of the potentially dangerous dog hearing today. She told me that she was interested in serving but also wanted you and I and others to know that she was considering whether to serve a second term on the ASAB. I am copying her on this email at her request and because it sounds like you and she should have a conversation in the near future.

Thanks,

Bob

Bob Marotto
Director
Orange County Animal Services
(919) 968-2287

Check us out online or on facebook!

web: www.orangecountync.gov/departments/animalservices

facebook: www.facebook.com/OCASpets

Pursuant to applicable North Carolina General Statutes, any electronic mail message sent from this account or received by this account, and any attachments thereto, may be considered a public record; and as such they are subject to inspection by anyone at anytime.

Volunteer Application Orange County Advisory Boards and Commissions

Name: Caroline Green
 Name Called:
 Home Address: 108 Oak Street
 Carrboro NC 27510
 Phone (Day): 919-414-1453
 Phone (Evening): 919-414-1453
 Phone (Cell):
 Email: carolinekgreen@gmail.com
 Place of Employment: InnerOptic Technology, Inc
 Job Title: Regulatory and Grants Manager
 Year of OC Residence: 1996
 Township of Residence: Chapel Hill
 Zone of Residence: Carrboro City Limits
 Sex: Female
 Ethnic Background: Caucasian

Boards/Commissions applied for:

Animal Services Advisory Board

I served on the ASAB from roughly 2006-2008, at which point I *moved* out of the jurisdiction I was representing. Since then, I've served on the boards of Paws4Ever and AnimaKind, and am currently volunteering as an Orange County outreach agent for the latter. I'm particularly interested in making low-cost spay/neuter service available to families who need it, and more generally I'm eager to help the animals of Orange County however I can.

Community Activities/Organizational Memberships:

Past Service on Orange County Advisory Boards:

Animal Services Advisory Board 2006-2008

Work Experience: 2004- Present: Integration Engineer & Grants Manager, InnerOptic Technology, Inc;

2002- 2003: Research Assistant & Graduate Student, Integrated Manufacturing Systems Engineering Institute, NC State University;

1998- 2002: Site Coordinator/Grant Manager, NSF Science & Technology Center for Computer Graphics, UNC-Chapel Hill Dept of Computer Science.

Volunteer Experience: 2005 - Present: Volunteer, Orange County Animal Shelter.

Education: MS Integrated Manufacturing Systems Engineering, NC State University, August 2002 - December 2003;

BS Mathematics, UNC-Chapel Hill, August 1996- May 2000.

Other Comments:

STAFF COMMENTS: Reapplied 11/10/2013 for Animal Services Advisory Board.
Reapplied 8/1/2006 for Animal Services and Animal Shelter Design Committee.
ADDRESS VERIFICATION: 108 Oak Street is Chapel Hill Township, Carrboro
Jurisdiction, and Carrboro City Limits.

This application was current on: 9/7/2005 9:52:50 PM

Date Printed: 11/13/2013

Volunteer Application Orange County Advisory Boards and Commissions

Name: Beth Grooms
Name Called:
Home Address: 720 CD Farms Road
Hillsborough NC 27278
Phone (Day): 9192254883
Phone (Evening):
Phone (Cell):
Email: river1@mindspring.com
Place of Employment: Beth Grooms, DDS, PA
Job Title: Dentist
Year of OC Residence: 2005
Township of Residence: Chapel Hill
Zone of Residence: County's Rural Buffer
Sex: Female
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

Volunteer with the Orange County Chapter of the Coalition to Unchain Dogs
Intake coordinator of the Great Dane Rescue Alliance

Past Service on Orange County Advisory Boards:**Boards/Commissions applied for:****Animal Services Advisory Board****Background, education and experience relevant to this board:**

As a volunteer with the Coalition to Unchain Dogs, I frequently assist with building fences in the underserved areas of Orange County. I have seen, first hand, the problems that exist in these areas in regard to the acceptance of spay/neuter programs as well as the tethering ordinances. However, I have also seen the positive impact of a well designed community outreach program. In addition, I am a Certified Professional Dog Trainer - Knowledge Assessed as well as a Professional member of the Association of Professional Dog Trainers.

Reasons for wanting to serve on this board:**Conflict of Interest:****Supplemental Questions:****Other Comments:**

Volunteer Application Orange County Advisory Boards and Commissions

Name: Ms. Michelle Walker
Name Called:
Home Address: 106 Carol Street
 Carrboro NC 27510
Phone (Day): 919-448-8029
Phone (Evening):
Phone (Cell):
Email: michelle.merck.walker@gmail.com
Place of Employment: Law Office of James C. White P.C.
Job Title: Associate Attorney
Year of OC Residence: 2007
Township of Residence: Chapel Hill
Zone of Residence: Carrboro City Limits
Sex: Female
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

Past Service on Orange County Advisory Boards:

Boards/Commissions applied for:

Supplemental Questions:

Work Experience: Associate Attorney with the Law Office of James C. White P.C., 2010 - present. Judicial Intern for the Honorable Linda Stephens, North Carolina Court of Appeals, 2009-2010. Legal Intern and Consultant, Dex One Corporation, 2010

Volunteer Experience: Applicant for Orange County Animal Services Volunteer (attending orientation and training June 2012). Chase Street Elementary School English-as-a-Second-Language Tutor, Athens GA (2005-2007). Athens-Clarke County Animal Shelter Volunteer (2005)

Education: B.A. with honors, Political Science and Spanish, University of Georgia, 2007
 J.D. with honors, University of North Carolina School of Law, 2010

Other Comments:

I would appreciate the opportunity to serve our local government and learn how I can best advocate for animal welfare in our community as a volunteer member of the Animal Services Advisory Board. STAFF COMMENTS: 05/02/2012 Applied for Animal Services Advisory Board. ADDRESS VERIFICATION: 106 Carol Street is Chapel Hill Township, Carrboro City Limits, Carrboro Jurisdiction

Applicant Interest Listing

by Board Name and by Applicant Name

Animal Services Hearing Panel Pool

Contact Person: Bob Marotto

Contact Phone: 919-968-2287

Marcia Adams
2505 Hermitage Road
Hillsborough NC 27278

Day Phone: 919-730-3938
Evening Phone: 919-730-3938
Cell Phone: 919-730-3938
E-mail: boogeradams@gmail.com

Sex: Female
Race: Caucasian
Township: Hillsborough
Res. Eligibility: County
Date Applied: 02/26/2016

Skills:

Also Serves On:

Jean Austin
3519 Monadnock Ridge
Efland NC 27243

Day Phone: 919-563-3291
Evening Phone: 919-563-3291
Cell Phone: 919-662-6350
E-mail: blackfence@mindspring.com

Sex: Female
Race: Caucasian
Township: Cheeks
Res. Eligibility: County
Date Applied: 03/11/2016

Skills:

Also Serves On:

Cathy Munnier
1623 St. Mary's Road
Hillsborough NC 27278

Day Phone: 919-245-8736
Evening Phone: 919-245-8736
Cell Phone: 917-841-7387
E-mail: harleyscat55@gmail.com

Sex: Female
Race: Caucasian
Township: Eno
Res. Eligibility: County
Date Applied: 02/17/2016

Skills:

Also Serves On:

Brenda Baldwin Scott
6106 Bent Oak Dr
Durham NC 27705

Day Phone: 919-3094647
Evening Phone: 9193094647
Cell Phone: 9196061552
E-mail: Mysons27705@yahoo.com

Sex: Female
Race: Caucasian
Township: Eno
Res. Eligibility: County
Date Applied: 02/23/2016

Skills:

Also Serves On:

Volunteer Application Orange County Advisory Boards and Commissions

Name: Marcia Adams
Name Called:
Home Address: 2505 Hermitage Road
Hillsborough NC 27278
Phone (Day): 919-730-3938
Phone (Evening): 919-730-3938
Phone (Cell): 919-730-3938
Email: boogeradams@gmail.com
Place of Employment: Retired - Orange County EMS
Job Title: Retired
Year of OC Residence: 1975
Township of Residence: Hillsborough
Zone of Residence: County
Sex: Female
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:
None

Past Service on Orange County Advisory Boards:
None

Boards/Commissions applied for:

Animal Services Hearing Panel Pool

Background, education and experience relevant to this board:

Extensive animal experience. Background in Emergency Services with Orange County prior to retirement. I am most objective when it comes to animal rights and emergency situations.

Reasons for wanting to serve on this board:

I am an Animal Advocate and want to see justice served when dealing with animals that are deemed a threat to the community. As I stated above, I am most objective.

Conflict of Interest:

Supplemental Questions:

Other Comments:

This application was current on: 2/26/2016 10:39:32 AM

Date Printed: 2/26/2016

Volunteer Application Orange County Advisory Boards and Commissions

Name: Jean Austin
Name Called:
Home Address: 3519 Monadnock Ridge
Efland NC 27243
Phone (Day): 919-563-3291
Phone (Evening): 919-563-3291
Phone (Cell): 919-662-6350
Email: blackfence@mindspring.com
Place of Employment: retired from State of North Carolina I.D.S.
Job Title: special counsel
Year of OC Residence: 1970
Township of Residence: Cheeks
Zone of Residence: County
Sex: Female
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

member of Yokefellows, a Christian outreach program for people in the NC Department of Corrections

Past Service on Orange County Advisory Boards:

Animal Advisory Board --2 terms

Boards/Commissions applied for:**Animal Services Hearing Panel Pool****Background, education and experience relevant to this board:**

have been involved in companion animal welfare and rescue since 1976 Have been a member of NC State Bar since 1974. This means I graduated from Law School and passed the state Bar and practiced actively until I retired 5 years ago. Have maintained all requirement to remain an active member of the State bar. Licensed in NC state courts, Federal and licensed to practice for US Supreme Court.

Reasons for wanting to serve on this board:

think I could help by reason of my legal training and experience with animals. Have rescued animals since 1976.

Conflict of Interest:**Supplemental Questions:****Other Comments:**

Volunteer Application Orange County Advisory Boards and Commissions

Name: Cathy Munnier
Name Called:
Home Address: 1623 St. Mary's Road
 Hillsborough NC 27278
Phone (Day): 919-245-8736
Phone (Evening): 919-245-8736
Phone (Cell): 917-841-7387
Email: harleyscat55@gmail.com
Place of Employment: self - Canine Connections
Job Title: Certified Dog Trainer
Year of OC Residence: 2015
Township of Residence: Hillsborough
Zone of Residence:
Sex: Female
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

I have an Associate Degree in Animal Science.
 Have experience working as a Vet Tech in Queens, NY and a Veterinary Practice Manager in Dutchess County, NY.

I now have my own Dog Training business that I have successfully run for the last 7 years - 6+ in NY and most recently started up here in Orange County, NC

Organizations that I am currently involved in are:
 Association of Professional Dog Trainers - (APDT)
 Certification Council for Professional Dog Trainers - (CCPDT)
 AKC Canine Good Citizen Evaluator
 Therapy Dog International

Past Service on Orange County Advisory Boards:

None as I just recently relocated to this area from the north.

Boards/Commissions applied for:

Animal Services Hearing Panel Pool

Background, education and experience relevant to this board:

With my Degree in Animal Science, experience as a Vet Tech and Practice manager I have a significant knowledge of the medical end of animal care. As a Dog Trainer I have trained thousands of dogs from (8 weeks of age) Puppy, Basic Obedience up to Canine Good Citizens and Therapy Dogs, and I am very proud to say that I have helped turn out some of the most amazing dogs. In addition, as a Certified dog trainer specializing in fear and aggression in dogs I can read dogs very well and am usually spot on in my evaluations of behavioral issues.

I also have had the pleasure of working with a court system in Dutchess County, New York for 2-3 years as the preferred Behavioral Consultant/Evaluator and dog rehabilitator with some truly amazing results. Meeting and evaluating owner/handler and dog and then producing written reports for the courts and the owners containing my findings and detailed recommendations to correct the problems, often working hand in hand training the owners to correct and control the issues concerning the dogs behavior.

Reasons for wanting to serve on this board:

As a Dog (animal) Advocate with the level of training and experience I have I am able to evaluate and observe situations the average person may not be equipped or trained to see. I also have the expertise to help determine a course of action that will benefit all concerned, dog, owner/family and the community.

Conflict of Interest:

Supplemental Questions:

Other Comments:

This application was current on: 2/17/2016 4:55:14 PM

Date Printed: 2/18/2016

Volunteer Application Orange County Advisory Boards and Commissions

Name: Brenda Baldwin Scott
Name Called:
Home Address: 6106 Bent Oak Dr
 Durham NC 27705
Phone (Day): 919-3094647
Phone (Evening): 9193094647
Phone (Cell): 9196061552
Email: Mysons27705@yahoo.com
Place of Employment: Retired, former national sales manager
Job Title: National Sales Director
Year of OC Residence: 2000
Township of Residence: Hillsborough
Zone of Residence:
Sex: Female
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

I have worked for 3 years as an animal rehabber, specializing in orphaned neonatal kittens, for 2 local rescues. I have received technical training meant for vet tech continuing education, but I am not a vet tech. I have also received training as a wildlife rehabber for the Wildlife Rehab of NC, including annual workshops at NCSU Vet School. (To be clear, I do not live in any of the cities listed above. I live in an unincorporated part of the county.)

Past Service on Orange County Advisory Boards:

None

Boards/Commissions applied for:

Animal Services Advisory Board

Background, education and experience relevant to this board:

My animal-related experience is explained above. I hold a Masters of Science in Chemistry and Biochemistry from California Institute of Technology. I am a published researcher, and I have 25 year of experience as a regional and national manager for research corporations. My work involved extensive experience with negotiating large contracts and building teams. I have worked for 3 years as an animal rehabber, specializing in orphaned neonatal kittens, for 2 local rescues. I have received technical training meant for vet tech continuing education, but I am not a vet tech. I have also received training as a wildlife rehabber for the Wildlife Rehab of NC, including annual workshops at NCSU Vet School. (To be clear, I do not live in any of the cities listed above. I live in an unincorporated part of the county.)

Reasons for wanting to serve on this board:

I have time now to get involved with local community.

Conflict of Interest:

Animal Services Hearing Panel Pool**Background, education and experience relevant to this board:**

My animal-related experience is explained above. I hold a Masters of Science in Chemistry and Biochemistry from California Institute of Technology. I am a published researcher, and I have 25 year of experience as a regional and national manager for research corporations. My work involved extensive experience with negotiating large contracts and building teams. I have worked for 3 years as an animal rehabber, specializing in orphaned neonatal kittens, for 2 local rescues. I have received technical training meant for vet tech continuing education, but I am not a vet tech. I have also received training as a wildlife rehabber for the Wildlife Rehab of NC, including annual workshops at NCSU Vet School. (To be clear, I do not live in any of the cities listed above. I live in an unincorporated part of the county.).

Reasons for wanting to serve on this board:

I have time now to get involved with local community.

Conflict of Interest:**Supplemental Questions:****Other Comments:**

This application was current on: 2/23/2016 7:15:32 AM

Date Printed: 2/24/2016

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No.** 11-b

SUBJECT: Carrboro Planning Board – Appointment

DEPARTMENT: Board of Commissioners

ATTACHMENT(S): Under Separate Cover
Member Roster
Resolution - Clinton
Application for Person Recommended
Attendance Record for Clinton
Interest list (no ETJ Applications)
Applications of Persons on the Interest
List

INFORMATION CONTACT:
Clerk's Office, 919-245-2130

PURPOSE: To consider making an appointment to the Carrboro Planning Board.

BACKGROUND: The following information is for Board consideration:

- Appointment to a 6th full term (Position #1) ETJ position for David Clinton expiring 02/28/2019.

POSITION NO.	NAME	SPECIAL REPRESENTATIVE	EXPIRATION DATE
1	David Clinton	ETJ	02/28/2019

NOTE - If the individuals listed above are appointed, the following vacancies remain:

- None.

FINANCIAL IMPACT: None.

SOCIAL JUSTICE IMPACT: Enable Full Civic Participation. Ensure that Orange County residents are able to engage government through voting and volunteering by eliminating disparities in participation and barriers to participation.

RECOMMENDATION(S): The Manager recommends that the Board consider making an appointment to the Carrboro Planning Board.

Board and Commission Members

And Vacant Positions

Carrboro Planning Board

Meeting Times: 7:30 pm first and third Thursday of each month

Terms: 2

Contact Person: Cathy Wilson, Town Clerk

Meeting Place: the Carrboro Town Hall

Positions: 2

Length: 3 years

Contact Phone: 919-918-7309

Description: The Board of Commissioners appoints citizens to fill two County vacancies on this board. The Planning Board studies and makes recommendations to the Carrboro Board of Aldermen for proposed and actual developments in Carrboro. It also develops and recommends policies, ordinances, and administrative procedures, and performs any other duties assigned by the Board of Aldermen.

1 **Mr. David H. Clinton**
Co-Vice-Chair
 106 Fox Run
 Chapel Hill NC 27516

Day Phone: 919-967-6631
 Evening Phone: 919-967-5751
 FAX:
 E-mail: dclinton2@nc.rr.com

Sex: Male
 Race: Caucasian
 Township: Chapel Hill
 Resid/Spec Req: Extraterritorial Jurisd
 Special Repr: B.O.C.C. Appointee

First Appointed: 05/18/2004
 Current Appointment: 03/16/2010
 Expiration: 02/28/2016
 Number of Terms: 5

2 **Ms. Susan Poulton**
 8720 Union Grove Church Rd.
 Chapel Hill NC 27516

Day Phone: 919-681-4750
 Evening Phone: 919-929-0769
 FAX:
 E-mail: shmpoulton@gmail.com

Sex: Female
 Race:
 Township: Chapel Hill
 Resid/Spec Req: Transition Area
 Special Repr: B.O.C.C. Appointee

First Appointed: 04/13/2004
 Current Appointment: 03/18/2014
 Expiration: 02/28/2017
 Number of Terms: 4

A MOTION WAS MADE BY ALDERMAN JOHNSON, SECONDED BY ALDERMAN SLADE TO APPROVE THE RESOLUTION BELOW:

A RESOLUTION MAKING APPOINTMENT(S) TO THE
PLANNING BOARD

Section 1: THE BOARD OF ALDERMEN HEREBY APPOINTS THE FOLLOWING APPLICANT(S) TO THE PLANNING BOARD:

Seat Designation	Appointee	Term Expiration
In-Town	Thomas Tiemann	2/2019
In-Town	Blake Rosser	2/2020
ETJ	David Clinton	2/2019
In-Town	Heather Hunt	2/2019

Section 2. The Board hereby requests that the Orange County Board of Commissioners reappoint David Clinton to the ETJ seat on the Planning Board and requests that the Town Clerk forward a copy of this resolution to the County.

Section 3. This resolution shall become effective upon adoption.

This the 16th day of February, 2016

VOTE:

AYES: Mayor Lavelle, Alderman Seils, Alderman Slade, Alderman Chaney, Alderman Johnson, Alderman Gist, Alderman Haven-O'Donnell

NOES: None

ABSENT OR EXCUSED: None

**Volunteer Application
Orange County Advisory Boards and Commissions**

Name: Mr. David H. Clinton
Name Called:
Home Address: 106 Fox Run
Chapel Hill NC 27516
Phone (Day): 919-967-6631
Phone (Evening): 919-967-5751
Phone (Cell):
Email:
Place of Employment:
Job Title: Architect
Year of OC Residence:
Township of Residence: Chapel Hill
Zone of Residence: ETJ
Sex: Male
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

Past Service on Orange County Advisory Boards:

Boards/Commissions applied for:

Supplemental Questions:

Other Comments:

STAFF NOTES: Lives in Carrboro ETJ per Sarah Williamson, Carrboro Town Clerk

This application was current on: 1/15/2004

Date Printed: 1/6/2014

BOCC Attendance Report For Advisory Board Appointees
Carrboro Planning Board Jan / 2015 – Jan / 2016

Member	Appointed	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan					
David Clinton	05/18/2004	X	E	X	X	E	X		X	X	X	E	X	X					
X: Attended E: Excused U: Unexcused																			
Current through - 01/31/2016																			

Applicant Interest Listing

by Board Name and by Applicant Name

Carrboro Planning Board

Contact Person: Cathy Wilson, Town Clerk
Contact Phone: 919-918-7309

Mr. Reginald Morgan

311 Rosburn Way
Chapel Hill NC 27516

Day Phone: 919-967-8700
Evening Phone: 919-967-1971
Cell Phone:
E-mail: rhtm3@yahoo.com

Sex: Male
Race: Caucasian
Township: Chapel Hill
Res. Eligibility: Carrboro City Limits
Date Applied: 01/28/2015

Skills: Real Estate Appraiser
Skills: Real Estate Broker

Also Serves On: Board of Equalization and Review (REQUIRES DISCL

Mr Erle Smith

103 Sunset Creek Cir
Chapel Hill NC 27516

Day Phone: 919-259-2100
Evening Phone: 919-929-1596
Cell Phone: 919-259-2100
E-mail: Erle@ErleSmith.com

Sex: Male
Race: Caucasian
Township: Chapel Hill
Res. Eligibility: Carrboro City Limits
Date Applied: 08/02/2015

Skills:

Also Serves On: Orange Unified Transportation Board

Volunteer Application Orange County Advisory Boards and Commissions

Name: Mr. Reginald Morgan
Name Called:
Home Address: 311 Rossburn Way
 Chapel Hill NC 27516
Phone (Day): 919-967-8700
Phone (Evening): 919-967-1971
Phone (Cell):
Email: rhtm3@yahoo.com
Place of Employment: CB Howard Perry & Walston
Job Title: Broker/Appraiser
Year of OC Residence: 1992
Township of Residence: Chapel Hill
Zone of Residence: Carrboro City Limits
Sex: Male
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:
 Board of Equalization and Review for the past 16 years

Past Service on Orange County Advisory Boards:
 Board of Equalization and Review

Boards/Commissions applied for:

Board of Equalization and Review (REQUIRES DISCLOSURE STATEMENT)

Background, education and experience relevant to this board:

I am a licensed Real Estate agent and appraiser.

Reasons for wanting to serve on this board:

I've been serving a long time and understand the process.

Conflict of Interest:

Carrboro Planning Board

Background, education and experience relevant to this board:

I am a licensed Real Estate agent and appraiser.

Reasons for wanting to serve on this board:

Help in the planning of my town.

Conflict of Interest:

Supplemental Questions:

Board of Equalization and Review (REQUIRES DISCLOSURE STATEMENT)

Please list/explain your experience, either professionally and/or from other boards/commissions that you have in the areas of real estate, tax appraisal or real estate law.

I am a licensed Real Estate agent and appraiser.

In addition to the experience listed in the question above, please list the work/volunteer experience/qualifications that would add to your expertise for this board.

I have appraised and shown many properties that come before the board. I have also appraised land in Orange County.

What do you see as the responsibilities of this board, and what do you hope to accomplish if appointed?

To be fair and honest

Work Experience: Licensed Real Estate Broker and Licensed Real Estate Appraiser in Orange County since 1992

Volunteer Experience: Board of Equalization and Review both Chairman and alternate since 1993

Education: 5 Years of College

Other Comments:

STAFF COMMENTS: Renewed application for E & R Board 2/18/10. Renewed application for E & R Board 03/19/2003 and 2/15/02. Renewed app. 3/01 for E&R Board. Board app. For: E&R Board, 3/13/96, renewed 3/2/2000. Applied for Carrboro Recreation and Parks Commission and Carrboro Planning Board 2/18/10, Renewed application for E&R Board 2/21/2013. ADDRESS VERIFICATION: 311 Rossburn Way is Chapel Hill Township, Carrboro Jurisdiction, Carrboro City Limits. Updated application 01/27/2015.

This application was current on: 1/28/2015

Date Printed: 1/28/2015

Volunteer Application Orange County Advisory Boards and Commissions

Name: Mr Erle Smith
Name Called:
Home Address: 103 Sunset Creek Cir
 Chapel Hill NC 27516
Phone (Day): 9192592100
Phone (Evening): 9199291596
Phone (Cell): 9192592100
Email: Erle@ErleSmith.com
Place of Employment: Retired from IBM
Job Title: Retired Executive
Year of OC Residence: 1998
Township of Residence: Chapel Hill
Zone of Residence:
Sex: Male
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:
 None

Past Service on Orange County Advisory Boards:
 None

Boards/Commissions applied for:

Orange Unified Transportation Board

Background, education and experience relevant to this board:

I have had over 30 years of corporate and executive experience including strategic planning, financial management, management of employees, managers and lower level executives.

Reasons for wanting to serve on this board:

I believe I could bring skills, experience and perspectives that would help the board meet their objectives in challenging times.

Conflict of Interest:

Carrboro Planning Board

Background, education and experience relevant to this board:

I have had over 30 years of corporate and executive experience including strategic planning, financial management, management of employees, managers and lower level executives.

Reasons for wanting to serve on this board:

I believe I could bring skills, experience and perspectives that would help the board meet their objectives in challenging times.

Conflict of Interest:

Durham Technical Community College Board of Trustees**Background, education and experience relevant to this board:**

I have had over 30 years of corporate and executive experience including strategic planning, financial management, management of employees, managers and lower level executives.

Reasons for wanting to serve on this board:

I believe I could bring skills, experience and perspectives that would help the board meet their objectives in challenging times.

Conflict of Interest:**Supplemental Questions:****Durham Technical Community College Board of Trustees****What improvements do you believe can be made so that DTCC better serves the residents of Orange County?**

I would hope to help the board expand the services available to socioeconomically challenged residents, who could benefit from higher education and skills acquisition. The Community College is in a unique position to help strengthen our communities.

Other Comments:

This application was current on: 8/2/2015 6:24:55 PM

Date Printed: 8/3/2015

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No.** 11-c

SUBJECT: Nursing Home Community Advisory Committee – Appointments

DEPARTMENT: Board of Commissioners

ATTACHMENT(S): Under Separate Cover
Membership Roster
Recommendation Hardin
Applications for Persons Recommended
Attendance Record for Recommendation
Interest List
Applications of Persons on the Interest
list

INFORMATION CONTACT:
Clerk's Office, 919-245-2130

PURPOSE: To consider making an appointment to the Nursing Home Community Advisory Committee.

BACKGROUND: The following information is for Board consideration:

- Appointment to a partial term (Position #11) At-Large Nursing Home Administration position for Maria Hardin expiring 12/31/2016.

POSITION NO.	NAME	SPECIAL REPRESENTATIVE	EXPIRATION DATE
11	Maria Hardin	At-Large Nursing Home Administration	12/31/2016

NOTE - If the individuals listed above are appointed, the following vacancies remain:

- *Position #6--- "At-Large" Position----- expiring 03/31/2019. **This position will be vacant as of 03/31/2016.**
- *Position #7--- "At-Large Nursing Home Administration" Position----- expiring 06/30/2017. **This position has been vacant since 01/05/2016.**

FINANCIAL IMPACT: None.

SOCIAL JUSTICE IMPACT: Enable Full Civic Participation. Ensure that Orange County residents are able to engage government through voting and volunteering by eliminating disparities in participation and barriers to participation.

RECOMMENDATION(S): The Manager recommends that the Board consider making appointments to the Nursing Home Community Advisory Committee.

Board and Commission Members

And Vacant Positions

Nursing Home Community Advisory Committee

Meeting Times: 5:30 pm Every other 1st Tuesday starting with Jan.

Terms: 2

Contact Person: Carolyn Pennington

Meeting Place: United Church of CH - 1321 ML King Blvd

Positions: 12

Length: 3 years

Contact Phone: 919-558-2703

Description: All appointments are made by the Board of Commissioners. This committee helps to maintain the intent of the Residents' Bill of Rights, promotes community involvement and provides public education on long-term care issues. The regional ombudsman with Triangle J Council of Governments provides specialized training and support.

1	Ms. Martha Bell 100 Macrae Court Chapel Hill NC 27516	Day Phone: 919-968-4674 Evening Phone: 919-968-4674 FAX: E-mail: mbell968@yahoo.com	Sex: Female Race: Caucasian Township: Chapel Hill Resid/Spec Req: At-Large Special Repr: At-Large	First Appointed: 10/06/2015 Current Appointment: 10/06/2015 Expiration: 10/06/2016 Number of Terms:
2	Ms. Molly Stein 103 Stephens Street Chapel Hill NC 27516	Day Phone: 954-254-2865 Evening Phone: 954-254-2865 FAX: E-mail: msstein@live.unc.edu	Sex: Female Race: Caucasian Township: Chapel Hill Resid/Spec Req: At-Large Special Repr: At-Large	First Appointed: 06/16/2015 Current Appointment: 06/16/2015 Expiration: 06/16/2016 Number of Terms:
3	Ms. Teri J. Driscoll Chair 422 Hampton Pointe Hillsborough NC 27278	Day Phone: 919-245-1127 Evening Phone: 919-245-1127 FAX: E-mail: driscoll323@nc.rr.com	Sex: Female Race: Caucasian Township: Hillsborough Resid/Spec Req: At-Large Special Repr: At-Large	First Appointed: 09/17/2013 Current Appointment: 10/07/2014 Expiration: 09/30/2017 Number of Terms: 1
4	Mr. Jerry Schreiber Trainee 1606 Pathway Dr Carrboro NC 27510	Day Phone: 919 967 2962 Evening Phone: 919 967 2962 FAX: E-mail: jrogerschreiber@gmail.com	Sex: Male Race: Caucasian Township: Chapel Hill Resid/Spec Req: At-Large Special Repr: At-Large	First Appointed: 10/07/2014 Current Appointment: 10/06/2015 Expiration: 06/30/2017 Number of Terms:
5	Ms. Sandra Nash 600 West Poplar Ave., Apt. 239 Carrboro NC 27510	Day Phone: 828-668-9628 Evening Phone: FAX: E-mail: None	Sex: Female Race: Caucasian Township: Chapel Hill Resid/Spec Req: At-Large Special Repr: Nursing Home Administration	First Appointed: 02/04/2014 Current Appointment: 03/03/2015 Expiration: 06/30/2017 Number of Terms: 2

Board and Commission Members

And Vacant Positions

Nursing Home Community Advisory Committee

Meeting Times: 5:30 pm Every other 1st Tuesday starting with Jan.

Terms: 2

Contact Person: Carolyn Pennington

Meeting Place: United Church of CH - 1321 ML King Blvd

Positions: 12

Length: 3 years

Contact Phone: 919-558-2703

Description: All appointments are made by the Board of Commissioners. This committee helps to maintain the intent of the Residents' Bill of Rights, promotes community involvement and provides public education on long-term care issues. The regional ombudsman with Triangle J Council of Governments provides specialized training and support.

6	Ms. Vicki Barringer Does Not Want Re-appoint 3612 Old Vine Trail Hillsborough NC 27278	Day Phone: 919-971-9333 Evening Phone: 919-971-9333 FAX: E-mail: vbarringer@gmail.com	Sex: Female Race: Caucasian Township: Eno Resid/Spec Req: At-Large Special Repr: At-Large	First Appointed: 03/22/2012 Current Appointment: 03/19/2013 Expiration: 03/31/2016 Number of Terms: 1
7	VACANT	Day Phone: Evening Phone: FAX: E-mail:	Sex: Race: Township: Resid/Spec Req: At-Large Special Repr: Nursing Home Administration	First Appointed: Current Appointment: Expiration: 06/30/2017 Number of Terms:
8	Mrs. Jerry Ann Gregory 2224 Lebanon Rd Efland NC 27243	Day Phone: 919-644-8172 Evening Phone: 919-644-8172 FAX: E-mail: harleyphn@yahoo.com	Sex: Female Race: Caucasian Township: Cheeks Resid/Spec Req: At-Large Special Repr: At-Large	First Appointed: 12/09/2014 Current Appointment: 11/17/2015 Expiration: 03/31/2017 Number of Terms:
9	Ms. Susan Deter 5512 Quail Hollow Drive Hillsborough NC 27278	Day Phone: 919-682-4124 Evening Phone: 919-479-0574 FAX: 919-956-7703 E-mail: susiedeter@yahoo.com	Sex: Female Race: Caucasian Township: Little River Resid/Spec Req: At-Large Special Repr: At-Large	First Appointed: 04/19/2011 Current Appointment: 03/22/2012 Expiration: 06/30/2016 Number of Terms: 1
10	Ms GLenda FLoyd Training Term 103 Culbreth Rd Ghapel Hill NC 27516	Day Phone: 812-205-6595 Evening Phone: 812-205-6595 FAX: E-mail: gkf1121@gmail.com	Sex: Female Race: Caucasian Township: Chapel Hill Resid/Spec Req: At-Large Special Repr: At-Large	First Appointed: 11/17/2015 Current Appointment: 11/17/2015 Expiration: 11/17/2016 Number of Terms:

Board and Commission Members

And Vacant Positions

Nursing Home Community Advisory Committee

Meeting Times: 5:30 pm Every other 1st Tuesday starting with Jan.

Terms: 2

Contact Person: Carolyn Pennington

Meeting Place: United Church of CH - 1321 ML King Blvd

Positions: 12

Length: 3 years

Contact Phone: 919-558-2703

Description: All appointments are made by the Board of Commissioners. This committee helps to maintain the intent of the Residents' Bill of Rights, promotes community involvement and provides public education on long-term care issues. The regional ombudsman with Triangle J Council of Governments provides specialized training and support.

Mrs. Maria Hardin

11

2026 Black Walnut Farm Road
Hillsborough NC 27278

Day Phone: 9197326589

Evening Phone: 9197326589

FAX:

E-mail: mariaahardin@gmail.com

Sex: Female

Race: Caucasian

Township: Eno

Resid/Spec Req: At-Large

Special Repr: Nursing Home Administration

First Appointed: 02/16/2016

Current Appointment: 02/16/2016

Expiration: 12/31/2016

Number of Terms:

Ms. Vibeke Talley

12

134 East Tryon Street
Hillsborough NC 27278

Day Phone: 919-732-3112

Evening Phone: 919-732-3112

FAX: 968-2017

E-mail: vibandjoe@hotmail.com

Sex: Female

Race: Caucasian

Township: Hillsborough

Resid/Spec Req: At-Large

Special Repr: Nursing Home Administration

First Appointed: 05/20/2014

Current Appointment: 05/20/2014

Expiration: 12/31/2016

Number of Terms:

Thom Freeman

From: Charlotte Terwilliger <cterwilliger@tjcog.org>
Sent: Wednesday, December 30, 2015 9:20 AM
To: Thom Freeman
Subject: Reappointment- Maria Hardin, NH CAC
Attachments: Attendance Record Maria Hardin.xlsx

Dear Thom,

The Nursing Home Community Advisory Committee would like to recommend Maria Hardin for a first full term. Her current one year appointment will expire on 03/03/2016. During the past year Ms. Hardin attended 4 out of 6 business meetings and has actively participated in all of her assigned quarterly facility visitations. Her strong interest in serving elders and her advocacy skills have been invaluable to the work of this committee.

Please let me know if you need anything else from me to move this recommendation forward.

Thank you.

Best Regards,
Charlotte

Charlotte Terwilliger, MSW
Regional Long Term Care Ombudsman

Area Agency on Aging
Triangle J Council of Governments
4307 Emperor Blvd., Suite 110, Durham, NC 27703
(o) 919-558-9401 / (f) 919-998-8101
cterwilliger@tjcog.org / www.tjcog.org

E-Mail correspondence to and from this address is subject to the North Carolina Public Records Act and may be disclosed to third parties unless made confidential under

Charlotte Terwilliger, MSW
Regional Long Term Care Ombudsman

Area Agency on Aging
Triangle J Council of Governments
4307 Emperor Blvd., Suite 110, Durham, NC 27703
(o) 919-558-9401 / (f) 919-998-8101
cterwilliger@tjcog.org / www.tjcog.org

E-Mail correspondence to and from this address is subject to the North Carolina Public Records Act and may be disclosed to third parties unless made confidential under applicable law.

Volunteer Application Orange County Advisory Boards and Commissions

Name: Mrs. Maria Hardin
Name Called:
Home Address: 2026 Black Walnut Farm Road
 Hillsborough NC 27278
Phone (Day): 9197326589
Phone (Evening): 9197326589
Phone (Cell): 9192595704
Email: mariaahardin@gmail.com
Place of Employment: Ebenezer Baptist Church
Job Title: Preschool Director
Year of OC Residence: 2006
Township of Residence: Hillsborough
Zone of Residence:
Sex: Female
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

I have been involved with The PTA, Character Ed. program in the middle schools, outreach to Nursing/Assisted Living with our Church for many years, Durham Rescue Mission as well.

Past Service on Orange County Advisory Boards:

I am not currently serving on any boards or have I in the past. My father is currently living in a assisted living center in Hillsborough, and I would like to be a part of a group that is helping.

Boards/Commissions applied for:

Nursing Home Community Advisory Committee

Background, education and experience relevant to this board:

I have always had a love for senior citizens they have so much wisdom to share, growing up my Grandfather lived with us and I spent a lot of time at the senior center helping and as an adult my Mom spend several years in both assisted living and nursing home, and now my Dad is living in a memory care area of a assisted living center. I spend a lot of time each week with the residents.

Reasons for wanting to serve on this board:

This is one of the most important boards that Orange Co. can have, we have so many Seniors living at Nursing homes or assisted living that do not have family or friends who can help and support them, our seniors are so important to our history of this town, state and country.

Conflict of Interest:

Supplemental Questions:

Other Comments:

This application was current on: 11/5/2014 12:58:22 PM

Date Printed: 11/6/2014

Attendance Record Current - Member Re-appointment Recommendation For BOCC Review
Nursing Home Community Advisory Committee- Dec / 2014 – Nov / 2015

Member	Appointed	Nov	Dec	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov					
Maria Hardin	03/03/2015			Guest		X		X		E		X		E					
P: Present A: Absent E = Excused																			
Current through - 11/30/2015																			

Applicant Interest Listing

by Board Name and by Applicant Name

Nursing Home Community Advisory Committee

Contact Person: Carolyn Pennington

Contact Phone: 919-558-2703

Ms. Susan Adams

211 Hogan Woods Circle

Chapel Hill NC 27516

Day Phone: 919-357-5541

Evening Phone: 919-357-5541

Cell Phone:

E-mail: jaseradams@gmail.com

Sex: Female

Race: Caucasian

Township: Chapel Hill

Res. Eligibility: Carrboro City Limits

Date Applied: 06/02/2015

Skills: Consultant

Also Serves On:

Mrs Judith Causey

2621 Beavertail Dr

Hillsborough NC 27278

Day Phone: 9192604249

Evening Phone: 9192604249

Cell Phone: 9192604249

E-mail: judithcausey@hotmail.com

Sex: Female

Race: Caucasian

Township: Hillsborough

Res. Eligibility:

Date Applied: 01/25/2016

Skills:

Also Serves On:

Volunteer Application Orange County Advisory Boards and Commissions

Name: Ms. Susan Adams
Name Called:
Home Address: 211 Hogan Woods Circle
 Chapel Hill NC 27516
Phone (Day): 919-357-5541
Phone (Evening): 919-357-5541
Phone (Cell):
Email: jaseradams@gmail.com
Place of Employment: Self-employed
Job Title: Consultant
Year of OC Residence: 2004
Township of Residence: Chapel Hill
Zone of Residence: Carrboro City Limits
Sex: Female
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

- IFC - Orange County Homeless Shelter, Galloway Ridge - Volunteer, Care Ministry - Newman Center, Coastal Pines of North Carolina - troop 862 - Adult Volunteer, Treasurer 2007-2012, AARP, GSA - Gerontological Society of America
 MAC Committee - Mandarin Advisory Council for the Dual Language Program for Chapel Hill Carrboro City School District, Newman center outreach care ministry, MAC-dual language for Mandarin Chinese advisory board for school system, NAHB - National Home Builders Association Orange, Chatham and Durham counties - remodeler s council, National Gerontology Society, AARP,
- Received Masters of Gerontology from University of Southern California 2014 Magna Cum Laude - Thesis title " Enviornmental and technological interventions to decrease agitation in dementia patients"
 - Founded Consulting Business CareGiving Technologies - Safer Independent Living
 - Received CAPS " Certified Aging in Place Specialist" Certification from Nathional Home Builders Association 2014
 - Received Universal Design Certification from National Home Builders Association 2014
 - Asked to become board member of SHARP " Senior Health Advisory Resouce Partnership" in Orange County executive director Healthier Altman
 - Working closely with Dr. Cheire Rosemond at UNC for Tax incentives for livable homes as part of the Aging in Community Series
 - Speaker at Caregiver's Conference Durham and Raleigh 2015
 - Speaker at Alzheimer Association Fall Conference 2015
 - Became Lively partner - Award winning passive senior Monitoring system
 - Member of HART Health Aging Round Table
 - Recently accepted position at Carolina Villages for director of Volunteer Services

Past Service on Orange County Advisory Boards:

Boards/Commissions applied for:

Advisory Board on Aging

Background, education and experience relevant to this board:

I am energized by solving problems and taking on challenges. With over 1 person turning 50 every second due to the dramatic achievements in public health, Orange County is poised to see a 67% increase in persons over 65 and a 43% increase in persons over 85 in the next 10 years. This trend continues through 2030 when persons over 65 will again increase by 42% and over 85 by 70%. Orange county is a leader in serving its senior population and I want to contribute to preparing and meeting these needs throughout the next 20 years.

Although I worked as a chemical engineer for 15 years, I recently returned to school to get a BA in Multidisciplinary studies, with an emphasis on social sciences and the Socio-Ecological Model which shows that the health of an individual is based not just on the person but withing the greater context of his relationships, his community and his society. Because of my interest in the aging process, I am currently completing a Masters in Gerontology from the University of Southern California. Through this program I have been able to receive the training and tools that will aid me in pursuing my goal of improving the disparity in the aging experience between the different economic classes. The research area where I am basing my concentration consists of early depression intervention for the home caregiver. Many home caregivers are thrust into their duties with little to no training and as more residents, especially in the rural areas, are deciding to age in place there will be a need for increased programs to address the adult child or spousal caregiver, many of whom are over 50.

I am excited to be beginning this new phase of my life as I turn 50, and consider myself to be a life-long learner who believes that we are all part of something larger and there is purpose to all our lives. My belief system influences all I do and I value responsibility and high ethical standards. I believe that the strategic methods of problem solving I utilized as an engineer allows me to find and evaluate alternatives and seek innovative ways to get things done. I believe in community involvement as I was a member of the School Improvement Team (SIT) committee for McDougle Middle School for 2 years, worked as a volunteer at the Chapel Hill Museum for 3 years, and have been a member of the MAC -Mandarin Advisory Council for the dual language program in CHCCS since it began and my daughter has been part of the program for the past 8 years. As my children are growing up and moving on to new goals, I feel that I too must focus my time and energies on the future.

I appreciate your time in considering me for this position.

Reasons for wanting to serve on this board:

Conflict of Interest:

Nursing Home Community Advisory Committee

Background, education and experience relevant to this board:

I am graduating with my Masters of Arts in Gerontology in May 2014 from the University of Southern California. My BS is multi disciplinary in psychology and public health. My concentration of study is in environmental interventions to decrease agitation in persons with dementia. I currently volunteer at Galloway Ridge and care part time for my elderly parents who I relocated to Chatham County in 2008.

Reasons for wanting to serve on this board:

Conflict of Interest:

Supplemental Questions:

Other Comments:

STAFF COMMENTS: Applied 2/1/2013 for Advisory Board on Aging. Applied 10/4/2013 for Nursing Home CAC. ADDRESS VERIFICATION: 211 Hogan Woods Circle is Chapel Hill Township, Carrboro Jurisdiction, Carrboro City Limits.

This application was current on: 6/2/2015

Date Printed: 6/2/2015

Volunteer Application Orange County Advisory Boards and Commissions

Name: Mrs Judith Causey
Name Called:
Home Address: 2621 Beavertail Dr
 Hillsborough NC 27278
Phone (Day): 9192604249
Phone (Evening): 9192604249
Phone (Cell): 9192604249
Email: judithcausey@hotmail.com
Place of Employment: Retired. UNC
Job Title: RN Center For Excellence
Year of OC Residence: 1999
Township of Residence: Hillsborough
Zone of Residence:
Sex: Female
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

Active RN License
 PHRC
 MADD

Past Service on Orange County Advisory Boards:

None

Boards/Commissions applied for:

Nursing Home Community Advisory Committee

Background, education and experience relevant to this board:

I am 77. I have interacted with and nursed many geriatric patients. I have. Visited many long term care facilities. I have placed patients into long term care facilities & continued to supervise care & services on site

Reasons for wanting to serve on this board:

Serve in some capacity to help Orange County to be first class in services offered our citizens.

Conflict of Interest:

Adult Care Home Community Advisory Committee

Background, education and experience relevant to this board:

Interacted with & nursed many seniors. I am a senior in good health

Reasons for wanting to serve on this board:

I have an interest in helping our citizens to age in their own homes

Conflict of Interest:

Supplemental Questions:

Other Comments:

This application was current on: 1/25/2016 11:39:33 PM

Date Printed: 2/1/2016

**ORANGE COUNTY
BOARD OF COMMISSIONERS**

ACTION AGENDA ITEM ABSTRACT

Meeting Date: March 22, 2016

**Action Agenda
Item No.** 11-d

SUBJECT: Orange County Planning Board – Appointments

DEPARTMENT: Board of Commissioners

ATTACHMENT(S): Under Separate Cover
Member Roster
Applications For Members Eligible For
An Additional Term
Attendance Records
Interest List
Applications for Persons on the Interest
List

INFORMATION CONTACT:
Clerk's Office, 919-245-2130

PURPOSE: To consider making appointments to the Orange County Planning Board.

BACKGROUND: The following information is for Board consideration:

- Appointment to a second full term (Position #1) "Cedar Grove Township" for James Lea expiring 03/31/2019.
- Appointment to a first full term (Position #6) "Eno Township" for Laura Nicholson expiring 03/31/2019.
- Appointment to a second full term (Position #8) "At-Large" for Paul Guthrie expiring 03/31/2019.

POSITION NO.	NAME	SPECIAL REPRESENTATIVE	EXPIRATION DATE
1	James Lea	Cedar Grove Township	03/31/2019
6	Laura Nicholson	Eno Township	03/31/2019
8	Paul Guthrie	At-Large	03/31/2019

NOTE - If the individuals listed above are appointed, the following vacancies remain:

- *Position #5--- "Hillsborough Township" Position----- expiring 03/31/2017. **This position has been vacant since August 2015. We currently do not have any applicants from Hillsborough Township, but we do have a PSA out in an effort to recruit.**
- *Position #10--- "At-Large" Position----- expiring 03/31/2019. **This position will be vacant as of 03/31/2016. Herman Staats has submitted his resignation at the end of his current term ending 03/31/2016.**

FINANCIAL IMPACT: None.

SOCIAL JUSTICE IMPACT: Enable Full Civic Participation. Ensure that Orange County residents are able to engage government through voting and volunteering by eliminating disparities in participation and barriers to participation.

RECOMMENDATION(S): The Manager recommends that the Board consider making appointments to the Orange County Planning Board.

Board and Commission Members

And Vacant Positions

Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)

Meeting Times: 7:00 pm first Wednesday of each month

Terms: 2

Contact Person: Perdita Holtz

Meeting Place: West Campus Office Bldg.

Positions: 12 Length: 3 years

Contact Phone: 919-245-2578

Description: All members are appointed by the Board of Commissioners. This board studies Orange County and surrounding areas to determine objectives in the development of the County. It prepares and recommends plans to achieve that development, including the suggesting of policies, ordinances, and procedures. It reviews development applications and makes recommendations to the Board of Commissioners. It holds regular monthly meeting in addition to quarterly public hearings with the Board of Commissioners.

1	Mr James Lea 3905 Mill Creek Road Efland NC 27243	Day Phone: 919-563-3821 Evening Phone: FAX: E-mail: James.Lea96@yahoo.com	Sex: Male Race: African American Township: Cedar Grove Resid/Spec Req: Cedar Grove Twmsp Special Repr: Cedar Grove Township	First Appointed: 06/04/2013 Current Appointment: 06/04/2013 Expiration: 03/31/2016 Number of Terms: 1
2	Mr H. T. "Buddy" Hartley 3010 Little River Church Road Hurdle Mills NC 27541	Day Phone: 919-357-2081 Evening Phone: 919-732-7210 FAX: E-mail: Hartley_2004@yahoo.com	Sex: Male Race: Caucasian Township: Little River Resid/Spec Req: Little River Twmsp Special Repr: Little River Twmsp	First Appointed: 03/03/2011 Current Appointment: 03/17/2015 Expiration: 03/31/2018 Number of Terms: 2
3	MS Patricia Roberts 700 Richmond rd Mebane NC 27302	Day Phone: 919-621-4060 Evening Phone: 919-621-4060 FAX: E-mail: patriciaroberts77@gmail.com	Sex: Female Race: Other Township: Cheeks Resid/Spec Req: Cheeks Twmsp Special Repr: Cheeks Twmsp	First Appointed: 11/05/2015 Current Appointment: 11/05/2015 Expiration: 03/31/2018 Number of Terms: 1
4	Mr Tony Blake Vice-Chair 1411 White Cross Road Chapel Hill NC 27516	Day Phone: 919-932-1495 Evening Phone: 919-932-1495 FAX: E-mail: tony.blake@whitecrossfire.com	Sex: Male Race: Caucasian Township: Bingham Resid/Spec Req: Bingham Twmsp Special Repr: Bingham Twmsp	First Appointed: 03/22/2012 Current Appointment: 03/17/2015 Expiration: 03/31/2018 Number of Terms: 2
5	VACANT	Day Phone: Evening Phone: FAX: E-mail:	Sex: Race: Township: Resid/Spec Req: Hillsborough Twmsp Special Repr: Hillsborough Twmsp	First Appointed: Current Appointment: Expiration: 03/31/2017 Number of Terms:

Board and Commission Members

And Vacant Positions

Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)

Meeting Times: 7:00 pm first Wednesday of each month

Terms: 2

Contact Person: Perdita Holtz

Meeting Place: West Campus Office Bldg.

Positions: 12

Length: 3 years

Contact Phone: 919-245-2578

Description: All members are appointed by the Board of Commissioners. This board studies Orange County and surrounding areas to determine objectives in the development of the County. It prepares and recommends plans to achieve that development, including the suggesting of policies, ordinances, and procedures. It reviews development applications and makes recommendations to the Board of Commissioners. It holds regular monthly meeting in addition to quarterly public hearings with the Board of Commissioners.

6	Mrs. Laura Nicholson 1818 Adams Place Hillsborough NC 27278	Day Phone: 919-732-3138 Evening Phone: 919-732-3138 FAX: E-mail: brandsusa3@aol.com	Sex: Female Race: Caucasian Township: Eno Resid/Spec Req: Eno Twmsp Special Repr: Eno Twmsp	First Appointed: 05/20/2014 Current Appointment: 05/20/2014 Expiration: 03/31/2016 Number of Terms:
7	Ms. Andrea Rohrbacher 102 Camille Court Chapel Hill NC 27516	Day Phone: 919-668-1863 Evening Phone: 919-967-4213 FAX: E-mail: arohrbacher@earthlink.net	Sex: Female Race: Caucasian Township: Chapel Hill Resid/Spec Req: At-Large Special Repr: At-Large	First Appointed: 11/16/2010 Current Appointment: 03/17/2015 Expiration: 03/31/2018 Number of Terms: 2
8	Mr Paul Guthrie 113 RHODODENDRON DRIVE CHAPEL HILL NC 27517	Day Phone: 919-933-2931 Evening Phone: 919-933-2931 FAX: same E-mail: paul.guthrie@gmail.com	Sex: Male Race: Caucasian Township: Chapel Hill Resid/Spec Req: At-Large Special Repr: At-Large	First Appointed: 06/04/2013 Current Appointment: 06/04/2013 Expiration: 03/31/2016 Number of Terms: 1
9	Ms. Lydia Wegman Chair 5704 Cascade Drive Chapel Hill NC 27514	Day Phone: 919-382-1904 Evening Phone: 919-382-1904 FAX: E-mail: lnwegman@gmail.com	Sex: Female Race: Caucasian Township: Chapel Hill Resid/Spec Req: At Large Special Repr: At-Large	First Appointed: 05/20/2014 Current Appointment: 05/20/2014 Expiration: 03/31/2017 Number of Terms: 1
10	Dr. Herman Staats Not Seeking Another App 6702 Doc Corbett Road Cedar Grove NC 27231	Day Phone: 919-684-8823 Evening Phone: 919-563-6228 FAX: E-mail: herman.staats@duke.edu	Sex: Male Race: Caucasian Township: Cedar Grove Resid/Spec Req: At-Large Special Repr: At-Large	First Appointed: 11/08/2012 Current Appointment: 06/04/2013 Expiration: 03/31/2016 Number of Terms: 1

Board and Commission Members

And Vacant Positions

Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)

Meeting Times: 7:00 pm first Wednesday of each month

Terms: 2

Contact Person: Perdita Holtz

Meeting Place: West Campus Office Bldg.

Positions: 12 Length: 3 years

Contact Phone: 919-245-2578

Description: All members are appointed by the Board of Commissioners. This board studies Orange County and surrounding areas to determine objectives in the development of the County. It prepares and recommends plans to achieve that development, including the suggesting of policies, ordinances, and procedures. It reviews development applications and makes recommendations to the Board of Commissioners. It holds regular monthly meeting in addition to quarterly public hearings with the Board of Commissioners.

<p>11 Ms. Lisa Stuckey 115 Virginia Drive Chapel Hill NC 27514</p>	<p>Day Phone: 919-942-8373 Evening Phone: 919-942-8373 FAX: 919-929-3671 E-mail: lisarstuckey@gmail.com</p>	<p>Sex: Female Race: Caucasian Township: Chapel Hill Resid/Spec Req: Chapel Hill Twmsp Special Repr: Chapel Hill Twmsp</p>	<p>First Appointed: 03/15/2011 Current Appointment: 03/20/2014 Expiration: 03/31/2017 Number of Terms: 2</p>
<p>12 Maxecine Mitchell 2416 Gemena Road Chapel Hill NC 27516</p>	<p>Day Phone: 919-357-3455 Evening Phone: 919-357-3455 FAX: E-mail: max_02@msn.com</p>	<p>Sex: Female Race: African American Township: Bingham Resid/Spec Req: At-Large Special Repr: At-Large</p>	<p>First Appointed: 03/15/2011 Current Appointment: 03/20/2014 Expiration: 03/31/2017 Number of Terms: 2</p>

Volunteer Application Orange County Advisory Boards and Commissions

Name: Mr James Lea
Name Called:
Home Address: 3905 Mill Creek Road
Efland NC 27243
Phone (Day): 919-563-3821
Phone (Evening):
Phone (Cell):
Email: James.Lea96@yahoo.com
Place of Employment: Duke University Medical Center
Job Title: Senior Cad Designer
Year of OC Residence: 1964
Township of Residence: Cedar Grove
Zone of Residence: Does not apply
Sex: Male
Ethnic Background: African American

Community Activities/Organizational Memberships:**Past Service on Orange County Advisory Boards:****Boards/Commissions applied for:****Supplemental Questions:**

Work Experience: Duke University Medical Center Facility Planning, Design, & Construction Department 1995-Present

Education: Shaw University: MRE (Religion)

Saint Augustine's College: BS (Business)

Alamance Community College: AAS (Mechanical Drafting & Design Technology)

Orange High School

Other Comments:

I am looking to fill one of the vacant seats in the Cedar Grove Township. STAFF

COMMENTS: Originally applied 10/7/2010 for Orange County Planning Board.

UPDATED APPLICATION FOR OC PLANNING BOARD 02/15/2012. ADDRESS

VERIFICATION: 3905 Mill Creek Road is in Cedar Grove Township and Orange County Jurisdiction.

Volunteer Application Orange County Advisory Boards and Commissions

Name: Mrs. Laura Nicholson
Name Called:
Home Address: 1818 Adams Place
 Hillsborough NC 27278
Phone (Day): 919-732-3138
Phone (Evening): 919-732-3138
Phone (Cell): 919-732-3138
Email: brandsusa3@aol.com
Place of Employment: Compass Center for Women and Families
Job Title: Finance Director
Year of OC Residence: 2002
Township of Residence: Eno
Zone of Residence: County
Sex: Female
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

- â€¢ Dedicated Community Advocate & Educational Volunteer since 1994
- â€¢ 2010 Candidate, Orange County Board of Education
- â€¢ Chairperson & Member of OC Headstart Policy Council since 2007
- â€¢ Board President, CHTOP (Board Member since 2010, VP 2013, Pres. 2014)
- â€¢ Assistant Football & Soccer Coach, Afterschool Club Teacher since 2009
- â€¢ Grant Writer, Fundraising Chair, & Board Member at Cameron Park Elementary PTGO
- â€¢ Tech Support & Registration Volunteer at World Overcomers Christian Church
- â€¢ Volunteer and Early Education Advocate, Orange County Partnership for Young Children
- â€¢ Public Speaker and Participant, during National â€œTuesdays for Totsâ€™ events held at NC Legislator
- â€¢ Member & Volunteer, Northern Orange NAACP
- â€¢ Volunteer Grant Writer, Feeding the People Ministries

Past Service on Orange County Advisory Boards:

None

Boards/Commissions applied for:

Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)

Background, education and experience relevant to this board:

I am a dedicated community volunteer with a background in project management, finance & accounting, and human resources. As an independent, reliable, organized, imaginative, and detail-oriented business administrator, I feel that I could be an addition to the planning board.

Reasons for wanting to serve on this board:

I am interested in expanding my community service and volunteer capacity and heard about openings on the Orange County Planning Board. This lies in my area of interest and I would love the opportunity to bring a fresh perspective by serving on the planning board.

Conflict of Interest:

Supplemental Questions:

Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)

Please list the work/volunteer experience/qualifications that would add to your expertise for this board.

COMPASS CENTER FOR WOMEN AND FAMILIES- Chapel Hill, NC
Finance Director, July 2013- Present

Direct wide range of financial, human resources, and risk management duties for recently merged nonprofit organization with long history of helping women and families in Orange County

- Oversee organization fiscal planning and management, including year end CPA Audit, development & administration of annual budget, monitoring expenditures, generating monthly financial reports, and all aspects of cash management procedures
- Maintain a system of internal controls to protect organization assets, long-range financial plans, and align financial reality with organization s strategic plans
- Execute all financial management duties including AP, AR, bank reconciliations, and general ledger
- Perform extensive Grant Management duties including initiating drawdown of funds, completing expenditure reports for state and local government grants, maintaining continual compliance with all grant requirements, and monitoring reporting deadlines
- Direct human resource duties such as on-boarding and off-boarding employees, health and retirement benefits management & evaluation, payroll preparation and reporting, and personnel legal compliance
- Extensive experience and use of QuickBooks accounting system for recording & reporting financial data
- Monitor agency strategic plan, analyze compensation strategy and programs to ensure regulatory compliance, verify insurance remains at appropriate levels, and keep abreast of legal requirements and government funding trends that might affect agency finances

DIRECT DISTRIBUTION- Hobe Sound, FL
Director, Operations, June 2002- December 2013

Asst.

Execute wide range of management duties for Pharmaceutical/Wholesale Sales Company with \$15M annual sales

- Oversaw and organized all financial activities for fast-paced business including budget management, needs assessments, projected growth calculations, and collaborations with senior staff
- Directed team of 3-15 employees, delegated & tracked progress on multiple simultaneous individual/group assignments, managed purchase & payment structure, and travel to various offices
- Managed client relationships, interacted with stakeholders, and guided delivery of goods through various ports in International supply chain
- Researched and cultivated International client accounts, resolved billing disputes, implemented money-saving strategies, green initiatives, budget cuts, and efficiency modifications
- Increased employee productivity by improving workplace satisfaction, instituting effective company forms & procedure manuals, and conducting ad hoc trainings to improve efficiency

â€¢Solely responsible for forensic accounting procedures, monitoring compliance, and initiating administrative systems that saved company \$50K+ per year

What unique perspective can you bring to the Orange County Planning Board?

I am independent, reliable, highly organized, imaginative, and detail-oriented self-starter. My drive and experience as a community volunteer would bring a unique perspective to the Orange County Planning Board.

What do you see as the responsibilities of this board, and what do you hope to accomplish if appointed?

I see the Planning Board as the entity responsible for making studies of Orange County and being of service to the County Commissioners to carryout their vision and plans.

If appointed, I would represent the Eno Township and advocate for the interests of its residents while balancing the needs and vision of other parts of Orange County.

What do you consider to be the most important issues facing Orange County related to growth?

I feel that Orange County occasionally misses out on economic development opportunities. Then other counties swoop in and often receive opportunities that Orange County could have monopolized (like Tanger Outlets being built in Alamance County due to unfinished water lines in outlying areas of Orange County).

What role should the Planning Board take in guiding and regulating growth?

The Planning Board serves in an advisory capacity only. We can suggest ideas to guide and regulate growth but the ultimate decisions rest with the County Commissioners and local government representatives.

How would you, as a member of the Planning Board, contribute to the implementation of the Board of Commissioners' adopted Goals and Priorities?

I would work to support the Board of Commissioners overall goals and priorities by being an active community volunteer and informed board member. I would continually study and work to increase my knowledge to be of further service in any way possible.

Other Comments:

This application was current on: 2/14/2014 7:28:20 PM

Date Printed: 3/10/2014

Volunteer Application Orange County Advisory Boards and Commissions

Name: Mr Paul Guthrie
Name Called:
Home Address: 113 RHODODENDRON DRIVE
 CHAPEL HILL NC 27517
Phone (Day): 919-933-2931
Phone (Evening): same
Phone (Cell):
Email: guthriep@bellsouth.net
Place of Employment: N/A-Retired
Job Title:
Year of OC Residence:
Township of Residence: Chapel Hill
Zone of Residence: Chapel Hill ETJ
Sex: Male
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

Past Service on Orange County Advisory Boards:

Boards/Commissions applied for:

Supplemental Questions:

Work Experience: Office of the Managing Director Philadelphia,Pa, Management Analyst
 NC Association of County Commissioners,Assistant Executive Director
 NC Dept of Local Affairs, Assistant Director
 Citizens Coalition,Winston Salem NC, Executive Director
 Dept of Administration,State of Wisc.Dir.of Federal-State Relations
 Wisc. Dept of Natural Resources,Dir. Intergovenmental Programs
 U.S. Environmental Protection Agency, Progam Officer, Regional Operations and State
 and Local Relations, Office of the Administrator.

Volunteer Experience: Volunteer and other Experience:

Chairman, National Rural Development Partnership
 Chair, National Governors Assoc.,Environmental Staff Advisory Committee
 Co Chair(With EPA Administrator)of US EPA, State-EPA Operations Committee
 Special Assist, Gov.of Wisc., National Environmental Activities
 Staff Director EPA State Capacity Task Force
 Wisc. State Liaison Officer US Dept of Interior's Outdoor Recreation Program
 General Manager, The Wisconsin Fund

Education: Chapel Hill High School
The Lawrenceville School, Lawrenceville NJ
Swarthmore College
The Fels Institute of Local and State Government, Univ. of Pennsylvania

Other Comments:

STAFF COMMENTS: Originally applied for Chapel Hill Planning Board 9/14/2006.
UPDATED APPLICATION 05/29/2013 TO INCLUDE ORANGE COUNTY PLANNING
BOARD. ADDRESS VERIFICATION: 133 Rhododendron Drive is in Chapel Hill ETJ.

This application was current on: 5/29/2013

Date Printed: 1/14/2014

BOCC Attendance Report For Advisory Boards Re-Appointments
Orange County Planning Board Feb/ 2015 – Feb/ 2016

Member	Appointed	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Jan	Feb					
Paul Guthrie	06/04/2013	P	P	P	*	P	P	P	E	P	p	p	p	*					
James Lea	06/04/2013	P	P	A	*	P	A	P	P	P	p	p	p	*					
Laura Nicholson	05/20/2014	P	P	P	*	P	P	P	P	P	e	p	p	*					
P: Present A: Absent E = Excused																			
*: Meeting cancelled due to lack of submittals #: Meeting cancelled due to lack of quorum W: Meeting Cancelled due to weather R: Board member resigned on 8/31/2015																			
Current through -02/29/2016																			

Applicant Interest Listing

by Board Name and by Applicant Name

Orange County Planning Board (REQUIRES DISCL

Contact Person: Perdita Holtz

Contact Phone: 919-245-2578

Mr. Matthew Edwards

200 Weldon Ridge Drive
Durham NC 27705

Day Phone: 919-491-8299

Evening Phone: 919-491-8299

Cell Phone: 919-491-8299

E-mail: edwards.matthew@gmail.com

Sex: Male

Race: Caucasian

Township: Eno

Res. Eligibility:

Date Applied: 04/07/2014

Skills:

Also Serves On:

Mr. Statler Gilfillen Architect

3302 St. Mary's Road
Hillsborough NC 27278

Day Phone: 919-732-6123

Evening Phone: 919-732-6123

Cell Phone: 919-732-6123

E-mail: statler@OUTLOOK.COM

Sex: Male

Race: Caucasian

Township: Eno

Res. Eligibility:

Date Applied: 02/16/2016

Skills:

Also Serves On:

Kim Piracci

101 Flamingo Rd.
Durham NC 27705

Day Phone: 919-260-3686

Evening Phone: 919-260-3686

Cell Phone: 919-260-3686

E-mail: kim@kimiracci.com

Sex: Female

Race: Caucasian

Township: Eno

Res. Eligibility: County

Date Applied: 02/11/2014

Skills:

Also Serves On:

Will Raymond

209 Mt. Bolus Rd.
Chapel Hill NC 27514

Day Phone: 919-932-1035

Evening Phone: 919-932-1035

Cell Phone: 919-932-1035

E-mail: campaign@willraymond.org

Sex: Male

Race: Caucasian

Township: Chapel Hill

Res. Eligibility:

Date Applied: 09/28/2015

Skills:

Also Serves On:

Mr Henry Sims

5531 Ponderosa Dr
Durham NC 27705

Day Phone: 9197901900

Evening Phone: 8285080163

Cell Phone: 8285080163

E-mail: henrysims@hotmail.com

Sex: Male

Race: Caucasian

Township: Eno

Res. Eligibility: County

Date Applied: 06/05/2015

Skills:

Also Serves On:

Volunteer Application Orange County Advisory Boards and Commissions

Name: Mr. Matthew Edwards
Name Called:
Home Address: 200 Weldon Ridge Drive
Durham NC 27705
Phone (Day): 9194918299
Phone (Evening): 9194918299
Phone (Cell): 9194918299
Email: edwards.matthew@gmail.com
Place of Employment: Syngenta Biotechnology, Inc.
Job Title: Senior IP Counsel
Year of OC Residence: 2010
Township of Residence: Eno
Zone of Residence:
Sex: Male
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:
North Carolina Bar Association

Past Service on Orange County Advisory Boards:
None

Boards/Commissions applied for:

Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)

Background, education and experience relevant to this board:

As an attorney, I have been trained in analyzing the law, which lends itself to analyzing all new information. While I do not have any specific background in Planning, everyone has to get their first experience somewhere. I am very interested in how our County develops and am adept at getting up to speed in new areas quickly.

Reasons for wanting to serve on this board:

Being a resident of an area that recently had a significant amount of activity at the BOCC (the Eno Economic Development area), I attended several BOCC hearings and have grown very interested in how our County is governed and the different advisory boards that delve into various issues. My wife and I love this county and plan to continue rearing our children here and thus have a vested interest in how the County moves forward. Given how important this advisory board is, I was disappointed to see that my township is not represented at this time. I will be pleased for any qualified applicant to receive this position, and would be honored to do so myself to represent the interests of the folks in my area.

Conflict of Interest:

Supplemental Questions:

Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)

Please list the work/volunteer experience/qualifications that would add to your expertise for this board.

Other than training as an attorney, I do not have any particular qualifications.

What unique perspective can you bring to the Orange County Planning Board?

Sometimes the most helpful perspective to bring is one unfettered by previous experience. I do not have any preconceptions about how things should be done and I have experienced the power of this position in my work as an IP/Patent attorney. Oftentimes, because I do not have the same level of technical background as my clients, I am more willing to ask questions as I am not afraid of looking stupid. This fosters a discussion that in turn can lead to alternative paths that may not have been visited if I had known or thought I knew the answers.

What do you see as the responsibilities of this board, and what do you hope to accomplish if appointed?

From an outsider's perspective, it seems that the responsibility of this board is to recommend measures that will allow the county to grow and develop in a way that is in step with the general desires and beliefs of the county's residents. For example, Orange County prides itself on preserving nature, environmental concerns, etc and this board should help in the development and recommendation of plans to the BOCC that are in step with those beliefs.

If appointed, I hope to contribute to the development and recommendation of just such plans, ones that balance the County's need for growth with the values that we all have as residents.

What do you consider to be the most important issues facing Orange County related to growth?

I think the most important issue facing Orange County and its growth is that many, many people move to this county from our Triangle neighbors to live in a place that is more peaceful. Most of us enjoy nature and like to live in communities that are not a stonethrow from commercial entities. The problem with this is that because we as residents tend to not like industry/commerce in our backyards, the residents have higher property taxes than the surrounding counties. I understand that the work of the Economic Development board is to try and develop our economy by increasing the commercial presence, which will ultimately take some of the pressure off of residential property taxes. But this will be a difficult line to walk, as while no one likes to pay higher taxes, many residents also want to maintain the setting we have in Orange County.

What role should the Planning Board take in guiding and regulating growth?

I think that the Planning Board should keep as its guiding principle the reasons that people choose to live in Orange County. If we all wanted to live in highly developed, commercial and industrial areas, we would live in Wake or Durham county. But we do not, and in fact, many of us have moved from those counties to escape those types of areas. I think the Planning Board needs to consider the values and desires of residents in the communities near to any proposed developments.

How would you, as a member of the Planning Board, contribute to the implementation of the Board of Commissioners' adopted Goals and Priorities?

Unfortunately, the linked file is from 2009, so I do not believe the goals and priorities stated therein are the same as those for the current year.

Other Comments:

Volunteer Application Orange County Advisory Boards and Commissions

Name: Mr. Statler Gilfillen Architect

Name Called:

Home Address: 3302 St. Mary's Road
Hillsborough NC 27278

Phone (Day): 919-732-6123

Phone (Evening): 919-732-6123

Phone (Cell): 919-732-6123

Email: statler@OUTLOOK.COM

Place of Employment: self

Job Title: Architect

Year of OC Residence: 2007

Township of Residence: Eno

Zone of Residence:

Sex: Male

Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

Past vice chair of Orange County Historic Library

Past Service on Orange County Advisory Boards:

Orange County Historic Board

Boards/Commissions applied for:

Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)

Background, education and experience relevant to this board:

Over 25 years as registered Architect involved in planning, design and construction.
www.GilfillenArchitect.Wordpress.com.

Reasons for wanting to serve on this board:

To be of service and because I believe my background can be of service to the planning board

Conflict of Interest:

Supplemental Questions:

Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)

Please list the work/volunteer experience/qualifications that would add to your expertise for this board.

Statler Gilfillen, Architect MBA has over 20 years of experience in planning, development, architecture, construction, teaching and business. He has been a University Professor, Operations Manager for a major Boston architectural firm and maintained his own architectural practice for over 12 years with a staff of 14. His work has varied from acting as the lead Architect for the 7 million dollar renovations at the Kennedy Space Center to historic preservation. He has worked for major developers, corporations, and known clients for large scale multifamily, medical, retail, high rise, commercial, and single family residential. He is fully

versed in the public process and the demands of the private sector. He is specifically qualified in the in historic preservation and accessible design. For many years he traveled and studied in Europe. He brings a global concept of planning, architecture and business. He believes that good design must meet clients needs, environmental demands and fit visually into the setting. In 2007, he settled his young family in Hillsborough, NC from Piran, Slovenia.

What unique perspective can you bring to the Orange County Planning Board?

Global view of planning with professional training and expertise

What do you see as the responsibilities of this board, and what do you hope to accomplish if appointed?

Protect a natural environment that includes clean water, clean air, wildlife, important natural lands and sustainable energy for present and future generations. Promote proactive reforms necessary to maintain this goal.

Review and approve planning and economic development policies under the current laws which create a balanced dynamic local economy and which promote diversity, sustainable growth and enhance revenue while embracing community values

What do you consider to be the most important issues facing Orange County related to growth?

By supporting the strategic growth policies and constantly working to improve them.

What role should the Planning Board take in guiding and regulating growth?

By administrating the current laws and promoting postive changes necessary.

How would you, as a member of the Planning Board, contribute to the implementation of the Board of Commissioners' adopted Goals and Priorities?

By working to support the work of the Planning Board utilizing my extensive professional background.

Other Comments:

This application was current on: 4/8/2014 5:30:18 PM

Date Printed: 4/9/2014

Volunteer Application Orange County Advisory Boards and Commissions

Name: Kim Piracci
Name Called:
Home Address: 101 Flamingo Rd.
 Durham NC 27705
Phone (Day): 919-260-3686
Phone (Evening): 919-260-3686
Phone (Cell): 919-260-3686
Email: kim@kimpiracci.com
Place of Employment: Kim Piracci, GG Jewelry Appraiser
Job Title: Owner, Certified Senior Jewelry Appraiser
Year of OC Residence: 1996
Township of Residence: Eno
Zone of Residence: County
Sex: Female
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

National Association of Jewelry Appraisers,
 Speak Up! Toastmasters and Charter President,
 Preservation Hill Questers Charter and current Treasurer, Chapel Hill Leads Group member,

Past Service on Orange County Advisory Boards:

None

Boards/Commissions applied for:

Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)

Background, education and experience relevant to this board:

I have lived in Orange County for over 17 years now. First in Southern Village and now in the Eno Township. This is such a beautiful part of North Carolina I hope to never leave. I am organized, detail oriented, and capable of making things happen in groups. I have started, with help from others of course, a Chapel Hill Toastmasters Club, A Chapel Hill Questers club, and my own business. I am happy to say my independent jewelry appraisal business has been successful for over nine years. Notably, there is only one other independent appraiser in North Carolina.

As an appraiser in the National Association of Jewelry Appraisers, I am held to high standards for ethics and am required to follow the Government's Uniform Standards for Professional Appraisal Practice.

My BS degree is in Child and Family Services. I graduated in 1980 Magna Cum Laude. The profession taught me to listen more than talk, a worthy attribute I aspire to and practice every day.

Reasons for wanting to serve on this board:

I find that my personal values are usually in lockstep with Orange County s. Even though some community practices are counter intuitive regarding long term growth, for example, public transportation versus more roads and parking spaces, Orange County usually gets it right. I spent my first 17 years in Orange County living in Southern Village. This past summer, with our children grown, we moved to a smaller house in the county. Adjacent to and wandering in our property is a little creek that empties into the Eno River. I find that I have become more interested in our fresh water sources and protecting the watersheds.

Conflict of Interest:

Supplemental Questions:

Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)

Please list the work/volunteer experience/qualifications that would add to your expertise for this board.

Kim Piracci, GG Jewelry Appraiser, Owner, Graduate Gemologist and Certified Senior Appraiser, planned, implemented and built small business in Chapel Hill.

Charter President of Speak Up! Toastmasters in Chapel Hill, planned, implemented and worked together with a diverse group of people to found a new group for Chapel Hill and surrounding areas.

Last year I helped to start and am now the Treasurer for a Chapel Hill Questers group. Questers is an international organization with a mission to preserve and restore local landmarks. There is a new group starting in Hillsborough as well and I plan to be part of that effort.

It seems that I often find myself in leadership positions, beginning in elementary school and through college, often being elected to student government positions. I like to see people working together toward improvements.

What unique perspective can you bring to the Orange County Planning Board?

I lived in Chapel Hill, actually Southern Village, for seventeen years. Our children came of age here, utilizing the library, public transportation, parks and other amenities here. I appreciate the contribution these facilities make to the quality of life here.

I now live in the county and welcome the wild spaces, trails and watershed areas and recognize the importance of them for the benefit of people that live in Orange County.

I am a business owner and know that it can be a difficult place to open a business in. I also appreciate that these difficulties protect the county and people that live here, and make it a terrific place to live. An appropriate balance is obviously what we all would like and what I would like to participate in.

What do you see as the responsibilities of this board, and what do you hope to accomplish if appointed?

Broadly speaking, the Planning Board would make sure that Orange County has a wonderful future. More specifically, the Board addresses land use, public transportation and other issues affecting the county. As I understand it from the website, the board researches Orange County, decides on appropriate objectives, develops policies and proposes them to the Board of County Commissioners.

I personally, would like to work on protecting our natural environment.

What do you consider to be the most important issues facing Orange County related to growth?

To quote a famous politician from the last century, It s the economy, stupid. Obviously we need to have steady economic growth. How can we protect our citizenry, and the environment as our universities and businesses grow? What infrastructure do we need to build

and repair to support the growth? How can we remain flexible in a time when information and technology changes practically daily? How can this be accomplished with the support of the community?

What role should the Planning Board take in guiding and regulating growth?

The Planning Board seems to be a research and advisory board. As such, it would be the responsibility of the board to provide the most factual and unbiased reports to the Board of County Commissioners, taking into consideration the desires of the citizens, the businesses and the environment.

How would you, as a member of the Planning Board, contribute to the implementation of the Board of Commissioners' adopted Goals and Priorities?

If I was on the Planning Board, and I hope that I will be, I would like to work on Goal Five, Priority 16, educating the public. The specifics and limitations of that contribution are unclear to me right now. However, I believe that education and information are the solutions to most problems.

Other Comments:

This application was current on: 2/11/2014 12:20:24 PM

Date Printed: 2/12/2014

Volunteer Application Orange County Advisory Boards and Commissions

Name: Mr Henry Sims
Name Called:
Home Address: 5531 Ponderosa Dr
 Durham NC 27705
Phone (Day): 9197901900
Phone (Evening): 8285080163
Phone (Cell): 8285080163
Email: henrysims@hotmail.com
Place of Employment: Enterprise Rent a Car
Job Title: Branch Manager
Year of OC Residence: 2008
Township of Residence: Eno
Zone of Residence: County
Sex: Male
Ethnic Background: Caucasian

Community Activities/Organizational Memberships:

I managed the Enterprise office on Franklin St. for 2 years and coached baseball for HYAA. My wife and I are involved with the S.I.T at New Elementary.

Past Service on Orange County Advisory Boards:

none

Boards/Commissions applied for:

Economic Development Advisory Board (REQUIRES DISCLOSURE STATEMENT)

Background, education and experience relevant to this board:

I have worked retail sales and service in Orange County over the last 4 years and have been a resident for the last 5 years. I know and am aware of the hardships that normal working class people face every day.

Reasons for wanting to serve on this board:

I want to be on the Economic Development Advisory Board because I want to help bring good paying jobs to Orange County.

Conflict of Interest:

Durham Technical Community College Board of Trustees**Background, education and experience relevant to this board:**

I want to be on this board because I know and live the difference between Chapel Hill and Orange County. I want to be able to help the rest of OC and I cannot think of any better way. Education is key and providing a way for residents to advance themselves, their education, and their lives is what I want to be a part of.

Reasons for wanting to serve on this board:

See above.

Conflict of Interest:**Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)****Background, education and experience relevant to this board:****Reasons for wanting to serve on this board:****Conflict of Interest:****Supplemental Questions:****Durham Technical Community College Board of Trustees****What improvements do you believe can be made so that DTCC better serves the residents of Orange County?**

3. What improvements do you believe can be made so that DTCC better serves the residents of Orange County? DTCC must offer programs that fits the hiring needs of the county and region. There needs to be more programs focused on vocational education and an emphasis put on marketing these options to the high schools and to the unemployed.

Orange County Planning Board (REQUIRES DISCLOSURE STATEMENT)**Please list the work/volunteer experience/qualifications that would add to your expertise for this board.**

I have managed 2 offices in OC over the last 3 years. I have become knowledgeable with the way

What unique perspective can you bring to the Orange County Planning Board?

I live it day to day. I am the average working class person.

What do you see as the responsibilities of this board, and what do you hope to accomplish if appointed?

I have applied for 3 boards. I think that each board has an directive to advance the rights and lives of OC residents.

What do you consider to be the most important issues facing Orange County related to growth?

Growth outside of Chapel Hill. Politics... Chapel Hill vs. greater OC.

What role should the Planning Board take in guiding and regulating growth?

The Planning Board should take into account Chapel Hill s needs vs greater OC. The majority can t trample on the minority.

How would you, as a member of the Planning Board, contribute to the implementation of the Board of Commissioners' adopted Goals and Priorities?

I would uses these Goals and Priorities as the guidelines for my decisions,.

Other Comments:

Summary Of Qualifications

Ability to lead, train and maintain an enthusiastic, productive staff. Proven skills to seek out potential sales in new market areas. Strong analytical planning skills combined with the ability to coordinate the efforts of many to meet organizational goals. Self-motivated, productive and organized efficient work habits.

Professional Experience

Extensive experience in management, operations, customer service, employee development, sales, marketing, negotiating, and high-pressure situations.

Experience

Area Rental Manager Enterprise Rent a Car 2014-Present

- Responsible for the financial success and growth of six Enterprise stores. Hired, trained, and developed area employees in sales and service moving employee retention from 59% to 73%. Managed the marketing efforts of each store resulting in 12% fleet growth. Conducted monthly goals and opportunity meetings with store managers resulting in 10% revenue growth. Managed and trained area employees in customer service yielding 7 point increase fiscal year to date. Managed and directed rental fleet logistics for area branches consisting of 900 units leading to 2% increase in utilization.

Branch Manager Enterprise Rent a Car 2007-2014

- Responsible for the overall management, performance and profitability of the largest home city rental car branch in NC with annual revenues of nearly \$4 million and a fleet of 340 rental units. Led efforts to reinvent office culture, which established new branch records for revenue, income, operating profit, customer satisfaction, and fleet growth. Managed the growth, development, and retention of 17 branch employees. □

Table Games Supervisor Harrah's Cherokee Casino 2000-2007

- Managed table games operations; assigned table games hosts and table limits to maximize forecasted demand. Trained and supervised dealers to ensure proper procedures of Gaming Rule. Tracked essential play to ensure compliance with Title 31. Managed personnel cost through employee scheduling and paid time off.

Education

Western Carolina University, Cullowhee, NC 1998-2002

Bachelor of Science in Business Administration

BOCC Meeting Follow-up Actions

(Individuals with a * by their name are the lead facilitators for the group of individuals responsible for an item)

Meeting Date	Task	Target Date	Person(s) Responsible	Status
3/1/16	Review and consider request by Commissioner Price that staff review salary levels/issues for Sheriff's deputies	5/30/2016	Sheriff Brenda Bartholomew	Staff to meet with Sheriff and provide report to BOCC
3/1/16	Review and consider request by Commissioners Jacobs and Rich that the Board consider adopting a resolution supporting the City of Charlotte's efforts regarding restroom facilities	4/19/2016	Chair McKee	Chair to request draft resolution from Commissioner Jacobs
3/1/16	Review and consider request by Commissioner Jacobs and Rich that staff review opportunities across County government facilities to designate single user bathrooms as unisex bathrooms	5/15/2016	Jeff Thompson	Staff conducting inventory and developing cost information
3/1/16	Review and consider request by Commissioner Dorosin that the County join in/support the City of Charlotte in any litigation that results from actions related to restroom facilities	5/5/2016	John Roberts	Currently Pending; Attorney to monitor
3/1/16	Review and consider request by Commissioner Pelissier that staff follow up with advisory boards to ensure minutes of advisory board meetings are posted on the County website	5/5/2016	Bonnie Hammersley	Manager to follow-up with Department Directors
3/1/16	Review and consider request by Commissioner Pelissier that the Manager bring the Facility Naming Policy back to the Board with additional language to address the process for public input and the parameters for re-naming an existing facility	4/12/2016	Bonnie Hammersley	Policy to be scheduled for Board discussion at April 12 work session
3/1/16	Review and consider request by Commissioner Rich that allows people who sign up to speak at Board meetings to receive follow-up, to be aware of BOCC meetings and agendas, etc.	4/1/2016	Donna Baker	DONE Staff provides materials at each Board meeting guiding residents on how to receive agenda materials

Meeting Date	Task	Target Date	Person(s) Responsible	Status
3/1/16	Move forward with a public information meeting to share information with the public regarding pyrotechnics provisions and bring back any additional improvements that come to light	5/1/2016	Jason Shepard Dinah Jeffries	DONE Public information meeting scheduled for March 23
3/1/16	Develop a brochure that explains the State's authority and the County's limited regarding pyrotechnics as well as the provisions that apply to pyrotechnics displays	5/1/2016	Jason Shepard Dinah Jeffries	Brochure to be developed

INFORMATION ITEM



EARL MCKEE, CHAIR
MARK DOROSIN, VICE CHAIR
MIA BURROUGHS
BARRY JACOBS
BERNADETTE PELISSIER
RENEE PRICE
PENNY RICH

Orange County Board of Commissioners
Post Office Box 8181
200 South Cameron Street
Hillsborough, North Carolina 27278

March 16, 2016

Dear Commissioners,

At the Board's March 1, 2016 regular meeting, petitions were brought forth which were reviewed by the Chair/Vice Chair/Manager Agenda team. The petitions and responses are listed below:

- 1) Review and consider a request by Commissioner Price that staff review salary levels/issues for Sheriff's deputies.
Response: Staff to review with Sheriff and provide report to BOCC.

- 2) Review and consider a request by Commissioners Jacobs and Rich that the Board consider adopting a resolution supporting the City of Charlotte's efforts regarding restroom facilities.

Response: Chair to request draft resolution from Commissioner Jacobs.

- 3) Review and consider a request by Commissioner Jacobs and Rich that staff review opportunities across County government facilities to designate single user bathrooms as unisex bathrooms.

Response: Staff to conduct inventory and develop cost information.

- 4) Review and consider a request by Commissioner Dorosin that the County join in/support the City of Charlotte in any litigation that results from actions related to restroom facilities.

Response: Currently pending and County Attorney will monitor.

- 5) Review and consider a request by Commissioner Pelissier that staff follow up with advisory boards to ensure minutes of advisory board meetings are posted on the County website.

Response: Manager to follow up with Department Heads.

- 6) Review and consider a request by Commissioner Pelissier that the Manager bring the Facility Naming Policy back to the Board with additional language to address the process for public input and the parameters for re-naming an existing facility.

Response: Facilities Naming Policy discussion to be scheduled for April 12th work session.

- 7) Review and consider a request by Commissioner Rich that allows people who sign up to speak at Board meetings to receive follow-up, to be aware of BOCC meetings and agendas, etc.

Response: Staff provides materials at each Board meeting allowing residents the opportunity to sign up for subscription listings (for agendas, meeting notifications, etc.)

Regards,

A handwritten signature in cursive script that reads "Earl McKee".

Earl McKee, Chair
Board of County Commissioners