

**MINUTES OF THE BOARD OF ALDERMEN
TOWN OF KERNERSVILLE, N.C.
REGULAR MEETING 7:00 P.M. DECEMBER 10, 2013**

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 Dawn H. Morgan, Mayor Pro Tem Joe Pinnix, Jr., Aldermen Keith Hooker, Tracey Shifflette, Irving Neal, and Kenny Crews.

Absent: None.

Staff Present: Curtis L. Swisher, Town Manager; John G. Wolfe, Town Attorney; Dale F. Martin, Town Clerk; Jeff Hatling, Community Development Director; Scott Cunningham, Police Chief; Terry Crouse, Fire Chief; Doran Maltba, Public Services Director; Angie Whitley, Safety & Risk Manager; Ray Smith, Human Resources Director; Gray Cassell, Chief Information Officer; Ernie Pages, Parks & Recreation Director; Heather Wood, Marketing & Community Relations Specialist; and Bruce Hennequin, Fire Marshal.

- **CALL TO ORDER**
- **INVOCATION BY PASTOR SAM MCKINNEY, NEW BEGINNINGS CHURCH**
- **PLEDGE OF ALLEGIANCE BY GIRL SCOUT TROOP 40022**

Mayor Dawn Morgan called the meeting to order at 7: 08 PM and the invocation was delivered by Pastor Sam McKinney of New Beginnings Church. The Pledge of Allegiance was led by Girl Scout Troop 40022: Amy Lynn Colona, Sarah Campbell and Yaixsa Caban-Cubero.

**RECOGNITION OF BRUCE BOYER, PRESIDENT & CEO, KERNERSVILLE
CHAMBER OF COMMERCE**

Mr. Bruce Boyer was being recognized at the Winston-Salem/Forsyth County School Board meeting and was not yet in attendance.

PUBLIC HEARINGS

- 1a. **PUBLIC HEARING:** Van Smith, Agent for Tradition Homes, for those undeveloped properties located directly north and south of Lambeth Farm Lane and Lake Way being all of PIN(s) # 6876-93-8444, 6876-93-8333, 6876-93-9315, and 6876-93-6687 containing a total of 9.26 acres more or less. Petitioner requests a Special Use District rezoning from RSQ-S (Residential Single-Family Quadraplex –

Special Use District) to RM12-S (Residential Multifamily, twelve units/acre - Special Use District). Zoning Docket K-567.A2

Mr. Jeff Hatling, Community Development Director presented the Planning Board report for this rezoning request. He presented the currently approved plans for this site and then presented the alternative design and site plan being requested. He explained that the proposed rezoning would allow for the continuance of the “traditional neighborhood design” along with reduced density to 8.63 units per acre. He noted that the Planning Board and Staff recommend approval as submitted.

Mayor Morgan declared the Public Hearing open.

In Favor

Kathy Gydu, 5102 McConnell Drive, Kernersville, NC – reported that she is the current President of the HOA which is in favor of this rezoning request as it will enhance their community. She added that she has been welcomed with open arms since she moved here and is very much in favor of this rezoning.

Opposed

None presented.

Being no additional speakers, the Mayor closed the Public Hearing.

1 b. Consideration of an ordinance for said rezoning.

Alderman Kenny Crews stated that this is a good plan and fit for this neighborhood.

Alderman Tracey Shifflette made a **Motion** to approve the following ordinance to amend the Unified Development Ordinance of the Town by rezoning the property in case K-567A.2 from RSQ-S to RM12-S, the said rezoning being consistent with the Town’s Comprehensive Plan, Kernersville Development Plan, and further being both reasonable and in the public interest because of the following facts:

1. The petitioner requested Special Use District rezoning to allow for building architectural standards to be applied that assures the development addresses the Development Plan Goal of establishing Kernersville as a “unique high quality community within the Triad.”
2. The petitioner requested Special Use District rezoning to allow for a specific site plan to be considered to address the unique character of the area and to allow for proper buffering and transition from existing residents.

Alderman Keith Hooker seconded the motion and the vote was all for and motion carried.

**Town Ordinance
Zoning Petition of Van Smith, Agent for Tradition Homes
Zoning Docket K-567.A2**

**ORDINANCE NO. O-2013-26
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 RSQ-S (Residential Single-Family, Quadraplex Special Use District) to RM12-S (Residential Multifamily, twelve units/acre - Special Use District) for property located directly north and south of Lambeth Farm Lane and Lake Way being all of PIN(s) # 6876-93-8444, 6876-93-8333, 6876-93-9315, and 6876-93-6687 containing a total of 9.26 acres more or less as recorded in the Office of the Register of Deeds, Forsyth County, North Carolina and being further described as follows:

BEING KNOWN AND DESIGNATED as directly north and south of Lambeth Farm Lane and Lake Way being all of PIN(s) # 6876-93-8444, 6876-93-8333, 6876-93-9315, and 6876-93-6687 containing a total of 9.26 acres more or less as recorded in the Office of the Register of Deeds, Forsyth County, North Carolina.

SECTION 2. This ordinance is adopted after approval of and upon condition of compliance with the site plan entitled *Rezoning Plan McConnell*, identified as "Attachment A of the Special Use District Permit" issued by the Board of Aldermen the 10th day of December, 2013 to Van Smith, Agent for Tradition Homes.

SECTION 3. The Board of Aldermen hereby directs the issuance of a Special Use District Permit pursuant to Chapter 19 of the Town code for McConnell. Said Special Use District Permit and site plan with associated documents attached hereto and incorporated herein.

SECTION 4. This Ordinance shall be effective from and after its adoption.

Adopted this the 10th day of December, 2013.

SPECIAL USE DISTRICT PERMIT
Issued by
Board of Aldermen of the Town of Kernersville

The Board of Aldermen of the Town of Kernersville has issued a Special Use District Permit for the site shown on the site plan map included in this zoning petition of Van Smith, Agent for Tradition Homes. The site shall be developed in accordance with the plan approved by the Board and bearing the inscription: "Attachment A, Special Use Permit" for McConnell approved by the

Board of Aldermen the 10th day of December, 2013 and signed, provided the property is developed in accordance with requirements of the zoning district RM12-S (Residential Multifamily, twelve units/acre - Special Use District) Chapter 19 of the Town Code, the Erosion Control Ordinance, and other applicable laws permitted with the uses of: Residential Building; Multi-Family.

Bold and underlined represent Planning Board recommended additions.

Site Plan: Approval of the Site Plan with the original conditions and the following new conditions.

1. The townhome designs, as illustrated in Exhibit A which include the design elements of:
 - a. Front porch columns
 - b. Stone façade
 - c. Shake siding façade
 - d. Horizontal siding façade
 - e. Paneled doors
 - f. Window shutters on all four (4) sides of the structure
 - g. Hip and two gable roof
2. The previous quadraplex designs would be allowed following the original site plan if the townhome development were not completed.
3. The existing natural drainage channels onto this site shall not be obstructed to back stormwater onto the adjacent properties.

Original Conditions K-567 Special Use District (Ordinance 0-2001-18)

**Asterisk identifies standard conditions.*

~~Strikethrough~~ represent conditions that have been completed.

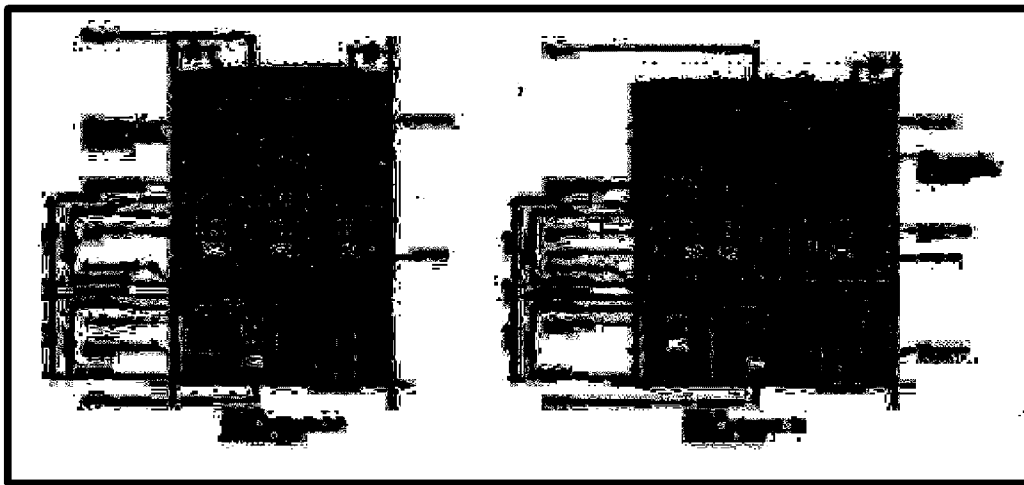
1. Developer shall contribute \$185,000 to the Town upon the recording of the first plat. These funds will go towards the improvements to the Cherry and Oakhurst Streets intersection. ~~Developer shall contribute \$190,000 to the Town upon issuance of the Building Permit that includes the 150th unit. These funds will go towards improvements to Durham Street.~~
2. ~~Lake Way, Mountainview Drive and Sunset Court shall be constructed to Town of Kernersville residential street standards. If developer wishes to install trees along Lake Way, Mountainview Dr., and Sunset Court, the streets must be constructed per the attached cross-sections.~~
3. ~~Dedicate a cutback right-of-way (10' x 10') at all intersections.~~
4. ~~If a traffic circle is constructed, it shall be designed per NCDOT standards with a single, extra-wide lane and the right-of-way shall be dedicated for a distance of ten (10') feet behind the outside back of curb with a ten-foot (10') utility easement behind the right-of-way.~~
 - a. ~~The site distance shall be unobstructed from the centerline of one intersection to the next intersection to the right.~~
 - b. ~~Channelization shall be striped and installed per the Public Works Department. In regard to Cross-Section "B" on sheet two, trees and obstructions over the height of a~~

- drivers eye, (3.5' from pavement elevation) are prohibited in the interior of the traffic circle. A sidewalk is not necessary on the interior of the traffic circle.
5. ~~If the traffic circle is constructed and/or trees placed in the right-of-way, the property owners association shall include language which outlines how and when the right-of-way (green area) within the traffic circle and trees along the street will be maintained.~~
 - a. ~~Tree types placed within the right-of way must be approved by the Public Works Department. The developer and/or property owners association must keep the trees trimmed on the roadside to maintain a clear distance from the pavement to a distance 10-feet above the pavement.~~
 - b. ~~The property owner's covenants shall be submitted to the Public Works Department and Planning Office at a minimum two (2) weeks prior to recording the final plat for review and approval.~~
 - c. ~~Approval shall be based on the assurance that the traffic circle and/or trees placed within the right-of-way are maintained at a minimum to the same level as the common grounds in the residential development areas and replaced if needed.~~
 6. ~~Lambeth Farm Lane is designated as a Minor Thoroughfare, aligned to connect Hopkins Road to Oakhurst Street and is anticipated to carry a significant amount of traffic in the future.~~
 - a. ~~The entrance to Lambeth Farm Lane shall be constructed per the submitted cross-section, tapering back to a 30' face to face street, all of which constructed to Town of Kernersville standards with an eight-inch (8") ABC base, two inches (2") of H-Binder and one and one-half inches (1-1/2") of surface course.~~
 - b. ~~No parking shall be posted on the proposed segment of Lambeth Farm Lane and signs shall be paid for erected by developer. If developer wishes to install trees along Lambeth Farm Lane, the streets must be constructed per the attached cross-sections for Lambeth Farm Lane. The Road Cross-Section "A" as submitted on sheet two does not conform to the plan view of Lambeth Farm Lane (first 400') on page one nor does it conform to the attached cross-sections for Lambeth Farm Lane.~~
 - c. ~~The developer must provide documentation that utility easements can be acquired and platted. If easements cannot be acquired, developer must provide written documentation from the following utility companies stating how they intend to serve the development: Duke Energy, Sprint, PNC, and Time Warner.~~
 7. ~~A negative access easement shall be platted along Lambeth Farm Lane, excluding the accesses shown on the site plan dated March 12, 2001 by Stimmel Land Associates.~~
 8. ~~The developer shall provide a permanent turn-around (i.e. cul-de-sac or "T") at the end of Sunset Street and it shall be constructed during the first phase of the development.~~
 9. ~~McConnell Drive and McConnell Court shall be public streets.~~
 10. ~~Permanent building structures shall be constructed no closer than forty feet (40') to Kerner Mill Creek. All finished floor elevations shall be a minimum of one foot (1') above the 100-year storm elevation. Surveyed and engineered cross-sections of Kerner Mill Creek every two hundred feet (200') illustrating the 100-year storm elevations shall be required. These elevations shall be provided to the Public Works Department during the building permit submittal process.~~
 11. ~~The restrictive covenants shall indemnify the Town of Kernersville from property damage that may arise from flooding; creek bank erosion, and natural channel realignment or like events along Kerner Mill Creek.~~

12. ~~Developer shall dedicate the area south of the Kerner Mill Creek to the Town of Kernersville to be used as a future greenway park. A thirty-foot (30') greenway easement shall be provided along the top of the bank of Kerner Mill Creek, connecting the proposed greenway park to the adjacent Town of Kernersville property on the southwestern corner of the project.~~
13. No rental agency or leasing office shall be allowed for the condominium and townhome development.
- *14. ~~All streets shall be built to Town of Kernersville public street standards.~~
- *15. ~~All water and sewer improvements shall be approved by the City-County Utility Commission.~~
- *16. All landscape requirements per the Unified Development Ordinance shall be met.
- *17. All signage requirements per the Unified Development Ordinance shall be met.
- *18. A stormwater management plan prepared by a professional engineer, submitted for review and approval by the Public Works Department is required. Detailed calculations will be required for detention ponds.
- *19. Developer shall comply with all Fire Marshal requirements. All revisions to the project must be submitted to the Fire Marshal and approved including but not limited to pavement or driveway turning radiuses, three-way fire hydrant locations, hydrant discharge thread water main sizes.
- *20. Prepare a final plat to be recorded with the Register of Deeds Office showing all required information of the Unified Development Office and Special Use District.
- *21. All Federal, State, Town, DEHNR grading permits, Water Quality Certification and State Watershed reviews and approvals are the petitioners' responsibility to obtain. These approvals shall be submitted to the Planning Department at the time of the first building permit.
22. Construction traffic access shall be limited to Lambeth Farm Lane.

Exhibit A





- 2a. **PUBLIC HEARING:** Daniel Hayworth, Agent for Nelson Properties, LLC, for properties located at 118 Burke Street and 313 East Bodenhamer Street being part of PIN # 6886-44-5499 and all of PIN # 6886-44-5265 containing a total of 3.74 acres more or less. Petitioner requests a General Use District rezoning from GI (General Industrial) to GB (General Business). Zoning Docket K-722

Mr. Hatling presented the Planning Board report for this rezoning request. He presented the history of the site and the surrounding land uses. He added that the current Land Use Plan recommends this area be a mixed use development. The Planning Board and Staff recommend approval as presented.

Mayor Morgan declared the Public Hearing open.

In Favor

None presented.

Opposed

None presented.

Being no additional speakers, Mayor Morgan closed the Public Hearing.

2 b. Consideration of an ordinance for said rezoning.

Alderman Kenny Crews stated that it is good for us to work with businesses and we should support them.

Alderman Tracey Shifflette made a **Motion** to approve the following ordinance to amend the Zoning Ordinances of the Town by rezoning the property in case K-722 from GI- (General Industrial) to (GB) General Business. The said rezoning being consistent with the Town's Comprehensive Plan and further being both reasonable and in the public interest because:

1. The Kernersville Development Plan and Land Use Plan recommend re-development and re-use of properties in the downtown area.
2. The property is located in the Highway Corridor Overlay District. This District is conducive with adaptive re-use of existing structures or infill projects.
3. Road improvements are already existing for this corridor.

Alderman Irving Neal seconded the motion and the vote was all for and motion carried.

Town Ordinance

Zoning Petition of Daniel Hayworth, Agent for Nelson Properties, LLC

Zoning Docket K-722

**ORDINANCE NO. O-2013-27
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 GI (General Industrial) to GB (General Business) for properties located at 118 Burke Street and 313 East Bodenhamer Street being part of PIN # 6886-44-5499 and all of PIN # 6886-44-5265 containing a total of 3.74 acres more or less as recorded in the Office of the Register of Deeds, Forsyth County, North Carolina and being further described as follows:

BEING KNOWN AND DESIGNATED as all of Tax Lot 3 of Tax Block 2119 (6886-44-5265) and a portion of Tax Lot 4B of Tax Block 2119 (6886-44-5499) located on the southeast side of Burke Street currently zoned GI containing 3.74 +/- acres, excluding that portion of Tax Lot 4B of Tax Block 2119 (6886-44-5499) currently zoned RS7 containing .24 +/- acres, located on the northwest side of Burke Street, and being further described in RE Book 2115 Page 762 dated May 1, 2000 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 10th day of December, 2013.

PUBLIC SESSION

3. SPEAKERS FROM THE FLOOR.

Bruce Boyer, 108 Rockford Ct., Kernersville, NC – stated that this is his last board meeting before his retirement. He thanked this Board, past Boards and Town Staff for working with the Chamber to support Kernersville. He highlighted some of the Town events and how they improve the quality of life in Kernersville. He noted that he has been a resident here for 23 years and plans to remain here in retirement.

Mr. Boyer stated that the Town will be in good hands with Chris Comer who has followed his path and has the same views on issues. She will carry on the mission that he has started. He believes the Chamber is in fantastic shape to go forward. He plans to be close by to do whatever he can to help.

Mayor Morgan then recognized Mr. Boyer and presented him with a Proclamation in appreciation for all his years of service. She commended him for his leadership and tenure to the betterment of this community and highlighted his involvement in the community over the years.

4. Land Use Plan Area Study Update (*Eastern Portion Old Winston Road, Southern Portion of South Cherry, Southern Street*)

Jeff Hatling presented an update to the Land Use Plan Area Study for the 225 ± acres bounded by Old Winston Road, S. Cherry Street and Southern Street. He noted the different blocks of undeveloped property and noted the current zoning. He stated that several open houses were held to gather public comments. He highlighted the following recommendations for the different areas.

South Main St., South Cherry St., and Southern St. Area:

Recommendations:

- Consider mixed use development for the area that would include the uses “Mixed Use”, “Commercial”, “Office”, “Business Support”, “High Density Residential”, and “Mixed Residential”.

- Special Use District rezoning be used to address the goals of making the area of high quality design, assure traffic is mitigated, and create smooth transitions between land uses.
- Large non-residential developments undertake a Traffic Impact Analysis (TIA) to determine the traffic impacts.

Northern Area:

Recommendations:

- Western portion remain “Medium Density Residential”.
- Consider eastern portion for “Mixed-Residential” and “High Density Residential” for senior apartments.
- Special Use District rezoning be used to address the goals of making the area of high quality design, assure traffic is mitigated, and create smooth transitions between land uses.

Western Portion:

Recommendations:

- Consider “Office”, “Medium Density Residential”, “Mixed Residential” and “High Density Residential”.
- Special Use District rezoning be used to address the goals of making the area of high quality design, assure traffic is mitigated, and create smooth transitions between land uses.

Mr. Hatling stated that the northern and western areas are bounded by residential and the eastern portion is a transitional area with mixed uses. He noted that across from the current senior apartments, Staff is expecting the submittal of a zoning case for additional senior apartments on the Pegram’s property.

Mr. Hatling stated that the next step is to hold additional open houses however; if this rezoning is filed we will be considering this request while we wrap up the study. The Planning Board will come back with a formal recommendation after the public hearing is held. He then made himself available for questions.

Alderman Irving Neal stated that this is the last big piece of property in what he considers downtown. He expressed a concern that this property is coming in in segments for development based on supply and demand. He added that he would like this to be an area like the one the Board visited in the Charlotte area where you have high-end retail and residential rather than a fragmented project. It’s not an issue now but will become one when a request residents don’t like is made next to their home.

Alderman Neal asked what the Board can do to be proactive to enhance the area and make it available to a developer to come in and develop it all under one large plan. A plan which includes the infrastructure is needed to support such a development.

Mr. Hatling stated that if this is a consensus of the community, we can go in with specific language that establishes the goals and land uses desired for the area.

Alderman Neal pointed out that nobody builds roads until we are too congested and it's too late. With the location of this property, we need to come up with a plan to move the traffic before it's developed. We need to come up with some super planning here so we can attract the right people for this area and have NCDOT's input on the road system.

Mr. Hatling stated that a Street & Thoroughfare plan has been done and provides some long range planning for this area. The internal planning for Durham Street and other connections need to be firmed up.

Alderman Joe Pinnix stated that the majority of the residents don't know how much land is back there and in the middle of town. He added that if we don't do the right thing, future generations will be stuck with it. He agreed that we need to take our time and come up with a good plan for high-end retail and mixed use out there. We shouldn't have one track go through and then another and then we end up with a hodgepodge of development.

The Board then held a general discussion about other such developments the Board has visited in the Huntersville and Charlotte areas and the type of uses they would like to see in this area. They continued to discuss the infrastructure needs of the area as well.

Alderman Pinnix commented on the land the Town is considering on Harmon Lane and that this property can be a show place if it is developed right. Both of these tracts will affect the atmosphere of this community and we need to set a high standard for the area.

Alderman Keith Hooker agreed with the previous comments that we establish a good plan for this area to not end up with a hodgepodge of development. He felt it very important to look at the roads up front to not create a problem within the neighborhood.

Alderman Kenny Crews stated that if we don't have roads before we start this development we would create problems before we ever get started. He agreed that this is a beautiful tract with a lot of potential and can be profitable and beneficial to the neighborhood and the Town.

5. Update on Road Projects.

Mr. Hatling provided an update on the following list of major road improvement projects:

- **South Main Street & Old Winston Road Intersection**

Mr. Hatling reported that the design of the project was 25% complete in November 2013.

- **Macy Grove Road & Business-40 Interchange**

Mr. Hatling reported that this project is approximately 40% complete and is projected to be finished by October 2015. Once the interchange is complete, NCDOT will be able to go back and work on the Colfax Road exit.

- **Macy Grove Road Extension**

Mr. Hatling reported that the preferred alignment has been selected; however the project is not currently funded by NCDOT.

- **Northern Beltway**

Mr. Hatling reported that the 1st phase of the project is underway with the construction of the Hasting Hill Road Bridge.

- **Union Cross & I-40 Interchange & Road Widening**

Mr. Hatling reported that this project is on-going with a completion date of November 2015.

- **Piney Grove Road Widening & Intersection Improvements**

Mr. Hatling stated that this project is just getting started. This project is to be completed by the end of 2014.

- **Bodenhamer/Dobson Street Roundabout**

Mr. Hatling reported that this project is in the final phase and should be completed by mid-December provided the weather holds out.

Alderman Shifflette asked if this round-about was designed for tractor trailers. Mr. Hatling stated that it was designed for the tractor trailers that travel this road.

Alderman Crews noted that traffic is cutting through the parking lot of Becks Frame Shop and is creating a hazard. Mr. Hatling explained that there will be plantings in the middle of the round-about to direct traffic around the device.

- **Big Mill Farm Road Interchange**

Mr. Hatling stated that the preferred design has been selected and presented an example of the street design. He noted that the project is estimated to be complete in 2025.

- **Kernersville Medical Parkway**

Mr. Hatling reported that the Kernersville Medical Parkway is open and operating as a private road until the necessary paperwork has been completed for it to be accepted by the Town.

6. Consideration of a Capital Improvement Plan (CIP) for FY2014-15 through FY2018-19.

Mr. Curtis Swisher, Town Manager referred to the proposed CIP for FY 2014-15 through 2018-19. He explained the breakdown of the categories of requests. He stated that this document is reviewed each year and updated based on the needs of the Town and growth projects. The Town is required by law to adopt a CIP however, this is not set in stone but to be used as a guide which we will try to follow. He explained that these items will come up in budget discussions and the final approval comes before the Board when the budget is adopted. He stated that these items are needs and not a wish list. He explained that this is mostly replacement equipment and not new equipment. He and Doran Maltba described some of the old equipment in Public Services that needs replacing. He also noted the need to replace the Communications System in the Police Department. He pointed out that we just received the new ladder fire truck replacing the 22 year old truck we had been using.

Mr. Swisher stated that in February we will highlight some of the equipment needs for the departments.

Alderman Irving Neal spoke of the need for a long range plan for our equipment and agreed that we have equipment that needs replacing. He stated that Staff does the best job they can with what they have to work with. He reported on complaints he has received from residents whose leaves have not been picked up due to the leaf trucks breaking down.

Mr. Swisher stated that we will certainly look at those vehicles as well as all the Town equipment when making a recommendation this year. He added that while leaves are a hot topic now, we also have three fire trucks that need replacing worse than the leaf trucks. Very little equipment has been replaced the last couple of years due to an extremely tight budget. The Town has a lot of equipment that needs replacing and we will do our best to justify our purchases during budget discussions. He stated that we always look at the retiring debt and other factors when making a decision on what to replace and how it is to be paid for.

Mayor Morgan recognized Public Services Director Doran Maltba to address issues on the leaf trucks. Mr. Maltba reported on the two automated trucks and two manual trucks we use. He noted that the automated truck is quicker but it tears up as well. We have a CIP request to replace a manual vehicle with an automated truck for next year.

Alderman Neal stated that he recently observed the leaf truck in action and noted that the process is very difficult especially when the leaves are wet.

Mr. Swisher stated that this is all about the money and not what really needs replacing. Funds are limited and we have to prioritize the needs.

Alderman Keith Hooker recommended Staff continue to look at vehicles that can perform more than one service.

Mr. Maltba stated that we have had significantly more equipment down time than last year; however they hope to get the majority of the leaves up before Christmas and will come back after Christmas and collect leaves as well.

Alderman Irving Neal made a **Motion** to approve the CIP as presented. Alderman Tracey Shifflette seconded the motion and the vote was all for and motion carried.

Mayor Morgan called recess at 8:53 PM and reconvened the meeting at 9:08 PM.

7. Consideration of the 2014 Board of Aldermen Meeting Schedule.

Alderman Irving Neal made a **Motion** to approve the 2014 Board of Aldermen meeting Schedule as proposed. Mayor Pro Tem Joe Pinnix seconded the motion and the vote was all for and motion carried.

8. 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 Consideration of a Fire Protection Agreement between the Town of Kernersville and Colfax Volunteer Fire Department Inc.

C-2 Consideration of Forsyth County Tax Refund

Honda lease Trust	\$69.36	Extend Expiration Date 1
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Alderman Irving Neal made a **Motion** to approve the Consent Agenda C-2 as presented. Alderman Tracey Shifflette seconded the motion and the vote was all for and motion carried.

9. ITEMS REMOVED FROM CONSENT AGENDA.

Mr. Harvey Pulliam, 415 Holt Street, Kernersville, NC - requested that Item C-1 be removed for discussion.

Mr. Pulliam asked if the new Obama care will affect this agreement. He asked if the volunteer firemen are going to be considered employees of the Town requiring the Town to be responsible for their insurance.

Mr. Swisher stated that these volunteer firemen will not be Town employees. The agreement is the same as what has been provided the last several years.

Kathy Gydus asked if this is a mutual aid agreement and what areas of town will they provide responders. Mr. Swisher stated that it is and described the area included in the agreement. Mr. Swisher commended the Colfax Department for the excellent service they provide. He pointed

out that the current Chief is a retired Battalion Chief of the Town and that several of the volunteers are firefighters for the Town. He stated that the Town has a good long standing relationship with Colfax.

Alderman Tracey Shifflette made a **Motion** to approve item C-1 as presented by Staff. Alderman Keith Hooker seconded the motion and the vote was all for and motion carried.

10. SPEAKERS FROM THE FLOOR.

Louise Thibodeaux, 280 Post Oak Road, Kernersville, NC – thanked the Board for the opportunity to speak and announced that he was pleased to hear the discussion on the Old Winston Road area. He stated that this is an important area of Town with a lot of acreage to be developed. He encouraged the Board to attend the Open Houses so they can hear from citizens. It is important that the Town development a good plan.

11. TOWN MANAGER’S REPORT AND MISCELLANEOUS.

Mr. Swisher showed a plaque that will be attached to the new ladder fire truck in memory of Chief Walt Summerville and which reads: This ladder truck was built to provide quality services and prevent harm to the community that made its acquisition possible. In memory of Walt Summerville, Fire Chief - Walt Summerville; Town Manager - Curtis Swisher, Mayor – Dawn Morgan; Mayor Pro Tempore – Dana Caudill-Jones. Board of Aldermen Keith Hooker, Tracey Shifflette, Irving Neal, Neal Stockton.

12. MATTERS TO BE PRESENTED BY THE MAYOR, BOARD OF ALDERMEN AND TOWN ATTORNEY.

Alderman Keith Hooker wished everyone a Merry Christmas and a Happy New Year.

Alderman Joe Pinnix also wished everyone a Merry Christmas and a Happy New Year.

Alderman Kenny Crews wished everyone a Merry Christmas and a Happy New Year.

Alderman Irving Neal wished everyone a Merry Christmas and a Happy New Year.

Alderman Tracey Shifflette wished everyone a Merry Christmas, Happy New and safe travels with your family.

Mayor Morgan commended Parks & Recreation and anyone else involved in the Christmas Tree Lighting event last Saturday. She commended the Chamber of Commerce on the kiosk recently erected in Downtown. She added that Bruce Boyer would be missed but wished him well in his retirement. She welcomed Chris Cromer, the new Executive Director of the Chamber. She wished everyone a Merry Christmas and a Happy New Year.

Closed Session

Alderman Tracey Shifflette made a **Motion** to enter into Closed Session at 9:20 PM for the purpose of discussing certain matters about which our Town Attorney needs to advise us including, but not limited to land acquisition, and which fall within the Attorney-Client privilege for discussion in Closed Session, and the Board must address. Alderman Keith Hooker seconded the motion and the vote was all for and motion carried.

13. ADJOURNMENT.

Alderman Tracey Shifflette made a **Motion** to adjourn the meeting immediately following the Closed Session at 9:46 PM. Alderman Kenny Crews 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 9:46 PM.


Dawn H. Morgan, Mayor

Attest:


Dale F. Martin, Town Clerk

I, Dale F. Martin, Town 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 December 10, 2013.

This the 10 day of February, 2013.


Dale F. Martin, MMC, Town Clerk