

**MINUTES OF THE BOARD OF ALDERMEN
TOWN OF KERNERSVILLE, N.C.
REGULAR MEETING 7:00 P.M. MARCH 6, 2012**

The Board of Aldermen of the Town of Kernersville met in regular session at 7:00 p.m. on the above date in the Municipal Council Chambers at the Municipal Building at 134 East Mountain Street.

Present: Mayor Pro Tem Dana Caudill Jones, Aldermen Tracey Shifflette, Irving Neal, Keith Hooker and Alderman Neal Stockton.

Absent: Mayor Dawn H. Morgan.

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

- **CALL TO ORDER**
- **INVOCATION**

Mayor Pro Tem Dana Caudill Jones called the meeting to order and the invocation was delivered by Reverend Clark Vincent, First Presbyterian Church.

- **PLEDGE OF ALLEGIANCE LED BY BOY SCOUT TROOP 944**

The Pledge of Allegiance was led by Boy Scout Troop 944 members Keith Davis, Glenn Hernandez, Dylan Stoltzfus, Matthew Meyers and Bobby Farge.

- **PRESENTATION OF TREE CITY USA AWARD**

Mr. Eric Welker, a representative with the NC Forest Service presented Mayor Pro Tem Dana Caudill Jones and representatives of the Kernersville Tree Commission with the Town's second Tree City USA Award.

- **PRESENTATION OF PROCLAMATION RECOGNIZING ARBOR DAY**

Mayor Pro Tem Dana Caudill Jones read and presented a proclamation recognizing March 16, 2012 as Arbor Day in Kernersville to representatives of the Kernersville Tree Commission. She thanked them for their service to the Town.

- 1a. **PUBLIC HEARING:** Curtis Swisher, Agent for the Town of Kernersville, for a proposed Zoning Text Amendment by amending Chapter C, Article V, Section 5-1.8(B) *Table of Uses*; and Section 5-1.9(B)(2) *Minor Variances of the Riparian Buffer Protection Ordinance for Lands Within the Jordan Watershed* requirement of the Unified Development Ordinance (UDO). Zoning Docket KT-207.

Mr. Jeff Hatling, Community Development Director presented the Planning Board Report for this text amendment request. He added that as required by Section 15 of the Buffer Protection Rule (15A NCAC 02B .0267), the Town of Kernersville adopted the Riparian Buffer Protection Ordinance for Lands within the Jordan Watershed in June of 2011. Subsequently, the North Carolina Department of Environment and Natural Resources (NCDENR) issued minor text corrections to the ordinance language. He further added that these changes have been reviewed by the Town Attorney and the Planning Board and Staff recommend approval of the text amendment ordinance as presented.

Mayor Pro Tem Dana Caudill Jones declared the Public Hearing open.

In Favor

None presented.

Opposed

None presented.

Mayor Pro Tem Dana Caudill Jones declared the public hearing closed.

- 1b. **Consideration of an ordinance adopting text amendment.**

Alderman Tracey Shifflette made a **Motion** to approve the following Ordinance to amend the Unified Development Ordinance of the Town of Kernersville. Alderman Keith Hooker seconded the motion and the vote was all for and motion carried.

**ORDINANCE NO. O-2012-03
KT-207
AN ORDINANCE AMENDING
THE UNIFIED DEVELOPMENT ORDINANCE**

Be it resolved, by the Board of Aldermen of the Town of Kernersville, North Carolina, that the Unified Development Ordinance (UDO) is hereby amended as follows:

Section 1. Chapter C, Article V, Section 5-1.8(B) “Table of Uses” is hereby amended by inserting in proper alphabetical order, placing an “X” in the column “Exempt Use”.

5-1.8 POTENTIAL USES AND ASSOCIATED REQUIREMENTS

B. Table of Uses

Drainage of a pond in a natural drainage way provided that a new riparian buffer that meets the requirements of Items (7) and (8) of this rule is established adjacent to the new channel.

Use	Exempt*	Allowable*	Allowable with Mitigation*
<i>* To qualify for the designation indicated in the column header, an activity must adhere to the limitations defined for it in a given listing as well as the requirements established in Section 8. (C) of this Ordinance.</i>			
<u>Drainage of a pond in a natural drainage way provided that a new riparian buffer that meets the requirements of Items (7) and (8) of this rule is established adjacent to the new channel.</u>	X		

Section 2. Chapter C, Article V, Section 5-1.9(B)(2) *Minor Variances* is hereby amended to read as follows:

5-1.9 PERMITS PROCEDURES, REQUIREMENTS, AND APPROVALS

B. Variances

2. Minor Variances

A minor variance request pertains to activities that will impact only Zone Two of the riparian buffer. Minor variance requests shall be reviewed and approved based on the criteria in ~~Section 9. (A)(1) through Section 9. (A)(3)~~ Section 9. (B)(1) by the Town of Kernersville pursuant to G.S. 153A-Article 18, or G.S. 160A-Article 19. The Town of Kernersville may attach conditions to the variance approval that support the purpose, spirit, and intent of the riparian buffer protection program. Request for appeals to decisions made by the Town of Kernersville shall be made in writing to the Director of the Division of Water Quality c/o the 401 Oversight Express Permitting Unit, or its successor. The Director’s decision is subject to review as provided in G.S. 150B Articles 3 and 4.

Section 3. This Ordinance shall become effective upon adoption.

Adopted this the 6th day of March, 2012.

2a. PUBLIC HEARING: on the Proposed Financing of Construction or Improvements to real property owned by the Town of Kernersville and the Construction of Angel Drive.

Mr. Curtis Swisher, Town Manager stated that several construction improvement projects were approved in the FY 11-12 budget. He added that NCGS and LGC require that a Public Hearing be held prior to the Board's approval of bids to finance these projects. Mr. Swisher presented the bids received:

Branch Banking and Trust Co. (BB&T)	1.63%
RBC Bank	1.85%
SunTrust Bank	2.51%
NewBridge Bank	2.55%
Southern Community Bank & Trust	2.95%

He added that Staff recommends the bid from BB&T not to exceed \$600,000 with a 1.63% interest rate.

Mayor Pro Tem Dana Caudill Jones declared the Public Hearing open.

In Favor

None presented.

Opposed

None presented.

Mayor Pro Tem Dana Caudill Jones declared the public hearing closed.

2 b. Consideration of a Resolution Approving Financing Terms for Construction Improvement Projects.

Alderman Irving Neal made a **Motion** to approve the following Resolution approving a Construction Improvement Financing Contract with BB&T, not to exceed \$600,000, contingent upon approval by the LGC. Alderman Neal Stockton seconded the motion and the vote was all for and motion carried.

RESOLUTION NO. R-2012-03

RESOLUTION APPROVING FINANCING TERMS

WHEREAS: The Town of Kernersville, North Carolina (the "Town") has previously determined to undertake a project for the construction improvements on various projects (the

“Project”), and the Finance Officer has now presented a proposal for the financing of such Project.

BE IT THEREFORE RESOLVED, by the governing body for the Town of Kernersville, North Carolina as follows:

1. The Town hereby determines to finance the Project through Branch Banking and Trust Company (“BB&T”), in accordance with the proposal dated February 24, 2012. The amount financed shall not exceed \$600,000.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 1.63%, and the financing term shall not exceed five (5) years from closing.

2. All financing contracts and all related documents for the closing of the financing (the “Financing Documents”) shall be consistent with the foregoing terms. All officers and employees of the Town are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution. The Financing Documents shall include a Financing Agreement and a Project Fund Agreement as BB&T may request.

3. The Finance Officer is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Finance Officer is authorized to approve changes to any Financing Documents previously signed by Town officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Finance Officer shall approve, with the Finance Officer's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document's final form.

4. The Town shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The Town hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b)(3).

5. The Town intends that the adoption of this resolution will be a declaration of the Town's official intent to reimburse expenditures for the project that is to be financed from the proceeds of the BB&T financing described above. The Town intends that funds that have been advanced, or that may be advanced, from the Town's general fund, or any other Town fund related to the project, for project costs may be reimbursed from the financing proceeds.

6. All prior actions of Town officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict

with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

Approved this 6th day of March, 2012.

PUBLIC SESSION

3. SPEAKERS FROM THE FLOOR.

George Giesman, 901 George Place Drive, Kernersville, NC stated that he is concerned about potential safety issues with a sink hole on Linville Springs Road that was probably created from run off from the road and storm drains. He presented photographs of the sink hole. He added that a child or animal could easily fall down this hole. He further added that he has called Winston Salem and Kernersville and was told that it is a home owner's association matter; however there is no home owners association.

Mr. Curtis Swisher, Town Manager stated that this is the first time he has heard of this situation. He informed Mr. Giesman that he would have staff look into this matter.

Pastor Pete Kunkle, First Christian Church thanked the Board of Aldermen for the opportunity to pray in Jesus name at Board meetings over the past thirty years. He stated that he is saddened by the decision that has been made. He added that he understands the Board's hands are tied due to the Forsyth County issue. He further added that this country was founded on religious freedom not freedom from religion. He stated that he hopes one day we can again pray in the name of Jesus. He further stated that he is not opposed to Muslim, Jewish, Hindu or Buddhists prayers just as he should also be able to pray as he chooses. He thanked the Board for the privilege of joining him outside for prayer prior to the meeting this evening.

Louis Thibodeaux, 280 Post Oak Road, Kernersville, NC stated that he attended the briefing meeting last week and heard firsthand the battle in making this decision. He added that he doesn't take it lightly and his prayers are with the Board. He submitted and read the Preamble from the North Carolina Constitution. He thanked the Board for their service and time.

Ed Woodley, 1010 Grande Lane, Kernersville, NC stated that the Board of Aldermen have a long history of inviting pastors to pray before meetings and it's a rich tradition that is being given up. He added that it's silencing of free speech when you are being told what you can and can't say when praying. He stated that it bothers him that we live in a day and age where the minority can silence the majority. He further stated that we gave up something valuable without a fight and its a disservice to our children and future of our country. He feels the process should have been evaluated, and if it's a fair and balanced process people should be able to speak what's in their heart and mind. He added that he doesn't understand what nonsectarian prayer is. He suggested that the Board reconsider their vote and seek outside legal counsel who could advise them on how to craft a policy that is fair and balanced and allows free speech.

Cliff Welborn, 1465 Steve Street, Kernersville, NC stated that he assumes that the Board has read and knows the State constitution. He added that if the Board operated under these guidelines

they would know that you have to be a Christian to hold office. He added that God's law is the ultimate law. He suggested that the Board read the Preamble before each meeting.

Ralph Proscia, 709 Ragsdale Road, Jamestown, NC – Vice President of the Old Salem Chapter of the Antique Automobile Club of America stated that they have supported and participated in previous Kernersville Classic Car Cruise In's. He further stated that they will continue to support the Cruise Ins. He requested that their Chapter be included in advertisements and such for future Kernersville Classic Car Cruise In events.

Mayor Pro Tem Dana Caudill Jones thanked the speakers for their gracious comments. She added that this was a tough decision for the Board. She further added that the Board has conferred with legal counsel for a long time and determined that this was the best decision in order to be able to continue the long history of ministers giving an invocation at meetings as opposed to not having a prayer or observing a moment of silence. She further added that this matter has been discussed over the nine years she has served on the Board. Mayor Pro Tem Jones stated that this was a decision made prayerfully and she appreciated the many words of encouragement.

Alderman Neal Stockton stated that one of Kernersville's greatest institutions is the church. He added that we are not turning our backs on our churches. He further added that we are all saddened by this change but we do have the opportunity to thank God for our blessings and wisdom to guide us through times like these. He added that this change will allow us to continue to have prayers at our meetings.

Alderman Tracey Shifflette stated that she agrees with both Alderman Jones and Stockton and that this has been one of the matters that she has struggled with the most. She added that she asked her pastor to pray for her about this decision. She further added that she took an oath of office to uphold the law, and sometimes that includes laws we don't like, but she is compelled to abide by it if we are not to lose the opportunity to have prayers before meetings. She thanked the community for their support and attending the meeting this evening.

Alderman Irving Neal stated that he has the opportunity to pray and does so every day and this change is not going to change that. He added that he has served four terms on the Board of Alderman and this is the first time he has had to make a decision that he didn't like. He thanked Pastor Kunkle for praying for the Board this evening.

Alderman Keith Hooker stated that as President of the Exchange Club he can open their meetings each month with the pledge and a prayer in Jesus name, because it is a private club. He added that he hopes this doesn't change and that it's a shame that we can't say Jesus' name in public. He further added that he believes in the 1st amendment and agrees people should be able to say what they want, however the courts have dictated that this is what the Board has to do, or be sued or lose the privilege to pray altogether. He stated that this was not an easy decision and that he agrees with the speakers, but the Boards hands are tied.

Mayor Pro Tem Dana Caudill Jones called to recess the meeting at 7:43 p.m.

Mayor Pro Tem Dana Caudill Jones reconvened the meeting at 7:52 p.m.

4. Consideration of Recommendations by KDPDC to Allow the Kernersville Classic Cars Cruise-In's from June through October 2012.

Mr. Swisher stated that in accordance with the funding agreement between the Town and KDPDC, events held downtown must have a recommendation from the KDPDC prior to consideration by the Town. He added that the KDPDC has recommended approval of these events. He recommended that the request from Mr. Giesman to include the Old Salem Chapter when advertising the events be worked out between KDPDC and the organizers.

Alderman Irving Neal made a **Motion** to approve the Recommendations by KDPDC to Allow the Kernersville Classic Cars Cruise-In's from June through October 2012. Alderman Neal Stockton seconded the motion and the vote was all for and motion carried.

**5. 2012 Annual Reports and Budget Requests:
Korner's Folly
Kernersville Cares for Kids
Community Appearance Commission**

Korner's Folly

Mr. Duane Long, President/Chairman recognized Korner's Folly board members in attendance and Ms. Dale Pennington, Executive Director.

Ms. Pennington presented the annual report. She highlighted the events that have taken place at the Folly over the past year and reported that in 2011 they had 8,000 visitors. She also reported that the Folly has been featured in many different magazines and news media including Our State Magazine. She noted that the Folly is a gateway to the community and that when people come to visit the Folly they visit and support other establishments in Kernersville. She thanked the Board for their continued financial support.

Kernersville Cares for Kids (KCK)

Mr. David Fitzpatrick, KCK Vice President introduced Kendall Dodd and John Compton, KCK students. Mr. Fitzpatrick thanked the Board for their investment in the 6,650 middle and high school students in the Kernersville area. He added that in addition to signing a pledge to be drug tested, KCK students participate in leadership opportunities every month. He added that a scholarship fund has also been established.

John Compton, First Christian Academy 7th Grader stated that the KCK program has allowed him to interact with students from other schools, improve his public speaking skills and serve the community.

Kendall Dodd stated that KCK funds are used to raise drug awareness in schools and that in 2010-2011 a \$500 scholarship fund was established for a high school graduate who has participated in KCK. She highlighted some of the activities students can participate in. She also

stated that last year 94.5% of East Forsyth High School students were drug free, the goal this year is 100%. She thanked the Board for their continued support. She also invited all those in attendance to the KCK major fundraiser event, Lunch & Listen on April 17th, 2012 at 11:15 a.m.

Mayor Pro Tem Jones thanked the students for their presentations.

Community Appearance Commission (CAC)

Mr. Allan Asbell, CAC Chairman presented the annual report, he recognized Mr. Ed Herring Vice Chairman. Mr. Asbell highlighted the activities of the CAC including the sale of “blinkie lights” that has raised \$2,000. He noted September 25th, 2012 as the date of the CAC’s Biennial Capture The Essence Awards Banquet. He thanked the Board for their support and stated that the CAC members are good stewards of the funds. He presented each of the Board members with a pack of note cards on behalf of the CAC.

Mayor Pro Tem Jones expressed appreciation to Sharon Richmond, Senior Planner for her hard work with the CAC.

6. Presentation by Korner’s Folly Foundation Regarding Renovations and Preservation of the Folly.

Mr. Duane Long, Korner’s Folly Foundation President/Chairman emphasized the major impact the Korner’s Folly has on tourism and the Town as a whole as we heard in the presentation. He added that the Folly Foundation is in need of the Town’s help. He further added that the Korner’s Folly has some structural issues with the front and side porches. He illustrated the problems with photographs. Mr. Long expressed the urgency of the needed repairs to avoid further deterioration. He advised the Board that they have received a quote of \$162,000 from Wilson Covington Construction Company Inc. to fix the issues with the front porches based on an engineer’s report from Carolina Foundation Solutions. He further advised the Board that \$25,000 of the repair costs have been donated by a foundation in Town, an additional \$2,000 has been secured from other source. He requested that the Board consider a disbursement from the Town’s Fund Balance of \$135,000 to make these necessary repairs. Mr. Long added that it is hoped that additional funding can be secured at a later date from other sources to address the roof and foundation issues.

Alderman Tracey Shifflette asked if this would be a permanent fix and if the company was familiar with historic restoration.

Mr. Chris Thompson, Folly Foundation board member advised that this is a reputable company that has completed historic restorations in Old Salem and Bathabara.

Alderman Irving Neal asked about the timetable for the repairs and the best source of funding from the Town.

Mr. Long stated that due to the urgency they would like to start the repairs as soon as possible.

Mr. Swisher advised that if the Board wanted to disburse funds immediately the monies would have to come from the Fund Balance; and then included in FY 11-12 Budget Amendment # 3. He further advised that the Board could also consider approving funds for the repairs in the FY 12-13 Budget however these funds would not be available until after July 1, 2012.

Mayor Pro Tem Jones stated that the Folly is a significant Kernersville historical structure. She commended the Foundation and the groups that have rallied to save the Folly. She noted the importance of the publicity and tourism that brings people to Kernersville. She added that although this seems like a lot of money to take from the Towns Fund Balance, she feels it is an investment back into the community.

Alderman Neal Stockton stated that not only is this a safety issue he feels that we have an obligation to protect this asset and heritage of our community.

Alderman Irving Neal made a **Motion** to approve disbursement of \$135,000 to Korner's Folly for repairs to the front porches. Alderman Neal Stockton seconded the motion.

Alderman Keith Hooker stated that without a doubt the Folly means a great deal to Kernersville; however he is not comfortable taking these funds from the Fund Balance at this time. He added that he would prefer to wait until after we have a balanced FY 12-13 Budget. He asked if the work could be funded and completed over time as opposed to all at once.

Mr. Thompson stated that the quote was to complete all three porches at one time. He added that if the payment was to be staggered it may impact the cost.

Mr. Wolfe advised that contacts have been made at both the State and Federal levels for funding for the additional repairs however; these will not be considered unless they see financial support at the local level.

Mayor Pro Tem Jones repeated the motion and called for a vote.

The motion carried 4-1, Alderman Keith Hooker opposed.

Alderman Hooker stated that he is not opposed to the motion in general; however he is uncomfortable committing funds from the Fund Balance at this time, that he would rather wait until after July 1, 2012.

7. Consideration of Reports and Request by Tree Commission:
a. Annual Report by the Tree Commission as required by Ordinance No. O-2010-07

Mr. John Edwards, Tree Commission Chairman presented the annual report. He highlighted the activities and programs over the past year in addition to the Tree City USA Award received this evening. Mr. Edwards stated that the Town will celebrate Arbor Day on March 16, 2012 and the Tree Commission will plant 11 trees at area schools in its observance. He thanked the Board for their continued support.

Mayor Pro Tem Jones thanked the Tree Commission members for their efforts.

b. Consideration of Grant Application from the North Carolina Urban & Community Forestry Grant Program.

Mr. Edwards presented a Grant Application that if received would fund equipment and man hours to conduct a tree inventory at Kerner's Mill Greenway. He advised that this is a \$10,690 grant that would require a Town cash match of approximately \$700.

Alderman Neal Stockton made a **Motion** to approve the Grant Application from the North Carolina Urban & Community Forestry Grant Program. Alderman Tracey Shifflette seconded the motion and the vote was all for and motion carried.

8. Consideration of bids for Infrastructure Projects:

Mr. Swisher stated that all of these bids are contingent upon the approval of a construction loan by the North Carolina Local Government Commission (LGC) and that these contracts will not be executed until after the LGC approves the construction loan.

**a. Construction and Improvements including:
Construction of Angel Road, Fire Station 42 Driveway Improvements, Public Services Facility Driving Surface Improvements**

Mr. Swisher presented the following bids for Construction of Angel Road; Fire Station 42 Driveway Improvements and Public Services Facility Driving Surface Improvements:

Company	Bid
Country Boy Landscaping, Inc.	\$379,318.00
Triangle Grading & Paving, Inc.	\$384,349.00
Larco Construction Co.	\$391,837.00
Atlantic Contracting Co., Inc.	\$399,498.20
Sharpe Brothers Grading, Paving & Utilities	\$402,135.84
Yates Construction Co., Inc.	\$433,336.70
APAC-Atlantic, Inc.	\$434,167.00
Pedulla Trucking, Excavating & Paving, Inc.	\$435,612.50

He added that staff recommends the lowest bid from Country Boy Landscaping Inc.

Alderman Irving Neal made a **Motion** to approve the bid submitted by Country Boy Landscaping Inc. of \$379,318.00 for Construction of Angel Road, Fire Station 42 Driveway Improvements, Public Services Facility Driving Surface Improvements, contingent upon the approval of a construction loan by the North Carolina Local Government Commission (LGC). Alderman Keith Hooker seconded the motion and the vote was all for and motion carried.

**b. Other Facility Construction and Improvements including:
Fourth of July Park Tennis Court Improvements, Public Services
Administration Roof Improvements, Town Hall Rain Gutter Improvements**

Mr. Swisher presented the following bids for Fourth of July Park Tennis Court Improvements:

1. Fourth of July Tennis Court Improvements	
Mark It Street (w/galvanized fence option, asphalt surface)	64,512
COURT ONE (Concrete surface)	74,543
American All Sports Courts Service Corp. (Concrete surface)	97,492

He added that staff recommends the bid from Mark It Street of \$64,512.

Mr. Swisher presented the following bids for Public Services Administration Roof Improvements:

1. Public Services Administration Building Roof Improvements	
Allied Roofing Company, Inc.	18,890
A-1 Renovation	21,030
Affordable Roofing Co., Inc.	23,151
Triad Roofing Company, Inc.	41,313

He added that staff recommends the bid from Allied Roofing Company Inc. \$18,890.

Mr. Swisher presented the following bids for Town Hall Rain Gutter Improvements:

3. Town Hall Storm Gutter Improvements	
A-1 Renovation (Elastomeric coating; no guarantee; est. 5-yr. life)	8,358
Affordable Roofing Co., Inc. (Liquid coating)	11,357
Triad Roofing Company, Inc. (60 MIL membrane w/drip edge; est. 15-20 yr.	18,298
Allied Roofing Company, Inc. (45 MIL membrane; no drip edge; 15-yr. warranty)	21,670

He added that staff recommends the bid from Triad Roofing Company Inc. \$18,298.

Alderman Tracey Shifflette made a **Motion** to approve the contract proposals as recommended by Staff, contingent upon the approval of a construction loan by the North Carolina Local Government Commission (LGC). Alderman Neal Stockton seconded the motion and the vote was all for and motion carried.

9. Consideration of Bids for Improvements to the Intersection of Union Cross Road and Glennwood Road.

Mr. Swisher presented the bids received for Improvements to the Intersection of Union Cross Road and Glenwood Road:

Company	Bid
Country Boy Landscaping, Inc.	\$176,445.00
APAC-Atlantic, Inc.	\$193,437.74
Larco Construction Co.	\$196,091.00
Atlantic Contracting Co., Inc.	\$201,901.00
Triangle Grading & Paving, Inc.	\$218,402.90

He added that staff recommends the lowest bid from Country Boy Landscaping Inc. He further added that this project is eligible for STPD grant funding at an 80/20 reimbursement rate.

Alderman Irving Neal made a **Motion** to approve the bid submitted by Country Boy Landscaping Inc. of \$176,445.00 for Improvements to the Intersection of Union Cross Road and Glenwood Road. Alderman Keith Hooker seconded the motion and the vote was all for and motion carried.

10. Consideration of a Consultant Contract for Water Harvesting Feasibility Study.

Mr. Swisher presented a contract with W. K. Dickson & Company for a rainwater harvesting feasibility study for the Town Hall campus and Paul J. Ceiner Botanical Gardens. He stated that the Town was unsuccessful in receiving a grant for this project; however \$42,244 was allocated in FY 11-12 Budget Stormwater Enterprise Fund for this project.

Alderman Irving Neal asked if this was a mandate from the State.

Mr. Swisher advised that this can be one of the uses that the Stormwater Enterprise revenue funds can be used for. He further advised that these are restricted funds that can only be used for stormwater related expenses.

Alderman Neal Stockton made a **Motion** to approve a Contract with W. K. Dickson and Co. Inc. for \$42,244 for a Water Harvesting Feasibility Study. Alderman Irving Neal seconded the motion and the vote was all for and motion carried.

11. Consideration of Budget Amendment No. 2 to FY 2011-2012.

Mr. Swisher, Town Manager presented the budget amendment No. 2 for FY 11-12:

General Fund – Expenditures

1. To increase the Governing Body Department expenditures in the net amount of \$5,098 to cover a property appraisal and a decrease in insurance premiums.
2. To increase the Administration Department expenditures in the net amount of \$2,601 to cover the cost of a new printer and a decrease in insurance premiums.

3. To decrease the Inspection Department expenditures in a net amount of \$5,048 to cover a transfer of professional services funds to the Planning and Zoning Department and a decrease in insurance premiums.
4. To decrease the Finance Department expenditures in the amount of \$357 to reflect a decrease in insurance premiums.
5. To decrease the Information Technology Department expenditures in the amount of \$248 to reflect a decrease in insurance premiums.
6. To increase the Planning and Zoning Department expenditures in a net amount of \$4,563 to cover a transfer of professional services funds from the Inspection Department and a decrease in insurance premiums.
7. To increase the Human Resources Department expenditures in the amount of \$17,766 to cover expenditures associated with the Town's Wellness Program and KRONOS software enhancements.
8. To increase the Police Department expenditures in the net amount of \$9,142 to cover expenditures associated with a computer cabinet, to reflect a payment for the Radio Encryption Equipment made in the prior year and decreases in insurance premiums.
9. To decrease the Fire Department expenditures in the net amount of \$16,995 to cover expenditures associated with a replacement pump for Engine 45, a transfer of Energy Grant funds to the General Services Department and a decrease in insurance premiums.
10. To increase the Engineering Department expenditures in the net amount of \$649,859 to cover expenditures associated a payment due to the City of High Point for the East Side Sewer Extension and a decrease in insurance premiums.
11. To increase the Street Department expenditures in the net amount of \$5,761 to cover costs associated with school zone lighting in the vicinity of the Kernersville Middle School and services provided for a local marathon, as well as a decrease in insurance premiums.
12. To decrease the Solid Waste Department expenditures in the amount of \$1,528 to cover a decrease in insurance premiums.
13. To decrease the Transportation Department expenditures in the net amount of \$246 to cover the reallocation of project costs and a decrease in insurance premiums.
14. To increase the Recreation Department expenditures in the net amount of \$17,097 to cover the Urban Forestry Grant project and decreases in the following: concession supplies, Recreational Camp, additional events and insurance premiums.
15. To increase the Library (Paddison Memorial) expenditures in the amount of \$101 to reflect a decrease in insurance premiums.

16. To increase the General Services Department expenditures in the net amount of \$37,724 to cover costs associated with HVAC upgrades (energy grant) and a decrease in insurance premiums.

17. To decrease the Public Services Administration Department expenditures in the amount of \$344 to reflect a decrease in insurance premiums.

18. To decrease the Central Maintenance Department expenditures in the amount of \$974 to reflect a decrease in insurance premiums.

General Fund – Revenues

1. To increase the DENR-Urban & Community Forestry Grant by \$8,274 to cover expenses associated with the grant.

2. To increase revenues from the City County Utilities Commission in the amount of \$650,000 to cover the payment to the City of High Point for the East Side Sewer Extension.

3. To decrease revenues from Energy Grant Round 1 in the amount of \$412 to reflect actual grant contributions received.

4. To decrease revenues from Energy Grant Round 2 in the amount of \$756 to reflect actual grant contributions received.

5. To decrease revenues due from Duke Energy (Energy Grant Round 1) by \$1,269 to reflect the actual grant contributions received.

6. To increase revenues due from Duke Energy (Energy Grant Round 2) by \$3,678 to reflect an energy grant match.

7. To increase the miscellaneous revenue in the amount of \$1,670 to reflect reimbursements for services provided for a local marathon.

8. To increase the transfer from Stormwater Fund Operations in the amount of \$903 to reflect a decrease in insurance premiums.

9. To increase the fund balance appropriated in the amount of \$61,682 to balance the general fund revenues with the general fund expenditures.

Contributions Fund – Expenditures

To increase the expenditures in the amount of \$13,550 to cover Police and Recreation Department supplies and materials expenditures associated with the GREAT Program and Rotary Park.

Contributions Fund – Revenues

To increase the revenues in the amount of \$13,550 to reflect miscellaneous and specific contributions from the Winston-Salem Forsyth County School System and the Kernersville Rotary Club.

Emergency-911 Fund – Expenditures

To increase the expenditures in the amount of \$197,500 to cover expenditures associated with the new E911 equipment.

Emergency-911 Fund – Revenues

To increase the installment purchase loan revenues in the amount of \$197,500 to offset E911 equipment expenditures.

Stormwater Fund – Expenditures

To decrease the expenditures in the amount of \$903 to account for a reduction in insurance expenses.

Stormwater Fund – Expenditures

To increase the transfer of funds to the General Fund in the amount of \$903 to reflect a reduction in insurance expenses.

Alderman Keith Hooker made a **Motion** to approve the following Ordinance for Budget Amendment No. 2 to FY 2011-2012. Alderman Tracey Shifflette seconded the motion and the vote was all for and motion carried.

ORDINANCE NO. O-2012-04
TOWN OF KERNERSVILLE
BUDGET AMENDMENT # 2
FISCAL YEAR 2011-12

Be it hereby ordained by the Board of Aldermen of the Town of Kernersville that the following amendment be made to the Budget Ordinance adopted on the 22nd day of June, 2011 as follows:

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

General Fund - Expenditures	<u>Decrease</u>	<u>Increase</u>	<u>New Approp.</u>
Governing Body		5,098	443,446
Administration Department		2,601	283,943
Inspections Department	5,048		357,882
	479		

Finance Department	357		731,016
Information Technology	248		393,187
Planning & Zoning Department		4,563	343,000
Human Resources Department		17,766	589,392
Police Department		9,142	6,833,262
Fire Department	16,995		5,067,125
Engineering Department		649,859	1,162,503
Street Department		5,761	1,486,765
Solid Waste Department	1,528		2,271,435
Transportation Department	246		2,000,596
Recreation Department		17,097	1,276,287
Library (Paddison Memorial)	101		103,917
General Services Department		37,724	770,076
Public Services Administration	344		313,640
Public Services Central Maintenance	974		1,440,282
Total	25,841	749,611	

This will result in a net increase of \$723,770 in the expenditures of the General Fund. The above changes in expenditures will require an adjustment to revenues as follows:

General Fund - Revenues	<u>Decrease</u>	<u>Increase</u>	<u>New Approp.</u>
--------------------------------	-----------------	-----------------	--------------------

DENR-Urban & Community Forestry Grant- #12502		8,274	8,274
CCUC- Rate Differential Reimbursement		650,000	650,000
State Energy Grant-Round 1	412		67,250
State Energy Grant-Round 2	756		138,728
Due/Fr Duke Energy-R1 Grant	1,269		2,221
Due/Fr Duke Energy-R2 Grant		3,678	11,354
Miscellaneous Revenue		1,670	36,670
Transfer fr Stormwater Fund-Operations		903	903
Fund Balance Approp.		61,682	515,353
Total	2,437	726,207	

Section 2. To amend the Contributions Fund, the expenditures are to be changed as follows:

Contributions Fund-Expenditures	<u>Decrease</u>	<u>Increase</u>	<u>New Approp.</u>
Contributions Fund-Expenditures		13,550	86,800
Total		13,550	

This will result in a net increase of \$13,550 in the expenditures of the Contributions Fund. The above changes in expenditures will require an adjustment to revenues as follows:

Contributions Fund-Revenues	<u>Decrease</u>	<u>Increase</u>	<u>New Approp.</u>
Contributions- Police Department		5,550	5,550
Contributions- Park Development		8,000	8,000
Total		13,550	

Section 3. To amend the Emergency-911 Fund, the expenditures are to be changed as follows:

Emergency- 911 Fund- Expenditures	<u>Decrease</u>	<u>Increase</u>	<u>New Approp.</u>
Emergency-911 Expenditures		197,500	307,323
Total		197,500	

This will result in a net increase of \$197,500 in the expenditures of the Emergency-911 Fund. The above changes in expenditures will require an adjustment to revenues as follows:

Emergency- 911 Fund- Revenues	<u>Decrease</u>	<u>Increase</u>	<u>New Approp.</u>
Installment Purchase- Loan Proceeds		197,500	197,500
Total		197,500	

Section 4. To amend the Stormwater Fund, the expenditures are to be changed as follows:

Stormwater Fund- Expenditures	<u>Decrease</u>	<u>Increase</u>	<u>New Approp.</u>
Group Insurance expense	145		41,896
Insurance and Bonds expense	758		17,073
Transfer to General Fund - Operations		903	903
Total	903	903	

Section 5. Copies of the budget amendment shall be furnished by the Town Clerk of the Board of Aldermen, the Budget Officer, and Finance Director for their directions.

Adopted this the 6th day of March, 2012.

12. Consideration of a Resolution Declaring Certain Property Surplus and Authorizing Disposal.

Mr. Swisher stated that the property itemized in the Resolution is surplus and is no longer necessary for the operations of the Town. He added that Staff is requesting approval of the Resolution to sell this surplus property in an electronic auction.

Alderman Irving Neal made a **Motion** to approve the following Resolution Declaring Certain Property Surplus and Authorizing Disposal. Alderman Keith Hooker seconded the motion and the vote was all for and motion carried.

RESOLUTION NO. R-2012-04

RESOLUTION DECLARING EQUIPMENT SURPLUS AND AUTHORIZING THE ELECTRONIC AUCTION OF SURPLUS PERSONAL PROPERTY

WHEREAS, the Board of Aldermen of the Town of Kernersville desires to declare said property surplus and dispose of said property of the Town in accordance with the Town of Kernersville's Finance Policy and the North Carolina General Statutes, and

WHEREAS, NOW, THEREFORE BE IT RESOLVED that the Board of Aldermen of the Town of Kernersville that:

The following described property is hereby declared surplus to the needs of the Town:

ASSET ID	ITEM DESCRIPTION	DISPOSITION
10812	1998 FORD CROWN VICTORIA 4D	SURPLUS & DISPOSE E-AUCTION
1870	1988 CHEVROLET VAN	SURPLUS & DISPOSE E-AUCTION
10787	1988 VOLVO WX64	SURPLUS & DISPOSE E-AUCTION
10521	1996 FORD CROWN VICTORIA 4D	SURPLUS & DISPOSE E-AUCTION
10778	1997 FORD CORWN VICTORIA 4D	SURPLUS & DISPOSE E-AUCTION
11570	DIGITAL IN CAR CAMERA	SURPLUS & DISPOSE E-AUCTION
11592	DIGITAL IN CAR CAMERA	SURPLUS & DISPOSE E-AUCTION
11593	DIGITAL IN CAR CAMERA	SURPLUS & DISPOSE E-AUCTION
11583	DIGITAL IN CAR CAMERA	SURPLUS & DISPOSE E-AUCTION
11582	DIGITAL IN CAR CAMERA	SURPLUS & DISPOSE E-AUCTION
11041	2000 FORD CROWN VICTORIA 4D	SURPLUS & DISPOSE E-AUCTION
11042	2000 FORD CROWN VICTORIA 4D	SURPLUS & DISPOSE E-AUCTION
11043	2000 FORD CROWN VICTORIA 4D	SURPLUS & DISPOSE E-AUCTION
11161	2001 FORD CROWN VICTORIA	SURPLUS & DISPOSE E-AUCTION
11158	2001 FORD CROWN VICTORIA	SURPLUS & DISPOSE E-AUCTION
10519	1996 FORD CORWN VICTORIA	SURPLUS & DISPOSE E-AUCTION
1824	1998 CHEVROLET 1 TON TRUCK	SURPLUS & DISPOSE E-AUCTION
10778	1997 FORD CORWN VICTORIA 4D	SURPLUS & DISPOSE E-AUCTION
10782	1997 FORD CORWN VICTORIA 4D	SURPLUS & DISPOSE E-AUCTION
10781	1996 FORD CROWN VICTORIA 4D	SURPLUS & DISPOSE E-AUCTION
10523	1996 FORD CROWN VICTORIA 4D	SURPLUS & DISPOSE E-AUCTION

10980	SPRINT PHONE SYSTEM	SURPLUS & DISPOSE E-AUCTION
10470	JOHN DEERE 455 MOWER W/ 60' DECK	SURPLUS & DISPOSE E-AUCTION
	OFFICE DESK	SURPLUS & DISPOSE E-AUCTION
	OFFICE CHAIRS	SURPLUS & DISPOSE E-AUCTION
	SIDE TABLE	SURPLUS & DISPOSE E-AUCTION
	LAMPS	SURPLUS & DISPOSE E-AUCTION
	PAPER CUTTER	SURPLUS & DISPOSE E-AUCTION
	DIGITAL CAMERA	SURPLUS & DISPOSE E-AUCTION
	CALCULATOR	SURPLUS & DISPOSE E-AUCTION
	WOODEN BOOKENDS	SURPLUS & TRASH
	LASKO HEATER	SURPLUS & DISPOSE E-AUCTION
	CONTINUOUS FORM BURSTER	DISPOSE E-AUCTION
	COPIER STAND	SCRAP METAL
	DESK WOOD (BROWN)	SURPLUS & DISPOSE E-AUCTION
	DESK METAL GRAY	SURPLUS & TRASH
	8' LIGHT FIXTURES (14)	SURPLUS & DISPOSE E-AUCTION
	4' LIGHT FIXTURES (16)	SURPLUS & DISPOSE E-AUCTION
	METAL HALIDE LIGHT FIXTURES (38)	SURPLUS & DISPOSE E-AUCTION
	WASHER MACHINE GE	SCRAP METAL
	DRYER GE	SCRAP METAL
	REPLACEMENT WINDOWS (34 - 48"X69 1/2"; 4 - 28"X69 1/2"; 9 - 48 1/4"X57 1/2")	SURPLUS & DISPOSE E-AUCTION
	EXERCISE MATS BLACK & VIDEOS	SURPLUS & DISPOSE E-AUCTION
	EXERCISE STAIR STEPPER	SURPLUS & DISPOSE E-AUCTION
	MAGAZINE RACK (WHITE)	SURPLUS & DISPOSE E-AUCTION
	BASKETBALL GOALS (2)	SURPLUS & DISPOSE E-AUCTION
	SERVERS (DELL)	SURPLUS & DISPOSE E-AUCTION
	COPIER CANON	SURPLUS & ECYCLE
	TABLES (WHITE) (2)	SURPLUS & TRASH
	TV FLOOR MODEL RCA	SURPLUS & TRASH
	FILE CABINET METAL (GRAY)	SURPLUS & DISPOSE E-AUCTION
	STOVE WHIRLPOOL (WHITE)	SURPLUS & TRASH
	KITCHEN SUPPLIES (GLASSES, DISH DOLLY, CUP/GLASS RACK, S/P SHAKERS, ETC.)	SURPLUS & DISPOSE E-AUCTION
	FILE CABINET METAL (TAN)	SURPLUS & DISPOSE E-AUCTION
	FILE CABINET (BROWN)	SURPLUS & DISPOSE E-AUCTION
	RED LIGHTS	SURPLUS & DISPOSE E-AUCTION
	METAL FRAME	SCRAP METAL
	DRAFTING TABLE	SURPLUS & DISPOSE E-AUCTION
	PARTITIONS	SURPLUS & DISPOSE E-AUCTION
	TARGET PAC III CONCRETE SAW	SURPLUS & DISPOSE E-AUCTION

	SNOW PLOW FRAMS W/ MEYERS PUMP; 1 PARTS CLEANER	SCRAP METAL
	BACK HOE ATTACHMENTS (24' BUCKET, 30" BUCKET, JRB ROLLER PACKET, CTI ASPHALT CUTTER, 1 THUMB	SURPLUS & DISPOSE E-AUCTION
	GILL ROLLOVER BOX SCRAPE	SURPLUS & DISPOSE E-AUCTION
	STONE PLATE TAMP	SURPLUS & DISPOSE E-AUCTION
	1989 GRAVELYPRO -40 WALK BEHIND MOWER	SURPLUS & DISPOSE E-AUCTION
	WACKER BS60Y TAMP (2)	SURPLUS & DISPOSE E-AUCTION
	1995 FRINK AMERICA SALT SPREADER	SURPLUS & DISPOSE E-AUCTION
	CAROLINA INDUSTRIAL SHOP PRESS 30 TON CAPACITY	SURPLUS & DISPOSE E-AUCTION
	3/4 CP 772 IMPACT WRENCH	SURPLUS & TRASH
	1/2 CP IMPACT WRENCH	SURPLUS & TRASH
	3/8 AIR RATCHET TOUGH MECHANIC	SURPLUS & TRASH
	DEWALT DW998 1/2" VSR CORDLESS DRILL	SURPLUS & TRASH
	BUN WARMER CABINETS AND TRAYS (2)	SURPLUS & DISPOSE E-AUCTION
	1996 CUSTOM TRAILER	SURPLUS & DISPOSE E-AUCTION
	E911 RESCUE STAR TELEPHONE SYSTEM	SURPLUS & DISPOSE E-AUCTION
	CB RADIO	SURPLUS & TRASH
	HP LASER INK JET CARTRIDGES	SURPLUS & RECYCLE
	AIM COMMANDER COMBUSTIBLE GAS DETECTOR (700003934)	SURPLUS & TRASH
	AIM COMMANDER COMBUSTIBLE GAS DETECTOR (700003944)	SURPLUS & TRASH
	AIM COMMANDER COMBUSTIBLE GAS DETECTOR (700003987)	SURPLUS & TRASH
	AIM COMMANDER COMBUSTIBLE GAS DETECTOR (700003938)	SURPLUS & TRASH
	AIM COMMANDER COMBUSTIBLE GAS DETECTOR (700003941)	SURPLUS & TRASH
	AIM COMMANDER COMBUSTIBLE GAS DETECTOR (700003933)	SURPLUS & TRASH
	MIDLAND MODEL 70-3400BD RADIO (09940023)	SURPLUS & DISPOSE E-AUCTION
	MIDLAND MODEL 70-3400BD RADIO (09940080)	SURPLUS & DISPOSE E-AUCTION
	PUMP SEALS	SURPLUS & DISPOSE

WHEREAS, North Carolina G.S. 160A-270(b) allows the Town to sell surplus personal property at public auction upon adoption of a resolution or order authorizing the appropriate official to dispose of the surplus property at public auction; and

NOW, THEREFORE, BE IT RESOLVED, by the Kernersville Town Board of Alderman that the Town Manager or his designee is authorized to sell the surplus property described below by electronic auction beginning on March 19, 2012 at www.GovDeals.com, as per the terms and

conditions and in accordance with North Carolina G.S. 160A-270(c) and in compliance with the Finance policy. The Town Manager or his designee is directed to publish at least once and not less than ten (10) days before the date of the auction, a copy of this Resolution or a notice summarizing its content as required by North Carolina General Statute 160A-270.

Adopted the 6th day of March 2012.

- 13. 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 January 19, 2012 Special Meeting
Approval of Minutes for February 1, 2012 Briefing Session
Approval of Minutes for February 1, 2012 Closed Session
Approval of Minutes for February 7, 2012 Regular Session
Approval of Minutes for February 7, 2012 Closed Session**

C-2 Consideration of a Resolution establishing dates for the Spring Folly.

RESOLUTION NO. R-2012-05

RESOLUTION SETTING FORTH THE DATES

FOR THE 2012 KERNERSVILLE SPRING FOLLY

In accordance with the provisions of the Town of Kernersville Ordinance governing the Annual Spring Folly:

Be It Hereby Resolved that for the year 2012, such event shall commence at 6:00 P.M., Friday, May 4th, 2012, and shall terminate at 6:00 P.M., Sunday, May 6th, 2012.

Adopted this the 6th day of March, 2012.

- C-3 Consideration of a Request by the Chamber of Commerce to hold the Music at Twilight concerts in the Town Hall Courtyard.**
- C-4 Consideration of a Resolution requesting NCDOT to remove SR 4377 (Wyndfall Drive), SR 4378 (Megan Cross Lane) and SR 4379 (Woodland Point Drive) due to an error in being added to the State system for maintenance.**

RESOLUTION NO. R-2012-06

**RESOLUTION AUTHORIZING THE TRANSFER OF
MAINTENANCE RESPONSIBILITY OF WYNDFALL DRIVE (SR 4377),
MEGAN CROSS LANE (SR 4378) AND WOODLAND POINT DRIVE
(SR 4379)**

WHEREAS, the Town of Kernersville has streets in the Wyndfall Subdivision that were placed on the North Carolina Department of Transportation (NCDOT) system in error; and

WHEREAS, Wyndfall Drive (SR 4377), Megan Cross Lane (SR 4379) and Woodland Point Drive (SR 4379) were originally constructed under the inspection of the Town and accepted upon completion; and

WHEREAS, it was never intended for these streets to be maintained by NCDOT but to be maintained by the Town of Kernersville and further, these streets have been consistently claimed on the Town's Powell Bill since being accepted.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE TOWN OF KERNERSVILLE, NORTH CAROLINA, THAT: The Town of Kernersville desires the transfer for maintenance of the above referenced state maintained streets to the Town of Kernersville at the earliest approval date.

Adopted this 6th day of March, 2012.

C-5 Forsyth County Tax Refunds

Caraustar Adhesives	Late Fee Charged in error	\$814.28
Carter Publishing Company Inc.	Billed at Incorrect Rate	\$ 74.18

14. ITEMS REMOVED FROM CONSENT AGENDA.

Item C-1 Closed Session Minutes for February 7, 2012

John Wolfe, Town Attorney advised that this item would require discussion in Closed Session. He added that the Minutes could then be placed on the April Board of Alderman Meeting Agenda for approval.

Alderman Tracey Shifflette made a **Motion** for the approval of the Consent Agenda items as submitted with the exception of Item C-1 Closed Session Minutes for February 7, 2012. Alderman Keith Hooker seconded the motion and the vote was all for and motion carried.

15. SPEAKERS FROM THE FLOOR.

Louis Thibodeaux, 280 Post Oak Road, Kernersville, NC asked for an explanation of a deity that could not be used in nonsectarian prayer.

John Wolfe, Town Attorney responded that the use of Jesus would be one such deity not to be used in a nonsectarian prayer.

16. TOWN MANAGER'S REPORT AND MISCELLANEOUS.

No report submitted.

17. MATTERS TO BE PRESENTED BY THE TOWN ATTORNEY.

No report submitted.

18. MATTERS TO BE PRESENTED BY THE MAYOR AND BOARD OF ALDERMEN.

Alderman Tracey Shifflette asked about the status of the removal of the hazardous trees on Salisbury Street.

Mr. Swisher, Town Manager advised that the North Carolina Department of Transportation was required to contact the State historic group prior to their removal, however it is still anticipated this will be incorporated in the bridge replacement project.

Alderman Neal Stockton thanked the speakers from the floor for their input on the prayer and sinkhole matters. He asked Mr. Swisher to inform the Board of the findings on the sinkhole matter on Linville Springs Road.

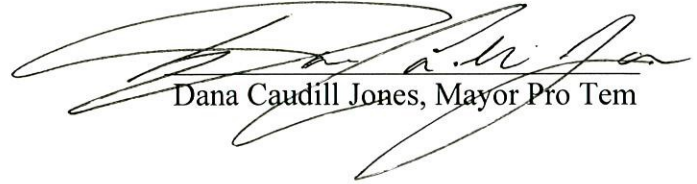
Mr. Swisher advised that Staff will research the sinkhole matter. He added that he will update the Board in the Friday Packet or as soon as information is available.

Alderman Keith Hooker made a **Motion** to enter into Closed Session at 9:29 p.m. for the purpose of discussing certain matters about which our Town Attorney needs to advise us, and which fall within the Attorney-Client privilege for discussion in Closed Session as well as matters of land acquisition and economic development. Alderman Irving Neal seconded the motion and the vote was all for and motion carried.

19. ADJOURNMENT.

Alderman Tracey Shifflette made a **Motion** to adjourn the meeting. 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 at 10 p.m.


Dana Caudill Jones, Mayor Pro Tem

Attest:


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 March 6, 2012.

This the 10th day of April, 2012.


Jayne Danner CMC, Deputy Clerk