

TOWN OF YADKINVILLE
BOARD OF COMMISSIONERS
MONTHLY MEETING MINUTES
LOCATION: COMMISSIONERS CHAMBERS
213 VAN BUREN STREET
YADKINVILLE, NC
MONDAY, MAY 7, 2018

OFFICIALS PRESENT:

Mayor Eddie Norman
Commissioners:
 Tony Hall
 Monta Davis-Oliver
 Richie Parker
 Chris Matthews
 Scott Winebarger

STAFF PRESENT:

Town Manager: Perry Williams
Public Works Director: Perry Williams
Town Clerk: Shelia Weathers
Finance Officer: Dina Reavis
Police Chief: Tim Parks

Town Attorney Ben Harding

Quorum requirements met – meeting proceeded.

1. CALL TO ORDER

The regular meeting was called to order by Mayor Norman at 6:01 p.m.

2. INVOCATION

Mayor Norman offered the invocation.

**PROCLAMATION OF MUNICIPAL CLERKS WEEK (MAY 7TH-12TH, 2018) –
ADDED ITEM**

Mayor Norman recognized Town Clerk Shelia Weathers for her service to the Town during the Municipal Clerks Week. He read a Town proclamation in observance of all municipal clerks.

**3. SWEARING-IN OF NEWLY APPOINTED OFFICIALS AND TOWN
APPOINTED POSITIONS (ATTACHMENT #1)**

Town Clerk Shelia Weathers swore in newly appointed Commissioner Richie Parker. The Board of Commissioners selected Commissioner Parker on April 27, 2018 at their Special Called Meeting. Commissioner Parker will fill the vacant commissioners seat of Ms. Betty Driver and serve the remainder of the term (November 2019).

4. PUBLIC COMMENT

Mr. Johnny Ray, Mr. Craig Poppe and Mr. Gus Janos signed up for public comment regarding the medians in the NCDOT U-5809 U.S. 601 Highway Improvement Project.

Mayor Norman opened the public comment section of the meeting and called on the citizens to state their concerns in the three (3) minute comment period.

Mr. Johnny Ray stated his concerns and asked the Board of Commissioners to reject the installation of medians along the stretch of U.S. 601 Highway from Beroth Road to Lee Street. He thanked the Town Board for their time.

Mr. Craig Poppe owner of McDonald's addressed the Board of Commissioners and asked they reject the project due to the fact that the right-in right-out would adversely affect businesses along this stretch of highway.

Mr. Gus Janos's owner of Yadkin Valley Seafood addressed the Board and stated that he collected four hundred signatures to demonstrate the lack of support for the medians. He further stated the adverse effects on businesses and asked that the medians be stopped.

Mayor Norman closed the public comments and made a statement to the public that the Town Board of Commissioners supported the NCDOT's project due to statistics gathered on numerous accidents occurring in that area. He further stated that Beroth Drive would not be closed or blocked off. Mayor Norman read a letter sent by Town Manager Perry Williams to NCDOT expressing the concerns of the businesses and citizens and requested the engineers to consider including Beroth Drive in the roundabout. He mentioned a long-range project for the interchange at Reavis Road to Highway 601. The three (3) speakers thanked the Board for sending a letter on the businesses and citizen's behalf.

A question was posed about the projected start date. Mayor Norman stated June of 2020 with an open bid date of June 16, 2020.

5. APPROVAL OF MINUTES

Commissioner Chris Matthews made a motion to approve the minutes as presented. Commissioner Scott Winebarger seconded the motion, and the motion passed unanimously.

Vote: 5/0

- April 2, 2018 (Regular Meeting Minutes)
- April 27, 2018 (Special Called Meeting Minutes)

6. SET PUBLIC HEARING(S)

Four (4) public hearings were set for Monday, June 4, 2018.

- June 4, 2018 at 5:40 p.m. – Surry Community College Special Fund Allocation
- June 4, 2018 at 5:45 p.m. – Hospice Home Special Fund Allocation
- June 4, 2018 at 5:50 p.m. – Fiscal Year 2018-2019 Budget Approval
- June 4, 2018 at 5:55 p.m. – Zoning Map Amendment (ZMA-2018-01)

7. FIRE CHIEF'S REPORT

Fire Chief Jody Doss presented the Town Board with his monthly report and asked for Commissioner Hall's contact information for the Yadkinville Volunteer Fire Department's Board of Directors.

8. POLICE CHIEF'S REPORT

Police Chief Tim Parks presented the Town Board with his monthly report. Chief Parks reminded everyone that Friday, May 11th "Relay for Life" will hold their event at the Town Community Park beginning at 6:00 and ending at 12:00 p.m. He noted that he, and other officers will be there to provide assistance.

9. TOWN ATTORNEY BEN HARDING

- **Town Property Acquisition Update (PIN #580711663585 request by Mr. John Johnson (Update):**

Attorney Harding gave an updated on the Town property that Mr. Johnson expressed a desire to purchase. He noted that Mr. Mark Hollar surveyed the property, and the sum of land was seven hundred (700) square feet. Mr. Johnson is aware that he bears all cost involved with this purchase (Town Attorney fees, surveying, etc.). It was the consensus of the Town Board to proceed with signing of the plat and the Town's purchase price of \$1,000.

- **Harrison Street Property Acquisition (Shirley Clark and Joyce Hicks Property) (Update):**

Attorney Harding stated that he spoke with Ms. Shirley Clark regarding property on Harrison Street and noted that the deed was linked to several brothers and sisters. He advised Ms. Clark on what the Town required in order to accept the donation of this property. To date, Attorney Harding has not been contacted.

- **Yadkinville Volunteer Fire Department's Articles of Incorporation:**

Attorney Harding stated that Yadkinville Volunteer Fire Department is a corporation, a separate entity and non-profit. He further stated that the Fire Tax District was set up under State Law. Counties can tax within that district and can set up taxes to support the efforts of the fire department. The tax monies received can be used in any manner that the fire department sees fit.

Attorney Harding presented the Town Board with history of the Town of Yadkinville and Yadkinville Fire Department. In 1958, Yadkin County Commissioners informally contracted with the fire department to provide fire protection. The rule in 1958 was that the Town Board elected the Yadkinville Fire Department Board. Mr. Harding stated that the Town Board had not conducted the elections for fifty (50) plus years and by law the members of the fire department can appoint the Board of Directors as they see fit. He noted that a commissioner can be appointed as an ex-officio (without a vote) to the Yadkinville Fire Department Board of Directors. In conclusion, Attorney Harding stated that the Town of Yadkinville had no authority, vested interest or responsibility in regard to the election of directors to the Yadkinville Volunteer Fire Department.

10. MANAGER'S/PUBLIC WORKS DIRECTOR'S REPORT

- **Manager's Recommended Budget Fiscal Year 2018-2019 Presentation:**
Town Manager Perry Williams presented with Town Board with a brief overview of the Recommended Budget for Fiscal Year 2018-2019. He stated that the budget would be available for public review in the Clerk's office for thirty (30) days.
- **Resolution Declaring Surplus Property (Parcel #133347) – Yadkin County and Town of Yadkinville:**
Town Manager Perry Williams gave an overview of the bid process and upset bid and ask for the Town Board to vote on the Resolution and award the bid to the highest bidder Mr. Jose Gomez.

Commissioner Chris Matthews made a motion to adopt the Resolution and award Mr. Jose Gomez the bid for Parcel #133347. Commissioner Scott Winebarger seconded the motion, and the motion passed unanimously.

Vote: 5/0

- **Rose Property Acquisition:**
The Town Board elected to go into Close Session to discuss the Rose Property following the Commissioner Comments.
- **Interlocal Agreement with Yadkin County:**
Town Manager Perry Williams presented the Town Board with an Interlocal Agreement with Yadkin County to put the Town's Wi-Fi equipment (antenna) on the Yadkin County Courthouse.

Commissioner Chris Matthews made a motion to adopt the Interlocal Agreement with Yadkin County as presented. Commissioner Monta Davis-Oliver seconded the motion, and the motion passed unanimously.

Vote: 5/0

- **NCDOT U-5809 U.S. 601 Highway Improvement Project Update:**
Town Manager Perry Williams apprised the Board on the meeting with NCDOT, TG&S engineers, and himself on Thursday, May 3, 2018.

Discussions included:

- Improvements and extension of sidewalk on both sides. Town costs to date is \$30,600.
- Beautification/landscaping amount available \$40,000 (which will not cover all costs). Town Manager suggested budgeting the extra costs over a period of time.
- Water and Sewer line replacement by NCDOT. For any improvements (bigger pipe size, extension, etc.) the Town would be responsible for the difference in price.

Mr. Williams presented the Town Board with an estimated quote of \$6,000 by Withers & Ravenel to do a Water and Sewer Study for South State Street.

Commissioner Scott Winebarger made a motion to allow Withers & Ravenel to do the Water and Sewer Study for South State Street at an estimated cost of \$6,000. Commissioner Chris Matthews seconded the motion, and the motion passed unanimously.

Vote: 5/0

- **Yadkinville TDA Reappointment of John Willingham:**
Town Manager Perry Williams requested the Town Board to reappoint John Willingham to the Town TDA for a three-year term.

Commissioner Monta Davis-Oliver made a motion to reappoint John Willingham to the Town of Yadkinville Tourism Development Authority. Commissioner Scott Winebarger seconded the motion, and the motion passed unanimously.

Vote: 5/0

- **Closed May 29th for Memorial Day:**
Reminder that Town Hall will be closed Monday, May 28, 2018 for the Memorial Day holiday.

ADDED ITEMS:

- **Sale of Property:**
Town Manager Perry Williams informed the Board that Gray Garrison sold his property that housed the barn the Town was asking him to remove to Robert Baldwin. He noted he spoke with Mr. Baldwin, in which he agreed to remove it in a reasonable amount of time. Mr. Williams stated the Town would work with him on the timetable.
- **Town of Yadkinville Downtown Façade Improvement Program:**
Town Manager Perry Williams updated the Commissioners on two (2) façade grant applications that was presented to the Long-Range Planning Committee. The applicants were Robert Logan and John Willingham. He stated that both applicants were approved and deadline for renovation completion is June 30, 2018.
- **Zoning Verification Letters:**
Town Manager Perry Williams apprised the Town Board that two (2) verification letters were requested for properties located on Progress Lane. The purpose of the letters was to verify the zoning and water and sewer availability for two (2) multi-family dwelling complexes.
- **Town of Yadkinville TDA:**
Town Manager Perry Williams stated that the Town of Yadkinville Tourism Development Authority board approved their Fiscal Year 2018-19 Budget.
- **Banners:**
Town Manager Perry Williams advised that four (4) large banners were ordered and was due to arrive soon. He noted that the banners would be placed in high-traffic intersections within the Town.

- **Consolidated Pipe Invoice:**

Town Manager Perry Williams apprised the Town Board on a payment for an invoice received by Consolidated Pipe for the Highway 601 sewer line extension. He noted that the Contractor would reimburse the Town for the amount paid.

It was the consensus of the Town Board to pay the invoice in which the Town will receive a reimbursement.

11. COMMISSIONER COMMENTS

Commissioner Scott Winebarger:

- Thanked Town Clerk Shelia Weathers for all she does for the Board of Commissioners and the Town of Yadkinville.
- **Commissioner Chris Matthews:**
Shared the same sentiments that Commissioner Scott Winebarger shared and thanked Town Clerk Shelia Weathers.
- **Commissioner Richie Parker:**
Thanked the Mayor and Town Board for the opportunity to serve the Town in the capacity of Town Commissioner.

CLOSE SESSION (ADDED ITEM)

Commissioner Scott Winebarger made a motion to go into "Close Session" at 6:46 p.m. under NCGS 143.318.11(a)(5) - to establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease. Commissioner Chris Matthews seconded the motion, and the motion passed unanimously.

Vote: 5/0

Commissioner Monta Davis-Oliver made a motion to come out of "Close Session" at 7:28 p.m. Commissioner Chris Matthews seconded the motion, and the motion passed unanimously.

Vote: 5/0

After Board deliberation, Commissioner Monta Davis-Oliver made a motion to give Town Attorney Ben Harding and Town Manager Perry Williams the authority to continue negotiations with the Roses for purchase of property next to the Town Park.

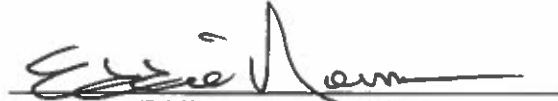
Commissioner Chris Matthews seconded the motion, and the motion passed unanimously.

Vote: 5/0

12. ADJOURNMENT

With no further business to discuss, Commissioner Scott Winebarger moved the meeting be adjourned. Commissioner Chris Matthews seconded the motion, and the motion was approved unanimously. The meeting adjourned at approximately 7:30 p.m.

Vote: 5/0


Eddie Norman, Mayor


Shelia B. Weathers, Town Clerk