

**MINUTES OF THE BOARD OF ALDERMEN
TOWN OF KERNERSVILLE, N.C.
BRIEFING SESSION JULY 27, 2011**

The Board of Aldermen of the Town of Kernersville met in a briefing session at 6:30 P.M. on the above date in the Town Hall Executive Conference Room at the Municipal Building at 134 East Mountain Street.

Present: Mayor Dawn Morgan, Alderman Tracey Shifflette, Alderman Keith Mason and Aldermen Dana Caudill Jones.

Absent: Mayor Pro Tem Kevin Bugg and Alderman Bob Prescott.

Staff Present: Curtis L. Swisher, Town Manager; John G. Wolfe III, Town Attorney; Jayne Danner, Deputy Clerk; Jeff Hatling, Community Development Director; Ken Gamble, Police Chief; Walt Summerville, Fire Chief; Thad Buck, Solid Waste Superintendent; Russell Radford, Engineering Director; Franz Ader, Finance Director, Ernie Pages, Parks & Recreation Director and Ray Smith, Human Resources Director.

Call to order and invocation.

Mayor Dawn Morgan called the meeting to order at 6:35 p.m. and Alderman Keith Mason delivered the invocation.

1. Presentation of National Night Out Proclamation to the Kernersville Police Department.

Mayor Dawn Morgan read and presented Police Chief Ken Gamble with a Proclamation in recognition of the 28th Annual National Night Out.

Chief Gamble thanked Mayor Morgan. He gave an overview of the activities that will take place during National Night Out on Tuesday August 2nd, 2011 and invited everyone to attend.

2. Consideration of Justice Assistance Grant.

Mr. Curtis Swisher, Town Manager stated that the Town had an opportunity to apply for a Justice Assistance Grant in the amount of \$11,001 by July 21st, 2011. He added that due to the application date being prior to the Board meeting and that the award did not require a Town match he has authorized Chief Gamble to pursue the award. He further added that this is an informational item only and that no action is required by the Board.

3. Consideration of a Revised Ordinance to Correct a Clerical Error to Ordinance No. O-2011-16, Zoning Docket K-709.

Mr. Jeff Hatling, Community Development Director stated that this Rezoning Ordinance was approved by the Board on June 7, 2011. He added that there was a clerical error with the property description and PIN number in the Ordinance. Mr. Hatling stated that all legal requirements have been met, however to record this rezoning on the map the property description and PIN number need to be accurate.

Alderman Dana Caudill Jones made a **Motion** to approve the following revised Ordinance No. O-2011-16, Zoning Docket K-709. Alderman Keith Mason seconded the motion and the vote was all for and motion carried

Town Ordinance
Zoning Petition of L. E. Pope Building Co., Inc., Owner
Zoning Docket K-709

ORDINANCE NO. O-2011-16 (Revised)
AN ORDINANCE AMENDING THE
KERNERSVILLE ZONING ORDINANCE AND THE
OFFICIAL ZONING MAP OF THE
TOWN OF KERNERSVILLE, NC

BE IT ORDAINED by the Board of Aldermen of the Town of Kernersville as follows:

SECTION 1. The Kernersville Zoning Map be amended by changing from a RS-12 (Residential Single Family, minimum lot size 12,000 sq. ft.) Zoning District to a GI (General Industrial) Zoning District for property located at 1349 – 1355 Angel Road, being all of PIN #6885-58-7678, all of PIN # 6885-58-7870; and part of PIN# 6885-58-7670 containing 1.50 acres more or less and being further described as follows:

The property lying in Kernersville Township, Forsyth County, North Carolina is all of lots 6885-58-7870, 6885-58-7678, and being the Residential Single Family-Minimum Lot Size 12,000 square feet (RS-12) portion of lot 6885-58-7670, containing 1.5 acres more or less.

BEING KNOWN AND DESIGNATED as being all of PIN #6885-58-7678, all of PIN # 6885-58-7870; and part of PIN# 6885-58-7670 containing 1.50 acres more or less as recorded in the Office of the Register of Deeds, Forsyth County, North Carolina.

SECTION 2. This Ordinance shall be effective from and after its adoption.

Adopted this the 27th day of July, 2011.

4. Consideration of adding a second meeting in December on December 13, 2011 as a Business Meeting.

Mayor Dawn Morgan stated that after the election two years ago two meetings were held in December, one for ceremonial purposes and one to conduct regular business. She recommended there be two meetings again this year in the same manner.

Alderman Tracey Shifflette made a **Motion** to make December 6th a Ceremonial Meeting and to add December 13th as a Business Meeting to the 2011 Board of Aldermen Meeting Calendar. Alderman Dana Caudill Jones seconded the motion and the vote was all for and motion carried

5. Briefing on the August 2, Regular Meeting Agenda.

Item # 1 SPEAKERS FROM THE FLOOR.

Mayor Morgan stated that prior to the Public Session there would be an opportunity for Speakers from the Floor.

Item # 2 Consideration of amending the Yard Waste Fees/Policy.

Mr. Swisher briefed the Board on this matter. He stated that due to citizen feedback and valid concerns raised Staff is recommending eliminating the fee adopted in the FY 11-12 Schedule of Fees for the boom truck service for brushy yard waste pick-up. He added that Staff is still recommending the \$60 annual fee for the yard waste cart service.

Item # 3 Quarterly Report by the Kernersville Downtown Preservation & Development Council as required by the Funding Agreement.

Mr. Swisher stated that a representative of the KDPDC will present this report as required in the Funding Agreement. Mr. Swisher added that the funding agreement under which KDPDC is operating has expired. He further added that the Board may want to review this agreement and have as a January Agenda item for approval.

Item # 4 First Reading of the Taxi Franchise Ordinance Renewal for Kernersville Taxi Operated by Patrick Michael Gilliland.

Mr. Swisher stated that this will be the first of two readings of the Taxi Franchise Ordinance for Kernersville Taxi as required by North Carolina General Statutes.

Item # 5 First Reading of the Taxi Franchise Ordinance Renewal for Oak Ridge Cab Operated by John H. Pegram.

Mr. Swisher stated that this will be the first of two readings of the Taxi Franchise Ordinance for Oak Ridge Cab as required by North Carolina General Statutes.

Mr. Wolfe, Town Attorney stated that neither of the two taxi operators has requested a change in the rates for vehicles for hire. He advised that the State has implemented additional requirements for taxi driver permits which will be applicable when the drivers renew their permits in September.

Item # 6 Presentation of Police Recruiting Video.

Mr. Swisher stated that Police Departmental personnel have created a recruiting video which they will present to the Board at the meeting on Tuesday.

Item # 7 Consideration of a Resolution of Intent to Close an Unopened Street at the end of South Park Drive.

Mr. Swisher briefed the Board on this matter. He stated that L. E. Pope Building Company owns the property on both sides and end of this street. He added that if the Resolution is approved by the Board a Public Hearing will be held, as required by North Carolina General Statutes, at the September 6th, 2011 Board Meeting.

Item # 8 Consideration of an Ordinance Authorizing a Revised Service Agreement with Piedmont Natural Gas.

Mr. John Wolfe, Town Attorney briefed the Board on this matter. He stated that an Ordinance was approved by the Board on September 7, 2010 however Piedmont Natural Gas has since requested some changes.

Item # 9 Consideration of a Contract with URETEK ICR Service Agreement for Repairs to Communication Tower Building.

Mr. Swisher briefed the Board on this matter. He stated that the concrete slab that the communications tower building sits on is settling. He added that Staff is recommending repairs to the slab be performed by URETEK ICR, the estimated costs of the repairs is approximately \$6,500.

Item # 10 Consideration of a Professional Services Contract for Sanitary Sewer Line Extension for Kernersville Medical Parkway.

Mr. Swisher briefed the Board on this matter. He stated that Staff is recommending installation of a sewer line, to serve the Brookford Road/Hwy 66 area, at the same time as the construction of the Kernersville Medical Parkway. He added that the feasibility study will be performed by Alley, Williams, Carmen and King Inc., with a cost not to exceed \$42,000; which will be fully reimbursed to the Town from the City County Utilities Commission Water and Sewer Fund.

Item # 11 CONSENT AGENDA:

- C-1 Approval of Minutes for June 22, 2011 Briefing Session**
- Approval of Minutes for June 28, 2011 Regular Session**
- Approval of Minutes for June 28, 2011 Closed Session**
- Approval of Minutes for July 21, 2011 Special Session**

- C-2 Forsyth County Tax Refunds**

C-3 Consideration of Ordinance by Forsyth County to Collect Town of Kernersville Taxes for Prior Years.

C-4 Consideration of Ordinance by Forsyth County to Collect Town of Kernersville Taxes for 2011

Mr. Swisher highlighted the Consent Agenda Items.

Mr. Swisher stated that he would have two matters for the Board's consideration during the Town Manager's Report on Tuesday evening.

He added that the first matter is a request from PART for a temporary bus stop at the corner of Murphy Street and Century Boulevard. He stated that this information will be forwarded to the Board in the Weekly Friday Packet. He further stated that Staff is not recommending approval of this location for a bus stop at this time.

Mr. Swisher stated that the second matter is a Consortium Agreement for Piedmont Triad Sustainable Communities Project.

Mayor Morgan stated that due to the recent passing of Mr. Lee Hope she will be making an appointment to the ABC Board on Tuesday evening.

6. Matters to be presented by the Town Manager and Town Attorney.

Mr. Swisher advised the Board that Mr. John Coulter, Director of the Kernersville YMCA was applying for a grant for a new playground at the YMCA. He added that this playground would be available for community use and would not require any funding from the Town. He added that Mr. Coulter has requested a letter of support from the Town to accompany the grant application.

It was the consensus of the Board that Mr. Swisher provide a letter of support on behalf of the Town.

7. Closed Session for the Purpose of Discussing Legal Matters.

Alderman Keith Mason made a **Motion** to go into Closed Session for the purpose of a discussion regarding Legal Matters at 7:18 p.m. Alderman Tracey Shifflette seconded the motion and the vote was all for and motion carried.

8. Adjournment.

Alderman Tracey Shifflette made a **Motion** to adjourn the meeting at 8:12 p.m. immediately following the Closed Session. Alderman Dana Caudill Jones seconded the motion and the vote was all for and motion carried.

Being no further business to come before the Board the meeting was adjourned.

Dawn H. Morgan
Dawn H. Morgan, Mayor

Attest:

Jayne Danner
Jayne Danner, Deputy Clerk

I, Jayne Danner, Deputy Clerk of the Town of Kernersville, North Carolina, do hereby certify that this is a true and correct copy of the minutes of the meeting duly held on July 27, 2011.

This the 9th day of September, 2011.

Jayne Danner
Jayne Danner CMC, Deputy Clerk