



Agenda

Town of Boiling Springs Board of Commissioners

October 4, 2011

Town of Boiling Springs

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AGENDA

TOWN OF BOILING SPRINGS BOARD OF COMMISSIONERS

October 4, 2011

7 p.m., Town Hall

1. *Call to Order – Max J. Hamrick, Mayor* -

2. *Approval of Minutes* 3
 - September 6, 2011 Regular Meeting**
 - September 6, 2011 Closed Session**
 - September 13, 2011 Called Meeting**

3. *Recognition of Citizens Present*

4. *New Business* 7
 - **Sidewalk at North Main and East College**
 - **Financing Proposals – Solid Waste Vehicle**

5. *Staff Reports* 8

6. *Commissioners' Reports/Comments* 9

7. *Mayor's Report/Comments* 9

It is the desire of the Board to allow all citizens an opportunity to speak and to conduct business in an open, professional, and productive manner. Persons not specifically listed on the agenda but wishing to speak must register with the Town Clerk prior to the start of the meeting. These persons will be recognized by the Mayor during the "Recognition of Citizens Present" portion of the meeting. A maximum of three (3) minutes will be allowed unless otherwise approved by a majority of the Board. Groups are urged to choose one spokesperson. If you require additional time, you may ask to be placed on the agenda for the next regularly scheduled meeting of the Board. This policy was adopted in an effort to allow the Board members adequate notice of business to come before it as well as time to familiarize themselves with an issue.



**Town of Boiling Springs
Board of Commissioners
Regular Meeting Minutes
September 6, 2011**

The Board of Commissioners of the Town of Boiling Springs met September 6, 2011 at the Boiling Springs Town Hall. Present were: Mayor Max J. Hamrick; Commissioners William Elliott, Darlene Gravett, James Beason, John Glenn, and Cliff Hamrick. Town Attorney John Schweppe, III was also present. Staff members present: Town Manager Zach Trogdon, Town Clerk Kimberly Greene, Finance Officer Rhonda Allen, Public Works Director Mike Gibert, and Chief Randy Page.

Others Present: Ronnie Davis, City of Shelby; Amy Bridges, Isothermal Planning & Development Commission; and Steve Bowen.

AGENDA ITEM I

Call to Order - Max J. Hamrick, Mayor

AGENDA ITEM II

Recognition of Citizens Present

Mayor Hamrick recognized Mr. Steve Bowen. Mr. Bowen owns property off Clearwater Road, a private road located outside Town limits. He asked for an easement for a road to access his property through a parcel the Town owns. Issues have arisen in the past regarding the maintenance of Clearwater Road. After much discussion, the Board agreed to grant Mr. Bowen an easement but agreed that granting this easement would not resolve the overall problems. Commissioner Hamrick made the motion granting Mr. Bowen an easement contingent upon receipt of an official survey with a legal description of the easement. Commissioner Beason seconded and the vote was unanimous.

AGENDA ITEM III

Approval of Minutes

Commissioner Elliott made the motion to approve the minutes of the August 2, 2011 regular meeting and the August 2, 2011 closed session as previously mailed. Commissioner Gravett seconded and the vote was unanimous.

AGENDA ITEM IV

New Business

The Board recognized Mr. Ronnie Davis at this time.

Presentation - City of Shelby Natural Gas

Mr. Ronnie Davis, Utilities Compliance Coordinator, presented the City of Shelby Gas Department Natural Gas Public Awareness Plan.

Public Hearing - Community Development Block Grant

Mayor Hamrick opened the public hearing at 7:15 p.m. The Mayor recognized Ms. Amy Bridges with the Isothermal Planning and Development Commission (IPDC). Ms. Bridges discussed the Community Development Block Grant (CDBG) program. CDBG funds are provided to the state by the U.S. Department of Housing and Urban Development. They are administered at the state level by the N.C. Department of Commerce through the Division of Community Assistance and the Commerce Finance Center. Mayor Hamrick inquired about a change in the project design eliminating a generator which could increase the Town's liability. There being no further comments, Mayor Hamrick closed the public hearing at 7:23 p.m. Ms. Bridges discussed the resolution and policies needed for the CDBG grant. The Board discussed their concerns about the potential impact they could have on the Town. The Board instructed Mr. Trogdon and Mr. Schweppe contact the engineer regarding the change in the project design and Cleveland County regarding liability issues. The Board agreed to postpone action for these reasons and meet at a later date.

Budget Ordinance Amendments

Rhonda Allen reported the Budget Ordinance Amendments are needed to appropriate funds for FY 2011-12 for vehicles that were budgeted and ordered in FY 2010-11 but were delivered too late.



Budget Ordinance Amendment #110906.1

Section 1. Revenues	<u>Increase</u>
Transfer from General Fund Balance Reserve	\$40,270
Section 2. Expenditures	<u>Increase</u>
Sanitation Capital Outlay	\$40,270

Budget Ordinance Amendment #110906.2

Section 1. Revenues	<u>Increase</u>
Transfer from Water/Sewer Fund Retained Earnings	\$25,545
Section 2. Expenditures	<u>Increase</u>
Water Line Capital Outlay	\$25,545

Commissioner Elliott made the motion to approve Budget Ordinance Amendments #110906.1 and #110906.2. Commissioner Beason seconded and the vote was unanimous. A copy of the Amendments is on file in the office of the Clerk.

Project Ordinance Amendment - Sewer Outfall Replacement

Mr. Trogdon reported on the Sewer Outfall Replacement Project. A drainage problem was discovered after clearing was done and it was determined that after time this would undermine the line. A Project Ordinance Amendment is needed to appropriate the funds to take care of this issue.

Section 1. Revenues	<u>Increase</u>
Transfer from Water/Sewer retained earnings	\$1,903
Section 2. Expenditures	<u>Increase</u>
Construction	\$1,903

Commissioner Hamrick made the motion to approve Project Ordinance Amendment #110906.3. Commissioner Gravett seconded and the vote was unanimous. A copy of the Amendment is on file.

Paving Bids

Mr. Trogdon reported two bids were received for resurfacing the Southglenn Subdivision and the Highland Pines Subdivision. Bids were received from the following contractors:

Stott Paving, Inc.	\$137,652.00
APAC Atlantic, Inc.	\$141,962.50

Commissioner Elliott made the motion to accept the low bid of \$137,652.50 from Stott Paving, Inc. Commissioner Glenn seconded and the vote was unanimous.

AGENDA ITEM V

Staff Reports

Randy Page, Police Chief, reported the following:

The Chief was contacted by a Town resident about participating in the NC Wildlife Resources Commission's Urban Archery Season due to a large deer population and the damage to soybean crops. The Urban Archery Season is a program created by the NC Wildlife Resources Commission in response to a severe deer herd overpopulation issue. The Urban Archery program allows people to hunt on their own property or on property where they have the owner's written permission to hunt, within the town limits. The Board agreed to consider participation in the program after more details are presented and once the timing is appropriate.

Mike Gibert, Public Works Director, reported the following:

Water Department: Mr. Gibert requested verification for the following Town Water Regulations - Chapter 51.04 Connection to Town's Water System; Requirements and Chapter 50.035 Separate Connections Required for Each Lot and Building Structure. Mr. Gibert and Mr. Trogdon discussed separate residential water connections and separate connections per lot. The Board agreed the policies be amended and returned to the Board for approval.

Wastewater Department: Mr. Gibert reported due to an insignificant amount of rain this past month no infiltration issues occurred.



Zach Trogdon, Town Manager, reported the following:

Mr. Trogdon recently received several complaints from Town residents regarding Solicitors/Peddlers in Town. He reviewed the Town's current Solicitor/Peddler Regulations. Mr. Schweppe agreed to research the possibility of prohibiting Solicitors/Peddlers inside Town limits and report to the Board.

Mr. Trogdon reviewed the current Room Rental Guidelines - the renter cannot charge or make a profit. The Board agreed to continue the current guidelines.

Duke Energy is holding a meeting at the Cliffside location on September 23, 2011 at 12:00 p.m.

AGENDA ITEM VI

Commissioner's Report/Comments

Commissioner Darlene Gravett reported on the following:

Commissioner Gravett was contacted by a Town resident about installing a bike lane or sidewalk along Flint Hill Church Road due to the large number of runners, dog walkers, etc. that use the road.

Commissioner Gravett stated the hanging baskets look beautiful.

Commissioner Gravett also inquired about proceeding with the new Municipal Building.

Commissioner Cliff Hamrick reported on the following:

Commissioner Hamrick inquired about the schedule of activities for the September 17th Centennial Celebration Street Festival.

AGENDA ITEM VII

Mayor's Report/Comments

The Mayor requested the Board enter into executive session pursuant to NC G.S. 143-318-11 to discuss personnel. Commissioner Glenn made the motion to enter into executive session at 8:35 p.m. Commissioner Hamrick seconded and the vote was unanimous.

The meeting reconvened at 8:45 p.m.

There being no further business to come before the Board, Mayor Hamrick declared the meeting adjourned.

Executive session minutes are on file in the office of the Clerk.

Max J. Hamrick, Mayor

Kimberly Greene, Town Clerk



**Town of Boiling Springs
Board of Commissioners
Special Meeting Minutes
September 13, 2011**

The Board of Commissioners of the Town of Boiling Springs met September 13, 2011 at the Boiling Springs Town Hall. Present were: Mayor Max J. Hamrick; Commissioners William Elliott, Darlene Gravett, John Glenn, and Cliff Hamrick. Staff members present: Town Manager Zach Trogdon and Town Clerk Kimberly Greene.

Others Present: Paula Kempton and Josh King with the Isothermal Planning & Development Commission.

Mayor Hamrick recognized Ms. Paula Kempton with the Isothermal Planning and Development Commission. She discussed the Town applying for the Community Development Block Grant (CDBG-ED) funds in the Economic Development Category to assist B&W Fiber Glass in connecting to the Town's sewer system. Ms. Kempton also reviewed the proposed resolutions and policies which are specific to the grant. Mr. Trogdon also reported the design plan will include a generator which was a concern of the Board.

Commissioner Hamrick made the motion to adopt the Resolution for the Town of Boiling Springs Procurement Plan Community Development Block Grant Program. Commissioner Glenn seconded and the vote was unanimous. A copy of the Resolution is on file in the office of the Clerk.

Commissioner Gravett made the motion to adopt the Authorizing Resolution by Governing Body of the Applicant. Commissioner Elliott seconded and the vote was unanimous. A copy of the Resolution is on file in the office of the Clerk.

There being no further business to come before the Board, Mayor Hamrick declared the meeting adjourned at 12:34 p.m.

Max J. Hamrick, Mayor

Kimberly Greene, Town Clerk

Meeting Date: October 4, 2011

Subject: New Business

- **Sidewalk at North Main and East College**

The Town does not have regulations that require sidewalks to be constructed in concert with the development that is now going on at the northeast corner intersection of North Main and East College. However, there is an opportunity to have the contractor doing the development to install them during construction. The Town would have to agree to reimburse the contractor for the sidewalks once they are done. The sidewalk construction will not reach financial limits that require formal or informal bidding by the Town, so there could be a simple reimbursement arrangement with the contractor if the Board wishes to pursue this opportunity.

- **Financing Proposals – Solid Waste Vehicle**

I will receive proposals by the close of business on Monday, October 3rd for potential financing of the trash truck that is scheduled for delivery by early November 2011. I will send you a summary of those proposals under separate cover.

Action Taken/Notes:

Meeting Date: October 4, 2011
Subject: Staff Reports

Police

Public Works

Finance

Town Clerk

Town Attorney

Town Manager

- TDA appointments
- P&Z appointments
- Additional resurfacing work

Meeting Date: October 4, 2011
Subject: Commissioners' Reports

Commissioner Gravett

Commissioner Elliott

Commissioner Beason

Commissioner Glenn

Commissioner C. Hamrick

Meeting Date: October 4, 2011
Subject: Mayor's Report