

NORTH CAROLINA
YADKIN COUNTY
TOWN OF YADKINVILLE

Commissioners Present: Gene Branon,
Betty Driver, Phillip Graham, Tony Hall &
Eddie Norman
Mayor: Hubert Gregory
Attorney: Ben Harding
Manager: Ken Larking

The April meeting of the Town Board was duly held at 7:00 p.m. on April 6, 2009. Commissioner Phillip Graham offered the invocation.

Motion was made by Commissioner Tony Hall to accept the March 2, 2009 minutes. Motion was seconded by Commissioner Graham. All Approved.

Upon motion of Commissioner Eddie Norman, second by Commissioner Gene Branon and unanimous approval by the Board, the following invoices were approved for payment:

Carter & Kirk Paving	\$ 5,773.92
Carter & Kirk Paving	\$ 10,764.78
Hobbs, Upchurch & Assoc	\$ 8,718.45
Mooresville Ford	\$ 32,424.00
Mooresville Ford	\$ 17,532.00
Wishon & Carter	\$ 39,450.00
Wishon & Carter	\$ 43,060.00

No one present took advantage of the "Public Comments" portion of the meeting.

Town Manager Ken Larking informed the Board that Mr. John Willingham was unable to attend the meeting due to an illness. He said that Mr. Willingham provided him with an update on the activities of the Arts Council and asked that he share it with the Board. Mr. Larking said that Gray Garrison donated the back half of the building located beside the Arts Council, which will be used as artist studios. He said that the front part of the building will be renovated and turned into wine tasting rooms. In addition, the Yadkin Arts Council has set a date of May 27th to start the public phase of the capital campaign to raise money for the new building. It will begin with a large celebration on that date, which everyone is invited to attend. Finally, the VIVA! Festival, large regional Latin-American Festival, will be Saturday, June 13th downtown Yadkinville.

Malinda Sells, Yadkin County Public Library and John Hedrick, Director of Northwestern Regional Library, gave a presentation about the benefits of the public library. Ms. Sells also noted that the Downtown Business Association and BB&T Bank purchased three new computers for the children section of the library.

Town Manager Ken Larking presented a Certification and Indemnification Agreement for Town Board approval. He explained that this agreement was a necessary step in the process for transferring the \$500,000 Rural Center Grant from Bepco to the new

company moving into Unifi's T-4 plant. Motion was made by Commissioner Graham and seconded by Commissioner Branon. Commissioner Norman abstained from voting.

The Town Clerk presented Budget Amendments No. 24 through 26 for adoption by the Board. Commissioner Norman moved that these amendments be adopted. Commissioner Branon seconded the motion. Ayes 5 – Noes 0 (see Attachment 1, 2 and 3). Budget Amendment No. 27 was presented for approval. Commissioner Norman made the motion to accept this Budget Amendment and was seconded by Commissioner Hall. Ayes 5 – Noes 0 (See attachment 4). Budget Amendment No. 28 was presented for approval. Commissioner Graham made the motion to accept Budget Amendment No. 28. Commissioner Norman seconded the motion. Ayes 5 – Noes 0 (see attachment 5). Budget Amendment No. 29 was presented by the Town Clerk for approval. Commissioner Hall made the motion to accept this budget amendment and was seconded by Commissioner Branon. Ayes – 5, Noes – 0 (see attachment 6).

The Tax Collector asked the Board to void the following Tax Receipts for the reasons indicated: Commissioner Norman made the motion to accept the voids, which was seconded by Commissioner Graham. All approved.

2008 Tax

Shannon Gilliam	Receipt #565	\$92.38
Personal property included vehicles not inside town limits		

2007 Tax

Almaroso Manzanatez	Receipt #1655	\$77.58
This was a discovery of personal property later found to be outside town limits		

The Tax Collector requested approval on a tax refund for New Century Chinese Buffet in the amount of \$1,030.48. The property owner has listed the property incorrectly since 2006. The following is the amount of refund due by year.

2006 - \$353.27

2007 - \$357.73

2008 - \$319.48

Commissioner Graham made the motion to accept the request as presented by the Tax Collector. Commissioner Norman seconded the motion. All were in agreement.

The Public Works Director said that construction of the reservoir is proceeding nicely.

Captain Patrick Long submitted the Police Department's monthly statistical report. Captain Long requested that four of Whelen edge light bars be declared surplus and transferred at little to no cost to any local law enforcement agency in need of light bars. Commissioner Branon made a motion to accept the request as presented by Captain Long. Motion was seconded by Commissioner Norman. All approved. He also made the Board aware that the Police Department has three cars that are ready to be submitted to GovDeals for auction. The cars include a 1997, 1999 and 2001 Ford Crown Victoria. Commissioner Branon made a suggestion to donate one of these cars to the Yadkinville

Volunteer Fire Department. Motion was made by Commissioner Hall to donate one of these cars, as suggested by Commissioner Branon, to the Yadkinville Volunteer Fire Department. Commissioner Graham seconded the motion. All were in favor.

Fire Chief Brian Southard submitted his monthly statistical report of their activities. He also shared with the Board their 2009-2010 proposed budget.

Town Attorney Ben Harding said that he sent a certified letter to the owner of Days Inn, Mr. Traiq Saluhry, in attempt to collect the July 2008 and August 2008 Hotel Occupancy Taxes due. Also, he is still working on the Brent Brown, Holt Grove Trailer Park issue. Mr. Harding also said that he will begin garnishing L.C. Vestal's checking account for back taxes owed on his property on West Main Street. Since his mother's property is still in her name, even though she is deceased, a tax foreclosure procedure is necessary. Commissioner Norman made the motion for Mr. Harding to start tax foreclosure on Mrs. Vestal's property. This motion was seconded by Commissioner Hall. All were in favor.

Mr. Harding said that YVEDDI sent a check for \$166,577.95 of the \$200,000.00 that was granted to YVEDDI from the Town for the Old Sara Lee Building. Mr. Harding asked the board if they would like to accept the check under protest with plans to sue YVEDDI for the remainder. Commissioner Norman suggested that Mr. Harding contact Yadkin County Attorney Jim Graham to see what the County plans to do before the Town accepts the check.

Town Manager Ken Larking reported that the county is still requesting permission to extend the Town's waterline on Hoots Road to the proposed Jail site. Commissioner Norman made a motion that upon approval of NCDENR, the Town grant permission to the County to extend the water line, as long as all the requirements of the Town previously agreed upon are met. Commissioner Branon seconded the motion. Ayes – 4, Noes – 1. Commissioner Hall voted against the motion.

Mr. Larking updated the Board on the progress at the Town Park. The playground equipment and benches have been delivered and are located in the old garage building. He shared a proposed design for the park's main sign, which met the approval of the Board. He also suggested carrying over this style of sign for the gateway signs that were recommended in the Downtown and Gateway Master Plan. The Board's consensus was that Mr. Larking receive quotes for these signs.

Mr. Larking wanted to know if the Board wanted to schedule another budget work session prior to formal presentation on May 4. The consensus of the Board was to have the information prior to the May 4th Meeting.

Mr. Larking made the Board aware that Sanford-Holshouser would like to make a formal presentation of the Economic Development Strategic Plan. The Board agreed to have the presentation on Friday, April 17th at 12:00 a.m. in the Commissioner's Chambers at Town Hall.

Mr. Larking informed the Board that the NCLM Town Hall Day is Wednesday, May 6th in Raleigh. He asked that if anyone would like to attend, to please let him know.

Motion was made by Commissioner Norman that the Board go into “Closed Session” in compliance with G.S.143-318.11(a)(5). The motion was second by Commissioner Branon. All approved.

No action was taken in closed session. Commissioner Norman made a motion to come out of “Closed Session.” Commissioner Branon seconded the motion. All approved.

Commissioner Norman made a motion to accept and purchase Attorney Ben Harding’s lot located at the corner of Jackson and Elm Street for the selling price of \$300,000. The motion was second by Commissioner Branon. Ayes- 4, Noes – 1. Commissioner Betty Driver opposed.

Commissioner Hall asked if the Tornado Sirens are working. Mr. Williams said that they were in working order.

Commissioner Graham requested an updated cell phone list.

Commissioner Driver asked County Commissioner Kevin Austin how the transition at Hoots Memorial Hospital was going. Mr. Austin replied that it is going well, with no major problems at this time.

With no further business to be discussed, Commissioner Branon moved that the meeting be adjourned. Commissioner Driver seconded the motion. Approval was unanimous.

Hubert Gregory, Mayor

Carmen Headen, Deputy Town Clerk