

**TOWN OF VALDESE
TOWN COUNCIL MEETING
SEPTEMBER 5, 2017**

The Town of Valdese Town Council met on Tuesday, September 5, 2017, at 6:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor John F. "Chip" Black, Jr., Councilman Keith Ogle, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, Councilman Gary L. Delp and Councilman Roy F. Sweezy. Also present were Town Manager Seth Eckard, Town Attorney Marc Mitchell, Deputy Town Clerk Courtney Kennedy, and various department heads.

Absent: None.

A quorum was present.

Mayor Black called the meeting to order at 6:00 p.m. He offered the Invocation and led in the Pledge of Allegiance to the Flag.

OPEN FORUM/PUBLIC COMMENT:

WATER BILL – TIM BROWN, 4393 LEGER ROAD, VALDESE Mr. Brown shared concerns about the water bill for his rental property. Mayor Black requested that Mr. Brown provide his contact information for Town Manager Seth Eckard to call to discuss the issue more thoroughly.

CONSENT AGENDA: (enacted by one motion)

APPROVED REGULAR MINUTES – AUGUST 7, 2017

APPROVED ORDINANCE FOR STREET CLOSURE - DRAUGHN HIGH SCHOOL HOMECOMING PARADE ON TUESDAY, OCTOBER 10, 2017

AN ORDINANCE DECLARING ROAD CLOSURE FOR TOWN OF VALDESE SPECIAL EVENT

WHEREAS, for many years the Town of Valdese has sponsored the Draughn High School Homecoming parade; and

WHEREAS, the Town of Valdese desires to schedule the Draughn High School Parade on Tuesday, October 10, 2017; and

WHEREAS, part of US 70/Main Street in Valdese will need to be closed for the parade; and

WHEREAS, G.S. 20-169 provides that local authorities shall have power to provide by ordinance for the regulation of the use of highways by processions or assemblages;

NOW, THEREFORE, be it ordained by the Town Council of the Town of Valdese pursuant to G.S. 20-169 that the following portion of the State Highway System be closed during the times set forth below:

DRAUGHN HIGH SCHOOL PARADE

DATE: Tuesday, October 10, 2017

TIME: 6:30 p.m. – 7:30 p.m.

ROUTE: Main Street (US 70) from Hoyle Street to Eldred Street

Signs shall be erected giving notice of the limits and times of these street closures as required by G.S. 20-169.

This ordinance shall take effect upon adoption.

THIS, the 5th day of September, 2017.

/s/ John F. Black, Jr., Mayor

ATTEST: /s/ Town Clerk

APPROVED RENEWAL OF LEASE AGREEMENT AT OLD ROCK SCHOOL WITH P & W RAILROAD

CLUB Annual Lease Agreement at the Old Rock School with P & W Railroad Club in the amount of \$210 per month.

Councilwoman Stevenson made a motion to approve the aforementioned items on the Consent Agenda, seconded by Councilman Delp. The vote was unanimous.

End Consent Agenda

ITEMS REMOVED FROM CONSENT AGENDA:

APPROVAL OF ORDINANCE TO REDUCE SPEED LIMIT ON LAUREL STREET NE BETWEEN MAIN STREET EAST AND ELDRED STREET NE

An Ordinance Reducing the Speed Limit on a Section of Laurel Street NE

WHEREAS, the speed limit for Laurel Street NE is presently 35 mph; and

WHEREAS, the town council has determined that in order to provide for the safety of the citizens of the Town of Valdese the speed limit for the section of Laurel Street NE between Main Street East and Eldred Street NE should be reduced from 35 mph to 20 mph;

NOW, THEREFORE, BE IT ORDAINED by the Valdese Town Council of the Town of Valdese that the following section of Laurel Street NE is added to Appendix I, Section 122, of the Code of Ordinances, the section where streets with a 20 mph speed limit are listed:

“The section of Laurel Street NE between Main Street East and Eldred Street NE”

This ordinance shall become effective upon adoption.

Adopted this 5th day of September, 2017.

/s/ John F. Black, Jr., Mayor

ATTEST: /s/ Town Clerk

After a brief discussion, Councilman Delp made a motion to adopt the aforementioned ordinance, seconded by Councilman Sweezy. The vote was unanimous.

OATH OF OFFICE Councilwoman Hildebran administered the Oath of Office to Deputy Town Clerk Courtney Kennedy.

PRESENTATION OF VALDESE ECONOMIC DEVELOPMENT INVESTMENT CORPORATION (VEDIC) – EXECUTIVE DIRECTOR KERRI POTEAT

Ms. Poteat stated that VEDIC is authorized to service any area in North Carolina that meets the USDA eligibility requirements; with a main focus on Burke, Caldwell, Catawba, Iredell, McDowell, and Rutherford counties. Ms. Poteat shared the following report:

Loan Production 7/1/2016 – 6/30/2017

- Total Loan Production: \$938,152.08
- # of loans: 13
- # of loans made in Burke County: 10
- # of loans made in Other Counties: 3

Total Loan Production as of September 2017

- # of Loans: 83
- Total Loan Production: \$3,903,391.81

Jobs Created and or Retained as of September 2017

- Full Time Jobs: 379
- Part Time Jobs: 123

- Total Jobs: 502

Default Rate

- 7%- 6 loans out of 83
- 1%- 1 loan that required payback

Ms. Poteat finished her presentation by expressing her gratitude to Council, for their partnership and for making it possible for VEDIC to do what they do.

Mayor Black thanked Ms. Poteat and commended VEDIC for their remarkable success.

PROCLAMATION FOR NATIONAL RECOVERY MONTH

Mayor Black introduced Jack McConnell of Burke County Health Department. Mr. McConnell informed Council that September was National Recovery Month and shared information on new programs that will be started for recovery and prevention, to help with the opioid epidemic in the county. Mr. McConnell invited Council to an interactive learning program on September 28, 2017. Mayor Black presented the following proclamation to Mr. McConnell:

**PROCLAMATION
NATIONAL RECOVERY MONTH**

WHEREAS, National Recovery Month is a national observance that promotes the societal benefits of prevention, treatment, and recovery for mental and substance use disorders; celebrate those in recovery; applauds the contributions of treatment and service providers; and, promotes the message that recovery is possible, and

WHEREAS, prevention efforts to address mental health and/or substance use disorder works, treatment is effective, and people recover in our area and around the nation, and

WHEREAS, preventing and overcoming substance use disorder is essential to achieving healthy lifestyles both physically and emotionally, and

WHEREAS, we must encourage relatives and friends of people with substance use disorders to implement preventive measures recognize the signs of a problem, and guide those in need to appropriate treatment and recovery support services, and

WHEREAS, substance use disorder is a major public health problem that impacts society on multiple levels, and

WHEREAS, according to the 2016 Community Health Needs Assessment for Burke County, our community is one of the highest in NC for unintentional medication drug overdose death rates along with a 22% increase in EMS response to overdose calls. Burke County Highway Patrol found that 58% of DWI's were not alcohol related, and

WHEREAS, to help more people achieve and sustain long term recovery, Burke Wellness Initiative invites Burke County residents to participate in activities held to recognize National Recovery Month, and

NOW, THEREFORE, the Town of Valdese and I, John F. "Chip" Black, Jr., Mayor of the Town of Valdese, do hereby proclaim September 2017 as National Recovery Month in Burke County, North Carolina. As the Mayor, I also call upon citizens, government agencies, public and private institutions, businesses and schools in Burke County to recommit our community to increasing awareness and understanding of substance use disorder and the need for appropriate and accessible services for all people with substance use disorders in order to assist them with overcoming complications and struggles that will allow for daily living in wellness.

Adopted this 5th day of September, 2017.

/s/ John F. "Chip" Black, Jr., Mayor

APPROVAL OF BRIAR CREEK APARTMENTS REDEVELOPMENT INCENTIVE Mr. Eckard informed Council that a developer is purchasing the Briar Creek Apartments complex located at 135 Ribet Avenue SW, Valdese. A Building Rehabilitation Grant Agreement is being presented to encourage the developer to purchase and rehabilitate the property; whereby, the developer will purchase thirty (30) water taps at a cost of \$1,000 each. After fully rehabilitating

all of the apartments, the developer may qualify for incentive funds on a prorated basis. The incentive is performance based; the developer will have to show evidence of spending at least \$100,000 in order to qualify for the full incentive.

Councilwoman Hildebran made a motion to approve the Building Rehabilitation Grant Agreement as presented, seconded by Councilman Ogle. The vote was unanimous.

ADOPTION OF ORDINANCE TO ALLOW THE SALE OF ALCOHOLIC BEVERAGES BEFORE NOON ON SUNDAYS AT LICENSED PREMISES

An Ordinance To Allow the Sale of Alcoholic Beverages before Noon on Sundays at Licensed Premises

WHEREAS, on June 29, 2017, the North Carolina General Assembly enacted Senate Bill 155, entitled "An Act to Make Various Changes to the Alcoholic Beverage Control Commission Laws"; and

WHEREAS, Section 4 of Ratified Senate Bill 155 authorizes city and county governments to adopt an ordinance to allow alcohol sales beginning at 10 am on Sundays; and

WHEREAS, Ratified Senate Bill 155 was signed into law by Governor Roy Cooper on the 30th day of June, 2017 and became effective on that date (Session Law 2017, Chapter 87); and

WHEREAS, by enacting Senate Bill 155, North Carolina joins 47 other States in allowing alcohol service before noon on Sunday; and

WHEREAS, Sunday morning alcohol service will help restaurants in our community meet the needs of their customers and that service may cause more people to visit Valdese;

NOW, THEREFORE, BE IT ORDAINED by the Valdese Town Council that:

Section 1. A new Section 6-1031 of the Town of Valdese Code of Ordinance is hereby enacted to read as follows:

"Sunday Sales

Pursuant to the authority granted by S.L. 2017-87, any establishment located in the Town of Valdese that holds an ABC permit issued pursuant to G.S. 18B-1001 is permitted to sell beverages allowed by its permit beginning at 10:00 a.m. on Sundays."

Section 2. All laws and clauses of law in conflict herewith are repealed to the extent of any such conflict.

Section 3. This ordinance shall become effective upon adoption.

Adopted this 5th day of September, 2017.

/s/ John F. Black, Jr., Mayor

Councilman Sweezy made a motion to adopt the aforementioned resolution, seconded by Councilman Delp. Motion passed with voting as follows; Ayes: Councilwoman Stevenson-aye, Councilman Delp-aye, and Councilman Sweezy-aye. Nays: Councilman Ogle and Councilwoman Hildebran.

APPROVAL OF PRELIMINARY PLAT PHASE III LAKE VISTAS SUBDIVISION Planning Director Larry Johnson informed Council that Phase III of the Lake Vista Subdivision will consist of 47 lots, each lot measuring one acre or greater. This phase will be developed by Larry Bragg. The final plat will be presented upon completion of the infrastructure and specific lot designs. Roads will be paved a minimum width of 20 feet with cul-de-sacs sized to accommodate fire apparatus.

Councilwoman Stevenson made a motion to approve the preliminary plat for Phase III of the Lake Vistas Subdivision, seconded by Councilwoman Hildebran. The vote was unanimous.

PUBLIC HEARING ON AMENDMENTS TO ZONING ORDINANCE – EXEMPT DEVELOPMENTS AND GATED SUBDIVISIONS Mayor Black opened the Public Hearing and asked if anyone wished to speak either for or against the proposed amendments.

Planning Director Larry Johnson presented to Council, the Planning Board recommendation for Text Amendment #02-05-17 regarding Ten-Acre Exempt Developments, Gated Subdivisions and Legislative Updates. **(Amendments may be found in Ordinance Book No. 9, page 139.)** Mr. Johnson informed Council that a developer has presented to the town, a ten-acre development known as McGalliard Pointe. This lake front development is located at the end of Lakeview Acres Road.

Mayor Black asked about the restriction of five building sites. Mr. Johnson stated that the restriction of five building sites in a ten-acre development is the recommendation of the Town Planning Board.

Councilman Delp asked about the roads being able to accommodate a fire apparatus, specifically if the road condition deteriorates and the town is not able to use the road, does this present a liability on the town. Assistant Chief Greg Stafford informed Council that the fire department would do as much as possible to gain access to a fire including contacting other emergency response units. Town Attorney Marc Mitchell recommended sending the developer and/or home owners a notice, shall this situation occur, informing them that the condition of the road presents an issue that may delay emergency response times. Mr. Johnson advised that this can be addressed with the developer and detailed during the conditional use permit process.

Councilwoman Hildebran asked about zoning of the property and if the lots can be subdivided. Mr. Johnson informed Ms. Hildebran that the property is currently zoned R-12 Residential; lots cannot be subdivided below a ten-acre lot. The only reason the subdivision will be exempt from the subdivision regulation is because the minimum lot size is ten-acres. Councilwoman Stevenson asked if more than one dwelling can be built on the ten-acre lot. Mr. Johnson informed Ms. Stevenson that this would not be allowed.

There being no one else wishing to speak, Mayor Black closed the public hearing.

Councilman Ogle made a motion to approve Text Amendment #02-05-17 as presented, to become effective immediately, seconded by Councilwoman Stevenson. The vote was unanimous.

SET PUBLIC HEARING DATE AS OCTOBER 2, 2017 FOR CONDITIONAL USE PERMIT APPLICATION #1-9-17

Planning Director Larry Johnson informed Council that McGalliard Pointe Development Group will be seeking a conditional use permit for the McGalliard Pointe Development. A conditional use permit for this type of development is a provision that was approved in Text Amendment #02-05-17.

Councilman Ogle made a motion to call a public hearing on October 2, 2017 at 6:00 p.m. for Conditional Use Permit Application #1-9-17, seconded by Councilwoman Stevenson. The vote was unanimous.

APPROVAL OF RESOLUTION FOR THE SALE OF THE RADIO STATION PROPERTY, 1117 PRALEY STREET SW

RESOLUTION APPROVING THE SALE OF REAL PROPERTY
(1117 Praley Street)

WHEREAS, Justin A. Orders offered to purchase from the Town of Valdese for the sum of \$30,000 that parcel of land containing 0.314 acres more or less located at 1117 Praley Street in Valdese, North Carolina, said parcel being more particularly shown in that plat recorded in Plat Book 45, page 298, Burke County Registry, and being a part of that property described in that deed recorded in Book 2038, page 990, Burke County Registry (hereafter “the Property”); and

WHEREAS, at its June 26, 2017 regular meeting, the town council adopted a resolution proposing to accept this offer; and

WHEREAS, the town council directed town representatives to publish notice of the town council’s intent to accept the offer and notice that any person could raise the bid as required by G.S. 160A-269, and that notice was published on June 28, 2017; and

WHEREAS, after several raised bids, Gregory E. Refour was the last and highest bidder with a bid of \$43,000; and

WHEREAS, the town does not need the Property, and the town therefore desires to accept the offer made by Gregory E. Refour to purchase the Property for the purchase price of \$43,000;

IT IS THEREFORE RESOLVED pursuant to G.S. 160A-269 that the sale of the Property to Gregory E. Refour for the purchase price of \$43,000 is approved. The proper officials of the town are authorized and directed to execute and deliver to Gregory E. Refour a special warranty deed for the Property upon receipt of the \$43,000 purchase price.

Adopted this 5th day of September, 2017.

/s/ John F. Black, Jr., Mayor

ATTEST: /s/ Town Clerk

Councilwoman Hildebran made a motion to adopt the aforementioned resolution, seconded by Councilman Ogle. The vote was unanimous.

APPROVAL TO PURCHASE RIBET PROPERTY Planning Director Larry Johnson informed Council that \$30,000.00 was donated to the town for the purchase of the property located at 404 Hill Street SE, Valdese. Town Manager Seth Eckard stated that the goal is to clear the property and use the space as an addition to the Valdese Family Splash Park.

Councilwoman Stevenson moved to authorize Town Manager Seth Eckard to enter into a contract to purchase the Ribet Property located at 404 Hill Street SE, seconded by Councilman Ogle. The vote was unanimous.

AWARD OF BID – PARKS IMPROVEMENT PROJECT Parks and Recreation Director Doug Knight provided an update on the Parks Improvement Project. After identifying items to be addressed, West Consultants created a proposed budget and requested bids for the improvements. Mr. Knight presented a bid tabulation prepared by West Consultants for the Parks Improvement Project. The lowest bidder was Wilkie Construction Company SE, LLC, Lenoir, in the amount of \$238,558.00. (Other bid: Neill Grading & Construction, Inc., Hickory-\$298,541.00)

Mr. Knight stated that the bids came back higher than the budget for the project. The proposed budget is \$169,000.00, requiring some items to be prioritized by identifying which ones are the most important and visible. An item that was not considered a priority by staff was modification of the tennis courts at McGalliard Falls Park to create a dog park, as the cost of the project is significantly higher than expected. Mr. Knight recommended clearing the area and keeping it an open space.

After discussion, Council requested that staff bring options to the next council meeting for their consideration regarding a dog park at McGalliard Falls tennis courts. Councilman Ogle made a motion to award the bid for the Parks Improvement Project to Wilkie Construction Company SE, LLC, seconded by Councilwoman Hildebran. The vote was unanimous.

ADOPTED RESOLUTION FOR AIA STATE FUNDING – 2018 SEWER COLLECTION SYSTEM ASSESSMENT PROJECT

RESOLUTION BY THE TOWN COUNCIL OF THE TOWN OF VALDESE

WHEREAS, The North Carolina Water Infrastructure Act of 2005 (NCGS 159G), as amended, has authorized the making of grants to aid eligible units of government in financing the cost to inventory the existing water and/or sewer systems and document the condition of the inventoried infrastructure, and

WHEREAS, The Town of Valdese has need for and intends to inventory and assess a portion of its wastewater collection system by undertaking a project described as the 2018 Sewer Collection System Assessment Project, and

WHEREAS, The Town of Valdese intends to request state grant assistance for the project,

NOW THEREFORE BE IT RESOLVED, BY THE TOWN COUNCIL OF THE TOWN OF VALDESE:

That Town of Valdese, the Applicant, will arrange financing for all remaining costs of the project, if approved for a State grant award.

That Seth Eckard, Town Manager, the Authorized Official, and successors so titled, is hereby authorized to execute and file an application on behalf of the Applicant with the State of North Carolina for a grant to aid in the implementation of the project described above.

That the Authorized Official and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project; to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the Applicant has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants pertaining thereto.

Adopted this the 5th day of September, 2017 at Valdese, North Carolina.

/s/ John F. Black, Jr., Mayor

Councilwoman Hildebran made a motion to approve the aforementioned resolution, seconded by Councilwoman Stevenson. The vote was unanimous.

AUTHORIZING RESOLUTION APPLICATION FOR FUNDING FROM NC DEQ DIVISION OF WATER INFRASTRUCTURE FOR A DRINKING WATER IMPROVEMENT PROJECT Water Resource Director Greg Padgett presented the following resolution:

TOWN OF VALDESE
AUTHORIZING RESOLUTION
APPLICATION FOR FUNDING FROM
NC DEQ DIVISION OF WATER INFRASTRUCTURE FOR A
DRINKING WATER IMPROVEMENT PROJECT

WHEREAS, The Federal Clean Water Act Amendments of 1987 and Safe Drinking Water Act Amendments of 1996 and the North Carolina Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater or drinking water system improvements, and

WHEREAS, The Town of Valdese has need for and intends to construct a drinking water system project described as the Water Plant Upgrades (Motor Control Centers for Raw Water & Finish Water); and

WHEREAS, The Town of Valdese intends to request State and/or Federal (loan, forgivable principal or grant) funding assistance for the project,

NOW THEREFORE BE IT RESOLVED, BY THE VALDESE TOWN COUNCIL:

That Town of Valdese, the Applicant, will arrange financing for all remaining costs of the project, if approved for a State and/or Federal (loan or grant) Federal award.

That the Applicant will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the Applicant agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the (unit of government) to make scheduled repayment of the loan, to withhold from the (unit of government) any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That the Applicant will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Seth Eckard, Town Manager, the Authorized Official, and successors so titled, is hereby authorized to execute and file an application on behalf of the Applicant with the State of North Carolina for a (loan or grant) to aid in the construction of the project described above.

That the Authorized Official, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the Applicant has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted this 5th day of September, 2017 at Valdese, North Carolina.

/s/ John F. Black, Jr., Mayor

Councilman Ogle made a motion to approve the aforementioned resolution, seconded by Councilman Sweezy. The vote was unanimous.

AUTHORIZING RESOLUTION APPLICATION FOR FUNDING FROM NC DEQ DIVISION OF WATER INFRASTRUCTURE FOR A DRINKING WATER IMPROVEMENT PROJECT Water Resource Director Greg Padgett presented the following resolution:

TOWN OF VALDESE
AUTHORIZING RESOLUTION
APPLICATION FOR FUNDING FROM
NC DEQ DIVISION OF WATER INFRASTRUCTURE FOR A
DRINKING WATER IMPROVEMENT PROJECT

WHEREAS, The Federal Clean Water Act Amendments of 1987 and Safe Drinking Water Act Amendments of 1996 and the North Carolina Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater or drinking water system improvements, and

WHEREAS, The Town of Valdese has need for and intends to construct a drinking water system project described as the 2018 Water System Upgrades Project; and

WHEREAS, The Town of Valdese intends to request State funding assistance for the project (loan, forgivable principal, and/or grant).

NOW THEREFORE BE IT RESOLVED, BY THE VALDESE TOWN COUNCIL:

That Town of Valdese, the Applicant, will arrange financing for all remaining costs of the project, if approved for a State loan and/or grant award.

That the Applicant will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the Town Council of the Applicant agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the Town of Valdese to make scheduled repayment of the loan, to withhold from the Town of Valdese any State funds that would otherwise be distributed to the Town of Valdese in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That the Applicant will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Seth Eckard, Town Manager, the Authorized Official, and successors so titled, is hereby authorized to execute and file an application on behalf of the Applicant with the State of North Carolina for a loan and grant to aid in the construction of the project described above.

That the Authorized Official, and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the Applicant has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted this 5th day of September, 2017 at Valdese, North Carolina.

/s/ John F. Black, Jr., Mayor

Councilwoman Stevenson made a motion to approve the aforementioned resolution, seconded by Councilman Sweezy. The vote was unanimous.

AWARD OF BID FOR WASTEWATER TREATMENT PLANT FACILITY GRIT SYSTEM IMPROVEMENTS Water Resource Director Greg Padgett presented a bid tabulation prepared by McGill Associates for the Wastewater Treatment Plant Facility Grit System Improvements project. The lowest bidder was Brushy Mountain Builders, Inc., in the amount of \$621,000.00. (Other bids: Gilbert Engineering Company-\$858,880, NHM Constructors-\$931,000, State Utility Contractors, Inc.-\$873,000, The Harper Corporation-\$1,192,000, Turner Murphy Co. Inc.-\$801,474)

Councilwoman Hildebran made a motion to award the bid for the Wastewater Treatment Plant Facility Grit System Improvements project to Brushy Mountain Builders, Inc. in the amount of \$621,000.00, seconded by Councilman Ogle. The vote was unanimous.

CHARGE TO COLLECT TAXES FOR 2016 Mayor Black read the charge for Tax Collector Gregory Cannon to collect taxes for 2017 and Deputy Town Clerk Courtney Kennedy administered the oath.

TAX STATEMENT ANNUAL SETTLEMENT FOR 2016 – PROPERTY AND MOTOR VEHICLE Tax Collector Greg Cannon presented the following report:

Tax Statement Annual Settlement for 2016 Property and Motor Vehicle

Property Valuations	
Real Estate	\$265,513,996
Personal Property	67,898,316
Senior Citizen Exemptions	-4,473,152
Total Property Valuation Subject To Tax Rate per \$100(.485/100)	\$328,939,160
Gross Levy	
Levy	1,792,719
Discoveries	52,456
Late List Penalties	2,022
Total Levy	1,847,197
Less Collected As Of 6/30/2016	1,830,697
Uncollected 2015 Taxes	16,500
Ratio of Taxes Collected To Total Levy	99.10%
Annual Settlement of the Classified Motor Vehicle Taxes for 2015.	
Levy	\$115,000
2015 Collection by Burke County	\$163,519
Collection Cost (1.5% Levy)	\$1,725

Mayor Black said 99 percent was very good.

TAX FORECLOSURE-TRAILER PARK LOCATED AT 595 PERKINS ROAD SE Tax Collector Greg Cannon informed Council of the process to foreclose on a property for failure to pay taxes. Planning Director Larry Johnson

updated Council on code enforcement issues with the property. Town Attorney Marc Mitchell will send a letter to the property owner.

Councilman Ogle mad a motion to authorize staff to proceed with the foreclosure process on the trailer park located at 595 Perkins Road SE, seconded by Councilman Sweezy. The vote was unanimous.

BUDGET AMENDMENTS Finance Director Jerry LaMaster presented the following three budget amendments:

Valdese Town Council Meeting Tuesday, Sept 05, 2017

Budget Amendment No. 01

Subject: Transfers from Capital Project Funds

Memorandum:

As per discussions held in previous council meetings pertaining to the subject, the following budget amendment is essential in order to appropriate the necessary funds.

Action Suggested:

BE IT ORDAINED by the Governing Board of the Town of Valdese, North Carolina that the following amendment is made to the annual budget ordinance for the fiscal year ending June 30, 2017:

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

<u>Acct.</u> <u>No.</u>		<u>Debit</u>	<u>Credit</u>
10.6250.150	Rock School Repairs	50,000	
10.5100.330	Police Dept Servers	6,500	
10.5300.150	Fire Bay Doors	22,000	
10.5300.150	Fire Bay Paving	16,500	
10.6200.150	Pool Bubble Repairs	65,000	
10.6200.151	Parks Renovation	149,000	
		-----	-----
Total		\$309,000	\$ 0
		=====	=====

This will result in a net increase of \$309,000 in the expenditures of the General Fund. To provide funding for the above, the following revenue budgets will be increased. These additional revenues have already been received.

<u>Acct.</u> <u>No.</u>			
10.3970.302	Capital Project Fund		309,000
		-----	-----
Total		\$	\$309,000
		=====	=====

Section 2. Copies of this budget amendment shall be furnished to the Clerk to the Governing Board, to the Budget Officer and the Finance Officer for their direction.

Valdese Town Council Meeting Tuesday, Sept 05, 2017

Budget Amendment No. 02

Subject: Inter-Departmental Transfers

Memorandum:

As per discussions held in previous council meetings pertaining to the subject, the following budget amendment is essential in order to appropriate the necessary funds.

Action Suggested:

BE IT ORDAINED by the Governing Board of the Town of Valdese, North Carolina that the following amendment is made to the annual budget ordinance for the fiscal year ending June 30, 2017:

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

<u>Acct.</u> <u>No.</u>		<u>Debit</u>	<u>Credit</u>
10.5300.150	Fire Dept		30,500
10.5300.150	Fire Bay Doors Tinting	4,500	
10.5800.450	Old Tash Carts	6,000	
10.6200.151	Parks Renovation	20,000	
		-----	-----
Total		\$ 30,500	\$ 30,500
		=====	=====

This will result in a net increase of \$0 in the expenditures of the General Fund. To provide funding for the above, the following revenue budgets will be increased. These additional revenues have already been received.

<u>Acct.</u> <u>No.</u>			
10.3970.302	Capital Project Fund		0
		-----	-----
Total		\$	\$ 0
		=====	=====

Section 2. Copies of this budget amendment shall be furnished to the Clerk to the Governing Board, to the Budget Officer and the Finance Officer for their direction.

Valdese Town Council Meeting Tuesday, Sept 05, 2017

Budget Amendment No. 03

Subject: CE Foam Solutions Economic Development Incentive

Memorandum:

As per discussions held in previous council meetings pertaining to the subject, the following budget amendment is essential in order to appropriate the necessary funds.

Action Suggested:

BE IT ORDAINED by the Governing Board of the Town of Valdese, North Carolina that the following amendment is made to the annual budget ordinance for the fiscal year ending June 30, 2017:

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

<u>Acct.</u> <u>No.</u>		<u>Debit</u>	<u>Credit</u>
10.4200.742	Economic Development -	20,000	
		-----	-----
Total		\$ 20,000	\$ 0
		=====	=====

This will result in a net increase of \$20,000 in the expenditures of the General Fund. To provide funding for the above, the following revenue budgets will be increased. These additional revenues have already been received.

<u>Acct.</u> <u>No.</u>			
10.3990.000	Fund Balance		20,000
		-----	-----
Total		\$	\$20,000
		=====	=====

Section 2. Copies of this budget amendment shall be furnished to the Clerk to the Governing Board, to the Budget Officer and the Finance Officer for their direction.

Councilman Ogle made a motion to approve the aforementioned three budget amendments, seconded by Councilwoman Hildebran. The vote was unanimous.

MANAGER'S REPORT: Mr. Eckard made the following announcements:

Draughn High School Parade, Tuesday, October 10, 2017, 6:30 p.m. Mr. Eckard requested that Council meet at the Fire Department at 6:00 p.m.

Family Friday Nights will be held through September 29, 2017

Fall Litter Sweep is being held September 16-30, 2017

The WNC Railroads & Regional Economic Development Conference is being held on Friday, September 22, 2017 in Asheville.

CLOSED SESSION PURSUANT TO NC GENERAL STATUTE 143-318.11 (A)(3) To consider and give instructions to the town attorney concerning a possible claim on behalf of the town.

At 7:35 p.m., Councilman Ogle made a motion to recess into Closed Session Pursuant to NC General Statute 143-318.11 (a)(3) to consider and give instructions to the town attorney concerning a possible claim on behalf of the town. The motion was seconded by Councilwoman Stevenson. The vote was unanimous.

Mayor Black said the Closed Session was only an informational item and there would be no action taken afterwards.

At 7:54 p.m., Councilman Ogle made a motion to return to Open Session, seconded by Councilwoman Stevenson. The vote was unanimous.

ADJOURNMENT

At 7:54 p.m., there being no further business to come before Council, Councilman Ogle made a motion to adjourn, seconded by Councilwoman Stevenson. The vote was unanimous.

The next meeting is a regularly scheduled meeting on Monday, October 2, 2017, 6:00 p.m., Valdese Town Hall.

Town Clerk

Mayor

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