



*Agenda*

*Town of Boiling Springs Board of Commissioners*

*January 8, 2013*

# Town of Boiling Springs

P.O. BOX 1014  
BOILING SPRINGS, NC 28017  
Telephone 704-434-2357  
Fax 704-434-2358  
www.boilingspringsnc.net

## AGENDA

### TOWN OF BOILING SPRINGS BOARD OF COMMISSIONERS

January 8, 2013

7 p.m., Town Hall

1. **Call to Order – Max J. Hamrick, Mayor** -
2. **Approval of Minutes** 2  
*December 4, 2012 Regular Meeting*
3. **Recognition of Citizens Present** -
4. **Regular Business** 4  
*Budget Amendment*
5. **Staff Reports** 6
6. **Commissioners' Reports/Comments** 7
7. **Mayor's Report/Comments** 7
8. **Closed Session** 8  
*Closed Session for Personnel Pursuant to NCGS 143-318.11*

*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  
December 4, 2012  
Regular Meeting Minutes

The Board of Commissioners of the Town of Boiling Springs met December 4, 2012 at the Boiling Springs Town Hall. Present were: Mayor Max J. Hamrick; Commissioners William Elliott, Darlene Gravett, John Glenn, James Beason, and Cliff Hamrick. Town Attorney John Schweppe, III was also present. Staff members present: Town Manager Tom Hart, Town Clerk Kimberly Greene, Finance Officer Rhonda Allen, Public Works Director Mike Gibert, and Police Chief Randy Page.

Others Present: Darrell Keller, and (4) Gardner-Webb University students

**AGENDA ITEM I**

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

**AGENDA ITEM II**

**Recognition of Citizens Present**

Mayor Hamrick welcomed the Gardner-Webb University students who were present for their State and Local Government class.

**AGENDA ITEM III**

**Approval of Minutes**

Commissioner Hamrick reported Town Attorney John Schweppe was present at the November 6, 2012 regular meeting. Commissioner Gravett made the motion to approve the minutes of the November 6, 2012 regular meeting as corrected. Commissioner Hamrick seconded and the vote was unanimous.

**AGENDA ITEM IV**

**Regular Business**

**Presentation of FY 11/12 Financial Statements**

Mr. Darrell Keller, CPA, PA presented the results of the annual audit for the fiscal year that ended June 30, 2012. There were no findings to report. He thanked the staff for their assistance and cooperation during the audit. Mr. Keller reviewed pages 37 and 38 of the audit report and explained there was an increase in the General Fund of \$37,935 and an increase in the Water and Sewer Fund of \$99,560. Mr. Keller reported in his management letter that he recommended journal entries be consecutively numbered so that all entries made can be accounted for. Mr. Keller also recommended paying off two loans due to the interest rates. A copy of the FY 2011-2012 audit is on file.

**Consider Amendment to Zoning Code**

Mr. Hart reported the Planning and Zoning Board unanimously voted to recommend approval of the Ordinance to amend Chapter 151 allowing hardware stores to be located in areas zoned M-1 (manufacturing) with a Conditional Use Permit. There are a limited number of areas in Town zoned M-1. Commissioner Hamrick made the motion to approve the Ordinance Amending Chapter 151 of the Code of Ordinances Amendment No. 121204.01. Commissioner Elliott seconded and the vote was unanimous. A copy of the Ordinance is on file.

**Chapter 151 Appendix A: Table of Permitted and Conditional Uses**

Part 1. That "Appendix A: Table of Permitted and Conditional Uses" of Chapter 151 "Zoning Code" is hereby amended as follows to allow hardware stores in areas zoned M-1 with a Conditional Use Permit.

**AGENDA ITEM V**

**Staff Reports**

Randy Page, Police Chief, reported the following:

The Chief reported the Christmas Parade was a great success. He also updated the Board on activities in the Police Department.

Mike Gibert, Public Works Director, reported the following:

Garbage collection during the Christmas Holiday: December 25, 2012 will be collected on December 26, 2012. The remainder of the week will be on schedule.

Recycling collection for homes on Route A (the Red Route) for December 28, 2012 will be collected on December 29, 2012.

The Wastewater Department recently repaired problem areas on the McBrayer Homestead Avenue sewer line which have contributed to infiltration issues.

Mr. Hart updated the Board on the B&W Fiber Glass Sewer Project. A B&W Fiber Glass official has confirmed they are releasing industrial by-products into the wastewater system. The chemicals are being released when their system is backwashed and is diluted. B&W Fiber Glass will provide the Town an estimate of how much is being released into the system. Commissioner Glenn expressed his concern regarding this issue. Mayor Hamrick stated the chemicals should be monitored since the original agreement planned for domestic waste only.

**Rhonda Allen, Finance Officer, reported the following:**

Rhonda Allen reported she had developed a system to consecutively number journal entries as requested by Mr. Keller. They were previously numbered by date.

Ms. Allen also presented the new permanent vehicle tag.

**Tom Hart, Town Manager, reported the following:**

Mr. Hart reported on pedestrian safety. Curb cuts, which are necessary for the upgraded crosswalks, were recently made in front of the Post Office. NCDOT plans to add high visibility crosswalks in all four directions at the traffic light. The pedestrian signals will be added once NCDOT upgrades the cabinets. Mr. Hart is also working with Duke Energy regarding additional lighting. An encroachment must first be obtained from NCDOT to add a street light over a state road.

Mr. Hart reported on relocating the pedestrian crosswalk on South Main Street. At this time signal lights will not be added.

Mr. Hart also reported CVS is adding a Minute Clinic in the existing building. The only external change planned is to tie into the existing sidewalk system making them more ADA compliant.

Duke Energy is installing new power poles along East College Avenue. They plan to go into the downtown area then proceed down South Main Street. Mr. Wayne Johnson of Gardner-Webb University contacted Mr. Hart about moving the power lines in the downtown area with Gardner-Webb contributing to the cost. Mr. Hart and Mr. Johnson have a meeting with a Duke Energy representative about moving the power lines onto Town owned property off East College Avenue.

Commissioner Elliott made the motion to reschedule the January 1, 2013 meeting for January 8, 2013. Commissioner Glenn seconded and the vote was unanimous.

#### **AGENDA ITEM VI**

##### **Commissioner's Report/Comments**

Commissioner Gravett inquired about the removal of political signs.

Commissioner Gravett and Mr. Hart plan to attend the December 6, 2012 CAGO meeting at the Don Gibson Theater in Shelby.

#### **AGENDA ITEM VII**

##### **Mayor's Report/Comments**

There being no further business to come before the Board, Mayor Hamrick declared the meeting adjourned at 7:30 p.m.

Max J. Hamrick, Mayor

Kimberly Greene, Town Clerk

**Meeting Date: January 8, 2013**

**Subject: Regular Business**

- **Budget Amendment 130108.01**

This amendment is a 'housekeeping' item creating a revenue line item for collected recycling fees and a revenue line item for the payment of our contract with Republic.

**TOWN OF BOILING SPRINGS  
BUDGET ORDINANCE AMENDMENT #130108.1**

**WHEREAS**, the Town Commission of the Town of Boiling Springs adopted a budget ordinance on June 5, 2012 which established revenues and authorized expenditures for fiscal year 2012-2013; and

**WHEREAS**, since the time of the adoption of said ordinance, it has become necessary to make certain changes in the Town's budget to allocate funds for the Town's recycling program;

**NOW, THEREFORE, BE IT HEREBY ORDAINED** by the Town Commission of the Town of Boiling Springs that the budget ordinance as adopted on June 5, 2012 be and is hereby amended as follows:

<u>Section 1.</u>	Revenues	
	Recycling fees	<u>Increase</u> \$30,000
<u>Section 2.</u>	Expenditures	
	Contract services-Sanitation	<u>Increase</u> \$30,000

This the 8<sup>th</sup> day of January 2013.

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Max J. Hamrick, Mayor

ATTEST:

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Kim Greene, Town Clerk

**Meeting Date: January 8, 2013**

**Subject: Staff Reports**

**Police**

**Public Works**

*-Update on B&W Fiberglass*

**Finance**

**Town Clerk**

**Town Attorney**

**Town Manager**

**Meeting Date: January 8, 2013**  
**Subject: Commissioners' Reports**

**Commissioner Gravett**

**Commissioner Elliott**

**Commissioner Beason**

**Commissioner Glenn**

**Commissioner C. Hamrick**

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**Meeting Date: January 8, 2013**  
**Subject: Mayor's Report**