

**MINUTES OF THE BOARD OF ALDERMEN
TOWN OF KERNERSVILLE, N.C.
BRIEFING SESSION AUGUST 28, 2013**

The Board of Aldermen of the Town of Kernersville met in a briefing session at 7:00 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, Mayor Pro Tem Dana Caudill Jones, Alderman Keith Hooker, Alderman Tracey Shifflette and Alderman Neal Stockton.

Absent: Alderman Irving Neal

Staff Present: Curtis L. Swisher, Town Manager; Jayne Danner, Deputy Town Clerk; John Wolfe, Town Attorney; Jeff Hatling Community Development Director, Scott Cunningham, Police Chief; Terry Crouse, Fire Rescue Chief; Doran Maltba, Public Services Director; Russell Radford, Engineering Director; Ernie Pages, Parks & Recreation Director; Gray Cassell, Chief Information Officer; Franz Ader, Finance Director and Ray Smith, Human Resources Director.

Call to order and invocation.

Mayor Dawn Morgan called the meeting to order and Mayor Pro Tem Dana Caudill Jones delivered the invocation.

1. Briefing on the September 3, Regular Meeting Agenda.

Mayor Dawn Morgan noted that there would be one ceremonial item on the Agenda, a presentation of a proclamation in recognition of Child Passenger Safety Week.

Item # 1 PUBLIC HEARING: on the Annexation of property owned by the Town of Kernersville consisting of approximately 0.661 acres, more or less, presently known as the southernmost portion of Masten Drive.

Mr. Curtis Swisher, Town Manager briefed the Board on this annexation request. He advised that this property is a road that is owned by the Town.

Item # 2 PUBLIC HEARING: Peter J. Jugis, Bishop of the Diocese of Charlotte, NC, for properties located at 616 South Cherry Street, being all of PIN#(S) 6876-92-8312, 6876-92-6090 and 6876-91-6908 containing a total of 10.058 acres more or less. Petitioner requests a General Use rezoning from IP-S (Institutional and Public - Special) and RS-12 (Residential, Single-Family – 12,000 square foot minimum lot size) to IP (Institutional and Public). Zoning Docket K-720

Mr. Jeff Hatling, Community Development Director briefed the Board on this proposed rezoning request. He added that the Planning Board and Staff recommend approval as presented and no opposition was received.

Item # 3 PUBLIC HEARING: Julie R. Richardson, Agent for Home Paramount Pest Control, Inc., for properties located at 501 and 505 North Main Street, being all of PIN#(S) 6886-46-7870 and 6886-46-8834 containing a total of .65 acres more or less. Petitioner requests a General Use rezoning from RS-12 (Residential, Single-Family – 12,000 square foot minimum lot size) to GB (General Business). Zoning Docket K-721

Mr. Jeff Hatling, Community Development Director briefed the Board on this proposed rezoning request. He added that the Planning Board and Staff recommend approval as presented and no opposition was received.

Item # 5 Consideration of an Appeal of a Denied Petition to Protest on the Salisbury Street Bridge.

Mr. Swisher briefed the Board on this agenda item. He advised that a citizen requested a permit to protest on the bridge on Salisbury Street. He added that the request was denied by the Police Department due to safety concerns. He further added that the citizen has requested to appeal the denied permit as stated in the Town ordinance. Mr. Swisher advised that the citizen who filed the permit and appeal will be out of town on Tuesday so Mr. Harvey Pulliam will speak on this matter.

Mr. Harvey Pulliam asked that the Town's ten minute time limit for public session speakers be suspended for this matter on Tuesday. He referred to information he had submitted for his presentation.

Mayor Morgan responded that the time limit would be addressed on Tuesday evening. Mayor Morgan asked Mr. Pulliam if he was comfortable with the information he had submitted for the presentation to be uploaded to the Town website, in particular his citation.

Mr. Pulliam responded that he was fine with all the information being uploaded to the website.

Item # 6 Consideration of a Request to hold Arts d'Vine downtown on October 11, 2013.

Mr. Swisher advised that this will be the fourth year for this event. He noted that downtown events that require street closings come before the Board of Aldermen for approval. He added that the group has requested to hire two off duty police officer's, as they have done in previous years.

Item # 7 Consideration of an Ordinance Amending the Town Ordinance regarding Concealed Carry Weapons.

Mr. John Wolfe, Town Attorney advised that due to recent legislation that will be effective October 1, 2013 the Town ordinance regarding Concealed Carry Weapons has been revised to be in compliance with these changes. He noted that the ordinance will only be applicable to athletic events that are organized by or with the Town but not for pick-up games that take place on Town property.

Mayor Pro Tem Jones asked for clarification with this pertaining to the Kernersville Soccer Association (KSA).

Mr. Wolfe advised that if it is a scheduled KSA game or practice then the Ordinance would be applicable if it was an impromptu pick-up game then it would not be applicable.

Item # 8 Consideration of Budget Amendment No. 1 for FY 2013-14.

Mr. Swisher briefed the Board on the budget amendment. He noted that this is primarily for encumbered funds from FY12-13 for large items or projects that were not acquired or completed, and for mandated refunds for employee health insurance premiums.

Item # 9 Consideration of awarding of Bid to replace HVAC at Town Hall.

Mr. Swisher advised that bids were received on Tuesday. He noted that the lowest bid of \$597,000, which is higher than anticipated, from American Industrial is recommended by Staff. He added that the information will be posted to the website prior to the meeting on Tuesday.

Item # 10 CONSENT AGENDA: All of the following matters are considered to be routine by the Board of Aldermen and will be enacted by one motion. There will be no separate discussion unless a Board member or citizen so requests, in which event the matter will be removed from the Consent Agenda and considered under the following item.

- C-1 Approval of Minutes for July 31, 2013 Briefing Session**
- C-2 Consideration of a Resolution Authorizing the Financing of Various Equipment Purchases and the associated Notice of Intent to Reimburse**
- C-3 Consideration of an Intergovernmental Agreement between Forsyth County, Guilford County, City of Greensboro, City of Winston-Salem and Town of Kernersville to undertake a feasibility study to construct the proposed Piedmont Greenway**

Mr. Swisher briefed the Board on Consent Agenda Item C-2. He noted that this is a standard contract for large items budgeted in FY 13-14. He added that Staff is recommending Sun Trust since they have been good to work with in the past and they submitted the lowest bid.

Mr. Swisher briefed the Board on Consent Agenda Item C-3. He noted that the Town has no financial obligation for this feasibility study for the greenway to Triad Park.

Mr. Swisher noted that he would have an item for the Board's consideration during the Town Managers Report on Tuesday, a request for approval of a DWI Task Force Grant.

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

Mayor Morgan noted that a group will be “Turning the Town Teal” by displaying ribbons throughout the Town on September 14th as part of a cancer awareness campaign.

Mayor Morgan wished Linda Payne, Kernersville News Reporter a Happy Birthday.

Mr. Swisher stated that NCDOT granted permission for the Town to install “blinkie” lights in the trees at the intersection of Business 40 and South Main Street for the holidays.

Jeff Hatling noted that the Bodenhamer/Dobson Street intersection roundabout project would begin in a week or two and last approximately 45 days, therefore it should be completed prior to the start of the Piney Grove Road widening project. He added that an official press release will be sent out.

Mayor Morgan thanked the Community Development Departments Inspection staff for their efforts enabling the opening of the new North Carolina Leadership Academy on schedule.

Mayor Morgan asked Mr. Wolfe to address the time limits for Agenda Items.

Mr. Wolfe responded that time limits are adopted by the Board by Resolution and that this matter would be addressed by the Board at the regular meeting on Tuesday and not this evening.

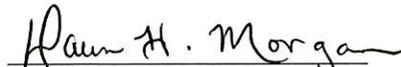
Mayor Pro Tem Dana Caudill Jones made a **Motion** to go into Closed Session at 7:42 p.m. to discuss certain matters that fall within the Attorney-Client privilege as permitted by NCGS 143-318.11(a)(3). Alderman Tracey Shifflette seconded the motion and the vote was all for and motion carried.

The Board returned to Open Session at 9:35 p.m.

3. Adjournment.

Alderman Tracey Shifflette made a **Motion** to adjourn the meeting at 9:35 p. m. Alderman Keith Hooker 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, Mayor

Attest:


Jayne Danher, CMC, NCCMC 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 August 28, 2013.

This the 14th day of November, 2013.

Jayne Danner

Jayne Danner, CMC, NCCMC Deputy Clerk