

TOWN OF ELIZABETHTOWN
Rescheduled Meeting
September 7, 2010

The Elizabethtown Town Council met for their rescheduled meeting on Tuesday, September 7, 2010 at 7:00 p.m. in the Council Chamber of the Elizabethtown Municipal Building. Those in attendance were Mayor Sylvia Campbell, Mayor Pro Tem Rufus Lloyd, Council Members, Dicky Glenn, Ricky Leinwand, Charles DeVane, Russell Priest and Town Attorney Goldston Womble. Department Heads present included Public Services Director Pat DeVane, Police Chief Bobby Kinlaw, Finance Director Jan Lennon, Fire Chief Byron Graham, Human Resources Director Jennifer Dowless and Town Manager Eddie Madden. Absent: Council Member Herman Lewis

Mayor Campbell called the meeting to order and asked Mayor Pro Tem Rufus Lloyd to give the invocation.

Mayor Campbell presented the September 7, 2010 agenda and supplemental for approval. A motion was made by Council Member Ricky Leinwand and, seconded by Council Member Dicky Glenn, to approve the agenda and supplemental as presented (Unanimous).

Item #1: Approval of Previous Minutes

Mayor Campbell presented to Council, the minutes of August 2, 2010 Regular Work Session, August 2, 2010 Regular Work Session, August 25, 2010 Special Called Meeting and August 25, 2010 Closed Session. A motion was made by Council Member Dicky Glenn, and seconded by Mayor Pro Tem Rufus Lloyd, to approve the minutes as presented (Unanimous).

Item #2: Citizen Presentation: Utility Billing Matter - Mr. Anthony Robinson

Mayor Campbell stated that Mr. Anthony Robinson requested to appear before Council on a utility billing matter. Mayor Campbell recognized Mr. Robinson and requested that he enlighten Council regarding his concern. Mr. Robinson stated that he received a utility bill in the amount of \$2,298.00 and explained that he did have homeless people living in a rental house but unaware that they had tampered with the water meter. Mr. Robinson stated that he talked with the Elizabethtown Police because they contacted him regarding this matter; however, when he received a bill later in the amount of \$2,298.00, he felt the Town had charged an extreme amount.

Mayor Campbell recognized Police Chief Bobby Kinlaw. Chief Kinlaw stated that the police were dispatched to 705 Blanche Street, whereas, an employee with the Public Services Department had reported a water meter tampering situation. The Officer talked with Mr. Anthony Robinson, owner of the property, and he stated that the water had been cut off at the property; however, homeless people were living in his rental property and he was not aware of what had taken place. The Officer made Mr. Robinson aware of a meter tampering problem, thereby a report was made on Mr. Robinson due to the utility account being in his name. Chief Kinlaw stated that the police were again

dispatched to this property at a later date in which they found the water meter was so badly damaged it had to be replaced.

Mayor Campbell recognized Public Services Director Pat DeVane to report further on this matter. Mr. DeVane stated that the purpose of the water meters being locked is that no one was living in the residence; therefore, the property owner asked that the water be cut off. The Public Services Department placed a lock on the water meter and months later it was obvious upon routine water meter inspections that water was being used.

Mr. Robinson stated that he could not understand how the Town could bill someone such a high amount in water fees.

Mayor Campbell recognized Town Manager Eddie Madden to give details on his meeting with Mr. Robinson. Mr. Madden advised that Mr. Robinson had visited with him in his office and conveyed his concerns for such a high utility bill, after much discussion the bill was decreased to \$969.77, which as of this date has not been paid.

Mayor Campbell asked if there were additional questions or comments. A recommendation was made to decrease Mr. Robinson's bill to \$500.

A motion was made by Council Member Ricky Leinwand, and seconded by Council Member Russell Priest to reduce Mr. Anthony Robinson's utility bill from \$969.77 to \$500. Mayor Campbell asked those in favor of this motion to raise their hands; Council Members Russell Priest, Ricky Leinwand and Mayor Pro Tem Rufus Lloyd raised their hands. Mayor Campbell asked those that disapprove to raise their hands; Council Members Dicky Glenn and Charles DeVane. The motion carried with a vote of 3-to-2.

Item #3: Citizen Presentation: East Bladen Booster Club-Mr. Powell Cross

Mayor Campbell stated this agenda item was stricken from the evening agenda.

Item #4: Resolution (#R-10-12)- "No Smoking" on Recreational Facilities Operated by the Town

Mayor Campbell recognized Town Manager Eddie Madden to present this agenda item concerning the the placement of "No Smoking" signs at Town parks.

Mr. Madden stated that "No Smoking" signs were needed in all Town parks. A motion was made by Council Member Dicky Glenn, and seconded by Mayor Pro Tem Rufus Lloyd to approve the attached Resolution #R-10-12 and place necessary "No Smoking" signs at all Elizabethtown Parks (Unanimous).

Item #5: Resolution (#R-10-13) for Surplus Property Disposal and Use of Gov.Deals.com

Mayor Campbell recognized Town Manager Eddie Madden to present this agenda item concerning surplus property from the Town. Mr. Madden stated that Public Services has accumulated several used vehicles that need to be sold by the Town. Mr. Madden recommended that that these items be listed and sold on Gov.Deals.com. It is suggested that the selling date begin September 29th. Mr. Madden requested that Council consider Resolution (#R-10-13) for surplus property disposal and use of Gov.Deals.com. A motion was made by Council Member Dicky Glenn, and seconded by

Mayor Pro Tem Rufus Lloyd to approve the attached Resolution #R-10-13 for Surplus Property Disposal (Unanimous).

Item #6: Tax Releases

2010	Mary Anna Bridgers	5009169
	REASON: Only 2.54 Acres in City Limits	
	Value: \$104,867.00	
	Real Property	
	Tax Released	\$644.93
2010	All In Farms INC	507601
	REASON: Not In City Limits On Hwy 53	
	Value: \$24,454.00	
	Personal Property	
	Tax Released	\$150.39
2010	All In Farms INC	507601
	REASON: Not In City Limits On Hwy 53	
	Value: 700	
	Personal Property	
	Tax Released	\$4.31
2010	All In Farms INC	507601
	REASON: Not In City Limits On Hwy 53	
	Value: 6,921.00	
	Personal Property	
	Tax Released:	\$42.56
2010	Image Design	2000060
	REASON: Not in City Limits	
	Value: \$1,467.00	
	Personal Property	
	Tax Released:	\$9.02
2010	Image Design	2000060
	REASON: Not in City Limits	
	Value: \$5,150.00	
	Personal Property	
	Tax Released:	\$31.67
2010	Image Design	2000060
	REASON: Not in City Limits	
	Value: \$28,563.00	
	Personal Property	

	Tax Released:	\$172.66	
2010	Image Design		2000060
	REASON: Not in City Limits		
	Value: \$38,830.00		
	Personal Property		
	Tax Released:	\$264.05	
2010	Image Design		2000060
	REASON: Not in City Limits		
	Value: \$32,840.00		
	Personal Property		
	Tax Released:	\$223.32	
2010	Image Design		2000060
	REASON: Not in City Limits		
	Value: \$26,788.00		
	Personal Property		
	Tax Released:	\$180.82	
2010	Image Design		2000060
	REASON: Not in City Limits		
	Value: \$29,474.00		
	Personal Property		
	Tax Released:	\$184.22	
2010	Image Design		2000060
	REASON: Not in City Limits		
	Value: \$31,565.00		
	Personal Property		
	Tax Released:	\$194.13	
2010	Marlowe Farm LLC		5013710
	REASON: Only 1.74 Acres In City Limits		
	Value: \$388,998.00		
	Real Property		
	Tax Released	\$21,273.84	
2010	Jose David Martinez		5013349
	REASON: Billed on Wrong Value		
	Value: \$42,260.00		
	Tax Released:	\$150.43	
2010	William T McDowell, Jr.		5004331
	REASON: Billed on Wrong value 3.44 Acres		
	Value: \$50,750.00		

Tax Released: \$459.10

Grand Total Releases: \$23,985.45

A motion was made by Council Member Dicky Glenn, and seconded by Mayor Pro Tem Rufus Lloyd to approve the tax releases as presented (Unanimous).

Item #7: FY 2010-2011 Budget Amendment #2011-03

Mayor Campbell recognized Town Manager Eddie Madden to present a budget amendment in the amount of \$10,935.00. Mr. Madden stated that the grit screen at the Wastewater Treatment Plant was not in compliance with State regulation. In order to conform to State regulations the mechanical bar screen (grit screen) must be replaced at the wastewater treatment plant. The funds were approved for work in FY 2009-2010; however, due to the Town being invoiced in the new fiscal year, the FY 2009-2010 financial records had been closed out. A motion was made by Mayor Pro Tem Rufus Lloyd, and seconded by Council Member Dicky Glenn to approve budget amendment #2011-03 (Unanimous).

Item #8: Request for Proposals-Interim Financing for Fire Station Renovation Project

Mayor Campbell recognized Town Manager Eddie Madden to report on this agenda item concerning Request for Proposals. Mr. Madden stated that Request for Proposals were faxed to financial institutions on August 18th in order to seek interim financing in the amount of \$389,800 for renovations to the fire station. Mr. Madden reported that bids were received on August 30th, and they are as follows:

Bidder	Interest Rate	Term	Additional Fees
First Citizens	3.12% fixed	1-yr.	Refinance or modify flat fee of \$500 or 1% of outstanding balance; early termination
			equal to 100% of prin. bal. plus \$500 with interest ; attorney fee of \$1,000 and origination fee of \$500 due at closing.
BB & T	1.670% fixed	1-yr.	None
First Bank	3.50% fixed	1-yr.	Proposed Collateral-if bank reviews the financing info.

Mr. Madden reported that BB & T submitted the lowest interest rate of 1.670% at a term of 1-year. A motion was made by Council Member Dicky Glenn, and seconded by Council Member Ricky Leinwand to approve the financing bid for Interim Financing for the Fire station Renovation project from BB & T (Unanimous). Copy of RFP and financing resolution attached.

Item #9: Change Order for Downtown Revitalization Project

Mayor Campbell stated this agenda item was removed from the evening meeting.

Item #10: Asset Management Project for Small Towns

Mayor Campbell recognized Town Manager Eddie Madden to present this agenda item regarding the Town participating in a Asset Management demonstration project. Mr. Madden stated that the Rural Center has invited the Town of Elizabethtown to take part in a demonstration that will enable the Town to get the most value from its assets and have the financial resources when necessary to rehab or replace. The demonstration will address water and sewer infrastructure assets. Mr. Madden advised that there will be no cost to the Town to attend the workshop. A motion was made by Mayor Pro Tem Rufus Lloyd, and seconded by Council Member Dicky Glenn to approve the Town to take part in the Asset Management demonstration project hosted by the Rural Center (Unanimous).

Item #11: "Briefly"

Mayor Campbell recognized Town Manager Eddie Madden to give an update on upcoming events.

- Mr. Madden reminded everyone that the Dublin Peanut Festival will take place on Saturday, September 18th at 10am and Town Council will take part in the parade.
- Mr. Madden reported that the Town of Elizabethtown is the recipient of a \$850,000 CDBG grant which will be used to make improvements on Pickney and McKay street.
- Employee Appreciation Day will take place at Tory Hole Park for all Town employees, Thursday, September 9th at noon.
- Mr. Madden stated that the School of Government in Chapel Hill will be sponsoring a workshop for public officials on September 23rd and 24th, local officials are encouraged to attend.

Item #12: Open Forum

Mayor Campbell opened the meeting to an open forum session, which allows anyone wishing to make a comment or speak on concerns.

Mr. Bacote approached Council and stated that two large diseased trees are on Town property which is adjacent to his property and would like to have them removed. Mr. Bacote made an additional request in which he has maintained this same property for several years and would like to purchase the property or if the Town would be willing to give this small portion of property to him. Mayor Campbell referred this request to Town Attorney Goldston Womble. Attorney Womble stated that he would look into this request and convey his findings to the Town Manager.

Mr. Mike Cogdell was then recognized to speak. Mr. Cogdell stated to Council his concerns regarding political signs in the Town of Elizabethtown. Mr. Cogdell advised that signs larger than 4 x 4 are not allowed in the Town. Mr. Cogdell stated that previous to the sign ordinance change in May, he had several political signs made that were larger than the required size. Town Attorney Goldston Womble stated that the sign ordinance could not be amended; however, a text amendment regarding a sign size change could be presented to the Planning Department in October and then presented to Town Council for their consideration in November. Mr. Cogdell advised that the elections are November 4th and, therefore, a change would not help the situation.

Mayor Campbell asked if anyone had additional comments or questions, but none were noted. A motion was made by Council Member Dicky Glenn, and seconded by Mayor Pro Tem Rufus Lloyd to adjourn (Unanimous).

Sylvia Campbell, Mayor

ATTEST:

Sarah L. Baysden, Deputy Town Clerk