

TUESDAY, FEBRUARY 18, 2014

The Pender County Board of Commissioners met in regular session on Tuesday, February 18, 2014 at the Public Assembly Room, 805 S. Walker St., Burgaw, NC 28425.

MEMBERS PRESENT: Chairman David Williams, presiding; Vice Chairman Fred McCoy; and Commissioners George Brown, Jimmy Tate and Chester Ward.

MEMBERS ABSENT: None.

OTHERS PRESENT: Mickey Duvall, County Manager/Clerk to the Board; Trey Thurman, County Attorney; Butch Watson, Finance Officer/Assistant County Manager; Glenda Pridgen, Deputy Clerk to the Board; other staff and members of the Press and public.

CALL TO ORDER

Chairman Williams called the meeting to order at 4:00 p.m. and thanked and welcomed all.

INVOCATION

Commissioner Ward offered the Invocation.

PLEDGE OF ALLEGIANCE

Vice Chairman McCoy led the Pledge of Allegiance.

Mr. Brown made a motion to excuse Mr. Tate until he arrived. Mr. Ward seconded the motion and it was unanimously approved by a 4-0 vote.

Dr. Duvall introduced an additional resolution, noting it is concerning funding for removing winter storm debris, and the agenda had already been printed before this resolution came about. The resolution was "Resolution Authorizing FY 13-14 Budget Amendment for Winter Storm 2/11/2014 Related Costs, Purchase Order(s) for Winter Storm 2/11/14 Debris Management Services with DRC Emergency Services, LLC." Mr. Williams thanked all staff who worked during the storm. He said there was lots of debris, a gentleman was killed clearing debris, and his heart goes out to the gentleman's family. Mr. Brown made a motion to add the resolution to the agenda, Mr. Ward seconded the motion and it was unanimously approved by a 4-0 vote. Mr. Brown then made a motion to approve the resolution, Mr. Ward seconded the motion and it was unanimously approved.

Mr. Tate arrived.

Emergency Management Director Tom Collins then gave a briefing and update on the storm. His highlights included: There was one fatality during the storm; the gentleman who was killed was being a good Samaritan helping out a neighbor; 500+ calls came into the EOC; the State will be picking up fallen debris from their rights-of-way; there are two sites open in the County to accept storm debris; DOT, Fire & Rescue, Sheriff and others all worked together; it was a manageable event; and it could have been much worse. Mr. Tate asked if any employees were housed in a hotel. Mr. Collins responded the Red Cross did put a few people in hotels, but no employees. Discussion ensued concerning possible future hotel use for employees working during disasters.

PUBLIC INFORMATION

1. Update of Regional Planning Initiative FOCUS by Project Director Al Sharp.

Mr. Sharp said FOCUS is a regional collaboration between thirteen agencies in Pender, Brunswick and New Hanover County to create a regional plan with shared direction to allow Southeastern North Carolina to FOCUS our investments toward a stronger economy, improve job opportunities and ensure quality of life. Mr. Sharp delivered a PowerPoint presentation entitled "FOCUS-Your Ideas. Your Region. Your Future." The presentation included: FOCUS at the Mid-Point; What we are Learning; What we are Projecting; Catalyst Projects; We are Asking; and The Game Plan. Mr. Sharp explained each category in detail. The entire presentation is on file with the permanent records in the Clerk to the Board's Office. Mr. Ward asked why not Onslow County and Mr. Sharp said the location was determined by HUD, and they chose the Greater Wilmington Metropolitan Area. Other discussion included population growth, jobs in the region, economy in the region and investment in the region. Mr. Sharp said he will be back before the Board in May to present a preview Scenario Planning. Mr. Sharp said Pender County Planning and Health Departments are great to work with. Board members thanked Mr. Sharp for his presentation.

PUBLIC COMMENT

No one wished to speak under Public Comment.

CONSENT AGENDA

Mr. Williams presented the four items on the Consent Agenda and asked for any discussion or questions. There being none, Mr. Brown made a motion to approve the Consent Agenda, Mr. McCoy seconded the motion and the Consent Agenda was unanimously approved as follows:

2. Approval of Minutes: Regular & Closed Session: January 21, 2014/Regular & Closed Session: February 3, 2014.
3. Resolution Accepting Petition to Add Heathers Folly in Willard to the State Maintained System, and Authorizing the County Manager to Submit the Petition to N.C. Department of Transportation.
4. Resolution Amending Article II Section 1 & 2 of the Pender County Tourism Development Authority Bylaws.
5. Resolution Authorizing Purchase Order to Phoenix Rising Advertising for the Design, Printing and Shipping of 35,000 Pender County Visitors' Guides: \$15,150.

RESOLUTIONS

6. Resolution Authorizing Approval of the Award of the Lump Sum Base Bid for the Renovation of the New Hampstead Annex (former Old Topsail School) Campus and the Authorization of a Purchase Order for the Contract.

Mr. Mack explained: Per the Board's direction, staff pursued the renovation of the Old Topsail School for use as the new Hampstead Annex offices upon the expiration of the lease at the current location; the Architectural firm of LS3P was awarded the contract for the design, permitting, and inspection services to renovate the property; five General Contractors were "Pre-Qualified" to bid the project; the bid schedule was established with a Base Bid for the 2-story school building and site improvements only, and four "Add" Alternates to provide options for award of the renovation contract in addition to the Base Bid; Alternate # 1 was for the renovation of the "Annex" Building to the north of the original school (former school cafeteria) for exclusive use by the Sheriff's Department; Alternate # 2 was for replacement of the existing and broken vinyl clad windows in the Main Building with Energy Rated and Efficient Windows; an energy study provided that the County would save at least \$40,000 per year in heating and cooling costs with the new energy rated windows; formal bids from the five pre-qualified General Contractors for the renovation construction contract were opened on Wednesday, February 5; the lowest responsive, responsible bidder is Monteith Construction Corporation with a Base Bid of \$3,129,000; the cost for Add Alternate # 1 is

\$262,000; Add Alternate # 2 is \$169,000; Add Alternate # 3 is \$22,000; Alternate # 4 is \$2,000; and staff and LS3P are recommending award of the Base Bid and all four Add Alternates in the total amount of \$3,584,000 to Monteith Construction Corporation. Mr. Mack delivered a presentation which included: Original construction information; information on the different buildings on the site; map showing the outside area and landscaping plan; and maps showing the interior and exterior of the buildings. Mr. Mack noted staff person Margaret Gray designed the Landscape Plan. Mr. Brown asked if we do this tonight, when the project will be finished; Mr. Mack responded the end of August. Mr. Williams said he has received lots of positive feedback on this project, and said he commends staff for their work on it. Mr. Tate asked about having a driver license office in the building and for long-term planning, space for a court room. Also, he wants the building fully staffed when it is opened. Mr. McCoy said he supports the project, but you can't just look at one side of the county, you have to look at the whole county. He added that people do complain. Mr. Brown said he has heard complaints too, but we have to have an annex over there, and not pay rent. Mr. Ward asked if the figures are right around what Mr. Mack originally estimated and Mr. Mack responded affirmatively. Other discussion included the Sheriff's building and Sheriff Smith clarified they would only have a "holding" cell, and it is not set up yet for overnight stays. Mr. Mack noted he has samples of interior colors for the Board to choose from. Following more discussion and questions, Mr. Brown made a motion to approve the resolution, Mr. Tate seconded the motion and it was unanimously approved.

7. Resolution Authorizing Approval of the Award of the Lump Sum Base Bid for Phase I of the Pender Commerce Park Wastewater Treatment Plant Construction and the Authorization of a Purchase Order for the Contract.

Mr. Mack explained: There are two phases for the Pender Commerce Park Wastewater Treatment Plant construction; this is Phase I; they received bids for the construction of the Phase I infrastructure improvements, including construction of a submersible pump station with wetwell, valve vault, aerated equalization basin and appurtenances; and associated yard piping, electrical, and controls to operate this phase of construction; these improvements are required to accept wastewater flow from the RC Creations manufacturing facility by October 1, 2014 per the County's contractual commitment; the second phase of construction is scheduled for bidding in May 2014 with completion scheduled for October 2015; seven contractors submitting bids; the County's Engineer for the project, McKim & Creed, has reviewed the bids, completed the Bid Tabulation, completed the due diligence on the contractor, and recommends award of the bid for Phase I to Geo. Raper & Son, Inc. from Elizabeth City and Raleigh, NC; and the engineer's opinion of probable cost for this phase of work was between \$1.7 M and \$1.9 M. Following discussion, Mr. Brown made a motion to approve the resolution, Mr. McCoy seconded the motion and it was unanimously approved.

8. Resolution Authorizing Acceptance of the Professional Engineering Services Agreement of W.K. Dickson & Co., Inc. for the Surveying, Civil Engineering, and Permitting of the Relocation of the Hampstead Solid Waste Convenience Site off Highway 17, and the Relocation of the Truck Scales and Scale House from Transfer Station Road onto the Adjacent County-Owned Property along Transfer Station Road in the Not-To-Exceed Amount of \$143,700, and the Authorization of a Purchase Order for the Contract.

Mr. Mack explained: Over the last 18 months, Pender Utilities has been working to coordinate both the relocation of the Hampstead Solid Waste Convenience Site off Highway 17 for public safety concerns, and the Truck Scale and Scale House operations off Transfer Station Road to allow for the private developer of the proposed Hawksbill Cove Subdivision to extend Transfer Station Road through to Country Club Road, as required in their Master Plan approval; several factors have delayed this effort including, waiting for the NC DOT proposed route of the Hampstead By-pass, the NC DOT proposed Hampstead-Highway 17 median project, and the failure of the developer to submit an acceptable relocation plan for the truck scales; staff and the County Attorney have met with the Hawksbill Cove agent and their attorney and all parties agreed that

Pender County will contract for the design, permitting, and construction of both the Convenience Center Site and Truck Scale relocations to realize an economy of scale for both projects, and the developer will provide a proportional share of the total cost for 100% of their truck scale and scale house relocation costs to Pender County; and the scope of work includes Boundary and Topographic Surveys, Site Layout, Geotechnical Investigations, Design Development, Permitting, Conditional Rezoning Assistance, Construction Documents, Bidding, and Construction Administration and Inspections. Mr. Brown noted an individual came to a previous meeting concerned about this project. Other discussion and questions included buffers, what the County will be paying for, what the developer will be paying for, traffic light, and traffic impact. Mr. Thurman said the developer will have to pay for moving the scale. Planning and Community Development Direct Kyle Breuer said the developer did a Traffic Impact Analysis and the developer will have to put in a traffic light. Mr. Ward was concerned about a turn lane for people having to make a left turn into the Convenience Center. Following more discussion, Mr. Brown made a motion to approve the resolution, Mr. McCoy seconded the motion and it was unanimously approved.

9. **Resolution Requesting that the Wilmington Metropolitan Planning Organization Update the Coastal Pender Collector Street Plan.**

Mr. Breuer explained: The Wilmington Urban Area Metropolitan Planning Organization (WMPO) is the regional transportation planning agency for the Lower Cape Fear region of southeastern North Carolina; in August 2006, the WMPO's transportation planning jurisdiction was enlarged due to the urbanizing areas of Pender County to encompass a portion of Coastal Pender County along the US Highway 17 corridor in Hampstead and Scott's Hill; in May 2007, the Pender County Board of Commissioners adopted the "Coastal Pender Collector Street Plan" to assist in future transportation planning decisions as they pertain to developing a sufficient transportation network to accommodate all modes of travel to best serve its citizens; this plan provided useful recommendations for land use and zoning decisions by evaluating needs of certain areas affected by growth and development; staff also utilizes this document when evaluating and recommending new transportation projects through the State Transportation Improvement Program and prioritization processes for funding opportunities; in 2012 the WMPO planning boundary was again expanded to include southern US Hwy 421 near the Pender Commerce Park due to inherent job creation and close proximity to the Port of Wilmington, as well as a majority of the Rocky Point area along the NC 210 corridor; and Planning staff is requesting the Board to adopt a resolution requesting that the WMPO and Pender County planning staff evaluate and develop a new or revised Collector Street Plan for the current WMPO boundary within Pender County. Mr. McCoy made a motion to approve the resolution, Mr. Tate seconded the motion and it was unanimously approved.

10. **Resolution Amending the FY 13-14 Budget Ordinance Authorizing Additional Funding for Jail Contract Detention in the Amount of \$186,000, and Authorizing an Increase in the Purchase Order to Onslow County for Contract Detention: \$186,000.**

Sheriff Smith explained: Due to overcrowding in the Jail, inmates are housed by other facilities for a daily fee of \$40-\$50; some areas of the jail continue to be extremely overcrowded because of separation issues due to inmate classification; to comply with the State Jail Code and to help maintain a safe environment for jail staff, inmates, and ultimately the public, it is necessary to keep a number of inmates in jails in other counties; and through encumbrances and actual spending, the amount budgeted for contract detention has been exhausted and there is a need for additional funds. Discussion and questions included: Transportation risks moving inmates; safety issues; checking with other counties for cheaper rates; Judicial System to move cases quicker and get inmates out of jail; working with courts to get inmates out; and long-term solutions. Sheriff Smith noted Brunswick County is cheaper but they are full, and Onslow has lots of room. Mr. Ward asked what the status is of the new jail and Dr. Duvall responded we are going into detailed design. Mr. Thurman said he and Mr. Breuer will appear in front of the Town of Burgaw tomorrow concerning rezoning the land. Mr. Thurman cautioned the Board that this land cannot be used for a courthouse. Board members stressed

that they are not planning to move the Courthouse out of Burgaw. Mr. Ward made a motion to approve the resolution, Mr. McCoy seconded the motion and it was unanimously approved.

DISCUSSIONS

11. Discussion of ABC Referendum.

Topsail Beach Mayor Howard Braxton said they had looked at everything they could but nothing changed. He said he had worked with Representative Millis, they came up with nothing and Representative Millis advised them to leave everything as is. Sheriff Smith thanked the Mayor for trying to do everything they could. It was the consensus of the Board to leave the referendum on the ballot and let the people decide. Mayor Braxton introduced Commissioners Linda Stipe and Thomas Eggleston, and citizen Charles Fisher.

12. Discussion of Proposed Non-Exclusive Public-Private Partnership Offering by Pender Utility Partners, LLC. to the Rocky Point/Topsail Water & Sewer District.

Mr. Williams said he doesn't think Pender Utility Partners expects any official commitment from the Board tonight, but we will listen to them. Paul Clark of Pender Utility Partners (PUP) explained they are looking to develop a Public-Private Partnership with the County to focus on a long-term solution and options for sewer infrastructure. Mr. Clark delivered a PowerPoint presentation entitled "Pender County Infrastructure/Rocky Point-Topsail Water & Sewer District." The presentation included: Fulfilling the Urgent Needs of Eastern Pender County/The Sewer Infrastructure; Why Does PUP Make this Proposal for a Public-Private Partnership; Pender County and PUP/A Union of Trust and Cooperation; Needs and Benefits Summary; Project Benefits to Pender County; Partnership Framework; Partnership Enhancements to the Past Effort; Phase I Specifics; The System Framework; Fundamental Elements of the Public-Private Partnership; and the Customer Costs and Requirements. Mr. Clark explained each category in detail. The entire presentation is on file with the permanent records in the Clerk to the Board's Office. Discussion included other options, locations other than Hampstead, number of jobs, and infrastructure and the environment. Mr. Clark noted they are looking at Hampstead first because of the greatest need there. Mr. Clark said they were associated with a previous failed attempt, they are 100% transparent, they have a number of people to invest in the project, they are proposing to build infrastructure that the public won't have to pay for, and he hopes the County agrees tonight to work with them and send a letter of commitment. Mr. Williams said this is a lot to take in at one time, and the Board can't promise a letter tonight. Mr. Clark introduced his constituents and gave their credentials.

13. Discussion of Tax Appeal of Mrs. Frances Tillman.

Mr. Thurman explained he has to communicate to Ms. Tillman that she needs to go through the Property Tax Commission, but he can't advise her on anything.

ITEMS FROM THE COUNTY ATTORNEY

Mr. Thurman said he will report back in Closed Session.

ITEMS FROM THE COUNTY MANAGER

Dr. Duvall reminded the Board there will be only one meeting in March, which will be March 17th. Also, we will be deep in the 2014-2015 budget beginning in March.

ITEMS FROM THE COUNTY COMMISSIONERS

Mr. Tate asked Mr. Mack about a way to dump electronics in the Penderlea, Watha, Atkinson areas. He said citizens are asking for this. Mr. Mack said the problem is the Convenience Center site at Willard is too small. Board members discussed the issue and agreed that we could get just a small container. It was the consensus of the Board to allow Mr. Mack to pursue this. Mr. Mack said he will get back with Mr. Tate.

Mr. McCoy thanked the County Manager and employees for the time they spent assisting at the EOC during the Winter Storm.

Mr. Brown said he agrees with Mr. McCoy in thanking all who helped during the Winter Storm. Mr. Brown announced that Mr. Tate had been appointed to the Duke Medical Center Advisory Board. All congratulated Mr. Tate.

CLOSED SESSION

At 6:30 p.m., Mr. Brown made a motion to into closed session, pursuant to NCGS 143-318.11: 3) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged. General policy matters may not be discussed in a closed session and nothing herein shall be construed to permit a public body to close a meeting that otherwise would be open merely because an attorney employed or retained by the public body is a participant. The public body may consider and give instructions to an attorney concerning the handling or settlement of a claim, judicial action, mediation, arbitration, or administrative procedure. If the public body has approved or considered a settlement, other than a malpractice settlement by or on behalf of a hospital, in closed session, the terms of that settlement shall be reported to the public body and entered into its minutes as soon as possible within a reasonable time after the settlement is concluded; 4) to discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body, including agreement on a tentative list of economic development incentives that may be offered by the public body in negotiations. The action approving the signing of an economic development contract or commitment, or the action authorizing the payment of economic development expenditures, shall be taken in an open session; and 5) to establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease; or (ii) the amount of compensation and other material terms of an employment contract or proposed employment contract. Mr. Tate seconded the motion and it was unanimously approved. The Board exited the closed session at 7:05 p.m. upon motion by Mr. Tate, second by Mr. Brown and unanimously approved. There were no announcements made upon exiting the Closed Session.

PUBLIC HEARINGS: ZONING MAP AMENDMENTS/SPECIAL USE PERMITS/UDO AMENDMENT/ RESOLUTIONS

14. **Public Hearing and Resolution Requesting Approval of a Zoning Map Amendment for a General Use Rezoning for 2.44 Acres of a 4.62 Acre Tract, from GB, General Business, to RA, Rural Agricultural Zoning District, Located at 4189 NC Highway 53, along the Northeast Corner of NC Highway 53 and Whitestocking Road, Burgaw.**

The Public Hearing opened at 7:05 p.m. Mr. Breuer explained the Background; Summary, including Rezoning Proposal, Property Record Number/Acreage/Location, Planning Board Recommendation, Staff Recommendation; History; Description; and Project Evaluation, including Public Notifications, Existing Zoning, Existing Land Use, 2010 Comprehensive Land Use Compliance, Unified Development Ordinance Compliance, Summary and Administrator Recommendation. The Public Hearing closed at 7:07 p.m. Mr. McCoy made a motion to approve the Zoning Map Amendment Request, Mr. Brown seconded the motion and it was unanimously approved.

15. **Public Hearing and Resolution Requesting Approval of a Zoning Map Amendment for a General Use Rezoning of 106 Parcels Totaling Approximately 108 Acres from RP, Residential Performance, to MH, Manufactured Housing Community Zoning District, Located to the East of US Highway 17, Hampstead.**

The Public Hearing opened at 7:07 p.m. Planner Megan O'Hare explained the Background; Summary, including Rezoning Proposal, Property Record Numbers/Acreage/Location, Recommendation; History; Description; Unified Development Ordinance Compliance; and Project Evaluation, including Public Notifications, Existing Zoning in Area, Existing Land Use in Area, 2010 Comprehensive Land Use Plan Compliance, Unified Development Ordinance Compliance, Summary and Staff Recommendation. Mr. Brown asked why a Special Use Permit was issued previously and if it was necessary. Mr. Breuer responded Jensen's Coastal Community, consisting of manufactured houses, had predated zoning, so the zoning that was named to the property when zoning was adopted would not allow for expansion of what they have out there; when they wanted to expand they needed to get an SUP to do so; the SUP was approved because they were already there as a Manufactured housing Community; and the current SUP is still valid. Following discussion by Board members, Mr. Breuer stated for good housekeeping measures, the SUP will be removed on the next agenda. The Public Hearing closed at 7:16 p.m. Mr. Brown made a motion to approve the Zoning Map Amendment Request, Mr. McCoy seconded the motion and it was unanimously approved.

16. Public Hearing and Resolution Requesting Approval of a Special Use Permit (SUP) for the Construction and Operation of a Telecommunication Tower, Located along the Northern Portion of Penderlea Highway, Approximately 1,753 Feet East of the Intersection of New Savannah Road and Penderlea Highway, Burgaw.

The Public Hearing opened at 7:19 p.m. Mr. Thurman swore in the witnesses.

At 7:20 p.m., Mr. Brown made a motion to excuse Mr. Tate for the remainder of the meeting. Mr. Ward seconded the motion and it was unanimously approved by a 4-0 vote.

Planner Ed McCarthy explained the Background; Summary, including Land Use Proposed, Telecommunication Tower Definition, Property Record Number/Location, Zoning District of Property; Project Description; and Evaluation, including Public Notifications, Basis for Granting SUP, Unified Development Ordinance Compliance, 2010 Comprehensive Land Use Plan Compliance, Policy within the 2010 Comprehensive Land Use Plan, Existing Land Use in Area, Site Access Conditions, Conditions to Consider in Issuing the Special Use Permit for this Project. Attorney David Robinson spoke on behalf of the applicant, American Towers. Mr. Robinson's comments included: This tower lines up with existing towers in the area; AT&T preleased the top of the tower; constituents will use it for wireless; it operates at less than 1% of FCC standards; it has existing vegetative buffers; and it complies with the County ordinance. Adjoining landowner Kathryn Bannerman spoke. Ms. Bannerman's comments included: How many towers are currently in the County; how many do you really need; there are towers with co-location; 1996 Telecommunications Act rules and regulations; health concerns; only given that the Board can act on is towers can't be within 1,500 feet of each other; #2 of findings – this tower will impair integrity of the neighborhood; #3 of findings – a tower 1,200 feet from her back door will constitute a nuisance/hazard. Ms. Bannerman asked about existing vegetation buffer, saying there is no buffer to cover a 265 foot tower. Ms. Bannerman was also concerned about property values going down. She asked the Board to delay their decision 30-60 days so she can research some more. All other sign-ups declined to speak. On behalf of the Applicant, Real Estate Broker Graham Herring distributed an "Impact Statement" and explained Impact Statement, Proposed Facility, Background, and Summary. Referring to the statement Mr. Herring had consulted with area appraisers, developers, etc., Mr. Brown asked what kind of questions he asked them. Mr. Herring responded he asked if a tower had ever devalued property. With respect to the statement towers had not been proven to be detrimental to property values, Mr. Brown asked how Mr. Herring can prove it is not detrimental if the tower is not there yet. Mr. Brown said he agrees with Ms. Bannerman about having to look at the tower. Mr. Robinson addressed the compound area, saying it will be surrounded by a fence, the ordinance requires the fence and it will have a natural buffer. Mr. Robinson listed some of the pros of towers and said if he had a home business, he would want to live near a tower. The Public Hearing closed at 7:55

p.m. Mr. McCoy made a motion to approve the Special Use Permit Request. Mr. Brown said one had just been constructed in his neighborhood and he doesn't like seeing it, but we need the towers for cell phones and other technology. Mr. Brown seconded the motion and it was unanimously approved.

17. **Public Hearing and Resolution Requesting Approval of a Special Use Permit (SUP) for the Construction and Operation of a Telecommunication Tower, Located along the North Side of NC Highway 53, Approximately 1.25 Miles Southwest of NC Highway 53/NC Highway 50 Intersection, Maple Hill.**

The Public Hearing opened at 7:57 p.m. Mr. Thurman asked Mr. McCarthy if everything submitted in the application was true to the best of his knowledge and Mr. McCarthy responded affirmatively. The Public Hearing closed at 7:59 p.m. Mr. Ward made a motion to approve the Special Use Permit Request, Mr. McCoy seconded the motion and it was unanimously approved.

18. **Public Hearing and Resolution Requesting Approval of an Amendment to the Pender County Unified Development Ordinance, Creating an Appendix E Titled *Conditional Rezoning Districts*, as well as Administrative Updates to References throughout the Document Associated with Conditional Zoning Districts.**

The Public Hearing opened at 7:59 p.m. Mr. Breuer explained the Summary, including Text Amendment Proposal, Background, Recommendation; Amendment Outline (Create Appendix E & Administrative Updates); Evaluation, including Approval Criteria, Comprehensive Land use Plan Compliance; and Recommendation. The Public Hearing closed at 8:00 p.m. Mr. Brown made a motion to approve the Amendment to the UDO, Mr. McCoy seconded the motion and it was unanimously approved.

Mr. Breuer announced that Planner Ashley Frank had her baby during the ice storm, a healthy ten-pound baby boy.

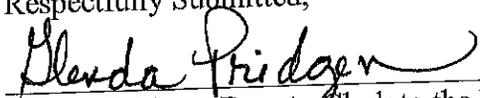
Mr. Brown thanked Planning staff for doing a good job. He said he read the article concerning the Planning Department in the Wilmington Business Journal.

Mr. Williams said Tourism Director Monique Baker was in here but she has already left. He said Ms. Baker has had a hard time getting around.

ADJOURNMENT

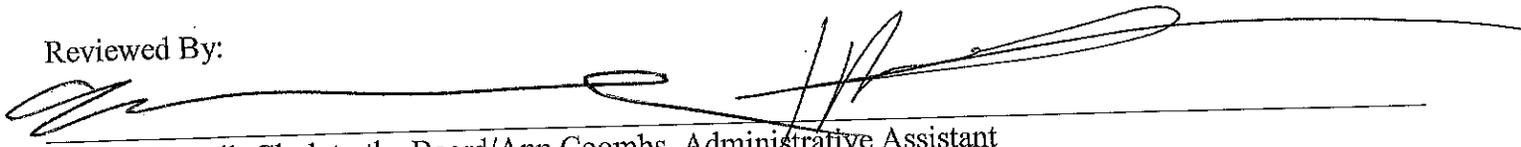
There being no further business, the Board adjourned the meeting at 8:03 p.m.

Respectfully Submitted,



Glenda Pridgen, Deputy Clerk to the Board

Reviewed By:



Mickey Duvall, Clerk to the Board/Ann Coombs, Administrative Assistant

Planning Items Reviewed By:



Planning Staff