

STATE OF NORTH CAROLINA
COUNTY OF RUTHERFORD
TOWN OF RUTHERFORDTON

May 5, 2010

The Rutherfordton Town Council held its regular meeting this day at 5:30 pm, in the Council room of Rutherfordton Town Hall, 129 North Main Street. Mayor Dancy welcomed all present and called the meeting to order with the following Councilmembers present: Bob Jones, Christy Bare, Terry Cobb, and Stan Clements. Town Attorney David Lloyd and Town Manager Karen Andrews were also in attendance.

PUBLIC COMMENT TIME

Police Chief Lovelace nominated North Carolina Crime Control Search and Rescue and Community Watch, Inc.; Rutherford County Traffic Control, Inc.; and R-S Traffic Control Unit, Inc. for the volunteer of the month service award. Council presented a Certificate to all three units thanking them for their hard work and dedication to the Town of Rutherfordton. Rick Austin, the new Executive Director for the Chamber of Commerce, introduced himself and stated he looked forward to working with the Town in the future. Kevin Dinga presented to Council the results of the 5K he held at MayFest as a part of his Senior project stating he raised \$978 and that a portion of that would be going to Rutherford Town Revitalization and the remaining amount to Rutherford County's Habitat for Humanity. Vicki Thompson of the Rutherfordton Women's League stated the Baseball tournament held at Crestview Park on May 5th and 6th was a success and thanked Council for the opportunity to be able to use Crestview Park at a reduced rate. Karen Moore, Rutherford Hospital's Community Relations Director, thanked the Town for the use of the newly renovated Rutherfordton Clubhouse by the Hospital. Dennis Hill informed Council that Henry Giles has donated seventy (70) trees to the Rutherfordton Golf course. Cindy Adair, reviewed the success of the MayFest held on May 1st. Chuck Buchanan reported on the completion of this Eagle Scout project honoring Veterans, which he placed in the Town's Cemetery. Carla Dean spoke about an altercation in which she was involved that occurred at Crestview Park.

DISCUSSION AND ADOPTION OF AGENDA

Councilmember Bare made a motion to adopt the agenda as presented with Councilmember Jones seconding. Motion passed unanimously.

APPROVAL OF MINUTES

Councilmember Bare made a motion to approve the minutes of April 7th, April 12th and April 28th as written, with Councilmember Cobb seconding. Motion passed unanimously.

QUESTIONS FOR DEPARTMENT LEADERS

It was Council consensus to place books in Norris Public Library in memory of former Public Works employee John Beers and also in memory of Sandy Scherer, mother of Finance Director Rus Scherer. Finance Director Scherer presented for Council approval the following budget amendment: \$700 received from the Fire District for the purchase of radio upgrades. Councilmember Jones made a motion to approve the above stated budget amendment, with Councilmember Bare seconding. Motion passed

unanimously. Council reviewed the adoption of a new personnel policy concerning employee participation in state-sponsored pension plan(s). The policy states:

"Individuals employed by the Town after the adoption of this policy shall immediately qualify for participation in state-sponsored pension plan(s) upon their date of hire, notwithstanding the fact that their employment is probationary for the first six months of their employment. Current active employees will be permitted to buy-back their initial six months of probationary employment to allow for participation in such pension plan(s) after five years from the date of hire, such buy-back being in lieu of waiting five years and six months from date of hire before being vested in state-sponsored pension plan(s)."

Councilmember Jones made a motion to adopt the above stated changes to the Town's personnel policy, with Councilmember Clements seconding. Motion passed unanimously.

Library Director Pat Hardin reported the Norris Library Foundation's two-day spring book sale brought in approximately one thousand dollars.

COMMITTEE REPORTS

There were no committee reports at this time.

UNFINISHED BUSINESS

The first order of unfinished business was the review and possible approval of the proposal from Odom & Associates, Inc. to complete the NPDES Stormwater Permit Application. It was noted the Spindale Commissioners approved the proposal at their April 19th Board meeting. The permit process is mandated in Spindale and Rutherfordton, and Odom & Associates has given a proposal, if the study is performed jointly by both municipalities, that would save cost for both entities. Councilmember Jones made a motion to approve the proposal submitted by David Odom with Odom & Associates, Inc. in the amount of \$6,500 to perform items as outlined in the proposal, with Councilmember Clements seconding. Motion passed unanimously.

The next item of unfinished business was the review of an agreement to join the NC Municipal Environmental Assessment Coalition Study endorsed by the NCLM. Council took no action on this item.

NEW BUSINESS

The first item of New Business was the recognition of David Waters who has been with Town's Public Works Department for almost 28 years and retired on April 30th. Councilmember Clements made a motion to adopt the Resolution of Appreciation honoring the service of David Waters, with Councilmember Jones seconding. Motion passed unanimously.

RESOLUTION of APPRECIATION DAVID L. WATERS TOWN OF RUTHERFORDTON, NORTH CAROLINA

WHEREAS, David Lee Waters has faithfully served as an contributing member of the Town's Public Works Department, for almost twenty-eight years; and

WHEREAS, David Waters began work with the Public Works Department on August 30, 1982; and

WHEREAS, during his employment with the Town; David has witnessed the growth and development of the Town; and

WHEREAS, David has performed many varied tasks, and his knowledge of the Town's infrastructure is surpassed by no one; and

WHEREAS, on April 30, 2010, David Waters has chosen to retire from the Town of Rutherfordton; and

NOW, THEREFORE, BASED ON THE FOREGOING, the Rutherfordton Town Council does hereby adopt this Resolution of Appreciation for David Lee Waters in recognition of his dedicated service, knowledge and skills in making Rutherfordton a better place to work, live and play, and in connection therewith:

1. The Town Clerk is directed to spread this Resolution of Appreciation upon the minutes of the governing body of the Town of Rutherfordton and to cause to be presented to David Waters a certified copy of this resolution.
2. This the 5th day of May, 2010.

TOWN OF RUTHERFORDTON

ATTEST:

Mayor Jimmy Dancy

Holly Davis, Town Clerk

Council received a request from Hal and Penny Davis for permanent street closure for a portion of Woodland Circle that is on the north side of their property. There are two adjoining property owners which abut the portion of the roadway under consideration for closure; Joe and Evelyn Moore (whose home faces Edwards Street) and Mendy Perry Dill and Pat Perry Dunn (whose home faces Edwards Street). If this portion of the roadway is closed; the Town would lose a small amount of Powell Bill funding. The estimated cost of public hearing notice, mailings, and property posting is \$450-\$500. Council discussed the estimated cost of the public hearing and asked Town Manager Andrews to contact Mr. and Mrs. Davis, to inquire if they might pay for the associated cost. Councilmember Jones made a motion to table this issue until the June Council meeting, with Councilmember Clements seconding. Motion passed unanimously.

Council reviewed the rental agreements for the Clubhouse and Crestview Park. Council also discussed limits on renting the field in order to achieve optimum maintenance and upkeep of the fields. Council will place this item on the June agenda in order to allow staff to continue to work with Attorney Lloyd on preparation of this agreement.

Council reviewed a proposed ordinance prohibiting domestic animals on the Crestview Park tennis and basketball courts. Council discussed and gave some direction to Town Attorney Lloyd concerning language they would like to have in the proposed ordinance. Councilmember Bare made a motion to place the ordinance on the June Council agenda for possible adoption, with Councilmember Cobb seconding. Motion passed unanimously.

Councilmember Bare made a motion to hold the public hearing on the proposed FY 2010-2011 budget on Wednesday, June 16th, 2010 at 6:00 p.m., with Councilmember Cobb seconding. Motion passed unanimously.

Council set the following dates for additional budget workshops: May 10th, 24th, and 26th at 6:00 pm.

Being no further business, at 7:48 pm, Councilmember Jones made a motion to adjourn, with Councilmember Cobb seconding. Motion passed unanimously.

Mayor Jimmy Dancy

Holly Davis, Town Clerk