

**TOWN OF VALDESE  
TOWN COUNCIL MEETING  
MONDAY, JANUARY 6, 2014**

The Town of Valdese Town Council met on Monday, January 6, 2014, at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor James L. Hatley, Councilman Keith Ogle, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: Councilman Gary L. Delp

A quorum was present.

Mayor Hatley called the meeting to order at 7:00 p.m. He offered the Invocation and led in the Pledge of Allegiance to the Flag.

**OPEN FORUM/PUBLIC COMMENT:**

**RESOLUTION OF APPRECIATION FOR THE VALDESE PILOT CLUB – ANN MULLIS** This item was postponed until the February 3, 2014 meeting.

**CONSENT AGENDA:** (enacted by one motion)

**APPROVED MINUTES – DECEMBER 2, 2013**

**APPROVED WATERSIDE SUBDIVISION PARTIAL RELEASE OF FUNDS** Mr. Dan Rawn, LR Acquisitions, requested that the town reduce the original cash bond amount from \$501,129.75 to \$429,520.50, a difference of \$71,609.25 for infrastructure improvements. The amount of reduction was reviewed and approved by David Poore, West Consultants. The Valdese Planning Board met on Monday, December 16, 2013, and unanimously recommended that Council approve releasing \$71,609.25 to LR Acquisitions for additional infrastructure improvements.

**APPROVED ANNUAL CERTIFICATION OF FIREFIGHTERS** Approved following list of firefighters for certifying eligibility for line-of-duty death benefits and pension fund credit:

Christopher Aaron; Zachary Arensman; Dwayne Branch; Nicky Carswell; Lew Edwards; Eric Greene; Elizabeth Hawes; Ruban Head; Gregory Icard; Mark Icard; Steve Kiddy; Willard Lackey; Michael Maltba; Sharon Morgan; Thomas Oxentine; Joshua Paris; Douglas Price; Marnie Price; Nick Reed; Nick Earl Reed, Jr.; Derick Smith; Gregory Stafford; Johnathon Voegeli; Leonard Watts; Tim Williams; and Amber Wozniak

**APPROVED AMENDED FY 12-13 AUDIT CONTRACT - LOWDERMILK CHURCH & CO., LLP** The only change to the amended contract was the change of date due to the timeframe needed by Lowdermilk Church & Co, to prepare the FY 12-13 audit report.

**APPROVED REQUEST FROM ROCK SCHOOL ARTS FOUNDATION TO SELL WINE AT THEIR 2014 EVENTS AT THE OLD ROCK SCHOOL** The Waldensian Heritage Winery will sell wine at the Old Rock School (hallway outside galleries) at events on March 9 (2:00 - 4:00 p.m.), June 5 (5:00 – 7:00 p.m.) and September 28, 2014 (2:00 – 4:00 p.m.).

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

***End Consent Agenda***

**ITEMS REMOVED FROM CONSENT AGENDA:** None

**PUBLIC HEARING – LAND USE ACTION PLAN** (Copy of plan on file in the Office of Planning Director.) Planning Director Larry Johnson thanked the Planning Board and Planning Advisory Committee and the NC Department of Commerce, Division of Community Assistance. The plan (not ordinance) is a guide for future land development and would assist staff with future needs. Preparation of the plan began in 2011. A land use plan is required by statute

and the last plan for Valdese was approved in the 70s. He introduced Mr. Ron Hancock, NC Department of Commerce, Asheville office.

Mr. Hancock offered a brief overview of all chapters in the plan. Valdese has a unique history and heritage. Valdese has an aging population and there are a stable number of younger children which is promising for the future. He said all Department Heads were interviewed and the Parks and Recreation Master Plan was also completed during the timeframe of this plan.

Mayor Hatley opened the public hearing and asked if anyone wished to speak either for or against. He said the document was great and inspiring and he thanked everyone that worked on the plan.

Mayor Hatley asked about a hotel near the interstate and Mr. Hancock said there was no mention of a hotel but of bed and breakfasts. Mayor Hatley said he would like to see the recommendations in the plan take place in the future. Mr. Morse said some have already taken place and other items could be accomplished as funds are budgeted.

Councilwoman Hildebran said this was an exceptional plan and it is actually a strategic vision plan for the Town of Valdese. Her questions were how to implement, when to implement and who would implement. She said the plan was exciting. Mr. Morse said this could be a part of our annual budget process as some of the items were already in process. She said the plan addresses higher and medium income families as well as the lower income families.

Mr. Johnson said staff would work with the Planning Board and would then update Council of the progress.

Mr. Morse said this plan offers a road map for the Town.

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

**RESOLUTION ADOPTING THE LAND DEVELOPMENT PLAN  
“THE VALDESE VISION: A LAND USE ACTION PLAN FOR THE FUTURE”**

WHEREAS, North Carolina General Statute 160A-383 requires that municipal zoning regulations be made in accordance with a land use plan; and

WHEREAS, the Town of Valdese Planning Board and staff have worked with NC Department of Commerce planning staff and WPCOG planning staff to compile “The Valdese Vision: A Land Use Action Plan for the Future;” and

WHEREAS, public input was sought through public surveys and from citizens appointed to the Plan’s Advisory Committee; and

WHEREAS, “The Valdese Vision” will establish guidelines for making future land use and zoning decisions; and

WHEREAS, the Planning Board recommends “The Valdese Vision” to Town Council for official adoption; and

WHEREAS, Town Council has conducted a public hearing to consider comments relative to the proposed land development plan; and

WHEREAS, notification of the public hearing was duly published.

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWN COUNCIL OF THE TOWN OF VALDESE HAS ADOPTED “THE VALDESE VISION: A LANDUSE ACTION PLAN FOR THE FUTURE” AS A LAND USE POLICY DOCUMENT.

Adopted this, the 6<sup>th</sup> day of January 2014

/s/ James L. Hatley, Mayor

ATTEST: /s/ Thelda B. Rhoney, Deputy Town Clerk

After a brief discussion, Councilwoman Hildebran made a motion to adopt the aforementioned Resolution Approving the Land Development Plan, seconded by Councilman Ogle. The vote was unanimous.

**AUTHORIZATION TO REPLACE VACANT POSITIONS – PUBLIC WORKS DEPARTMENT** Town Manager Jeff Morse said a lot of work is contracted out and a lot of man-hours were pulled out of the field on an annual basis for equipment repairs. Public Works Director Bryan Duckworth said he was a proponent of preventive maintenance. He needed to replace a general maintenance position as the former employee had to retire due to health issues. There was a gentleman that has worked part-time that he would like to promote to full-time. The part-time position would be

filled with seasonal employees through Helping Hands. The other position, assistant maintenance mechanic, had been vacant for a number of years.

Mr. Duckworth said savings would only be about \$15,000 to fill the assistant mechanic position but the most beneficial factor for his department would be approximate 800 man hours in the field.

After a brief discussion, Councilman Ogle made a motion to approve the part-time employee be moved to full-time General Maintenance position and approval to hire the Assistant Mechanic position, seconded by Councilwoman Stevenson. The vote was unanimous.

**AUTHORIZATION TO APPLY FOR PARTF GRANT FOR DOWNTOWN PARK – PARKS AND RECREATION DEPARTMENT** Parks and Recreation Director Doug Knight said since the Master Plan for Parks and Recreation had been completed the Town could now apply for a PARTF grant. He requested permission to apply for a PARTF grant in the amount of \$431,200 with one half to be funded by town or donors in the amount of \$215,600. He had donations for \$150,000 plus a small parcel for future expansion. The town would have a shortfall of \$65,600. Mr. Morse said for a \$431,200 grant, if the Town were fortunate enough to receive the grant the town could contribute \$65,600.

Councilman Ogle made a motion to authorize staff to apply for the aforementioned PARTF grant, seconded by Councilwoman Hildebran. The vote was unanimous.

**BUDGET AMENDMENT** Finance Director Jerry LaMaster presented the following budget amendment:

**Budget Amendment No. 19 - Waldensian Mills Economic Grant**

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.

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, 2014:

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

<u>Acct. No.</u>		<u>Debit</u>	<u>Credit</u>
10.4200.940	Business Revitalization	<u>\$30,000</u>	
	Total	<u>30,000</u>	<u>\$ 0</u>

This will result in a net increase of \$ 30,000 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.

10.3450.020	Hold Harmless		<u>\$30,000</u>
	Total	<u>\$ 0</u>	<u>\$30,000</u>

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 Black made a motion to approve the aforementioned budget amendment, seconded by Councilman Ogle. The vote was unanimous.

**MAYOR AND COUNCIL COMMENTS:**

Councilman Ogle thanked Planning Director Larry Johnson for assistance with looking at several locations he had brought before council.

**LETTER FROM VALDESE FAMILY PRACTICE** Mayor Hatley said he received a disturbing letter from Dr. Byrd and Dr. Arensman, Valdese Family Practice, that their practice would no longer be accepting Medicare patients. He requested that the Town change to Dr. Betancourt's practice. The Mayor spoke with Dr. Betancourt and although he is no longer taking new patients, he would serve Town employees and their dependents that were on the Town's insurance. The Mayor requested that HR Officer Debbie Jones prepare a list of everyone on the Town's insurance, plus dependents, and he will take the list to Dr. Betancourt.

January 6, 2014, MB#30

Mr. Morse said Valdese Family Practice conducts the Town's pre-employment physicals and drug tests and other activities. Mayor Hatley said Town employees could chose the doctor they wanted.

Fire Chief Charlie Watts recommended that the Town use Burke Occupational Health for emergencies, new hire physicals, and Worker's Comp. Councilman Ogle said the Town would need to enter into an agreement with Burke Occupational Health.

Mr. Morse said this item would be on the February agenda for approval.

**MANAGER'S REPORT:**

**UPDATE – PROPERTY LOCATED AT 909/913 MAIN STREET WEST** Mr. Morse said staff spoke with Mr. Deal and there was problems with drainage and that was why the yard was dug up. Mr. Deal was working on the issues.

**TOWN OFFICES WOULD BE CLOSED ON MONDAY, JANUARY 20, 2014, IN OBSERVANCE OF DR. MARTIN LUTHER KING HOLIDAY**

**WPCOG ANNUAL MEETING, CROWNE PLAZA IN HICKORY ON TUESDAY, JANUARY 28, 2014, 6:30 P.M.**

**PRIVATE DEVELOPER FROM NC HOUSING TO CONSTRUCT MODERATE INCOME HOUSING FOR SENIORS IN VALDESE – THE OLD CROW HILL PROPERTY** Mr. Morse requested authorization to proceed with a public community meeting at Mt. Calvary Church for citizens to voice their concerns/opinions. Mr. Morse said this would not be public housing. He would get more information to Members of Council.

Councilwoman Stevenson thanked Chief Moss for the Police Department assisting with problems over the holidays and for keeping our Main Street safe.

**ADJOURNMENT** At 8:20 p.m., there being no further business to come before Council, Councilman Ogle made a motion to adjourn, seconded by Councilwoman Hildebran. The vote was unanimous.

The next meeting is a regularly scheduled meeting on Monday, February 3, 2014, 7:00 p.m.

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Town Clerk

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Mayor

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**TOWN OF VALDESE  
TOWN COUNCIL MEETING  
FEBRUARY 3, 2014**

The Town of Valdese Town Council met on Monday, February 3, 2014, at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor James L. Hatley, Councilman Keith Ogle, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: None.

A quorum was present.

Mayor Hatley called the meeting to order at 7:00 p.m. He offered the Invocation and led in the Pledge of Allegiance to the Flag.

**OPEN FORUM/PUBLIC COMMENT:**

**RESOLUTION OF APPRECIATION FOR THE VALDESE PILOT CLUB – PILOT CLUB REPRESENTATIVE** Fire Chief Charlie Watts thanked the Valdese Pilot Club and offered some statistics about cardiac arrest. Mayor Hatley presented the Resolution to Laura Lafferty, President. Several Pilot Club members were in the audience.

**RESOLUTION OF APPRECIATION FOR VALDESE PILOT CLUB**

WHEREAS, it is recognized that sudden cardiac arrest is the leading cause of death among firefighters in the United States, and be it further recognized that the use of an Automatic External Defibrillator (AED) can increase the survival rate of a sudden cardiac arrest victim by as much as 70 percent; and

WHEREAS, on December 15, 2013, the Valdese Pilot Club presented the Valdese Fire Department with a Cardiac Science Automatic External Defibrillator (AED) which was placed in service on the Fire Department's First Out Engine Company; and

WHEREAS, the Town Council of the Town of Valdese, North Carolina, wishes to acknowledge and express its appreciation to the Valdese Pilot Club for years of dedicated service not only to the citizens of Valdese but also to our Firefighters and Emergency Medical Response Personnel.

NOW, THEREFORE, BE IT RESOLVED that I, James L. Hatley, by the authority vested in me as Mayor of Valdese, North Carolina, and on behalf of the entire Town Council recognizes the Valdese Pilot Club as a Leader in service to our community. We honor the members of the Valdese Pilot Club for their dedication to serving others, and for the contributions made to this community.

Adopted this 3<sup>rd</sup> day of February, 2014.

/s/ James L. Hatley, Mayor

**PRESCRIPTION SUBSTANCE ABUSE PRESENTATION - BURKE COUNTY SHERIFF STEVE WHISENANT**

Sheriff Whisenant said there was an epidemic of substance abuse which is driving crime. He has been speaking to civic groups and churches. He shared statistics and said there was a 400 percent increase during the past five years. There were 191 overdoses in Burke County over the past 10 years, surpassing car crashes. He was concerned about kids in the schools. He said he would be speaking to the Blue Ridge HealthCare physicians. He said the substance abuse issue was broader than law enforcement. They are working on a grant to produce a video for post substance abusers and for use in our schools.

Mayor Hatley said if the Town could be of any assistance to please let Police Chief Jack Moss know.

No one else spoke.

**CONSENT AGENDA:** (enacted by one motion)

**APPROVED MINUTES** – Regular Council Meeting of January 6, 2014

**APPROVED REQUEST FOR WATERSIDE SUBDIVISION PARTIAL RELEASE OF FUNDS** Mr. Dan Rawn, LR Acquisitions, requested that the town reduce the original cash bond amount from \$429,520.50 to \$259,771.75, a difference of \$169,748.75 for infrastructure improvements. The amount of reduction was reviewed and approved by David Poore, West Consultants. The Valdese Planning Board Members were contacted and recommended that Council approve releasing \$169,748.75 to LR Acquisitions for additional infrastructure improvements.

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

***End Consent Agenda***

**ITEMS REMOVED FROM CONSENT AGENDA:** NONE.

**AUTHORIZING RESOLUTION FOR THE RURAL ECONOMIC DEVELOPMENT DIVISION, NC DEPARTMENT OF COMMERCE BUILDING REUSE PROGRAM - PROJECT "BIKE" BUILDING REUSE APPLICATION** BDI Executive Director Scott Darnell said the Rural Center transitioned last July to the Department of Commerce. He said the intent of the grant was to put vacant buildings back in use and to create jobs. Project "Bike" had nothing to do with bikes but furniture and several companies were coming together. He briefly reviewed the following resolution:

**Town of Valdese  
Authorizing Resolution  
The Rural Economic Development Division  
North Carolina Department of Commerce  
Building Reuse Program  
Project "Bike" Building Reuse Application**

WHEREAS, the North Carolina General Assembly authorized in 2013 funds to the North Carolina Department of Commerce Rural Economic Development Division to stimulate economic development and job creation. A portion of the funding authorized the making of grants to aid eligible units of government to stimulate the creation of jobs through the expansion and renovation of buildings currently in use that will spur economic activity; and

WHEREAS, the Town of Valdese desires to assist through grant funding the economic renovation of the "Bike" building located in Valdese; and

WHEREAS, the Town of Valdese intends to request from NC Department of Commerce Rural Economic Development Division grant assistance for the project from the Building Reuse Program for the "up-fitting" and renovation of the facility:

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

That the Town of Valdese will provide a minimum 5% match for an estimated \$200,000 grant request, if approved for a grant.

That Jeffrey V. Morse, Town Manager, and successors so titled, is hereby authorized to execute and file an application on behalf of the Town of Valdese with The NC Department of Commerce Rural Economic Development Division for a grant to assist in the pre-development of the project described above.

That Jeffrey V. Morse, Town Manager, and successors so titled, is hereby authorized and directed to furnish such information as The NC Department of Commerce Rural Economic Development Division 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 Town of Valdese has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to the grants pertaining thereto.

Adopted this the 3<sup>rd</sup> day of February, 2014 at Valdese, North Carolina.

/s/ James L. Hatley, Mayor

Mr. Morse said there would be a future request for a grant from the One NC Fund.

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

**FAMILY FRIDAY NIGHTS - REQUEST TO EXTEND TO 10:00 P.M.** Community Affairs Director Barbara Hefner requested authorization to contract with the bands for Friday night events to play until 10:00 p.m. This request comes from our attendees, and bands in surrounding towns play until 10:00 p.m.

Mr. Morse said the bands had no conflict with the Trail of Faith movie nights. Mayor Hatley said the Town had been having the Friday night events over the past 20 years, long before the movie events began. He said the citizens enjoy the Family Friday Nights.

Councilman Ogle made a motion to approve the extension of Family Friday Night events from 9:00 p.m., until 10:00 p.m., seconded by Councilman Delp. The vote was unanimous.

**CLEANUP OF OLD TOWN HALL** Mr. Morse said he attended a meeting regarding the 911 consolidated system and the Valdese old town hall may be considered as a backup location for the 911 center. Fire Chief Charlie Watts presented a proposal from Cope Services in Morganton to cleanup (mold) at the Old Town Hall in the amount of \$5,650 plus \$130 for the use of a construction dumpster and landfill fees at \$41 per ton. Chief Watts said several dehumidifiers may need to be purchased.

After a brief discussion, Councilman Black made a motion to approve the aforementioned request presented by Chief Watts, seconded by Councilwoman Stevenson. The vote was unanimous.

**WORKERS' COMPENSATION COVERAGE FOR VOLUNTEER FIREMEN** Chief Watts said changes to the Workers' Compensation for Volunteer Firemen was due to changes imposed by state law. Currently, if one of our volunteer firefighters were injured in the line of duty, they would only draw an estimated \$37 per week in Workers' Compensation. Chief Watts recommended purchasing additional insurance at an estimated cost of \$5,212, and the Firefighter's Relief Fund Board agreed to pay one-half in the amount of \$2,606.

Councilwoman Hildebran commended the services provided by our volunteers in our Fire and Police Departments.

Mr. Morse said all auxiliary police officers were in agreement with the \$37 per week as insurance was not available to Police Officers. Chief Moss said he spoke with each officer and they all had other jobs at local departments and had available sick time.

Councilman Black made a motion to approve the aforementioned request, seconded by Councilwoman Hildebran. The vote was unanimous.

**PURCHASE OF PICKUP TRUCK FOR WATER SEWER CONSTRUCTION – PUBLIC WORKS DEPARTMENT** Public Works Director Bryan Duckworth recommended the purchase of a new Ford F150 for the Water & Sewer Division. The truck would be used for meter reading. Current meter truck is a 2001 Ford F150 which would be assessed and passed down to another division within Public Works Department if possible. Bids were piggy backed off State contract at a cost of \$16,243 plus add on strobe package in the amount of \$560 for a total of \$16,803. Funds would come from existing budget.

After a brief discussion, Councilwoman Stevenson made a motion to approve the aforementioned request, seconded by Councilman Delp. The vote was unanimous.

**APPROVAL OF AGREEMENT FOR BULK WATER SALES WITH ICARD TOWNSHIP WATER CORPORATION** Mr. Morse said he had been working with Icard for the past several years and Hickory had been extending water lines to the eastern end of Burke County. Icard would purchase water from the town at \$10,000 per month, with the town losing \$100,000 to \$150,000 per year in water sales and the agreement was for 10 years. Town Attorney Marc Mitchell presented the following agreement:

#### **AGREEMENT FOR BULK WATER SALES**

STATE OF NORTH CAROLINA  
COUNTY OF BURKE

THIS AGREEMENT is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2014, by and between ICARD TOWNSHIP WATER CORPORATION, a nonprofit water corporation, and TOWN OF VALDESE, a North Carolina municipal corporation.

WITNESSETH:

WHEREAS, Icard Township Water Corporation and Town of Valdese desire to renew their water contract pursuant to which Icard Township Water Corporation, under the terms hereafter set forth, shall purchase a monthly minimum of 5 Million Gallons of water, with a daily maximum of One (1) Million Gallons of water and a maximum of 10 Million Gallons of water per month.

NOW, THEREFORE, in consideration of the mutual covenants and agreements hereinafter contained, Icard Township Water Corporation and Town of Valdese do agree with each other as follows:

#### 1. REPRESENTATIONS, TERMS AND CONDITIONS

1.1 Town of Valdese is a municipal corporation created as a political subdivision of the State of North Carolina, with requisite authority to enter into this agreement.

1.2 Icard Township Water Corporation is a nonprofit corporation organized under the laws of the State of North Carolina, with requisite authority to enter into this agreement.

1.3 Entry into this agreement by either party will not violate any law, judgment, order, ruling or regulation applicable and does not constitute a breach of or default under any agreement or instrument by which either of the entities is bound.

1.4 This agreement shall commence on March 1, 2014, and shall expire on March 1, 2024. The parties agree to meet six (6) months before the expiration of this agreement to discuss renewing this agreement.

#### 2. PURCHASE OF TREATED WATER

2.1 Icard Township Water Corporation shall pay to Town of Valdese for finished water at the following rates and upon the following terms:

2.1.1 The initial purchase price for a maximum of 10 million gallons of water per month shall be a fixed \$10,000.00 per month, effective March 1, 2014.

2.1.2 Town of Valdese may increase the monthly fixed price only once per year. Annual increases shall take place on the anniversary date of this agreement, and annual increases in price shall not be greater than one hundred dollars per month.

2.2 Icard Township Water Corporation shall purchase a minimum of 60 Million Gallons of treated water annually with an average day maximum of 1 Million Gallons. Consumption per month will be calculated, and if Icard Township Water Corporation uses more than the monthly maximum of 10 million gallons per month, Town of Valdese will charge Icard Township Water Corporation for every thousand gallons over the 10 Million gallons per month maximum at the rate the City of Hickory is then charging Icard Township Water Corporation for water.

2.3 The amount Icard Township Water Corporation owes under this agreement shall be paid monthly. All bills not paid within thirty (30) days after the date of the bill shall be deemed delinquent and shall be subject to the same interest and penalties as would apply to Valdese residents who were delinquent in the payment of their water bills.

2.4 Icard Township Water Corporation agrees to at all times charge its water customers sufficient rates in order to provide adequate funds for the payment of water furnished it by Town of Valdese.

2.5 Town of Valdese shall supply at the meter point with Icard Township Water Corporation water compliant with applicable State and Federal rules, regulations and interpretations.

#### 3. RIGHTS AND OBLIGATIONS OF ICARD TOWNSHIP WATER CORPORATION



3.1 Icard Township Water Corporation shall notify Town of Valdese immediately upon becoming aware of the presence of hazardous or toxic waste or materials and shall immediately notify such other governmental agencies as may be required by law and shall take such actions which in its opinion are necessary to assist Town of Valdese in protecting the health, safety and welfare of the public.

3.2 Icard Township Water Corporation shall maintain a current representative Local Water Supply Plan, Water Shortage Response Plan, Consumer Confidence Report and all other required State or Federal plans and reports.

3.3 Icard Township Water Corporation shall properly operate, maintain and manage its distribution system at all times.

#### 4. RIGHTS AND OBLIGATIONS OF TOWN OF VALDESE

4.2 Town of Valdese shall maintain a current representative Local Water Supply Plan, Water Shortage Response Plan, Consumer Confidence Report and all other required State or Federal plans and reports.

4.3 Town of Valdese shall be responsible for maintaining and reading the master meter monthly and billing Icard Township Water Corporation the fixed amount as well as for any consumption above the 10 Million gallons per month maximum.

4.4 Town of Valdese shall supply Icard Township Water Corporation with the chemical and physical analysis of distributed water as required by State and Federal regulations, and Icard Township Water Corporation may request results at other times.

#### 5. EMERGENCY SITUATIONS

5.1 Town of Valdese shall as soon as possible notify Icard Township Water Corporation of any activity, problem or circumstance that threatens the safety, health or welfare of the users of Icard Township Water Corporation system.

#### 6. INTERRUPTION OF DELIVERY

6.1 Town of Valdese agrees that it will use its best efforts to furnish Icard Township Water Corporation with the quantities of water required by this agreement and it agrees to remedy temporary or partial failures in water delivery with all reasonable dispatch. In the event of an extended shortage of water, the supply of water to Icard Township Water Corporation shall be reduced in the same proportion as the supply to Town of Valdese industrial customers is reduced as a result of the water shortage. The parties agree, however, that Town of Valdese will not be responsible for damages to either Icard Township Water Corporation or any of its customers for any interruption or failure to supply water in the quantity required by this agreement.

#### 7. PRESSURE

7.1 Town of Valdese agrees to provide to Icard Township Water Corporation that amount of pressure hydraulically available within Town of Valdese's water system. Town of Valdese makes no other representations regarding the pressure to be provided to Icard Township Water Corporation, and Town of Valdese shall not be held responsible for damages to Icard Township Water Corporation or to any of its customers as a result of the amount of pressure provided to Icard Township Water Corporation.

#### 8. USE OF WATER

8.1 During the term of this agreement, Icard Township Water Corporation shall not sell or deliver water to any person or entity that is currently a Town of Valdese water customer and the Town of Valdese shall not sell or deliver water to any person or entity that is currently an Icard Township Water Corporation water customer.

#### 9. STORAGE TANKS

9.1 Storage tanks installed by Icard Township Water Corporation may affect the pressure of the overall water system, including pressure available to Town of Valdese customers. Icard Township Water Corporation therefore agrees that it will not install tanks for the storage of water without the prior written approval of Town of Valdese as to the size and location of the tanks, such approval not to be unreasonably withheld.

February 3, 2014, MB#30

TOWN OF VALDESE

By: \_\_\_\_\_  
James L. Hatley, Mayor

ATTEST:

\_\_\_\_\_  
Town Clerk

(corporate seal)

ICARD TOWNSHIP WATER  
CORPORATION

By: \_\_\_\_\_  
James R. Gorsuch, President

ATTEST:

\_\_\_\_\_  
Kermit Houlshouser, Secretary

(corporate seal)

\_\_\_\_\_  
Jonathan Pons, General Manager

Councilman Ogle made a motion to enter into the aforementioned agreement, seconded by Councilwoman Stevenson. The vote was unanimous.

**BURKE NARCOTICS TASK FORCE - AMENDMENTS TO INTERLOCAL AGREEMENT** Police Chief Jack Moss presented the following amendments:

**AMENDMENT TO SECTION 7. STAFFING,  
OF THE INTERLOCAL AGREEMENT**

7. Delete current Section 7 and replace with the following:

(a) Employee Structure. The Task Force shall be an independent agency and its staffing requirements shall be determined by the Board of Directors. In general, the Task Force shall utilize the services of law enforcement personnel assigned to the Task Force by one or more of the participating agencies as well as the services of full time clerical and law enforcement personnel employed by the Board of Directors as hereinafter provided.

(b) Loaned Employees. In order to carry out the duties and achieve the purposes of this joint undertaking, the City of Morganton and the Sheriff of Burke County shall each assign at least one trained and experienced narcotics enforcement officer to the Task Force on a full time basis. Any officer assigned to the Task Force shall remain subject to the ultimate supervision of the agency making the assignment. Neither the City of Morganton nor Burke County shall ordinarily be reimbursed for the payroll cost of any narcotics enforcement officer which each shall assign to the Task Force under this subparagraph. However, if the Task Force budget is sufficient, then the Board of Directors by express action may authorize the reimbursement of the City and/or the County for part of the payroll costs of the narcotics enforcement officers assigned under this subparagraph, but only for the purpose of compensating for pay differentials of any officers, or eliminating disparities in pay between officers of the same or similar ranks, duties or status.

(c) Other Employees. The Task Force shall also employ a secretary or clerical assistant and as many additional sworn narcotics enforcement officers as deemed necessary by the Board of Directors, and within its budget, to discharge the day-to-day administrative, clerical and investigative duties of the Task Force. The salaries and direct payroll costs of all such employees shall be assumed by the Task Force and included within the Task Force budget, which may include budgeting for future, contingent liabilities resulting from the payment of foreseeable retirement benefits.

For administrative, payroll and financial purposes, employees may be assigned to any participating agency that has agreed with the Task Force to provide such services; however, the assignments shall not be divided among participating agencies at the same time. As appropriate, these employees shall be sworn officers of the agency to which they are assigned for administrative and payroll purposes. Unless necessary, employees assigned to a particular agency for administrative reasons shall not thereafter be moved from agency to agency except with the approval of the Board of Directors and for justifiable reasons other than salary and payroll costs.

Further, the Board of Directors may adopt the personnel policies and procedures of one of the participating agencies as the official policies and procedures for all Task Force employees.

Normally, the participating agency that provides office and central administrative headquarter space will also provide administrative, payroll and financial services and provide personnel policies and procedures, but nothing herein shall prevent the Task Force from separating those functions among the various participating units if the Board of Directors so directs and the governing body of each participating unit agrees.

Notwithstanding the fact that the Task Force employees may be assigned to one or more of the participating units, the Board of Directors reserves the right to make the initial appointments of those employees, to recommend salary ranges and to recommend necessary disciplinary action including termination in appropriate cases.

(d) Benefits. Employees of the Task Force are entitled to all of the benefits, including retirement and fringe benefits, as any other employee of the participating unit to which such employees are assigned, unless the Board of Directors establishes a separate schedule of benefits; however, the salary and cost of those benefits shall be assumed by the Task Force either directly or by reimbursement.

If any employee of one of the participating units of government transfers to or becomes an employee of the Task Force, then all accrued eligibility for post-employment medical insurance benefits shall transfer with that employee, and such employee shall not lose any accrued service time from the previous employer for purposes of post-employment medical insurance.

Any sworn law enforcement officer employed by the Task Force is entitled by law to a special separation allowance upon retiring on a basic service retirement. Other employees of the Task Force, as well as sworn law enforcement officers may also be entitled to the payment of all or some portion of the health insurance cost under the medical benefits plan offered by the unit of government having administrative authority over task force employees. In order to reimburse the unit of government having administrative authority over Task Force employees, the Board of Directors shall budget and pay to that unit, the actual direct cost of any separation allowance due to a sworn officer upon retirement as well as the health care cost of any employee who retires out of the available funds of the Task Force. The reimbursement shall be paid to the unit having administrative authority for retired employees on a schedule to be agreed upon by that unit of government and the Task Force. In the absence of such an agreement, those reimbursements shall be paid to that unit on a quarterly basis on the 1<sup>st</sup> day of April, July, October and January of each fiscal year. In the event of the dissolution of the Task Force while there is a continuing obligation to pay retirement benefits to a Task Force employee, the net proceeds from the sale of Task Force assets shall first be used to pay the unit paying retirement benefits for the present value of the anticipated cost of the retirement benefits. In the event the Task Force has insufficient funds to reimburse that unit of government, then the parties to this Agreement hereby agree that each of the units of government shall pay its prorata share of the anticipated retirement benefits to the unit that is actually responsible for the payment of the benefits. The prorata share of each participating unit of government will be determined by adding together the population of each of the units and by then dividing that sum (the total population) into the separate population of the participating units of government to determine a percentage for each of the separate units. Each unit's prorata share of the retirement benefits for retired Task Force employees shall then be reimbursed to the unit of government actually paying those benefits on a quarterly basis as provided above.

(e) Supervisor. The Board of Directors may appoint one or more persons as supervisor(s) to serve as budget officer, day-to-day manager of affairs of the Task Force, and to coordinate the investigative activities of the participating agencies. Such supervisor(s), however, shall have only those duties assigned by the Board of Directors, and shall be subject to the supervision and control of the Board of Directors. Such supervisor(s) may be a full time employee of the Task Force under Subsection 7(c) above, or may be a loaned employee as described under Subsection 7(b) above. The Supervisor(s) shall be subject to the Policies adopted by the Board, and the Board may assign or reassign employees and/or loaned officers, as necessary and prudent.

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

**MAYOR AND COUNCIL COMMENTS:**

Councilwoman Hildebran thanked Public Works Director Bryan Duckworth for the installation of boards over the windows at the **Industrial Arts Building**.

February 3, 2014, MB#30

Councilwoman Hildebran thanked Bryan Duckworth personally for the installation of a **sign at the corner of Tunnel Road and Morgan Trace Subdivision**. She said there was a **pothole** at the end of the street but understood repairs could not be done at this time due to the weather.

Councilwoman Hildebran thanked Police Chief Moss and the Police Department for **police presence in her neighborhood**. The neighbors who walk their dogs were grateful for police presence.

Councilwoman Hildebran said **students from Draughn High School were using the Wastewater Treatment Plant road** and it was reported to her that someone in a wheelchair almost got hit and there were small children on bikes.

Police Chief Jack Moss said he walks in this area every morning at 4:30 a.m., and the gates were already unlocked. He believed there were many people with access keys to the gates. Assistant Principal at Draughn High School, Patrick Draughn, believed someone was coming in after hours and opening the gates and not locking them back.

Mr. Morse recommended changing the locks and Chief Moss said that would be a school issue. Chief Moss was instructed to meet with Pat Draughn and change locks and give him a key or restrict the number of keys. Mr. Morse said the road was only to be used by school buses and during night football home games.

Town Attorney Marc Mitchell reminded Council that the town only had an easement from Crescent Resources to get in and out. Mr. Morse said Crescent Resources would have no objections working with the town.

Councilman Delp thanked Public Works for the installation of **doggie stations** around town.

Mayor Hatley asked about recent e-mails regarding issues at **Heritage Middle School**. Mr. Morse said the confusion had been cleared up. If there was an issue involving law enforcement, the police department would be first responders. Sheriff's Department would control traffic. The school system had special police at the schools.

#### **MANAGER'S REPORT:**

**DISCUSSION - GRADING OF BOBO AVENUE FOR PARKING** Mr. Morse said downtown merchants were requesting additional parking. He recommended grading and installation of stone to the parking lot behind Bobo Avenue. Mr. Morse would provide a revised quote to grade and gravel the parking lot at the March Council meeting.

**UPSTAIRS OLD TOWN HALL** Mr. Morse recommended renovating the upstairs at Old Town Hall due to the Fire Chief reorganizing firemen schedules, changing hours for firemen to 24/72 (24 hours work and 72 hours off). Sleeping quarters would need to be provided for on duty firemen. Chief Watts said this would be for a 12 month trial. Estimates from last August was \$18,000. Mr. Morse said the firemen could do some of the work.

At 8:27 p.m., there being no further business to come before Council, Councilwoman Hildebran made a motion to adjourn, seconded by Councilwoman Stevenson. The vote was unanimous.

The next meeting is a regularly scheduled Council Meeting on Monday, March 3, 2014, 7:00 p.m.

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Town Clerk

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Mayor

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**TOWN OF VALDESE  
TOWN COUNCIL MEETING  
MARCH 3, 2014**

The Town of Valdese Town Council met on Monday, March 3, 2014, at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor James L. Hatley, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: Councilman Keith Ogle and Councilman Gary L. Delp

A quorum was present.

Mayor Hatley called the meeting to order at 7:00 p.m. He offered the Invocation and led in the Pledge of Allegiance to the Flag.

**OPEN FORUM/PUBLIC COMMENT:**

Mayor Hatley welcomed the new reporter from the "Morganton News Herald," Clinton Hinely.

**NC SMALL TOWN MAIN STREET PROGRAM – COMMITTEE PRESENTATIONS** Community Affairs Director Barbara Hefner recognized the Main Street Program participants. Ms. Hefner introduced the three committee chairpersons who presented brief updates on their committee's work to date.

Mayor Hatley thanked all of them for serving.

Design Committee – Ms. Carla Berry said she was born and raised in Valdese and really believed in Valdese and as a small child she remembered safely going to the Recreation Center every day after school. She received over 200 surveys from citizens regarding downtown improvements and she conducted a lot of one-on-one surveys. They want to work on making downtown attractive to our citizens, shoppers, and tourists. She said a lot of people come to the downtown events. On March 13, 2014, someone from the NC Historic Foundation would be visiting Valdese to assist the committee.

Mayor Hatley said he also walked around town in his childhood and he believed Valdese was the best little Town in North Carolina. He thanked the committee for volunteering.

Economic Restructuring Committee – Mr. WT Sorrell said he grew up in Benson, NC a small town like Valdese. In his work with USDA Rural Development he saw what the Small Town Program had done for other small towns. He said the committee would make recommendations for the façade improvement program.

Promotions Committee – Ms. Debra Ferris said her committee was working on branding for Valdese.

Councilwoman Hildebran commended Ms. Hefner for her work with the NC Small Town Main Street Program.

**DOWNTOWN TREES** Mr. Morse requested that Ms. Hefner ask the Main Street Committee to look at the trees on Main Street and make recommendations for the type of tree replacements.

**REQUEST FOR VALDESE MERCHANT'S FRIDAY FLEA MARKET** Ms. Debbie Ferris said the Downtown Merchants Association was requesting to hold a flea market from 6:00 a.m. until 11:00 a.m., during the Farmer's Market season.

Mr. Morse said the merchant's primary location was along Massel Avenue near the railroad tracks and that property was owned by Norfolk/Southern and would not be available. Planning Director Larry Johnson said pursuant to the zoning ordinance flea markets could only be located in areas zoned manufacturing and Council would need to approve the location.

Mayor Hatley requested that Planning Director Larry Johnson provide a list of suitable sites for a flea market in the Town of Valdese.

**CONSENT AGENDA:** (enacted by one motion)

**APPROVED MINUTES – FEBRUARY 3, 2014**

**APPROVED AGREEMENT WITH BURKE OCCUPATIONAL HEALTH FOR THE TOWN'S PHYSICIAN** Burke Occupational Health for services offered as Town Physician. Burke Occupational Health currently provides infection control follow-up testing and drug testing services for the Town. The Fire Chief/Safety Director recommended that the Town contract with Burke Occupational Health to provide services listed plus any additional services associated with the position of Town Physician.

**APPROVED MONDAY, APRIL 7, 2014 AS TAX LIEN ADVERTISING DATE**

**ADOPTED RESOLUTION OF SUPPORT FOR THE WPCOG INVESTING IN MANUFACTURING COMMUNITIES PROGRAM APPLICATION**

**RESOLUTION OF SUPPORT FOR THE  
WESTERN PIEDMONT COUNCIL OF GOVERNMENTS'  
INVESTING IN MANUFACTURING COMMUNITIES PROGRAM APPLICATION**

WHEREAS, the Western Piedmont Council of Governments is designated by the Economic Development Administration (EDA) as an Economic Development District and said district includes Alexander, Burke, Caldwell and Catawba Counties (Hickory-Lenoir-Morganton Metropolitan Statistical Area); and

WHEREAS, the region continues to sustain a long tradition of manufacturing, employing as many as 79,689 persons within that employment sector in 2000; and

WHEREAS, regional manufacturers currently employ 37,771 persons, representing 27% of the workforce (three times the national average of 9%); and

WHEREAS, manufacturing wages in the region pay 16% higher than the average wage; and

WHEREAS, the Investing in Manufacturing Communities Program (IMCP) Challenge is an initiative of various federal agencies designed to accelerate the resurgence of manufacturing in the United States; and,

WHEREAS, the United States Government ranks the region highly for its concentrations of manufacturing in the furniture and textile sectors; and

WHEREAS, the EDA plans to designate twelve regions as "Manufacturing Communities"; and

WHEREAS, the Western Piedmont Council of Governments and its partners developed an application to submit to the Economic Development Administration; and

WHEREAS, the IMCP initiative presents opportunities for the region to sustain and grow manufacturing employment for the benefit of the citizens of our community; and

WHEREAS, the benefits derived from such a designation advances the region's economic development efforts and improves the quality of life for its residents.

NOW, THEREFORE BE IT RESOLVED, that the TOWN OF VALDESE supports the IMCP application, agrees to serve as a regional partner, and encourages the federal agencies to designate the Economic Development District as a "Manufacturing Community."

Adopted this 3<sup>rd</sup> day of March, 2014.

/s/ James L. Hatley, Mayor

Attest: /s/ Clerk

**ADOPTED RESOLUTION OF APPRECIATION FOR WESTERN PIEDMONT COMMUNITY COLLEGE**

**RESOLUTION OF APPRECIATION TO WESTERN PIEDMONT COMMUNITY COLLEGE**

WHEREAS, The Town Council of TOWN OF VALDESE in Open Session on March 3, 2014, took official notice of Western Piedmont Community College's upcoming 50<sup>th</sup> Anniversary on April 2, 2014; and

WHEREAS, Western Piedmont Community College has recognized, since its founding in 1964, that the economic prosperity of our community depends on an educated citizenry and workforce; and

WHEREAS, The College continually seeks to fulfill this mission by providing learning opportunities that enrich the lives of area residents, enabling them to pursue rewarding work; and

WHEREAS, The College offers service learning and civic engagement activities that enable students to experience hands-on learning and develop awareness of civic responsibility while meeting the needs of the local community; and

WHEREAS, The College continues to provide accessible, high-quality education that improves lives and promotes growth in our community; and

WHEREAS, The College strives to provide excellence in teaching in the programs and services it offers Burke County residents.

NOW, THEREFORE BE IT RESOLVED, that the Town Council of the TOWN OF VALDESE wishes to acknowledge and express its sincere appreciation to Western Piedmont Community College.

BE IT FURTHER RESOLVED, that a copy of this Resolution be sent to Western Piedmont Community College on the occasion of its 50<sup>th</sup> Anniversary on April 2, 2014, and that a copy be made an official part of the minutes of the March 3, 2014, Town Council Meeting.

Adopted this the 3<sup>rd</sup> day of March, 2014.

/s/ James L. Hatley, Mayor

**APPROVED REQUEST FOR WATERSIDE SUBDIVISION PARTIAL RELEASE OF FUNDS** Mr. Dan Rawn, LR Acquisitions, requested that the town reduce the original cash bond amount from \$259,771.75 to \$106,553.00, a difference of \$153,218.75 for infrastructure improvements. The amount of reduction was reviewed and approved by David Poore, West Consultants.

**ITEM(S) REMOVED FROM CONSENT AGENDA** None

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

### ***End Consent Agenda***

**AUDIT REPORT PRESENTATION - FY 12-13 – LOWDERMILK CHURCH & CO., LLP** (Copy of audit on file in the Office of Finance Director.) Mr. Phil Church of Lowdermilk Church & Co., presented the 2012-2013 audit. He said they gave a clean, unmodified opinion and the audit was submitted to the Local Government Commission which was approved. There were no compliant issues with state and federal funds received. Mr. Rick Hammer reviewed the general fund, utility funds and audit highlights. He said ad valorem tax collections were \$1,547,532 which was 95.06 percent of the levy.

Mr. Morse commended Tax Collector Greg Cannon for collecting 98-99 percent of taxes with the collection of taxes from The Settings.

After a brief discussion, Councilwoman Stevenson made a motion to accept the 2012-2013 audit report as presented, seconded by Councilwoman Hildebran. The vote was unanimous.

**APPROVAL OF FY 13-14 AUDIT CONTRACT - LOWDERMILK CHURCH & CO., LLP** Finance Director Jerry LaMaster recommended approval of a contract with Lowdermilk Church & Co., to audit the Town's accounts for FY 2013-2014 in the amount of \$14,965.

Councilwoman Hildebran made a motion to approve the Audit Contract Report for FY 13-14 in the amount of \$14,965, seconded by Councilwoman Stevenson. The vote was unanimous.

**BOBO AVENUE PARKING IMPROVEMENTS** Mr. Morse said the downtown merchants were requesting additional parking. Costs to grade and gravel and/or pave the parking area along Bobo Avenue adding approximately 20 parking

spaces to the Downtown Business District - cost to grade and gravel - \$17,000; and cost to grade, gravel, and pave - \$47,500.

Mr. Morse said the price may go up after July but the project could be funded in next year's budget.

Councilwoman Hildebran said she was in favor of improving the property but was not in favor of improving property the Town does not own because if the property were improved the value would go up. Mayor Hatley said he had the same issues.

Mr. Morse said the town had a five-year lease on the property and he recommended purchasing in 2016 budget.

Councilman Black said there is an immediate issue for parking and recommended to grade and gravel.

Town Attorney Marc Mitchell recommended an Option to Purchase to lock in a purchase price for the property prior to any improvements to the property. He recommended that the Town Manager negotiate a price and terms and Mr. Mitchell would draft an option to purchase.

Mr. Morse presented the following parking report as requested by Councilwoman Hildebran:

### TOWN PARKING FACILITIES

#### Public Parking Lots

<u>Location</u>	<u>Est Number of Spaces</u>	<u>Code</u>	<u>20yr Exp</u>
Italy and Main	20		\$7,500
Bakery	17		\$4,000
Old Town Hall	18		\$4,000
Rock School (Front Only)	22		\$4,000
Columbo	30		\$5,500
Waldensian Mill Lower	70		\$8,500
Wells Fargo (1/2)	37		\$7,000
Total	214		\$40,500

#### On Street Parking

	<u>Est Number of Spaces</u>	<u>Code</u>	<u>20yr Exp</u>
Main St	76		\$2,500
Saint Germain Ave	42		\$2,000
Faet Street SW	23		\$1,000
Rodoret	35		\$1,750
Waldo	6		\$500
Total	182		\$7,750

#### Public Parking Municipal Facilities

	<u>Est Number of Spaces</u>	<u>Code</u>	<u>20yr Exp</u>
Recreation Center	89	2	\$20,000
Village Park	8		\$1,500
Town Hall (Massel Ave)	39		\$7,500
Total	136		\$29,000

#### Other Parking Facilities

	<u>Est Number of Spaces</u>	<u>Code</u>	
Rock School			
Football Field	75		\$8,000
East Side	27		\$4,500
McGalliard Fall's Park	97	2	\$20,000



**March 3, 2014, MB#30**

Fletcher Field	105	2	\$20,000
Children's Park	28		\$15,000
Tiger Gym/Teachers Cottage	28		\$20,000
Public Works	19		\$6,000
Public Safety	36		\$8,000
Water Plant	12		\$6,000
Waste Water	10		\$6,000
*Waldensian Mill (Private) - Upper	60		\$0.00
TOTAL	395		\$113,500

\* Town Grant \$7,000

Code 2 = Parking lot condition plus usage = Resurface instead of Seal / Stripe

TOTAL PARKING SPACES 927

Mayor Hatley recommended that Mr. Morse pursue an Option to Purchase. Mr. Morse said he would have an option at the next meeting.

**PUBLIC PARKING LOT IMPROVEMENTS – CORNER OF MAIN STREET AND ITALY STREET** Mr. Duckworth presented a proposal for improvements to the parking lot at the corner of Main Street and Italy Street. The project consists of patch, repair, seal, and layout and restripe at a cost of \$7,000 with Hickory Sealing and Striping. He said this may ease parking issues on Bobo Avenue.

Councilwoman Stevenson made a motion to approve improvements to the parking lot at the corner of Main/Italy Streets in the amount of \$7,000, seconded by Councilman Black. The vote was unanimous.

**ARBOR DAY 2014 PROCLAMATION** Mr. Duckworth said staff planned to conduct a ceremony on the football field behind the Old Rock School on Friday, March 14, 1:00 p.m., for the Fourth Grade Foresters at Valdese Elementary School, and they would be presented with a small tree. A tree would also be planted for Arbor Day.

Mayor Hatley proclaimed Friday, March 14, 2014, as Arbor Day 2014.

**ARBOR DAY 2014 PROCLAMATION**

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, the holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, 2014 is the 142<sup>nd</sup> Anniversary of the holiday and Arbor Day is now observed throughout the nation and the world; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut our heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen and provide habitat for wildlife; and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires, and beautify our community; and

WHEREAS, trees, wherever they are planted, are a source of joy and spiritual renewal; and

WHEREAS, the Town of Valdese has received the prestigious Tree City USA award for the past 26 years.

NOW, THEREFORE, I, James L. Hatley, Mayor of the Town of Valdese, North Carolina, do hereby proclaim Friday, March 14, 2014, as the 142<sup>nd</sup> Anniversary celebration of

***“Arbor Day 2014”***

in the Town of Valdese and the town will hold an Arbor Day Event on the Football Field behind the Old Rock School, Friday, March 14, 2014, 1:00 p.m., regarding tree planting and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands; and

FURTHER, I urge all citizens to plant trees to gladden the heart and promote the well-being of this and future generations.

This 3<sup>rd</sup> day of March, 2014.

/s/ James L. Hatley, Mayor

**AUTHORIZATION TO HIRE FOR OPEN POSITION – POLICE DEPARTMENT** Police Chief Moss said due to the resignation of full-time Police Officer Travis Benton authorization was requested to fill the vacant position.

Councilwoman Stevenson made a motion to approve to hire for the aforementioned open position, seconded by Councilwoman Hildebran. The vote was unanimous.

**BUILDING REUSE GRANT – “PROJECT X”** Mr. Morse said this item would be on the April agenda.

**APPROVAL TO PURCHASE LAWN TRACTOR, TRAILER AND STORAGE BUILDING - RECREATION DEPARTMENT** Parks and Recreation Director Doug Knight requested approval to purchase a lawn tractor, trailer, and storage building for the Parks and Recreation Department at a cost of \$18,000. Mr. Morse said the equipment and storage building would be located at the Public Works facility.

After a brief discussion, Councilman Black made a motion to approve the aforementioned request, seconded by Councilwoman Stevenson. The vote was unanimous.

**BUDGET AMENDMENT** Finance Director Jerry LaMaster presented the following budget amendment:

**Budget Amendment No. 21 - Recreation Lawnmower/Trailer/Shed**

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.

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, 2014:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
10.6200.740 Capital Equip - Mower	7,500	
10.6200.740 Capital Equip – Shed	7,000	
10.6200.330 Capital Outlay – Trailer	<u>3,500</u>	
Total	<u>\$18,000</u>	<u>\$ 0</u>

This will result in a net increase of \$18,000 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.

10.3970.300 Contribution From Util Fund		<u>18,000</u>
Total	<u>\$ 0</u>	<u>\$18,000</u>

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.

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

**AMEND CODE OF ORDINANCES TO AUTHORIZE WAIVERS** Town Attorney Marc Mitchell presented the ordinance Mr. Morse said he would be getting married in September and his Fiancé found a house outside the town limits. He

said he would continue to own a condo within the corporate limits and pay Town taxes. He did believe the Town Manager should reside within the corporate limits and he would request a waiver as he had served as Town Manager for the past 34 years.

**RESOLUTION AMENDING SECTION 2-2003 OF THE CODE OF ORDINANCES OF  
THE TOWN OF VALDESE  
(Town Manager Residency Requirement)**

WHEREAS, Section 2-2003 of the Code of Ordinances provides that at the time of appointment, the town manager need not be a resident of the town or the State, but during the manager's tenure of office the manager shall reside within the town; and

WHEREAS, the current town manager has lived in Valdese and served as the town manager for more than 30 years; and

WHEREAS, because of unique circumstances, the town manager desires to move outside of the corporate limits of the town; and

WHEREAS, the town council is of the opinion that given the unique circumstances this situation presents, the town council should amend Section 2-2003 of the Code of Ordinances to permit a town council to waive the residency requirement for town managers who are presently serving and living within the town; and

WHEREAS, it is the opinion of the town council that such waivers should be given only in special circumstances and that upon the hiring of a town manager and as a general rule thereafter, the town manager should be required to live within the town;

IT IS THEREFORE RESOLVED THAT SECTION 2-2003 OF THE CODE OF ORDINANCES IS AMENDED TO READ AS FOLLOWS:

"At the time of the town manager's appointment, the manager need not be a resident of the town or the State. During the manager's tenure of office, the manager shall reside within the town; provided, however, after a town manager has been appointed and has established residency within the town, the town council in its discretion may waive this residency requirement upon such terms and conditions as the town council may determine.

ADOPTED THIS 3<sup>RD</sup> DAY OF MARCH, 2014.

/s/ James L. Hatley, Mayor

ATTEST: /s/ Town Clerk

Councilman Black made a motion to approve the aforementioned resolution amending the Code of Ordinances, which would allow Council to waive the Town Manager residency requirement, seconded by Councilwoman Stevenson. The vote was unanimous.

**RESOLUTION WAIVING RESIDENCY REQUIREMENT** Town Manager Jeff Morse requested a waiver of residency.

**RESOLUTION APPROVING WAIVER OF  
THE TOWN MANAGER RESIDENCY REQUIREMENT**

WHEREAS, Section 2-2003 of the Valdese Town Code has been amended to permit the town council to waive the residency requirement for town managers who have established residency within the town; and

WHEREAS, Jeffrey V. Morse has served as the town manager of the Town of Valdese for more than 30 years; and

WHEREAS, Jeffrey V. Morse has maintained residency within the corporate limits of the Town of Valdese during the entire time he has served as town manager; and

WHEREAS, due to unique circumstances, Jeffrey V. Morse intends to move to a residence located outside of, but within 10 miles of, the town limits; and

WHEREAS, given the fact that Jeffrey V. Morse has resided in Valdese and served as town manager for more than 30 years, the fact that his new residence will be within 10 miles of the Town of Valdese and the fact that the town council has determined that this move will not adversely affect the ability of Jeffrey V. Morse to serve as town manager, the

town council is of the opinion that a waiver of the residency requirement as it applies to Jeffrey V. Morse should be approved;

IT IS THEREFORE RESOLVED that as to Jeffrey V. Morse, the town council hereby waives the residency requirement and consents to Jeffrey V. Morse moving outside of, but within 10 miles of, the corporate limits of the Town of Valdese.

ADOPTED THIS 3<sup>RD</sup> DAY OF MARCH, 2014.

/s/ James L. Hatley, Mayor

ATTEST: /s/ Town Clerk

Councilman Black made a motion to approve a waiver of residency requirement for Town Manager Jeffrey V. Morse within 10 miles of the Town of Valdese, seconded by Councilwoman Stevenson. The vote was unanimous.

Mr. Morse thanked Members of Council for waiving the residency requirement for him.

**APPOINTMENT OF 2014 BUDGET REVIEW COMMITTEE** Mayor Hatley recommended Councilwoman Hildebran and Councilman Black, as well as himself or Mayor Pro Tem Stevenson as an alternate in his absence, Town Manager, and Finance Director.

Councilwoman Stevenson made a motion to approve Mayor Hatley's recommendations to the 2014 Budget Review Committee, seconded by Councilwoman Hildebran. The vote was unanimous.

**REAPPOINTMENT - VALDESE ABC BOARD MEMBER** Staff recommended the reappointment of Town Manager Jeffrey V. Morse for reappointment to a three-year term which would expire April 1, 2017.

Councilwoman Stevenson made a motion to approve the reappointment of Jeffrey V. Morse to another three-year term on the Valdese ABC Board, seconded by Councilwoman Hildebran. The vote was unanimous.

**REAPPOINTMENT OF CHAIRMAN – VALDESE ABC BOARD** Staff recommended Jeffrey Morse be reappointed as Chairman of the Valdese ABC Board.

Councilwoman Stevenson made a motion to reappoint Mr. Morse as Chairman of the Valdese ABC Board, seconded by Councilman Black. The vote was unanimous.

**REQUEST APPOINTMENT TO THE ROCK SCHOOL ADVISORY COMMITTEE** Mr. Morse said Ms. Elaine Applegate had expressed interest in serving on the committee.

Councilwoman Stevenson made a motion to appoint Ms. Elaine Applegate as a Volunteer Representative to the Rock School Advisory Committee, seconded by Councilwoman Hildebran. The vote was unanimous.

**MAYOR AND COUNCIL COMMENTS:**

**BRIARCREEK APARTMENTS**

Councilwoman Stevenson had received a citizen comment about the Briarcreek Apartments.

Mr. Morse said the property was in bankruptcy and he had been approached about someone interested in purchasing that property. He said the property issues would be sent to the Planning Director regarding minimum housing code violations.

**CLEAN-UP OF OLD TOWN HALL** Councilwoman Hildebran asked Fire Chief Charlie Watts about the clean-up. Chief Watts said the clean-up was complete.

**OLD BURKE MILLS SITE** Councilwoman Hildebran asked for an update. Mr. Morse said he been in touch with the contractor responsible for cleanup of the site and they are to place dirt over the brick. He informed the contractor that environmental action would be taken if not cleaned up. He said Duke Energy had replaced the fence.

**UPDATE – PROPERTY LOCATED AT 909/913 MAIN STREET WEST** Councilwoman Hildebran requested an update. Mr. Morse distributed a note from Mr. Deal which read, "March 1, 2014, Jeff - The following is an update for the progress for 913 Main St. West. Thru the last 30 days there has been much more interior demolition and structure evaluation. This same process has advanced to the exterior where I am currently dealing with the flat roof of the carport. I also decided to paint some of the now exposed wood structure of the carport which led into painting the

March 3, 2014, MB#30

wood on the house for a much more appealing appearance from the street views. I am currently about 65% to 70% thru painting the house. Over the next 30 days I will be addressing the front yard to level some settled areas and to finish drain system which should close ditch in front yard. I trust this progress and schedule will satisfy yours and the Town of Valdese desire to have one of the best towns on the map! Regards, Richard A. Deal"

**STREET SIGNS** Councilwoman Hildebran asked if staff made routine checks of street signs. She recently reported the sign at Morgan and Tunnel Road and there was a sign leaning at the corner of Milton and Orchard. Public Works Director Bryan Duckworth said staff checks on signs once a quarter. Mr. Morse said the sanitation crews were also instructed to report any damaged sign. He also asked the Police Chief to ask his staff to report any issues with town signs.

**SNOW REMOVAL** Councilwoman Stevenson thanked Bryan Duckworth and the Public Works Department for keeping the streets clear during the recent snow storm.

**MANAGER'S REPORT:**

**ANNUAL BUDGET RETREAT, MONDAY, MARCH 17, 2014, 3:00 P.M. – 8:00 P.M., OLD ROCK SCHOOL – WALDENSIAN ROOM**

**OLD COLONY PLAYERS AND AMPHITHEATER** Mr. Morse said there approximately \$50,000 improvements needed at this facility. He said this item would be on the Budget Retreat agenda as a capital reserve item. He encouraged Members of Council to go by the site or he could provide tours of the facility.

Councilwoman Hildebran asked if there were any grants for the amphitheater. Mr. Morse said staff would pursue grants but none had been available in the past.

**FAMILY FRIDAY NIGHTS** Mr. Morse said there were major events for July 4<sup>th</sup> and the Waldensian Festival in August. He recommended a major event for Friday, June 13, 2014, with a fundraiser for the Valdese Library Cole House Expansion Project. A classic car and motorcycle show would be held on June 13 and Mr. Larry Earp, Myra's owner, had agreed to loan \$10,000 to purchase a motorcycle to raffle and offered to pay the difference in case there were not enough tickets sold. Tickets would be \$5 each for a new 2014 Harley Davidson motorcycle. This event would continue each year with proceeds going to the library. There were additional funds available in the budget of \$2,750 for a major band and The Shakers would perform. The Library Board would be meeting and were expected to approve the recommendation as there would be no liability.

At 8:40 p.m., there being no further business to come before Council, Councilwoman Hildebran made a motion to adjourn, seconded by Councilwoman Stevenson. The vote was unanimous.

The next meeting is a regularly scheduled meeting on Monday, March 17, 2014, 3:00 p.m., Old Rock School, Waldensian Room for the Annual Budget Retreat.

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Town Clerk

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Mayor

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**TOWN OF VALDESE  
ANNUAL COUNCIL/DEPARTMENT HEAD BUDGET RETREAT  
MARCH 17, 2014**

The Valdese Town Council met on Monday, March 17, 2014, 3:00 p.m., for its Annual Budget Retreat, Old Rock School, Waldensian Room, 400 Main Street West, Valdese, North Carolina. The following members were present: Mayor James Hatley, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, Councilman Gary Delp, and Councilman Chip Black. Also present: Town Manager Jeff Morse, Deputy Town Clerk Thelda B. Rhoney, and all Department Heads.

Absent: Councilman Keith Ogle

A quorum was present.

Mayor Hatley called the meeting to order at 3:00 p.m. He welcomed everyone and he offered the Invocation.

**FIRST PUBLIC HEARING – CDBG INFRASTRUCTURE PROJECT**

Mayor Hatley opened the public hearing and asked if anyone wished to speak either for or against.

Town Manager Jeff Morse said the first public hearing was held in order to receive citizen input in the development of Community Development Block Grant (CDBG) Infrastructure and Economic Development applications for the coming year. A second public hearing would be held at the April 7, 2014 Council Meeting. Infrastructure for Public Critical Water and Wastewater: Applications would be submitted to the North Carolina Department of Natural Resources and will allow up to \$3 million in grant funds in a 3-year cycle. The projects must benefit low-and- moderate-income persons and address critical public infrastructure needs. Economic Development: Applications would be submitted to the NC Department of Commerce for installation of infrastructure and/or loans for businesses and vacant building rehabilitation that would create jobs for low-and-moderate-income persons.

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

**MANAGER PRESENTATION** Town Manager Jeff Morse briefly reviewed the current budget and stated that he meets quarterly with each Department Head and the Finance Director to review the departmental budgets. He reviewed revenue projections (state sales tax and franchise taxes); summary of major issues affecting the 2014-2015 budget; Asset Management; Capital Reserve/Outlay (Escrow – The Settings, Waterside and Lake Vistas Subdivisions; Economic Development Incentives, and Amphitheater Upgrades); Healthcare Review; and Utilities (New Debt for Inflow and Infiltration (I & I) and Revenue Loss from Icard Township Water Corporation).

Councilman Black recommended the Town begin accepting electronic payments for water/sewer bills and property taxes. He also recommended the Town's Finance Director work on town investments as our assets were invested at 15 basis points and we may have some options with General Obligation Bonds and Government Strips at 60 basis points over the next two to three years offering ½ to ¾ percent interest which could amount to \$18,000, enough to purchase a Town vehicle. Finance Director Jerry LaMaster said that had never been done in Valdese before because of the possibility of losing principal. Mr. LaMaster said Council could give him authority which could increase the risk, especially if the money was needed. Councilman Black said there was a risk if the investments had to be sold before the bonds, etc., matured and was covered by federal or state government. Some municipalities and counties had approved policies to allow their finance officers to invest in accordance to the General Statutes and Local Government Commission rules and there was not much room for manipulation.

Mr. Morse said if that was something Council recommended, staff could ask the Town Attorney to draft policy statements.

Councilwoman Hildebran said staff had only received minimum cost of living increases over the past eight years and the Town has dedicated staff with some close to retirement and she would like to see a salary increase for employees. Mr. Morse said that would be a recurring expense and asked, where would he find the funds. He said perhaps the Town could offer a contribution to the employee Health Savings Account which could only be used for medical and possibly a one-time bonus that would not increase salaries.

Councilman Delp said we need to inform our citizens about the services and entertainment events offered by the Town and the low water/sewer/garbage bills they receive as compared to other municipalities in the surrounding area. He said the Town's older population does not use the Internet for updates.

Councilman Black recommended staff offer online services for bill paying and even offer bills online instead of mailing bills for those wishing to receive online. He said the younger generation is conducting business only online. Finance Director Jerry LaMaster said he planned to offer the online payment the first part of the FY 2014-15 budget year.

Councilwoman Hildebran commended Town Staff.

Councilwoman Stevenson also commended Town Staff.

The Department Heads briefly presented a 3-year Capital Improvement Plan for their departments.

At 6:00 p.m., Town Manager Jeff Morse invited everyone to enjoy dinner catered by Myra's.

At 6:30 p.m., Department Heads were dismissed and Mr. Morse continued budget discussions with Members of Council. Staff recommendations and the Town Manager's proposals would be included in the budget document presented to Council by June 1.

**LAND USE ACTION PLAN** Mr. Morse reviewed all items on the Land Use Action Plan Template.

Councilman Black asked about Section 8 Housing. Mr. Morse said Valdese has a Public Housing Authority and he would verify the Section 8 Housing Vouchers.

Councilman Delp thanked Department Heads for the job they do. He said he appreciated the Town Manager.

Councilman Black said things are changing rapidly and for the older population we are reluctant to change and changings are happening that we are not participating in and need to be more forward looking and looking to the younger generation. Mr. Morse commended the social media provided by Barbara Hefner and Morrissa Walker Angi at the Community Affairs Office.

Councilman Black recommended a suggestion box for staff to submit ideas that may have cost savings for the town. Mr. Morse said a suggestion box would be available for every department and would be collected every quarter.

Mayor Hatley would like to see a cost improvement program and if implemented the employee could receive a bonus.

Mr. Morse said forms could be collected and compiled once each quarter and submitted to Members of Council and Department Heads. Councilman Delp recommended a luncheon meeting with Department Heads and Council to review the recommendations.

Mr. Morse recommended recognition of employee's service.

Councilwoman Hildebran said sometimes it is not good to hire within because of the need to bring in new ideas.

Councilwoman Stevenson said she would also like to see a salary increase for staff. Improvements to Main Street were important and we need improvements to the exits on I-40 which were not very inviting and we need pleasing exits to draw visitors into town. The Town does not have hotels or bed and breakfasts. Mr. Morse said the Mayor and Staff worked on bringing a hotel to Valdese and found it would cost \$1 million in incentives. She asked about Briarcreek Apartments and Mr. Morse said a company was trying to acquire the property or the town would impose the minimum housing code.

Councilwoman Stevenson asked about the Valdese Youth Council and said Council was not receiving minutes. Mr. Morse will ask staff to report to Council.

Councilwoman Hildebran would like for new employees to be introduced to Members of Council, especially Police Officers and Firemen. Mr. Morse said Chief Moss was in the process of photographing all officers and he would ask for the officers and firemen to be introduced to Council. Council would like to meet all new employees. Mr. Morse said the Town Picnic could be reinstated with service awards for employees.

**LIBRARY REQUEST** Councilwoman Hildebran said the Library Board met the \$450,000 goal for the Cole House Renovation Project and plans to bid the project by end of the year. They are planning to replace the HVAC system. A new roof is needed at the Valdese Branch Library and they are requesting \$17,500 to cover half the cost and will request the other half from the county. They plan to hire a Page for 12 hours per week at \$7.55 per hour plus new

**March 17, 2014, Budget Retreat, MB#30**

books. They are requesting \$43,000 to meet their budget, \$10,000 for a page and books, and \$17,500 assistance for a roof for a total of \$70,500.

Councilwoman Hildebran said she served in the capacity of Deputy Town Clerk for 25 years and she thanked the current clerk for her hard work.

**ADJOURNMENT** – The meeting adjourned at 7:40 p.m.

The next meeting is a regularly scheduled meeting on Monday, April 7, 2014, 7:00 p.m., Valdese Town Hall.

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Town Clerk

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Mayor

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**TOWN OF VALDESE  
TOWN COUNCIL MEETING  
APRIL 7, 2014**

The Town of Valdese Town Council met on Monday, April 7, 2014, at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor James L. Hatley, Councilman Keith Ogle, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: None

A quorum was present.

Mayor Hatley called the meeting to order at 7:00 p.m. He offered the Invocation and led in the Pledge of Allegiance to the Flag.

**OPEN FORUM/PUBLIC COMMENT:**

**PRESENTATION TO COUNCIL BY BILL ALDRIDGE AND LEE HOILMAN** Mr. Aldridge presented Members of Council with a framed photo of the painted football field behind the Old Rock School. He said there are several parents that paint the field for home games and it takes approximately 30 gallons of paint for each game.

Mayor Hatley thanked the gentlemen for the photo and said it would be hung at a place of prominence at Town Hall. He also thanked the volunteers of Valdese.

**RESOLUTION OF APPRECIATION – TELECOMMUNICATIONS OPERATOR DANNA HALLYBURTON** Mayor Hatley presented the following Resolution to Ms. Hallyburton:

**RESOLUTION OF APPRECIATION FOR DANNA SHULL HALLYBURTON**

WHEREAS, DANNA SHULL HALLYBURTON has served the Town of Valdese as a committed and dedicated employee since November 6, 1995; and

WHEREAS, Danna's 19 years of commendable service have been marked by the public she has served; and

WHEREAS, Danna currently holds certifications as an Emergency Medical Dispatcher, Emergency Fire Dispatcher, and Emergency Police Dispatcher; and

WHEREAS, on December 21, 2011, the Town of Valdese entered into an agreement with Burke County and the City of Morganton for the consolidation of 911 service and the creation of a joint agency to provide emergency public safety communication services within Burke County; and

WHEREAS, effective April 1, 2014, Danna became an employee of the Burke County Emergency Communication Center; and

WHEREAS, Danna will continue to serve the citizens of the Town of Valdese in addition to Burke County.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Valdese, on behalf of the Town staff and citizens of Valdese, take this occasion to express honor, respect, admiration, and appreciation to DANNA SHULL HALLYBURTON for her outstanding contributions to the staff and citizens of Valdese.

Adopted this the 7<sup>th</sup> day of April, 2014.

/s/ James L. Hatley, Mayor

Fire Chief Charlie Watts said staff would miss Danna.

**INTRODUCTION OF NEW FIRE ENGINEER** Fire Chief Charlie Watts introduced newly hired Fire Engineer Michael Bondurant.

**SPECIAL RECOGNITION** Mayor Hatley recognized Larry and Audrey Earp from Myras, Mary Katherine and Bruce Brooks from Valdese Concrete. He also mentioned Andy Thompson and Ed Plemmons from Heritage Funeral Home who were not in attendance. Mr. Morse said there would be a major festival on June 13, 2014 as part of the Family Friday Night Series and he thanked the aforementioned individuals mentioned by Mayor Hatley who were sponsors of a motorcycle raffle with proceeds going to the Burke County Alcoholism and Chemical Dependency, a nonprofit organization. Tickets would be sold at \$5 each and the winning ticket would be drawn the evening of June 13, 2014. He thanked the sponsors for their assistance and displayed a banner designed for the event.

Councilman Ogle said last Friday night there was a good crowd at Myra's for the car and motorcycle show. He said Myra's Little Italy Restaurant offered a delicious meal special of salmon or steak. Members of Council thanked Mr. Earp for bringing people into the Town of Valdese.

Mayor Hatley said Larry and Audrey Earp had always put their hearts, time and talents into Valdese.

**CONSENT AGENDA:** (enacted by one motion)

**APPROVED MINUTES – MARCH 3, 2014 AND BUDGET RETREAT OF MARCH 17, 2014**

**ADOPTED RESOLUTION OF APPRECIATION FOR DANA BOLCH ROBERTS, WPCOG**

**RESOLUTION OF APPRECIATION FOR  
DANA BOLCH ROBERTS**

WHEREAS, DANA B. ROBERTS has served the Western Piedmont Council of Governments (WPCOG) as a committed and dedicated employee for the past 43 years; and

WHEREAS, Dana's 43 commendable years of service have been marked by exemplary participation vital for the accomplishments of the communities she served; and

WHEREAS, Dana's years of service have been characterized by a zealous commitment to improve the community in which she lives and the public she has served; and

WHEREAS, Dana serves as Administrative Services Manager for the Western Piedmont Council of Governments and has been the primary staff assigned to coordinating numerous meetings of the WPCOG Policy Board, WPCOG Annual Meeting, WPCOG Executive Committee, Regional City and County Managers, Regional Mayors and Managers, Regional County Commission Chairmen/Managers and the WPCOG nominating committee; and

WHEREAS, Dana organized and staffed the first Regional Western Piedmont Sister Cities Association with Altenburg, Germany in 1997; and

WHEREAS, Dana served as key staff in the formation of the Future Forward Economic Alliance, a 12 county regional effort in Western North Carolina initiated to address economic and educational challenges caused by the loss of manufacturing jobs in this area; and

WHEREAS, the Valdese City Council gratefully acknowledges Dana's 43 years of faithful service to the Western Piedmont Council of Governments and this community.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Valdese, on behalf of the Town staff and citizens of Valdese, that we take this occasion to express honor, respect, admiration, and appreciation to DANA BOLCH ROBERTS for her outstanding contributions to the Western Piedmont Council of Governments and the communities it serves.

Adopted this the 7<sup>th</sup> day of April, 2014.

/s/ James L. Hatley, Mayor

**SPRING 2014 LITTER SWEEP** The Town would participate in the April 26 – May 10, 2014 Spring Litter Sweep.

**APPROVED REQUEST FOR WATERSIDE SUBDIVISION PARTIAL RELEASE OF FUNDS** Mr. Dan Rawn, LR Acquisitions, requested that the town reduce the original cash bond amount from \$106,553 to \$87,803, a difference of \$18,750 for infrastructure improvements. The amount of reduction was reviewed and approved by David Poore, West Consultants.

**APPROVED APPOINTMENT TO VALDESE HOUSING AUTHORITY** The Valdese Housing Authority recommended Council approve the appointment of Willie "Butch" Pascal to fill the unexpired term of Barbara Temple (deceased). The term will expire October 31, 2018

**APPROVED APPOINTMENT TO YOUTH COUNCIL** Appointment of Zach Goforth, 802 Micol Avenue, to the Valdese Youth Council.

**APPROVED NARCOTIC TASK FORCE AGREEMENT TO TRANSFER VEHICLES** The agreement between the Burke County Narcotics Task Force, Burke County, City of Morganton, Town of Valdese, and Town of Drexel to transfer vehicles from the Task Force to Burke County to avoid paying taxes because the Task Force is an unincorporated entity.

**APPROVED PROCLAMATION FOR FAIR HOUSING MONTH**

**Fair Housing Month April 2014**

WHEREAS, April marks the anniversary of the passage of the Fair Housing Act of 1968, which sought to eliminate discrimination in housing opportunities and to affirmatively further housing choices for all Americans; and

WHEREAS, the ongoing struggle for dignity and housing opportunity for all is not the exclusive province of the Federal government; and

WHEREAS, vigorous local efforts to combat discrimination can be as effective, if not more so, than Federal efforts; and

WHEREAS, illegal barriers to equal opportunity in housing, no matter how subtle, diminish the rights of all;

NOW, THEREFORE, BE IT RESOLVED, that in the pursuit of the shared goal and responsibility of providing equal housing opportunities for all men and women, the Town Council of the Town of Valdese, North Carolina, does hereby join in the national celebration by proclaiming APRIL 2014 as FAIR HOUSING MONTH and encourages all agencies, institutions and individuals, public and private, in Valdese to abide by the letter and the spirit of the Fair Housing law.

Signed and sealed this the 7<sup>th</sup> day of April, 2014.

/s/ James L. Hatley, Mayor

ATTEST: /s/ Thelda B. Rhoney, Clerk

**APPROVED NEW CINGULAR WIRELESS EASEMENT** New Cingular Wireless requested approval of an easement (15' x 50' long) located on Barus Street for underground AT & T utilities.

**APPROVED REQUEST FROM AMERICAN LEGION POST 234 TO SELL BEER AND MALT BEVERAGES DURING THEIR 2014 EVENTS AT THE DOWNTOWN BEER GARDEN** Post Commander Jeff Jacumin, American Legion Post 234, requests approval to sell beer and malt beverages during the following events at the beer garden:

VALDESE EVENT	LOCATION	DATE	TIME (p.m.)
Family Friday Night Festival	Wells Fargo Parking Lot 101 Main St W	Friday, June 13	5:00-10:00
Fourth of July	Main Street adjacent to Wells Fargo Parking Lot 101 Main St W	Friday, July 4	5:00-11:00
Waldensian Festival Day 1	Wells Fargo Parking Lot 101 Main St W	Friday, August 8	5:00-11:00
Waldensian Festival Day 2	Wells Fargo Parking Lot 101 Main St W	Saturday, August 9	Noon-11:00

**ITEM(S) REMOVED FROM CONSENT AGENDA** None

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

***End Consent Agenda***

**SECOND PUBLIC HEARING – CDBG INFRASTRUCTURE PROJECT** Mr. Morse said the public hearing would not be held as WPCOG Staff notified him that the Town was not eligible for the project.

**AUTHORIZING RESOLUTION FOR I&I IMPROVEMENTS PROJECT** Mr. Morse said Town Staff was notified by WPCOG Staff late this afternoon that the Town does not qualify. No action was taken.

**CONCRETE FLUME REPAIR – WATER DEPARTMENT** Water Plant Superintendent Jerry Conley said emergency repairs were needed for the concrete flume at the Water Plant. He recommended Fenton Rigging and Contracting, Inc., to make the necessary repairs in the amount of \$25,700. (Other bid – Carolina Management Team (CMT) - \$32,000. Also, no bids were received from Hickory Construction and Kemp.)

After a brief discussion, Councilman Black made a motion to accept the aforementioned bid from Fenton in the amount of \$25,700, seconded by Councilman Delp. The vote was unanimous.

**OPTION TO PURCHASE PARKING LOT ON BOBO AVENUE** Mr. Morse said this allowed an option to purchase property on Bobo Avenue to be used for parking in the amount of \$45,000 on or before June 30, 2018. Town Attorney Marc Mitchell said there was also a Memorandum of Option to Purchase which would be recorded at the Register of Deeds Office.

After a brief discussion, Councilman Black made a motion to approve the aforementioned option to purchase on Bobo Avenue, seconded by Councilwoman Stevenson.

Voting aye: Hildebran, Stevenson, Delp, and Black

Voting nay: Ogle

Mayor Hatley said the motion carried.

**PAVING OF LAUREL STREET SE FROM MAIN STREET TO RECREATION CENTER** Public Works Director Bryan Duckworth recommended paving Laurel Street SE from Main Street to the Recreation Center. The Paving Committee met in January and this was the top priority on the paving list. Staff received bids and recommends awarding the bid to JT Russell in the amount of \$40,332. (Other bids – Evans Construction - \$41,480; Carolina Paving - \$40,935 and no bid was returned from Maymead.) He briefly reviewed the Powell Bill budget and the process for paving priority. Laurel is cracked and gravel is showing badly.

Councilman Ogle said there was no park on Laurel Street and would not be built in the near future and when built the road would be torn up. He mentioned seven streets – Bass, Griffin, Parise, Orchard, Maria, Harris, and Edmond that had large potholes. His thoughts were to spend money in the neighborhoods instead of on one street.

Councilman Black asked if the park were built would the equipment tear up the road and Mr. Duckworth answered yes. Mr. Duckworth said he did not know the extent of the park and there was already a sewer tap on the parcel and he was not sure how much water would be needed for the park.

Mr. Duckworth said staff tries to address potholes on a quarterly basis.

Parks and Recreation Director Doug Knight said staff should know by June if the Town would be awarded a grant and there would be another grant announcement in August or September.

Mr. Morse asked Council to report potholes in their wards. Councilman Ogle asked if police, fire or public works report potholes. Mr. Morse said he would have a list of streets with potholes available at the next Council meeting.

Mr. Duckworth said he would forward a street assessment list to Members of Council.

After a brief discussion, Councilman Ogle made a motion to Table this item, seconded by Councilwoman Stevenson. The vote was unanimous.

## **BUDGET AMENDMENTS**

### **Budget Amendment No. 24 - Fire Department Room Renovations**

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.

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, 2014:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
10.5300.150 Maint & Repair Buildings	<u>18,000</u>	
Total	<u>\$18,000</u>	<u>\$ 0</u>

This will result in a net increase of \$18,000 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.

10.3970.300 Contribution From Util Fund		<u>18,000</u>
Total	<u>\$ 0</u>	<u>\$18,000</u>

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.

### **Budget Amendment No. 25 - Police Drug Task Force**

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.

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, 2014:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
10.5100.572 Drug Task Force	<u>22,000</u>	
Total	<u>\$22,000</u>	<u>\$ 0</u>

This will result in a net increase of \$22,000 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.

10.3450.020 Hold Harmless		<u>22,000</u>
Total	<u>\$ 0</u>	<u>\$22,000</u>

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.

### **Budget Amendment No. 26 - Transfer From Triple Community Water (TCW)**

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.

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, 2014:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
10.4250.020 Salaries & Wages	45,000	
10.4250.050 FICA	2,800	
10.4250.060 Group Insurance	11,000	
10.4250.070 Retirement	<u>3,100</u>	
Total	<u>\$61,900</u>	<u>\$ 0</u>

This will result in a net increase of \$61,900 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.

10.3970.310 Contribution From TCW Fund		61,900
Total	<u>\$ 0</u>	<u>\$61,900</u>

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

**MAYOR AND COUNCIL COMMENTS:**

**PAVING AND POWELL BILL FUNDS** Councilman Delp said he had served on the Paving Committee for the past two years and asked how much funding was allocated for paving each year. Mr. Duckworth said \$17,500 this budget year. He said there are 33 miles of streets in Valdese and it would take 264 years to pave all streets.

Mr. Morse said there was \$140,000 in Powell Bill Funds and part was used for salaries, stone, and supplies, snow plows, and sand. The question was asked why salaries were included and Mr. Morse said 20 years ago salaries were used to support the street fund. Mr. Duckworth said salaries, insurance, retirement added up to approximately \$107,000. Councilman Delp recommended removing salaries from Powell Bill Fund or more money was needed for paving because there are bad streets in every ward.

Mr. Morse said when a significant amount of paving was needed cities and towns would look to a bond issue or borrowing.

Mr. Morse said we have very little growth of revenue sources. In order to cut expenses we have to transfer to other projects. The three subdivisions would bring in revenues in the future as well as small business opportunities.

Councilwoman Hildebran agreed with Councilman Delp and said more discussion was needed. Mr. Morse said all budget issues were valid and he needed direction from Council. He said we need to bring jobs to Valdese. Councilwoman Hildebran asked what if the Town lost Powell Bill Funding such as the Hold Harmless Funds. Mr. Morse said inventory taxes and state shared revenues were withheld several years ago.

Mayor Hatley said within ten years the ad valorem taxes would increase with the build-out of the three subdivisions along the lake.

Mr. Morse commended Finance Director Jerry LaMaster for the fine job he does. Mr. Morse briefly stated the benefits of the building reuse grants.

Councilman Ogle said salaries should not come out of Powell Bill.

Mr. Duckworth offered a brief update on last year's street paving.

**LOUD MUSIC COMPLAINTS** Councilman Ogle said there were complaints on Orchard Road with loud music being heard on Milton Road which had been previously reported. This issue occurs twice each week.

**HARRASSMENT OF SENIOR CITIZENS** Councilman Ogle said he received three phone calls about senior citizens being harassed from citizens in a home of young people. He thanked staff for responding to the complaints. Mayor Hatley said the senior citizens had also called him.

**VEHICLES PARKED IN YARDS WITH NO TAG** Councilman Ogle said there needed to be an ordinance if there were several cars parked in a yard without tags and that they needed to be towed. Mr. Morse said there was a process and Councilman Ogle said the process needed to be started.

**BRIARCREEK APARTMENTS** Councilman Ogle asked about Briarcreek Apartments on Ribet Avenue. Mr. Morse said the property was in foreclosure.

**HOUSE LOCATED AT SOUTH/ORCHARD** Councilman Ogle asked about the house at South/Orchard. Mr. Morse said staff had visited the property this date.

April 7, 2014, MB#30

**OLD COLONY PLAYERS REPORT** Councilman Ogle asked about the Old Colony Players (OCP) Report. He said Council was asking to make repairs to the property and asked how the director was paid. He said they had a balance of \$2.95 and they were needing \$50,000 in repairs. He recommended that the OCP conduct fundraisers.

**MANAGER'S REPORT:**

**TOWN OFFICES WOULD BE CLOSED ON FRIDAY, APRIL 18, 2014, IN OBSERVANCE OF GOOD FRIDAY**

**SPECIAL CALLED COUNCIL MEETING ON TUESDAY, APRIL 22, 2014, 12 NOON, TOWN HALL FOR CLOSE OUT CDBG PUBLIC HEARING - DOWNTOWN DELIGHTS/VALDESE CLEANERS**

**THE NEXT SMALL TOWN MAIN STREET COMMUNITY MEETING WOULD BE HELD ON THURSDAY, APRIL 24, 2014, 6:30 P.M., OLD ROCK SCHOOL - WALDENSIAN ROOM**

**VALDESE TRIATHLON – SATURDAY, APRIL 26, 2014, 8:00 A.M.**

**FAMILY FRIDAY NIGHTS BEGIN MAY 2, 2014 THROUGH SEPTEMBER 26, 2014**

**POLICE VEHICLE FINANCING AND CHANGING STYLES – 4 x 4s** Mr. Morse said two police vehicles would be ordered for the Police Department.

At 8:25 p.m., there being no further business to come before Council, Councilman Ogle made a motion to adjourn, seconded by Councilwoman Hildebran. The vote was unanimous.

The next meeting is a Special Called Council Meeting for a Closeout CDBG Public Hearing for Downtown Delights/Valdese Cleaners and discussion on Small Town Program on Tuesday, April 22, 2014, 12 noon, Valdese Town Hall.

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Town Clerk

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Mayor

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**TOWN OF VALDESE  
TOWN COUNCIL SPECIAL CALLED MEETING  
APRIL 22, 2014, 12 NOON**

The Town of Valdese Town Council met on Tuesday, April 22, 2014, at 12 Noon, for the purpose of a Close Out CDBG Public Hearing - Downtown Delights/Valdese Cleaners and Discussion of Main Street Program. Members of Council met in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor Pro Tem Susan Stevenson, Councilwoman Frances Hildebran, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Deputy Town Clerk Thelda B. Rhoney, Community Affairs Director Barbara Hefner, Public Works Director Bryan Duckworth, and W. T. Sorrell, Valdese Small Town Committee.

Absent: Mayor James L. Hatley and Councilman Keith Ogle

A quorum was present.

Mayor Pro Tem Stevenson called the meeting to order at 12 Noon. She offered the Invocation and led in the Pledge of Allegiance to the Flag.

**CLOSE OUT CDBG PUBLIC HEARING - DOWNTOWN DELIGHTS/VALDESE CLEANERS** Mayor Pro Tem Stevenson opened the public hearing and asked if anyone wished to speak either for or against.

Western Piedmont Council of Governments Community Development Director Sherry Long said in July 2013, the Town received a \$250,000 Community Development Block Grant (CDBG) Small Business Entrepreneurial Assistance (SBEA) grant to assist two businesses, Downtown Delights and Valdese Cleaners. Downtown Delights agreed to create 6 jobs and requested \$112,500 to renovate and up-fit the building located at 102 East Main Street. Valdese Cleaners, located at 104 South Rodoret Street, agreed to create 5 jobs and requested \$112,500 to renovate the building and purchase equipment. Also, as part of this project, VEDIC, received \$5,000 to work with other small businesses in the area. Ms. Long said Downtown Delights and Valdese Cleaners have created the required number of jobs (total of 12 jobs were created as well as several part time jobs) and the renovation and equipment purchases had been completed. There remains \$1,042.09 in CDBG funding that was not expended and would need to be de-obligated as part of the project close-out.

There being no one else wishing to speak, Mayor Pro Tem Stevenson closed the public hearing.

Councilwoman Hildebran made a motion to close out the CDBG Public Hearing for Downtown Delights and Valdese Cleaners and to de-obligate \$1,042.09 as part of the close-out project, seconded by Councilman Delp. The vote was unanimous.

**DISCUSSION OF MAIN STREET PROGRAM** Town Manager Jeff Morse said there was an opportunity to utilize grant funds for Main Street. He reviewed the following figures:

Expenditures:

- \$45,000 purchase of three small parcels for parking on Bobo Avenue (appraisal came in at \$45,000)
- \$47,500 paving/gravel parking lots
- \$20,000 building reuse grant – for 'Project X' to create 10 jobs
- \$25,000 extended parking
- \$10,000 landscaping
- \$10,000 façade improvement
- \$157,500

50,000 Grant = 2 for 1

Councilwoman Hildebran said we need an option to purchase prior to improving parking lots.

Community Affairs Director said staff would work closely with the Main Street Office in Asheville.

Councilwoman Hildebran asked could staff apply for the grant before purchasing the property. Mr. Morse said yes and it was a first come, first served program and there were only \$700,000 available for grants.



**April 22, 2014, Special Meeting, MB#30**

Mr. Morse asked would Council want to improve property other than Main Street.

After a brief discussion, Councilman Black made a motion to authorize staff to apply for a matching grant (two for one) and authorize the Mayor or Manager to execute the grant application, seconded by Councilwoman Hildebran. The vote was unanimous.

**APPROVAL OF MINUTES – APRIL 22, 2014**

Councilman Black made a motion to approve the April 22, 2014 minutes, seconded by Councilman Delp. The vote was unanimous.

Town Manager Jeff Morse invited everyone to enjoy lunch catered by Myra's.

At 12:40 p.m., there being no further business to come before Council, Councilman Black made a motion to adjourn, seconded by Councilman Delp. The vote was unanimous.

The next meeting is a regularly scheduled Council Meeting on Monday, May 5, 2014, 7:00 p.m.

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Town Clerk

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Mayor

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**TOWN OF VALDESE  
TOWN COUNCIL MEETING  
MAY 5, 2014**

The Town of Valdese Town Council met on Monday, May 5, 2014, at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor James L. Hatley, Councilman Keith Ogle, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: None.

A quorum was present.

Mayor Hatley called the meeting to order at 7:00 p.m. He offered the Invocation and led in the Pledge of Allegiance to the Flag.

**OPEN FORUM/PUBLIC COMMENT:**

**MR. VIC WELLAND, SPRINGWOOD RESIDENT REGARDING AIR QUALITY** Mr. Welland thanked Members of Council for the fine job they do in promoting the Town and trying to attract businesses. He also thanked Public Works Director Bryan Duckworth. He asked about air quality due to the recent odor issues in his neighborhood from Kleen Tech. He said the odor of sulfur or rotten egg was worse late in the evenings and especially around 1:00 a.m. He performed woodworking in his basement and he even had a bad taste in his mouth from the odor. He said the Sewer Department was prompt in their response. A lot of neighbors made contact with each other regarding the odor problems. He said Town staff was prompt in responding to the residents and the source was Kleen Tech, not the Town. Mr. Welland said there was an article in the "Hickory Daily Record" on April 14<sup>th</sup> quoting Kleen Tech Owner Tim Glenn who stated they used sulfuric acid to adjust the ph of the water prior to returning it back into the sewer system. Mr. Welland said sulfuric acid is odorless and he asked what was released into the air that he could smell inside his home. He also said the street name for sulfuric acid was acid rain. He wants to know exactly what and how much of it was released into the air to the level that permeated his home over a half mile away and why only released during the nighttime hours. What type damages are available to be assessed and if none available why not. Mr. Welland contacted the Town Manager and was told NC DENR was notified that a report was generated by Kleen Tech and would provide him with a copy and he had not yet received the report.

Mayor Hatley thanked Mr. Welland for his comments and he requested that the Town Manager respond to his questions and concerns.

Town Manager Jeff Morse said the Wastewater Superintendent was supposed to be at the meeting with the report but was not present and staff was trying to reach him. Mr. Morse assured Mr. Welland that he would provide answers tomorrow. Mr. Morse said he contacted Tim Glenn requesting a copy of the report be provided to Mr. Welland. Mr. Welland said he did not receive any information.

Councilwoman Stevenson said she resides in Ward 2 and she, too, had smelled the odor.

Councilman Delp requested that Mr. Morse also provide the information to Members of Council.

**MS. BEVERLY CARLTON – OLIVE HILL COMMUNITY ECONOMIC DEVELOPMENT CORPORATION, INC.** Ms. Carlton introduced Ms. Susan Caldwell, who distributed information to Members of Council. Ms. Carlton requested support for an application to the NC Department of Commerce Building Reuse Grant. They currently occupy 5,200 square feet in the Waldensian Mill facility and there are 22,000 square feet on her floor for a total build-out. They would like to build out the additional 17,000 square feet for use as a business incubation. They have been doing business incubation for the past 15 years and have been successful. They see an opportunity to provide a greater type of service to build business in Valdese and Burke County. They have incorporated into a L3C which is a low limited liability corporation that they will start and take an equity part of the business and invite people to participate in those businesses. They would need to renovate the floor to provide the space and they are only asking for \$180,000 of the \$400,000 they have available and they anticipate creating 18 jobs over the next 18 months. She anticipates raising \$700,000 to complete the build-out. The following was included in the packet:

Type of Grant – NC Department of Commerce Rural Grants – Building Reuse \$180,000  
Funding Sources –

**May 5, 2014, MB#30**

Renovation	Building Reuse Grant	\$180,000
Renovation	USDA Rural Business Opportunity	\$100,000
Renovation	Capital Campaign	\$170,000
Equipment	USDA Rural Business Opportunity	\$150,000
Administration	Olive Hill CEDC (in-kind)	\$ 75,000
Administration	Town of Valdese (in-kind)	<u>\$ 25,000</u>
Total		\$700,000

The Town would also receive 2% of the Building Reuse Funds for administration.

She said the Town's legal relationship was included in the packet which read as follows: "It is our understanding that the Building Reuse grants require a local government to be the applicant and grantee. The Town of Valdese as the applicant will advance the NC Commerce Building Reuse grant funds under a loan agreement with Olive Hill Community Economic Development Corporation, Inc., that requires them to create the jobs within an 18 month period and retain those jobs for 6 months. After that point, the project is closed out and the loan is forgiven. If however, the jobs are not created and retained, OHCEDC is obligated to repay funds pro rata (\$10,000 per job). OHCEDC staff will work with the Town of Valdese's Finance Director to administer the grant, the county building inspector will verify renovation expenditures, and the Town of Valdese will monitor and verify the job creation."

They anticipate a loan from the Town, as the applicant, and they would be the sub-recipient over 18 month period and after 6 months maintaining the 18 jobs the loan would be forgiven. They anticipate creating 23 jobs and were only requesting that 18 be funded by the state of North Carolina.

They served over 3,873 people in 2013 and helped saved over 115 homes from foreclosure.

Mr. Morse said Olive Hill had been an asset for Burke County. He said there would be no financial liability to the Town and it would be completely managed, operated, with audit requirements addressed by Olive Hill and there would be a statement included in the application to this affect as responsible for the project. He said they were not eligible to apply for the grant as only local governments were eligible to apply.

Councilwoman Hildebran asked about the \$25,000 in-kind services provided by the Town. Mr. Morse said time spent applying for the grant and administration.

Councilman Ogle asked if this space was separate from what the state would be using and Mr. Morse said yes. Ms. Carlton said there would only be light manufacturing, no noise.

Town Attorney Marc Mitchell said the funds would come to the Town of Valdese and the Town would loan the funds to Olive Hill and if the job requirement was met the loan would be forgiven and if job requirements were not met the loan would have to be repaid and what obligation does the town have to recover the money from Olive Hill and would there be no liability to the town. Ms. Carlton said the liability would fall on them as they would be responsible for the 18 jobs or pay the money back. Mr. Morse said there would be a clause in the contract with the Department of Commerce that they would not hold us harmless or claw back funds other than those funds collected from Olive Hill.

Councilman Ogle said Council just received information about this item and Council has not had time to review the information and he was not sure the Town Attorney was comfortable with the request.

Mr. Morse said there was no liability to the Town and the grant was due by May 17. He would provide the claw back written information to Council from the Department of Commerce before applying for the grant.

Councilman Black made a motion to authorize Olive Hill through the Town to apply for the grant and Mr. Morse working diligently with Olive Hill and obtaining written information about the claw back, seconded by Councilman Delp. The vote was unanimous.

Mayor Hatley commended Ms. Carlton for the job she does. Mr. Morse said Ms. Carlton participated in the Valdese Triathlon this year.

**MS. SANDI WALKER, OWNER OF DOLLS AND DESIGNS BY SANDI, 122 MAIN STREET WEST** Ms. Walker informed Council of upcoming downtown events and she thanked Community Affairs Director Barbara Hefner for assisting the Downtown Merchants. Ms. Walker said there would be a Hat Parade, Jacumin Plaza, on Saturday, May 10, 2014, 11:00 a.m., prizes would be awarded for the oldest person wearing a hat, the youngest, person with best hat, and the most outrageous hat. The Fourth Annual Art in the Plaza with crafters and artists from the Heritage

Arts Center would be demonstrating their arts and crafts held the same Saturday beginning at 10:00 a.m. A fundraiser luncheon for Ms. Macie Miller who was 2012-2013 Little Miss North Carolina and would be participating in the next level of competition, Carolina Princess part of the Miss America Pageant. Part of the money to participate in the pageant goes to the Children's Miracle Network and also anyone could make a contribution to assist with the Ms. Miller's event. Live entertainment would be provided by Valdese newest recording artist, Sara Beth and the River of Life Praise Band. Ms. Walker invited everyone to attend the events.

**CONSENT AGENDA:** (enacted by one motion)

**APPROVED MINUTES** – Regular Council Meeting of April 7, 2014

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

***End Consent Agenda***

**ITEMS REMOVED FROM CONSENT AGENDA:** NONE.

**CONDEMNATION APPEAL – PROPERTY LOCATED AT 1810 & 1812 MAIN STREET EAST** Planning Director Larry Johnson requested a continuance of the appeal. Staff met with Ms. Wisener and she requested the appeal be heard at the June 2 Council Meeting allowing her time to obtain the services of an engineer to see if one of the structures could be saved.

Mr. Morse said Members of Council are concerned about blight properties being continued that never get resolved. He asked if the owners were going to significantly recommend improvements or just a delay factor. Mr. Johnson said the owner had started measures to correct some of the issues and she would need to provide documentation that the structure was sound. He said some things have been removed from one of the two structures. Another inspection would be required before the June 2 meeting.

Mr. Johnson introduced Burke County Code Enforcement Officer Bradley Kirkley and Burke County Building Inspector Steve Holden.

Councilwoman Hildebran asked when the condemnation began and Mr. Johnson said a family member reported the property on March 12, 2014. He said a hearing was held in April and the property owners were informed the property was condemned and the structures would have to be demolished within 60 days and debris removed but the property owner appealed the condemnation. The owner had 10 days to appeal the decision to condemn by Burke County; however, the property is located within the corporate limits of Valdese.

Councilman Ogle asked about the timeframe. Town Attorney Marc Mitchell said Council could affirm, modify or revoke and he further reviewed condemnation laws.

Mr. Johnson said if Council were to condemn and the property owner failed to demolish the structure, the Town could have the structure removed and place a lien on the property.

Mr. Kirkley further described the process.

After a brief discussion, Councilwoman Hildebran made a motion to grant the continuance of the appeal hearing until the June 2, 2014, Town Council Meeting due to request by landowner, seconded by Councilwoman Stevenson.

Voting aye: Hildebran, Stevenson, Delp, and Black

Voting nay: Ogle

Mayor Hatley said the motion carried.

**APPROVAL OF FIRST AMENDMENT TO LEASE AGREEMENT WITH AMERICAN TOWER** Town Manager Jeff Morse said American Tower was requesting a First Amendment to Lease Agreement that would extend the lease terms for five additional five year terms and commencing on June 1, 2015, and every annual anniversary thereof, the rent shall increase by 3 percent.

Councilman Delp made a motion to approve the First Amendment to the Lease Agreement with American Tower, seconded by Councilwoman Stevenson. The vote was unanimous.

Mr. Morse said American Tower was requesting approval of the minutes for this agenda item so the Clerk could certify and FedEx the documents tomorrow.

Councilwoman Hildebran said she did not understand the urgency for approval of the minutes at this meeting and after a brief discussion there was no motion to approve the minutes for this item.

**UPDATE ON 911 COUNTYWIDE COMMUNICATIONS CENTER** Fire Chief Charlie Watts said all emergency communications from Valdese transferred this date to Burke County existing facilities at the Burke County EOC and the Burke County Sheriff's Office. County staff is anticipating being in the new Communications Center on June 3.

**OUTDOOR DRAMA REPAIRS** Community Affairs Director Barbara Hefner presented the needed safety repairs at the Outdoor Drama in the amount of \$9,400. Staff is working on a five year plan for future updates. She said staff was also working on a quote for the cost (anticipated in the amount of \$30,000) to repair the concrete seating area.

After a brief discussion, Councilman Ogle made a motion to approve needed repairs in the amount of \$9,400 and have in place by next budget year a committee to recommend how to move forward to upgrade the Outdoor Drama. The motion was seconded by Councilwoman Hildebran and the vote was unanimous.

**PRESENTATION OF SMALL TOWN MAIN STREET FAÇADE GUIDELINES** Community Affairs Director Barbara Hefner said as part of the Small Town Main Street Program the Design Committee project was to come up with façade guidelines. She presented the final draft and said the guidelines had to be consistent with any downtown façade improvement and had to make sure businesses or owner to receive grants adhered to the Secretary of Interior's Standards for Rehabilitation. She said regarding awnings that no names would go on the awnings, only street addresses because businesses come and go.

Councilwoman Hildebran made a motion to support the final guidelines for façade improvements as presented by Ms. Hefner, seconded by Councilwoman Stevenson. The vote was unanimous.

**APPROVAL OF BUILDING REUSE/ECONOMIC DEVELOPMENT GRANT AND RESOLUTION TO SUPPORT THE SMALL TOWN MAIN STREET GRANT PROGRAM – CATAWBA VALLEY STAFFING** Mr. Morse said this project was previously called "Project X" and this was a continuation of discussion from the April 22, 2014 Special Council Meeting. He distributed a summary of project expenses. Mr. W.T. Sorrell said the Department of Commerce would match \$1 for every \$2 provided by the town. The parking lots would be included with the grant. The project with only Catawba Valley Staffing, 10 new jobs, total - \$186,000 (town's match - \$105,000) and project with Catawba Valley Staffing and possibly Hospice - \$440,000 (town's match - \$99,334). He briefly reviewed the benefits of the grant. Mr. Sorrell said if the Town received the grant, the funds would be reimbursable as expenditures and after documentation was submitted. Funds were available on a first come, first served basis.

**RESOLUTION AUTHORIZING APPLICATION FOR  
NORTH CAROLINA MAIN STREET SOLUTIONS FUND**

WHEREAS, The Town of Valdese has been actively involved in the North Carolina Main Street Program in order to improve the economic well being of its community; and

WHEREAS, The Town of Valdese has proposed a project to bring new jobs to the downtown district, administer a building re-use grant, improve surrounding buildings façade, develop additional parking lot and improve existing parking lot; and

WHEREAS, the North Carolina Department of Commerce has available a fund known as the Main Street Solutions Fund and is authorized to award grants through this program which is a reimbursable matching (two for one) grant program; and

WHEREAS, the Town of Valdese Mayor and Council have endorsed and support the proposed project; and

WHEREAS, the Town of Valdese agrees to the guidelines set forth in the grant agreement; and resolves to carry out the proposed project.

NOW THEREFORE BE IT RESOLVED, the Town of Valdese authorizes its Town Manager to submit an application for the proposed project to the North Carolina Main Street Solutions Fund.

Adopted this 5<sup>th</sup> day of May, 2014.

ATTEST: /s/ Town Clerk

After a brief discussion, Councilman Delp made a motion for staff to proceed with the grant application and adopt the aforementioned Resolution Authorizing Application for NC Main Street Solutions Fund, seconded by Councilwoman Hildebran. The vote was unanimous.

**AGREEMENT WITH WEST CONSULTANTS, PLLC, FOR ENGINEER SERVICES FOR SEWER SYSTEM I & I IMPROVEMENTS** Public Works Director Bryan Duckworth said staff recently received word from Cavanaugh & Associates that they needed to drop the project due to the small size of the project. Staff contacted West Consultants and they have agreed to take the project to administer the loan and provide engineering services and provide reports of project plans and specifications for the I & I system.

After a brief discussion, Councilman Black made a motion to approve the aforementioned agreement with West Consultants, PLLC, seconded by Councilman Delp. The vote was unanimous.

**MAYOR AND COUNCIL COMMENTS:**

**PROPERTIES ON ORCHARD AVENUE AND COLONIAL STREET** Councilwoman Hildebran said she had received calls from constituents in her Ward about the condition of properties on Orchard Street and Colonial Street. She said she drove by these homes and they are eyesores and Councilman Ogle had mentioned them at an earlier meeting. She asked about the status of getting these properties cleaned up.

Planning Director Larry Johnson said he did not have a file on Orchard but Councilman Ogle brought up the issues on Colonial Street at the last Council meeting about possible use for yard sales. Mr. Johnson requested Public Safety to monitor and document the situation. If it were a zoning issue it could be abated and if it were a nuisance that process could be started. For the past 30 days, staff had been gathering information.

Councilman Ogle said there are constant issues of trash, dogs, and cars on Orchard Street and staff was familiar.

Town Attorney Marc Mitchell said it depends on the issue, were there too many cars, or is the property junkie. Councilwoman Hildebran said all the above. He said the Town had never adopted an ordinance addressing these issues and if we do not have an ordinance one must ask was there a party, did they have friends over, or are vehicles parked there all the time. He briefly reviewed issues of zoning and ordinances. He said Council could adopt an ordinance. If the cars are there you have to prove they are always there. He reviewed the steps staff uses to address the issues such as to write a letter explaining the issues. The town has a nuisance ordinance and there are some citizens currently in violation of the nuisance ordinance. He said they could be prosecuted criminally; they could be fined every day which is being done on some properties; or do you bring a lawsuit to collect the fines. The town can clean up the problem and charge the cost back to the property owner as a lien. Regarding junkie properties he asked who was responsible for cleaning, what is the liability, etc. A civil lawsuit can be filed and get an injunction to the court order. He said these steps cost the town money.

Mr. Johnson said for the past 35 years he has tried to work with the property owners to get the situations resolved verses taking legal action. He said there was a property on Columbo Street and staff was worked with the property owner and improvements have been made. He recommended starting off with sending a letter, identify the nuisance and give the property owner time, and allow staff to continue to work with the property owner. Then it is turned over to the Town Attorney who writes a letter regarding legal issues and staff continues to work with the property owner. Last year there were 44 documented nuisance cases. When staff contacts a property owner, sometime the issue is taken care of immediately and this type notice is not a documented case. He said today, for example, he received three complaints about tall grass and he contacted the three property owners and the issues most likely would be abated. He said if staff or the town attorney cannot get the situations abated then the only recourse is legal action.

**TRON AVENUE** Councilman Ogle said there was also a single dwelling house on Tron with three boats and five cars. Town Attorney Marc Mitchell said one must ask is there a law that you cannot have a boat. If it is a business in a residential zone then that gives staff something to work with. Mr. Johnson said several Department Heads had assisted him with Tron and every time staff has been to the site there were no violations, granted the property was not as pristine as other properties in the area. Mr. Johnson said he visited the property on Tron this date and there was only one car in the yard.

Mr. Morse said if Council instructs staff to draft an ordinance limiting the number of vehicles or if vehicles could be parked in the grass, or limiting number of boats, etc. This would be the only way staff could enforce these issues.

**HOUSE AT 909/913 MAIN STREET WEST – RICHARD DEAL, OWNER** Town Attorney asked if the Town wanted to bring a lawsuit against the property owner. He said the process could be started over again. Mr. Morse said the process could be started tomorrow. Council discussed that the yard was dug up again.

**PROPERTY AT THE CORNER OF SOUTH/ORCHARD** Mr. Johnson said staff would send a letter to the property owner advising the property has been identified as a public nuisance and the owner would be given 30 days to abate the nuisance and if not abated in 30 days and there was progress, staff would continue to work with the property owner. If they stop work to abate the issues staff again sends another letter and if no action taken by the property owner, staff could turn over to the Town Attorney to begin legal action. The Town Attorney sends another letter and after that there is no recourse except legal action. Mr. Johnson said staff has worked with owners of this property before but no legal action was taken.

Mr. Johnson said he was working to abate the concerns of the three or four properties and would offer an update at the next meeting.

**MANAGER'S REPORT:**

**TOWN OFFICES WILL BE CLOSED ON MONDAY, MAY 26, 2014, IN OBSERVANCE OF MEMORIAL DAY**

**FAMILY FRIDAY NIGHTS** Mr. Morse reported a great crowd at the May 2<sup>nd</sup> Family Friday Night.

At 8:50 p.m., there being no further business to come before Council, Councilwoman Stevenson made a motion to adjourn, seconded by Councilwoman Hildebran. The vote was unanimous.

The next meeting is a regularly scheduled Council Meeting on Monday, June 2, 2014, 7:00 p.m.

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Town Clerk

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Mayor

**TOWN OF VALDESE  
TOWN COUNCIL MEETING  
JUNE 2, 2014 CONTINUED JUNE 9, 2014**

The Town of Valdese Town Council met on Monday, June 2, 2014, at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor James L. Hatley, Councilman Keith Ogle, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: None.

A quorum was present.

Mayor Hatley called the meeting to order at 7:00 p.m. He offered the Invocation and led in the Pledge of Allegiance to the Flag.

**OPEN FORUM/PUBLIC COMMENT:**

**MR. VIC WELLAND, SPRINGWOOD RESIDENT REGARDING AIR QUALITY** Mr. Welland, 103 Springwood Drive, Valdese, said Mr. Morse was doing a good job keeping up with communication for him. He said Councilwoman Stevenson called him. He said there was no resolution to what was actually going on with the odor issue. He had received several e-mails from Mr. Glenn, Kleen Tech, and no one has answered his questions. Last Thursday at approximately 10:00 p.m., he had a different odor, possibly an acidic odor. He said he did not have Mr. Morse's phone number handy but he did call the Valdese Police Department. He said Mr. Morse had asked him to call directly any time of the day or night when there was an odor. Mr. Welland said the last e-mail from Kleen Tech was the odor was not from their plant. He lives in Springwood Subdivision and never had an odor problem until recently.

Mr. Morse said there was no way to recreate the particles being released earlier; there was no equipment available for that purpose. Mr. Morse had given Mr. Welland the Director's name with Air Quality in Asheville and recommended that Mr. Welland contact the office directly. Mr. Morse said Kleen Tech representatives were working on odor issues and had made some adjustments in their operations. He ask Mr. Welland any time they have odor issues to call the Town Manager and other staff members no matter the time of day or night, any day of the week including weekends. The odor could even be coming from a manhole.

Councilman Delp said he detected an odor at his house last Thursday and he lives behind the bakery on Laurel Street. The odor was an electrical/battery acid type which was coming from the car wash where they were working on a race car. The time was approximate 9:30 – 10:00 p.m.

Mayor Hatley said there were no odor problems prior to Kleen Tech. Mr. Welland said he was not pointing a finger at Kleen Tech and he did not know where the odor was coming from but would like to know what his family was being exposed to due to future health concerns.

Mr. Morse said Kleen Tech had MSDS sheets that listed what was coming in from other sources. Mr. Welland was aware of the MSDS sheets. Mr. Morse would try to obtain more specific detail from Mr. Glenn, especially products there were cleaning.

Mayor Hatley said staff would continue to work on the issue. Mr. Welland said he appreciated the work by Town staff.

**INTRODUCTION OF SUMMER INTERN KRISTIE CROWDER** Mr. Morse introduced Ms. Crowder, a summer intern for two months from the University of North Carolina – Charlotte. She would be working with Finance Director Jerry LaMaster preparing a standard operating procedures manual for the Finance Office.

Ms. Crowder said she was a double major in Math and Political Science at UNC-Charlotte. She was a member of the Kappa Delta Sorority and she would be a senior next year.

Mayor Hatley welcomed Ms. Crowder.

No one else wished to speak.

**CONSENT AGENDA:** (enacted by one motion)



**APPROVED MINUTES** – Regular Council Meeting – May 5, 2014

**APPROVED REQUEST FOR WATERSIDE SUBDIVISION PARTIAL RELEASE OF FUNDS** Mr. Dan Rawn, LR Acquisitions, requested that the Town reduce the original cash bond amount from \$87,803 to \$7,803, a difference of \$80,000 for infrastructure improvements. The amount of reduction was reviewed and approved by David Poore, West Consultants. The Valdese Planning Board Members were contacted and recommended that Council approve releasing \$80,000 to LR Acquisitions for additional infrastructure improvements. NOTE: In December 2013 Council approved a \$136,143.75 reduction; \$71,609.25 reduction in January 2014, and \$169,748.75 in February 2014; \$153,218.75 in March 2014; and \$18,750 in May 2014.

**ADOPTED RESOLUTION ADOPTING AN AGREEMENT TO CONTINUE PARTICIPATION IN THE NC SMALL TOWN MAIN STREET PROGRAM 2014-2015**

**RESOLUTION ADOPTING AN AGREEMENT TO CONTINUE PARTICIPATION IN THE  
NORTH CAROLINA SMALL TOWN MAIN STREET PROGRAM 2014-2015**

WHEREAS; the North Carolina Department of Commerce, Office of Urban Development has established a Small Town Main Street Program to provide technical assistance in downtown revitalization, utilizing the “Main Street Four-Point Approach®” of Organization, Design, Promotion and Economic Restructuring to selected small towns in North Carolina; and

WHEREAS; towns selected to receive a more detailed level of service incorporating all of the “Main Street Four Points®”; and

WHEREAS; the Department of Commerce selected the Town of Valdese to participate in the program and the Town wishes to continue its participation for an additional year; and

WHEREAS; both parties agree that a high level of community participation and commitment is required on the part of the Town and community in order to ensure that the program is as successful as possible; and

WHEREAS; reimbursement for travel related expenses will be required of the Town when Small Town Main Street staff travels to the Town for regular meetings or as requested by the Town;

THEREFORE, BE IT RESOLVED; that the Town agrees to continue its participation in the Small Town Main Street Program and to abide by the following conditions:

1. The Town will actively participate in the Small Town Main Street Program for an additional period of no less than twelve (12) months beginning July 1, 2014.
2. The Town will designate a contact person in the community for the technical assistance team to coordinate with in order to provide continuity and leadership for the program.
3. The Town will continue to maintain a volunteer committee and working subcommittees that are representative of the entire community, to provide focus for the program.
4. The Town will continue its support for the volunteer committee and will assist the committee and team in conducting community projects and any other necessary activities.
5. The Town will cooperate with the Small Town Main Street technical assistance team and support the community vision and plan of action.
6. The Town will continue to implement the plan of action to the fullest extent possible.
7. The Town will continue to develop and actively participate in local and regional partnerships and networks, and share resources and information gained through the program with other communities in the region.
8. The Town agrees to reimburse the Office of Urban Development for travel related expenses for any travel requested by the Town as submitted.
9. The Town agrees to join the National Main Street Center as an associate member by October 1st, 2014 and remain an associate member so long as the Town participates in the NC Small Town Main Street Program; and pay dues as required to the National Main Street Center, currently established as \$250 per year.
10. The Town agrees to send a representative to in-state training that may be requested by the North Carolina Main Street Center and to the Annual North Carolina Main Street Conference when scheduled.

Adopted by the Town Board of Valdese this 2<sup>nd</sup> day of June, 2014.

/s/ James L. Hatley, Mayor

Attest: /s/ Clerk

**ADOPTED RESOLUTION TO SURPLUS EQUIPMENT – PUBLIC WORKS DEPARTMENT**

**RESOLUTION DECLARING VEHICLE SURPLUS**

BE IT RESOLVED THAT Council declares the following described vehicle surplus as requested by Public Works Director Bryan Duckworth:

93 Ford Pick Up VIN 1TFDF15Y9PNB15813, ID# 580-128

WHEREAS, the vehicle will be auctioned on GovDeals with notification of auction dates on our Facebook page. A scrape estimate will be assigned by staff as starting bid.

This 2<sup>nd</sup> day of June, 2014.

/s/ James L. Hatley, Mayor

**APPROVED APPOINTMENT/REAPPOINTMENTS TO BOARDS & COMMISSIONS**

Parks & Recreation Commission – Appointment of Paul Mears to fill the unexpired term of Jim Epley (deceased). The term expires December 31, 2014.

VEDIC Board of Directors – Reappointments of Rick McClurd and Rev. Kevin Frederick. The three-year terms will expire July 1, 2017.

**AUTHORIZED WINE SALES** Waldensian Style Wines requested to sell wine during the following downtown events: June 13, July 4, August 8 and 9, 2014; and Waldensian Heritage Winery requested to sell wine on August 8 and 9, 2014.

Councilman Black made a motion to approve the Consent Agenda, seconded by Councilman Delp. The vote was unanimous.

***End Consent Agenda***

**ITEM(S) REMOVED FROM CONSENT AGENDA:**

**SET PUBLIC HEARING DATE FOR JUNE 30, 2014 - ZONING TEXT AND MAP AMENDMENTS** Planning Director Larry Johnson requested that Council authorize Staff to advertise for a public hearing on June 30, 2014, for zoning text and map amendments. The Town also received a petition from Matthew and Abigail Hefner requesting their property located at 400 Ribet Avenue SE, be rezoned from M-1 Manufacturing to R-12 Residential.

Councilwoman Stevenson requested this item be removed from Consent. She asked about the location of the rezoning. Planning Director said the property was located at 400 Ribet Avenue SE and the proposed amendments to the zoning text and map were recommended by the NC General Assembly.

After a brief discussion, Councilman Black made a motion to set the aforementioned public hearing date for June 30, 2014, 7:00 p.m., Valdese Town Hall, seconded by Councilwoman Stevenson. The vote was unanimous.

**CONDEMNATION APPEAL – PROPERTY LOCATED AT 1810 & 1812 MAIN STREET EAST (Continued from May 5, 2014 Council Meeting)** Planning Director Larry Johnson said one structure was demolished with all debris removed and the Burke County Building Inspections were present with updates on this appeal and he requested Mr. Bradley Kirkley offer an update.

Mr. Bradley Kirkley, Burke County Code Enforcement, said there were items to be completed before the condemnation order could be removed such as obtain necessary permits, demolition of the house, third party engineer or home inspector to submit documentation that the house Ms. Wisener wished to save was structurally sound, and the Catawba Valley Home Inspectors Office submitted documentation that the structure was sound. He inspected the home and it had been emptied of all material and the outside cleaned, damaged portion was removed and the home is structurally sound. All requirements were met by Ms. Wisener and the case is resolved and they are removing the condemnation order.

**FY 2014 – 2015 BUDGET REVIEW AND SET PUBLIC HEARING DATE FOR MONDAY, JUNE 30, 2014** Mr. Morse offered highlights of the balanced budget. He said revenues were flat and the Town should receive additional property taxes due to Waterside Subdivision sales. He commended the Department Heads for keeping cost down to last year's

budget but some increases staff could not control. Healthcare costs are still a budget issue and staff is still working with the agent. He said family coverage last year dropped from 50 percent to 40 percent paid by the town. Due to the Affordable Health Care Act, the town would have to provide family coverage to all employees that requested coverage and several years ago Council grandfathered current employees and employees hired afterwards were not offered the coverage. This year due to the cost the town must eliminate family portion of insurance coverage since it must be offered to all employees. Staff recommends a \$1,500 contribution to the employee Health Savings Account due to a high deductible offering employees some relief. He recommended a strong economic development program for the next fiscal year and the Main Street Program would be tied to the capital expenditures for downtown. Staff recommended that Council continue the Family Friday Night Series which had been very successful which was extended through September. Suggestion boxes would be installed for employees to recommend cost saving ideas and there would be incentives tied to the ideas if they are approved. The town should see development at The Settings and Waterside Subdivisions. Catawba Valley Staffing is planning to move to Valdese bringing 10 jobs and the NC Department of Corrections will move the Western Regional Personnel Office and Training Division to Waldensian Mill. We will continue to provide outstanding daily services to our citizens. We will continue to be mindful of the responsibility we have to be cost effective and to use our tax dollars wisely. As Mayor Hatley always reminds us, we must maintain our fiduciary responsibility to our citizens. We never forget that it is their tax dollars we are spending and that we are accountable to our citizens on how these dollars are spent. He said the utility side of the budget was a challenge. He said the town lost \$120,000 in water sales (\$1,000 per month) to Icard Water Corporation because they were purchasing water from Hickory. Staff recommends a \$2 meter fee increase to all water customers and industry would only be faced with a 2 percent increase in water and sewer, and in past years industry received a 5 percent increase and after speaking with industry officials they appreciated receiving only a 2 percent increase this year. Staff will receive a 2 percent cost-of-living increase and an increase of \$100 to the safety bonus. Staff does not recommend an increase in property taxes.

Mayor Hatley said Kellex had added 20 employees to its operation which was a plus for the Town.

Councilman Ogle asked about expenses for Governing Body and Administration. Finance Director Jerry LaMaster said the expenses were for insurance and later would be distributed to all departments. Councilman Ogle had questions about Public Works and Community Affairs and Mr. Morse said the changes were due to budget amendments for major capital projects. Mr. Morse said staff was available to explain anything or answer questions regarding the budget document. He said there was approximately \$20,000 additional funding for the 911 merger.

Councilman Black said he would contact staff to answer budget questions he may have.

Councilman Delp asked about street paving which was part of Powell Bill Funds.

Councilwoman Hildebran served on the Budget Review Committee and she wanted to make sure that the \$2 user fee increase to all water customers and 2 percent increase to industry would be over a two year period. Mr. Morse said yes that was correct there would be no increase for next budget year.

Councilman Ogle had questions about Police personnel and Police Chief Moss answered the questions.

Councilman Ogle asked if the \$2 water increase and 2 percent for industry would cover the loss of water sales at Icard Water Corporation. Mr. Morse said yes, he was presenting a balanced budget.

After a brief discussion, Councilwoman Stevenson made a motion to authorize staff to advertise for a public hearing for the FY 2014-2015 budget on Monday, June 30, 2014, 7:00 p.m., Valdese Town Hall, seconded by Councilwoman Hildebran. The vote was unanimous.

**AWARD OF BID FOR LOGAN STREET WATER TANK PAINTING** Public Works Director Bryan Duckworth requested approval to award a bid for the Logan Street Water Tank painting project. Staff recommended the low bidder, Utility Services Co., Inc., Perry, GA, in the amount of \$60,300. Other bids: R.E. McLean Tank Co., Inc., Gastonia, NC - \$64,950; Pittsburg Tank & Tower Maintenance Co., Inc., Henderson, KY - \$67,650; and Municipal Tank Coating & Sandblasting Co., Inc., Hamlet, NC - \$79,400. The contract would be awarded with work to begin after July 1<sup>st</sup> 2014. Funding will come from Triple Community Fund Balance, which the Town of Valdese acquired at the time of merger. West Associates recommended the lowest bidder.

After a brief discussion, Councilwoman Hildebran made a motion to award a bid to Utility Services Co., Inc., Perry, GA, in the amount of \$60,300 to paint the Logan Street Water Tank, seconded by Councilwoman Stevenson. The vote was unanimous.

**LEASE AGREEMENT – OLD ROCK SCHOOL – DREAM CONNECTIONS** Mr. Morse requested approval of two lease agreements for space at the Old Rock School with Dream Connections. One agreement in the amount of \$700 per month, with significant square footage, and the other agreement in the amount of \$225 per month.

Councilman Black made a motion to approve the two aforementioned lease agreements with Dream Connections, seconded by Councilman Delp. The vote was unanimous.

**BUDGET AMENDMENTS** Finance Director Jerry LaMaster presented the following amendments:

**Budget Amendment No. 28 - W & S Construction Truck**

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.

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, 2014:

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

<u>Acct. No.</u>		<u>Debit</u>	<u>Credit</u>
30.8120.741	Capital Outlay	3,000	
30.8100.990	Contingency		3,000
Total		<u>\$ 3,000</u>	<u>\$ 3,000</u>

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

	<u>\$ 0</u>	<u>\$ 0</u>
Total	<u>\$ 0</u>	<u>\$ 0</u>

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.

**Budget Amendment No. 29 - Community Center Repairs**

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.

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, 2014:

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

10.6200.150	Maint & Repair Bldg	<u>\$10,650</u>	
10.4200.990	Contingency		<u>\$10,650</u>
Total		<u>\$10,650</u>	<u>\$10,650</u>

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>\$ 0</u>	<u>\$ 0</u>
Total	<u>\$ 0</u>	<u>\$ 0</u>

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.

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

**MAYOR AND COUNCIL COMMENTS:**

**POTHoles** Councilwoman Hildebran said there was a pothole on Colonial Street. Councilman Ogle said there was a pothole between Praley Street and First Baptist Church. Mr. Morse requested that Mr. Duckworth provide Members of Council with a priority pothole list. Mr. Duckworth described the process for repairing potholes and said potholes should be repaired by the first quarter of next budget year.

**RABBITS** Councilwoman Hildebran said the residents in her neighborhood were having issues with rabbits eating the flowers and plants and she asked if there was anything the Town could do. She said several years ago they had issues with Feral cats and now it is rabbits.

Mr. Morse said that would be a wildlife issue and the Town could not control rabbits.

**MANAGER'S REPORT:**

**ENFORCEMENT UPDATES – SEVERAL HOUSES IN THE CORPORATE LIMITS** Mr. Morse thanked Mr. Johnson and Ms. LoCicero for the updates of enforcement issues around town.

**UPDATE – PROPERTY LOCATED AT 909/913 MAIN STREET WEST** Town Manager Jeff Morse said he received a letter from Mr. Richard Deal. Mr. Morse said he met with Mr. Deal two days in a row and told him the Town could not allow any more exceptions and he has to stay on schedule and the Town will not accept anything less. The first time Mr. Deal fails to fulfill an obligation the Town would start the condemnation process immediately. Mr. Deal will install a privacy fence between his property and the neighbor, taking care of the red clay runoff and he would be at the site fulltime. Mr. Morse said there should be improvements within 30 days.

Pastor Allen King, 929 Main Street West, said he lived next door to “Deal’s Folly” as they refer to it in his neighborhood. He asked was there any recourse for a privacy fence between his home (church parsonage) and Mr. Deal and was there any way to stop them from blocking the driveway. He said it had been a 10 year battle and it has become a safety issue as he has two grandsons who play in the area. Mr. Morse said he was not sure about the privacy fence and he didn’t think the Town could require Mr. Deal to install the fence but if the situation continues it would fall under the condemnation. Mr. King said in the past six months he has filed several claims with the insurance company because of things getting misplaced and these type things do not happen when no one is living on the property. His insurance company is not happy to pay all the claims. Mr. Morse said the Town was revoking Mr. Deal’s special use permit and would no longer allow him to have persons staying in the accessory dwelling at the back of the property.

Mr. Morse said he informed Councilwoman Hildebran that he planned to visit the site daily to inspect and was working on this issue as a personal challenge.

Mr. Morse asked if the driveway was a shared driveway. Pastor King said the driveway was really a headache and he had tried to find the deed but Mr. Deal said it was a shared driveway. Mr. Morse requested Planning Director Larry Johnson check the Register of Deeds Office to see if the driveway was shared or who owned the property. Mr. King said Mr. Deal had dug up the other driveway and no one could get to the property. Mr. King said at least Mr. Deal had stopped blowing leaves at 10 o’clock at night disturbing the neighborhood.

Councilman Ogle asked about the special use on the Deal Property. Mr. Morse said the special use permit allowed Mr. Deal to live there but there were transient persons living there. Councilman Ogle asked about the process to revoke the permit.

Planning Director Larry Johnson said the special use permit issued several years ago was for an accessory dwelling and he would have to check to be specific on who could use, or if it could be rented out. He would need to investigate and convey to Council.

Councilwoman Hildebran requested that the record reflect that she was unaware of a Special Use Permit for the accessory dwelling. Mr. Morse said that took place before Councilwoman Hildebran was elected. She said she learned there was no running water or electricity to the accessory building. She said we had failed our neighbors.

Mr. Morse said Mr. Deal had gotten the property in compliance and now we are starting over again because he is back out of compliance.

**BURKE MILLS SITE** Councilman Delp asked if the site across the street from the Deal property had been cleaned up. Mr. Morse said no and the owner had to fill the area with a cover of dirt. Mr. Morse said if they failed to complete the clean-up he would turn over to EPA.

Pastor King said he was also thankful the work on the Burke Mills site had stopped as they were working at 2:00 a.m., which was also disturbing to the neighbors.

Councilman Ogle asked about the guardrail at the site. Mr. Morse said the State had not responded but a guardrail had been installed on Meytre Avenue. Mr. Morse said he would follow up with the state.

**RECEIVED PEDESTRIAN GRANT** Mr. Morse said the town received a 2014 Bicycle and Pedestrian Planning Grant from the NC Department of Transportation in the amount of \$28,400. This is a joint effort with the Town of Rutherford College.

**RECEIVED 2014 VOLUNTEER FIRE DEPARTMENT FUND GRANT** Mr. Morse said the Town received a 2014 Volunteer Fire Department Fund grant from the NC Department of Insurance, Office of State Fire Marshal in the amount of \$4,750. The funds would be used to purchase a thermal imaging camera for the second out fire engine.

**WALKING IN VALDESE PROGRAM** Ms. Rose Mueller said the program is announced five times per day on WSVM Radio. She thanked the Town for sponsoring the announcements

**RECESSED MEETING** - At 8:20 p.m., there being no further business to come before Council, Councilman Ogle made a motion to recess the meeting to reconvene on Monday, June 9, 2014, 12 noon, Valdese Town Hall to hold a Public Hearing – Catawba Valley Staffing Economic Development Incentives Agreement. The motion was seconded by Councilwoman Stevenson and unanimously carried.

**RECONVENED MEETING** At 12 noon on Monday, June 9, 2014, Valdese Town Hall – Council Chambers, Councilman Ogle made a motion to reconvene the meeting, seconded by Councilman Black. The vote was unanimous.

The following were present: Mayor James L. Hatley, Councilman Keith Ogle, Councilwoman Susan Stevenson, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and Community Affairs Director Barbara Hefner.

Absent: Councilwoman Frances Hildebran

A quorum was present.

VEDIC Director Chuck Moseley and W.T. Sorrell were also present.

**PUBLIC HEARING – CATAWBA VALLEY STAFFING ECONOMIC DEVELOPMENT INCENTIVES** Mayor Hatley opened the public hearing and asked if anyone wished to speak either for or against.

Town Attorney Marc Mitchell explained there were two parts – 1) Economic Development and 2) Building Reuse and he explained the following Resolutions approving the two sets of agreements. He said VEDIC would administer the funds.

#### **RESOLUTION**

WHEREAS, G.S. 160A-456 authorizes a Town to appropriate funds for community development programs and activities, including providing grants or loans for the restoration or preservation of older properties; and

WHEREAS, G.S. 160A-20.1 authorizes a Town to contract with and appropriate money to a corporation in order to carry out a public purpose that the town is authorized by law to engage in; and

WHEREAS, the Town has applied for a Main Street grant that would provide \$24,000 to the Town to be used for building reuse projects (the grant); and

WHEREAS, if the Town is awarded the grant, the Town of Valdese (the Town) desires to appropriate up to \$24,000 in connection with the Town's community development program to be used by Catawba Valley Staffing, Inc. to renovate approximately 4,000 square feet of leased space (the leased space) in a building owned by the Trail of Faith, Inc. located at 152 East Main Street (the building); and

WHEREAS, Valdese Economic Development Investment Corporation (VEDIC) has agreed to administer these community development funds on behalf of the Town; and

WHEREAS, a proposed agreement between VEDIC and the Town setting forth the terms and conditions under which VEDIC is to administer and make these funds available to Catawba Valley Staffing, Inc. has been presented to and considered by the town council, and the town council is of the opinion that the agreement with VEDIC should be approved;

IT IS THEREFORE RESOLVED AS FOLLOWS:

1. The Town appropriates \$24,000 for the renovation of the leased space at which the Catawba Valley Staffing, Inc. business will be located; provided, however, this appropriation is contingent upon the Main Street grant being awarded to the Town.
2. The Town Manager is authorized to enter into the proposed contract between the Town and VEDIC as presented to the Town Council.

THESE RESOLUTIONS ARE ADOPTED THIS 9<sup>th</sup> DAY OF JUNE, 2014.

TOWN OF VALDESE  
/s/ James L. Hatley, Mayor

ATTEST: /s/ Town Clerk

**RESOLUTION AUTHORIZING DEFERRED LOAN  
TO CATAWBA VALLEY STAFFING, INC.**

WHEREAS, North Carolina General Statute 158-7.1 authorizes a town to provide economic incentives in order to increase the business prospects of the town; and

WHEREAS, to encourage Catawba Valley Staffing, Inc. to locate its operations in downtown Valdese and to create ten (10) new jobs, the town has agreed to provide a deferred loan in the amount of \$6,000; and

WHEREAS, Valdese Economic Development Investment Corporation (VEDIC) has agreed to administer the terms of this proposed deferred loan on behalf of the town; and

WHEREAS, a proposed agreement between VEDIC and the town setting forth the terms and conditions under which VEDIC is to administer and make these funds available to Catawba Valley Staffing, Inc. has been presented to and considered by the town council, and the town council is of the opinion that the agreement with VEDIC should be approved; and

WHEREAS, the town council has held a public hearing as required by G.S. 158-7.1;

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. The Town Council hereby appropriates \$6,000 to fund a deferred loan to Catawba Valley Staffing, Inc. upon the terms set forth in the proposed agreement between VEDIC and Catawba Valley Staffing, Inc. as presented to the town council; provided, however, this economic incentive is contingent upon the town being awarded a \$24,000 Main Street grant that will also be used in connection with this project.
2. The Town Manager is authorized to enter into the proposed contract between the town and VEDIC as presented to the Town Council;

THESE RESOLUTIONS ARE ADOPTED THIS 9<sup>TH</sup> DAY OF JUNE, 2014.

TOWN OF VALDESE  
/s/ James L. Hatley, Mayor

ATTEST: /s/ Town Clerk

Mr. Morse said Catawba Valley Staffing cannot begin renovations until the Town receives the Main Street matching grant.

Mr. W. T. Sorrell said we should know soon if the Town would be awarded a grant but may be several months before we receive the 50/50 matching grant funds. You cannot spend any funds until the grant is received.

Attorney Mitchell said the documents would need to be revised if the grant were not received.

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

After a brief discussion, Councilman Black made a motion to adopt the two aforementioned resolutions for Catawba Valley Staffing, seconded by Councilman Delp. The vote was unanimous.

**HEALTHCARE** Mr. Morse said he sent Members of Council an e-mail late last Friday afternoon regarding the change in the Town's health insurance and instead of OSI Insurance it was proposed that Blue Cross Blue Shield would be the insurance carrier at a \$24,000 cost savings and payroll would remain in-house. The Health Savings Account would remain at \$1,500 for each participant and \$1,000 out of pocket per person. Family coverage would be offered but the Town would not be funding 40 percent of family coverage. He said Phyllis Sweezy had found some options for those needing family coverage.

Councilman Ogle asked about the 40 percent for family coverage. Mr. Morse said it was cost prohibitive. Councilman Ogle said the manager needed to explain to the employees. Mr. Morse said he would try to hold the meetings before the June 30 Council meeting.

Councilman Black said the lower salary employees would be eligible for subsidizes. He said it was not fair to subsidize dependent coverage since all employees did not receive the benefit.

Councilman Delp said it could cost another \$100,000.

Mr. Morse invited everyone to enjoy lunch catered by Myras.

At 12:35 p.m., there being no further business to come before Council, Councilman Delp made a motion to adjourn, seconded by Councilwoman Stevenson. The vote was unanimous.

The next meeting is a regularly scheduled Council Meeting on Monday, June 30, 2014, 7:00 p.m., for the FY 2014-2015 Budget Public Hearing. This meeting also serves as the July Council meeting.

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Town Clerk

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Mayor



**TOWN OF VALDESE  
TOWN COUNCIL MEETING  
JUNE 30, 2014**

The Town of Valdese Town Council met on Monday, June 30, 2014, at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor Pro Tem Susan Stevenson, Councilman Keith Ogle, Councilwoman Frances Hildebran, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: Mayor James L. Hatley

A quorum was present.

Mayor Pro Tem Stevenson called the meeting to order at 7:00 p.m. She offered the Invocation and led in the Pledge of Allegiance to the Flag.

**OPEN FORUM/PUBLIC COMMENT:**

**RICHARD GARRISON, RESIDENT OF MORGANTON – RE: REACT** Mr. Garrison said in 2009 he joined REACT as a volunteer and received a membership guide last year which stated use of team vehicles. He said the maximum charge each month for auto fuel shall be \$25 and last October there was a fuel charge for \$638 and November a charge of \$614. The Town of Valdese provided funds to operate the REACT Team and he believed there was a potential misuse of funds.

Councilman Ogle said the issue should have been brought before the REACT Team. Mr. Garrison said it had been and after he took this item to the board, they took action inappropriately against him as vice chairman of the board. He said he was dismissed from the team for bringing up this issue. He said he loved volunteering as a public servant.

Mayor Pro Tem asked if the issues were continuing. Mr. Garrison said yes to his knowledge.

Councilman Black asked if this issue had been before the Burke County Commissioners. Mr. Garrison said he spoke with two Commissioners and the other three did not respond to him. He also talked with the Burke County Manager twice and the Burke County Finance Director investigated and found no wrong doing by REACT.

Councilman Ogle asked the Town Attorney for an opinion. Town Attorney Marc Mitchell said the town gets a service for the contribution, a limited amount of money, to a nonprofit and the Town does not have a direct responsibility to REACT.

Mr. Morse said REACT was a nonprofit and the County Commissioners and Valdese would have no jurisdiction over REACT, other than a contribution. The Town contributes \$1,500 annually plus \$150 for special events. He would contact the Burke County Manager and Terry Houston with REACT.

**CONSENT AGENDA:** (enacted by one motion)

**APPROVED MINUTES** – Regular Council Meeting of June 2, 2014 and continued June 9, 2014

**APPROVAL OF VALDESE ABC BOARD TRAVEL POLICY**

**VALDESE ABC BOARD TRAVEL POLICY**

The following guidelines will be used as a travel policy for all employees traveling on Valdese ABC Board business:

1. Reimbursement of travel expenses-

Meals will be covered on a per day rate. (Based on the current Federal Per Diem Rate) The Federal Per Diem Rates listing (found online at [www.gsa.gov](http://www.gsa.gov)) is updated on an annual basis in October. If the traveler's destination is not listed on the website, the standard rate, \$46 currently, is used.

When traveling to attend a conference, where some meals are provided by the conference, remaining meals not provided by the conference will be eligible for reimbursement on a reasonable and actual basis (receipts required).

When on a trip not involving an over nights stay, expenses (i.e. mileage, meals) will be eligible for reimbursement on a reasonable and actual basis (receipts required).

Lodging will be covered for reasonable and actual cost (receipt required). Unless attending a conference, the Federal Per Diem Listing should be used as a guideline in determining reasonable cost.

2. Board credit cards may be used to reserve lodging. Travel related cost however, should not be charged to the credit cards. All travel expenses will be covered through travel advances and / or reimbursements.
3. It is the responsibility of the General Manager to determine which meal allowances are eligible for reimbursement to employees for partial day travel. Reimbursement will be for reasonable and actual cost (receipt required).
4. All requests for travel expense reimbursement (i.e. meals, lodging, mileage, etc. must be accompanied by a travel expense report.
5. Other issues-

-Transportation: As a general rule, it is the Board's policy that an employee is authorized to use a private vehicle and be reimbursed at current standard mileage rate. The current standard rate shall be the same as paid by the Town of Valdese following the IRS rate.

-Telephone: Any employee traveling out of town and staying overnight, will be allowed a personal telephone call up to \$4 per night. Board business related calls will be paid by the Board.

-Registration: Registration fees are generally paid in advance directly to the vendor, not from travel advance.

-Advances: The Board does permit employees to request advances whenever an estimated trip cost exceed \$25. If the cost is less than \$25, employee must seek reimbursement when the trip is completed.

Adopted the 16th day of June, 2014, by the Valdese ABC Board of Directors.

Approved this 30<sup>th</sup> day of June 2014.

/s/ James L. Hatley, Mayor

Attest: /s/ Town Clerk

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

***End Consent Agenda***

**ITEMS REMOVED FROM CONSENT AGENDA:** None.

**FY 2014 – 2015 BUDGET - PUBLIC HEARING** Mayor Pro Tem Stevenson opened the public hearing and asked if anyone wished to speak either for or against.

Town Manager Jeff Morse said the Town would continue the outstanding services we provide that our citizens have become accustomed to. Last year Family Friday Night was extended through September and would be continued. There would be a 2 percent cost-of-living increase for employees, the tax rate would remain the same as last year (\$0.485 per 100 valuation). Healthcare costs increased by 34 percent from the current premium and the insurance agent found insurance for 14 percent increase with Blue Cross Blue Shield, and a \$1,500 for the Health Savings Account (HSA) toward a \$2,500 out-of-pocket expense would be provided to everyone who receives the town's health insurance. The Town could no longer afford partial coverage of spouse/families due to changes in healthcare laws. Previously, employees hired before 2008 could insure their spouse/family and the town would cover 50 percent of the premiums and last year the town only covered 40 percent. Now, all employees, even those hired after 2008, were eligible for spouse/family coverage and the employee would be responsible for 100 percent of the cost. Mr. Morse thanked Councilman Black's office for assisting employees with family coverage.

Councilman Ogle asked if there was any way to assist with a percentage such as 10-30 percent of spouse/family coverage insurance, he realized the Town could not assist with 40 percent. He asked if staff could provide the number of employees needing some type of dependent coverage and the total cost if the town offered 20 percent. Mr. Morse said it would have to be offered to all employees due to the insurance laws. Councilman Black said if the Town pays any amount our employees would be prevented from receiving subsidized plans. Mr. Morse said even if Council adopts the budget this evening as presented that staff would continue to research insurance options.

Mr. Morse said staff recommended \$125,000 towards economic development for the downtown area. A challenge with the Utility Fund was the Town lost \$100,000 water sales to Icard Water Corporation as they were buying water from Hickory. He recommended a fixed meter fee increase of \$2 and a 2 percent to industry. Councilwoman Hildebran wanted to make sure that the increase was for a two year period. Mr. Morse said there would be no increase to the fixed meter fee next year for residents; however, there may be an increase to industry as they were our large water users.

Mr. Morse said in summary, 2014-2015 would be a year of growth in Valdese's housing market and the Town would experience an increase in new jobs in the downtown district. The Department of Corrections would be bringing 45 jobs to Valdese and Catawba Valley Staffing would be bringing 10 jobs to Valdese. Waterside Development has sold all lots except three or four.

Councilwoman Hildebran said she serves on the Library Board and they shared with her that prior to the recession their funding was \$48,000 and since then the amount was lowered to \$43,000, a \$5,000 decrease. She said the Town did contribute to capital project for a new HVAC system. She said Burke County and the City of Morganton were contributing additional funding for books and they were requesting an additional \$5,000 from the Town to purchase books. The library had a waiting list of 50 people for one book. She asked if money was available anytime during the year if the Town could fund \$2,500 for books plus increase the funding in the future to pre-recession amount. Mr. Morse recommended looking at the budget in February 2015 and if possible donate \$2,500 to the library.

There being no one else wishing to speak, Mayor Pro Tem Stevenson closed the public hearing.

#### **FY 2014 – 2015 ADOPTION OF BUDGET ORDINANCE**

#### **TOWN OF VALDESE BUDGET FISCAL YEAR 2014 - 2015**

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF VALDESE, NORTH CAROLINA, THAT:

Section I: The following amounts are hereby appropriated to the fund set forth for the operation of the town government and its activities for the fiscal year beginning July 1, 2014 and ending June 30, 2015 in accordance with the chart of accounts heretofore established for this town:

GENERAL FUND \$ 5,010,166

Governing Body	\$ 56,882
Administration	1,141,550
Public Works	335,907
Maintenance & Grounds	176,910
Planning	89,442
Police	838,973
Fire	643,993
Street	160,939
Powell Bill	148,313
Sanitation	228,463
Recreation	723,029
Tourism/Community Affairs	465,765

UTILITY FUND \$ 4,850,898

Water	1,773,012
Wastewater	1,918,665

Water/Sewer Const.

1,159,221

TOTAL EXPENDITURES

\$ 9,861,064

Section II: It is estimated, and therefore appropriated, that the following revenues will be made available to the respective funds for the fiscal year beginning July 1, 2014 as follows:

GENERAL FUND

\$ 5,010,166

UTILITY FUND

\$ 4,850,898

TOTAL REVENUES

\$ 9,861,064

Section III: There is hereby levied an ad valorem tax at the rate of forty eight and one half cents (\$0.485) per one hundred dollars (\$100) valuation of property as listed for taxes as of January 1, 2015 for the purpose of raising a portion of the revenue listed in the General Fund appropriation in Section II of this ordinance. This rate, based upon an estimated total valuation of \$328,892,270 will generate a levy of \$1,557,245 with an estimated collection rate of 98% less \$12,000 reserved for discounts.

Section IV: As set forth in the Utility Fund Non-Departmental Section of the FY 2014-2015 budget document, the amount of \$428,879 is appropriated for the purpose of debt service and that this amount is sufficient for the complete and proper payment of all bond principal, bond interest and commissions on the outstanding debt of the town relating thereto for the fiscal year beginning July 1, 2014, and ending June 30, 2015.

Section V: Long Term Monitoring surcharge for industrial pretreatment program.

Program Cost: \$14,350

Section VI: The fee schedule for utility service for INDUSTRIAL CUSTOMERS is as follows:

<u>Inside Water</u> (Consumption /1000 gal.)		<u>Inside Wastewater</u> (Discharge/1000 gal.)	
0 - 3	\$11.31	Admin. Billing Charge	\$6.15
4 - 3000	2.15		
3001+	1.04	User Charge	2.05
<u>Outside Water - Town System</u> (Consumption /1000 gal.)		<u>Outside Wastewater - Town System</u> (Discharge /1000 gal.)	
0 - 3	\$24.19	Double Inside Rate	
4 - 3000	4.30		
3001+	2.08		

The fee schedule for utility service for COMMERCIAL CUSTOMERS is as follows:

<u>Inside Water</u> (consumption / 1000 gal.)		<u>Inside Wastewater</u> (discharge / 1000 gal.)	
Fixed Meter Charge +		Minimum charge	
0 - 3	26.26		
4 - Plus	2.60	up to 3000 gals.	\$5.79
		Cost per 1000 gal.	\$1.93
<u>Outside Water - Town System</u> (consumption / 1000 gal.)		<u>Outside Wastewater - Town System</u> (discharge / 1000 gal.)	
Fixed Meter Charge +			

**June 30, 2014, MB#30**

0 – 3                    38.48  
4 – Plus                5.20

Double Inside Rate

The fee schedule for utility service for RESIDENTIAL CUSTOMERS is as follows:

Inside Water  
(consumption / 1000 gal.)

Inside Wastewater  
(discharge / 1000 gal.)

Fixed Meter Charge +  
0 – 3                    27.24  
4 – Plus                2.60

Minimum charge  
up to 3000 gals.            \$5.52

Cost per 1000              1.84

Outside Water – Town System  
(consumption / 1000 gal.)

Outside Wastewater-  
Town System

Fixed Meter Charge +  
0 – 3                    40.35  
4 – Plus                5.20

(discharge / 1000 gal.)

Double Inside Rate

Utility Deposits

Non-owner Resident            \$100.00  
Non-owner Commercial        100.00  
Non-owner Industrial            100.00

Reconnect                        \$ 25.00

Water Meter Tampering       \$100.00

Late Penalty                    10% after 15th of month bill is due. Amended policy now included for large users. If the penalty exceeds \$200.00 the amended policy becomes effective.

Section VII: The Budget Officer is hereby authorized to transfer appropriations within a fund as contained herein under the following conditions:

- (A) He may transfer amounts between objects of expenditures within a department without limitation and without a report being required.
- (B) He may transfer amounts of \$1,000 between departments of the same fund with an official report on such transfer at the next regular meeting of the Town Council.
- (C) He may not transfer any amounts between funds or from any contingency appropriation within any fund without approval of the Town Council.

Section VIII: Copies of this budget ordinance and accompanying documents shall be furnished to the finance office, budget officer, and other department heads of the Town of Valdese to be kept on file by them for their direction in the disbursement of funds.

Upon introduction by Town Manager Jeffrey V. Morse, motion to adopt by Councilman Ogle, and seconded by Councilman Delp, the vote was unanimous. This ordinance is adopted on this the 30<sup>th</sup> day June, 2014.

/s/ James L. Hatley, Mayor

Attest: /s/ Town Clerk

**PUBLIC HEARING – TEXT AMENDMENT #01-6-14 ZONING AND DEVELOPMENT REGULATIONS (NOTE: Amendments may be found in Ordinance Book No. 9, page 89.)** Mayor Pro Tem Stevenson opened the public hearing and asked if anyone wished to speak either for or against.

Planning Director Larry Johnson said the amendments were due to the 2013 Session of the NC General Assembly and staff recommended the amendments to the Code of Ordinances. He briefly highlighted the proposed amendments.

There being no one else wishing to speak, Mayor Pro Tem Stevenson closed the public hearing.

Councilman Black made a motion to adopt the amendments to the Zoning and Development Regulations, seconded by Councilman Delp. The vote was unanimous.

**PUBLIC HEARING – MAP AMENDMENT #01-5-14 PROPOSED REZONING** Mayor Pro Tem Stevenson opened the public hearing and asked if anyone wished to speak either for or against.

Planning Director Larry Johnson said the proposed rezoning request was petitioned by Matthew and Abigail Hefner for their parcel located at 400 Ribet Avenue SE, from M-1 Manufacturing to R-12 Residential. The Valdese Planning Board recommended that Council approve the rezoning. He offered a PowerPoint of the property and said the public hearing was properly advertised, the property was posted and adjoining property owners were notified by mail. He said the Hefners had made a lot of improvements to the parcel and the structure.

There being no one else wishing to speak, Mayor Pro Tem Stevenson closed the public hearing.

After a brief discussion, Councilwoman Hildebran made a motion to approve the aforementioned rezoning, seconded by Councilman Black. The vote was unanimous.

**AGREEMENT WITH WPCOG FOR 2014-2015 TECHNICAL PLANNING ASSISTANCE** Mr. Johnson said the agreement was with WPCOG for Technical Planning Assistance in the amount of \$22,000. Over the years the Town had maintained a Technical Planning Assistance Agreement with the WPCOG to assist the Planning Department in planning and enforcement activities. This contract represents a \$400 increase above last year's agreement.

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

**AGREEMENT WITH WPCOG FOR ASSISTANCE IN SUPPORTING THE STORMWATER PARTNERSHIP** Mr. Morse said the agreement was with WPCOG to assist five local governments in our region (Morganton, Valdese, Conover, Hickory, and Maiden) to manage stormwater runoff in our cities and towns. The FY 2014-15 Stormwater Partnership's working budget would be \$21,991 and Valdese's portion of the cost was \$2,046.

After a brief discussion, Councilman Ogle made a motion to approve the aforementioned agreement, seconded by Councilwoman Hildebran. The vote was unanimous.

**APPROVAL OF UTILITY SYSTEM (WATER & WASTEWATER SYSTEMS) CAPITAL IMPROVEMENT PLAN** (NOTE: Copy of plan on file in the office of Public Works Director.) Public Works Director Bryan Duckworth briefly offered updates of the plan. The adoption of the plan was necessary for the Collection System Permit and the plan was due by July 3. The permit does not expire until December 31 but the state needed the plan 180 days prior.

Mr. Duckworth said there were 154 miles of waterlines, 5300 customers, and several lines dating back to 1930s. He said Main Street lines were under 17" of concrete and was the old interstate at one time and when those lines have to be replaced it becomes very costly. For the Asset Management Plan, line data had been collected for only the past seven years and staff cannot realistically prepare a replacement line plan off of seven years of data, and staff continues to track break history of line segments off the work order program. The wastewater system is 75 years old and contains 60 miles of collection and sewer outfall which leads to the Lake Rhodhiss Sewer Treatment Plant serving over 2,000 customers in Town and does not include the bulk customers of Drexel, Rutherford College, and Burke County. The collection system had expanded into a low pressure system to serve the two lake front subdivisions of The Settings and Waterside. The plant was built in the early 80s to provide secondary treatment of 7.5 million gallons and was currently doing less. During rainfall staff treats 8 - 13 million gallons per day. An I & I investigation was currently underway. He briefly reviewed the five-year CIP and service area for wastewater and water distribution systems. He said staff does a great job with its preventive maintenance to keep our equipment running. Mr. Morse said in the future the Town would go through a bond referendum for upgrades to our utility infrastructure.

After a brief discussion, Councilman Ogle made a motion to approve the Utility System Capital Improvement Plan, seconded by Councilwoman Hildebran. The vote was unanimous.

**AUTHORIZATION TO HIRE FOR VACANT POSITION – PUBLIC WORKS DEPARTMENT** Public Works Director Bryan Duckworth requested authorization to hire for a vacant full-time position (Utility Field Service Technician).

Councilman Ogle made a motion to approve the aforementioned request to hire for vacant position, seconded by Councilman Delp. The vote was unanimous.

**ADOPTION OF RESOLUTION APPROVING FINANCING TERMS FOR POLICE VEHICLES** Finance Director Jerry LaMaster presented the following resolution:

**RESOLUTION APPROVING FINANCING TERMS**

WHEREAS: The Town of Valdese ("Town") has previously determined to undertake a project for the purchase of two (2) 2014 Ford Expeditions Vehicles (the "Project"), and the Finance Officer has now presented a proposal for the financing of such Project.

BE IT THEREFORE RESOLVED, as follows:

1. The Town hereby determines to finance the Project through Branch Banking and Trust Company ("BB&T"), in accordance with the proposal dated June 19, 2014. The amount financed shall not exceed \$64,000.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 1.49%, and the financing term shall not exceed two (2) year from closing.
2. All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the Town are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution.
3. The Finance Officer is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Finance Officer is authorized to approve changes to any Financing Documents previously signed by Town officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Finance Officer shall approve, with the Finance Officer's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document's final form.
4. The Town shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The Town hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b)(3).
5. The Town intends that the adoption of this resolution will be a declaration of the Town's official intent to reimburse expenditures for the project that is to be financed from the proceeds of the BB&T financing described above. The Town intends that funds that have been advanced, or that may be advanced, from the Town's general fund, or any other Town fund related to the project, for project costs may be reimbursed from the financing proceeds.
6. All prior actions of Town officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

Approved this 30<sup>th</sup> day of June, 2014.

/s/ James L. Hatley, Mayor

Attest: /s/ Town Clerk

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

**FY 2013 - 2014 YEAR END BUDGET AMENDMENT** Finance Director presented the following amendment:

**SUPPLEMENTAL YEAR END BUDGET AMENDMENT**

GENERAL FUND

Total Revenue:

139,599

2008 Ad Valorum Taxes	10.3010.081	1,300
2009 Ad Valorum Taxes	10.3010.091	1,700
2010 Ad Valorum Taxes	10.3010.101	1,800
2011 Ad Valorum Taxes	10.3010.111	900
2012 Ad Valorum Taxes	10.3010.121	42,500
2012 Motor Vehicle Tax	10.3010.122	800
2013 Ad Valorem Tax	10.3010.131	(9,246)
2013 Motor Vehicle Tax	10.3010.132	39,000
Tax Penalty & Int	10.3170.000	7,150
Tax Penalty & Int - Settings	10.3170.000	7,500
Occupancy Tax	10.3200.000	10,000
Cables TV Franchise Fee	10.3280.000	(4,700)
Other	10.3350.030	4,000
Alcohol / Beverage Tax	10.3410.000	(5,000)
Sales Tax	10.3450.010	(9,600)
Hold Harmless	10.3450.020	7,800
Solid Waste Disposal Tax	10.3590.020	(505)
Cemetery Revenues	10.3610.000	2,900
Sale of Fixed Assets	10.3830.000	1,500
Rock School Auditorium	10.3970.026	8,000
From Utility - Waldensian Mills	10.3970.300	2,500
From Utility	10.3970.300	22,500
From TCW	10.3970.310	20,000
Festival	10.3970.920	3,500
Insurance Reserve	10.3970.930	5,800
Fund Balance	10.3990.000	(22,500)

Expenditures:

Governing Body		5,000
Group Insurance	10.4100.060	1,000
Dept Supplies	10.4100.330	2,000
Misc	10.4100.570	2,000
Administration		104,177
Salaries	10.4200.020	
Professional Services	10.4200.040	6,000
Unemployment	10.4200.080	38,000
Telephone	10.4200.110	3,500
Travel	10.4200.140	1,500
Dept Supplies - Recording Sys	10.4200.330	
NC Sales Tax	10.4200.370	7,000
Dues & Subscriptions	10.4200.530	2,000
Business Revitalization - Façade	10.4200.940	2,500
Econ Develop Incentive Tax	10.4200.943	50,000
Contingency	10.4200.990	(6,323)
Insurance Reserve	10.4200.992	



**June 30, 2014, MB#30**

Public Works Admin			4,500
Salaries	10.4250.020	3,000	
Over Time	10.4250.021	1,500	
Maintenance & Grounds			(3,500)
Salaries	10.4350.020		
Part Time	10.4350.022	(17,000)	
M&R Equipment	10.4350.160	(4,000)	
Helping Hands	10.4350.451	19,500	
Insurance & Bonds	10.4350.540	(2,000)	
Planning			(1,800)
Contract Services	10.4900.450	(1,000)	
Insurance & Bonds	10.4900.540	(800)	
Police			21,000
Salaries	10.5100.020	5,000	
Extra Duty Hours	10.5100.024	(6,800)	
FICA	10.5100.050		
Retirement	10.5100.070		
Unemployment	10.5100.080	21,000	
Utility Electric	10.5100.130		
Auto Supplies Tires	10.5100.313	(1,200)	
Contract Services	10.5100.450	1,800	
Insurance & Bonds	10.5100.540	1,200	
Drug Task Force	10.5100.572		
Fire			7,200
Salaries & Wages	10.5300.020		
Over Time	10.5300.021		
Part Time	10.5300.024	(5,000)	
Extra Duty Hours	10.5300.024		
Retirement	10.5300.070		
Travel	10.5300.140		
Maint & Repair Bldg	10.5300.150	11,000	
Maint & Repair Vehicle	10.5300.170	2,000	
Dept Supplies	10.5300.330	(3,000)	
Insurance & Bonds	10.5300.540	2,200	
Street			(5,570)
Salaries	10.5600.020	(1,970)	
Maint & Repair Bldgs	10.5600.150	5,000	
Maint & Repair Equip	10.5600.160	(4,000)	
Auto Supplies Tires	10.5600.313	(3,000)	
Dept Supplies	10.5600.330		
Insurance & Bonds	10.5600.540	(1,600)	
Sanitation			(3,780)
Maint & Repair Auto	10.5800.170		
Contract Services	10.5800.450	(5,000)	
Helping Hands	10.5800.451	1,220	

June 30, 2014, MB#30

Recreation		10,500
Salaries	10.6200.020	11,500
Part Time	10.6200.022	(11,500)
Professional Services	10.6200.040	8,000
Unemployment	10.6200.080	1,000
Utility Exp – Gas	10.6200.131	7,500
Chemicals	10.6200.332	
Contract Services	10.6200.450	
Insurance & Bonds	10.6200.540	(6,000)
Trans to CRF	10.6200.961	
Community Affairs		1,872
Part Time Pay	10.6250.022	
Professional Services	10.6250.040	4,000
Contract Services	10.6250.450	(2,200)
Contract Services - Entertainment	10.6250.452	2,200
Insurance & Bonds	10.6250.540	(2,200)
Trans to Art Fund	10.6250.928	72
Total Expenditures		<u>139,599</u>
		0

Councilman Black made a motion to approve the aforementioned year end budget amendment, seconded by Councilman Delp. The vote was unanimous.

**MAYOR AND COUNCIL COMMENTS:**

**BANK ROBBERY**

Mayor Pro Tem Stevenson thanked Police Chief for the hard work on the recent bank robbery and she said a suspect had been apprehended.

Mr. Morse also commended Assistant Police Chief/Detective Jamie Buchanan on arresting a suspect in the June 13, 2014, BB&T bank robbery in the Town of Valdese. Police Chief Moss said Assistant Chief Buchanan worked closely with Claremont and Maiden Police Departments to make the arrest and the same suspect robbed all three banks over several months.

Mr. Morse recommended that Assistant Police Chief/Detective Jamie Buchanan be recognized at the August Council meeting.

**OUTDOOR DRAMA** Mayor Pro Tem Stevenson was appreciative of the repairs at the Old Colony Players - Outdoor Drama.

**FLOWERS ON MAIN** Mayor Pro Tem Stevenson said she appreciated the flowers that was extended on Main Street for two blocks and they looked very nice.

**LAUREL ROAD SIGNAGE** Mayor Pro Tem Stevenson said she received a call that the signage was not visible on Laurel Road regarding weight limits. Councilman Delp said he was also getting complaints about semi-trucks traveling Laurel Road.

**DOWN POWER LINES** Mayor Pro Tem Stevenson said she received complaints that the "Road Closed" signs were not visible during the recent accident when a large truck tore down power lines. Fire Chief Watts said someone ran over the signage at that incident.

**POLICE DEPARTMENT REPORT** Councilwoman Hildebran said she noticed crime was down in Valdese comparing 2012 to 2013. Police Chief Moss said yes overall and his officers were working hard.

**HOMES ON COLONIAL STREET AND ORCHARD AVENUE** Councilwoman Hildebran said she rode by these homes this date and there was junk in the yard again, especially Orchard Avenue. Planning Director Larry Johnson said he would contact the family and start the process again. The Town Attorney sent the property owner on Colonial Street a letter.

Mr. Morse recommended a continued follow-up of the problem properties.

**MANAGER'S REPORT:**

**RECOGNITION OF MORRISSA WALKER ANGI – COMMUNITY AFFAIRS DEPARTMENT** Mr. Morse recognized Morriッサ Walker Angi and said that she was an asset to the Town as well as the Community Affairs Director. Mr. Morse said she was a great graphic artist and assisted with the June 13 Family Friday Night event and all of the Family Friday Night events.

Deputy Town Clerk Thelda Rhoney also commended Ms. Angi and said she posts agendas and minutes on the Town's website in a timely manner assisting the Town Manager's Office.

**UPDATE – PROPERTY LOCATED AT 909/913 MAIN STREET WEST** Mr. Morse said Town Attorney Marc Mitchell had issued a nuisance order again to Mr. Deal.

Councilwoman Hildebran asked Planning Director Larry Johnson about the pastor's comments about the shared driveway at this location. Mr. Johnson said that either Mr. Deal or the church would have to initiate a survey to determine the owner of the driveway and this information has been conveyed to the pastor of the church.

Councilwoman Hildebran also asked about the accessory building at this site. Mr. Morse said no one was currently living there. Mr. Johnson said a special use for the accessory building could be rescinded; however, the current language in the ordinance was changed since Mr. Deal's special use had been approved and he would be allowed to live in the accessory dwelling.

**UPDATE ON FAMILY FRIDAY NIGHT – JULY 4, 2014** Ms Angi offered a brief update on festivities for the event and said the car show would begin at 5:30 p.m., the music would begin at 7:00 p.m., and fireworks would begin at approximately 9:40 p.m.

Councilman Delp asked if it rains during a concert does the band still get paid. Staff said yes and if possible they would move to the Old Rock School; however, it takes a lot of time to move the equipment.

**DAMAGED STREET LIGHTS** Councilman Delp asked if someone ran over one of our street lights would their insurance replace the light. Mr. Duckworth said yes.

**TOWN OFFICES CLOSED ON FRIDAY, JULY 4, 2014, IN OBSERVANCE OF INDEPENDENCE DAY**

**CLOSED SESSION PURSUANT TO NC GENERAL STATUTE 143-318.11 (A) (6)** This item was tabled until a later meeting.

At 8:20 p.m., there being no further business to come before Council, Councilman Ogle made a motion to adjourn, seconded by Councilwoman Hildebran. The vote was unanimous.

The next meeting is a regularly scheduled Council Meeting on Monday, August 4, 2014, 7:00 p.m.

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Town Clerk

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Mayor

**TOWN OF VALDESE  
VALDESE TOWN COUNCIL – COMMUNITY-WIDE PRESENTATION BY BLUE RIDGE HEALTHCARE  
WEDNESDAY, JULY 2, 2014, 5:30 P.M.**

The Town of Valdese Town Council was invited to attend a community-wide presentation offered by Blue Ridge HealthCare regarding changes at Valdese General Hospital on Wednesday, July 2, 2014, 5:30 p.m., Valdese Town Hall Council Chambers, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor James L. Hatley, Councilwoman Susan Stevenson, Councilman Gary L. Delp, and Councilman Chip Black. Also present was Town Manager Jeffrey V. Morse.

Absent: Councilman Keith Ogle and Councilwoman Frances Hildebran

A quorum was present. No action was taken.

**PRESENTATION BY KATHY C. BAILEY, PRESIDENT & CEO OF BLUE RIDGE HEALTHCARE REGARDING  
CHANGES AT VALDESE GENERAL HOSPITAL**

Ms. Bailey and her staff offered a presentation to the community regarding changes at Valdese General Hospital. Carolinas HealthCare System Blue Ridge's Board of Directors voted to transition Carolinas HealthCare System Blue Ridge – Valdese (Valdese Hospital) to an outpatient health center and transfer inpatient care to its Morganton Campus. Plans include renovating and expanding the Emergency Department and upgrading the Cancer Center. Outpatient surgery, radiology, laboratory, rehabilitation services, specialty services, the café and support services will continue to be offered at the Valdese campus. Four Task Forces will be developed to outline the implementation plan for this transition. The Coordinating Task force will publish the plan and timeline in early October and inpatients will transition to the Morganton Campus by December 1, 2014.

The presentation ended at approximately 6:30 p.m.

The next meeting is a regularly scheduled meeting for Monday, August 4, 2014, 7:00 p.m.

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Town Clerk

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Mayor

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**TOWN OF VALDESE  
TOWN COUNCIL MEETING  
AUGUST 4, 2014**

The Town of Valdese Town Council met on Monday, August 4, 2014, at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor James L. Hatley, Councilwoman Frances Hildebran, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: Councilman Keith Ogle and Councilwoman Susan Stevenson. Town Attorney Marc Mitchell was also absent.

A quorum was present.

Mayor Hatley called the meeting to order at 7:00 p.m. He offered the Invocation and led in the Pledge of Allegiance to the Flag.

**OPEN FORUM/PUBLIC COMMENT:**

**PICKLEBALL – PATRICIA THOMPSON** Ms. Thompson resides at 104 Forest Drive, Valdese. She said she was retired and moved to Valdese for the recreation. She spoke with Park & Recreation Director Doug Knight about pickleball and he gave them court time on Mondays from 9:00 – 11:00 a.m., and he provided the net and some equipment. They now have 10 members who regularly play. She requested that the gymnasium be air conditioned and some citizens have come to play and left due to the heat. She said if the gym were air conditioned it could be used for other venues such as shows, quilt shows, etc. She said the shows at the Old Rock School were crowded and one had to go from room to room.

Mr. Morse said the Town just received a grant to build an all-purpose facility next to the Community Center. Mr. Morse was not sure the size of the new facility. She described the game of pickleball and would like to bring a pickleball league to Valdese.

Mr. Morse said he would send Ms. Thompson's request to the Parks & Recreation Board for analysis and cost to install air conditioning in the gym. Ms. Thompson offered her assistance as a citizen to obtain funding.

Councilwoman Hildebran thanked Ms. Thompson for bringing this issue before the Council.

**CONSENT AGENDA:** (enacted by one motion)

**APPROVED MINUTES – JUNE 30, 2014 AND JULY 2, 2014 (BLUE RIDGE HEALTHCARE PRESENTATION)**

**ACCEPTANCE OF PARTF GRANT AWARD** On Friday, July 11, 2014, the Parks and Recreation Trust Fund (PARTF) Authority met in Raleigh to decide this year's grant recipients. There were 64 agencies who were asking for over \$17 million. The total available funds at the time of the meeting were just over \$4 million. This year, the Town of Valdese Parks and Recreation Department was awarded a grant of \$215,600 to assist in the construction of a small downtown park adjacent to the Community Center. This is a matching grant and the Town is responsible for \$215,600. A donation in the amount of \$150,000 had been promised and \$65,600 would come from Town funds. The total cost of the project for the construction of a small downtown park adjacent to the Community Center was estimated at \$431,200.

**APPROVED AUTHORIZATION TO HIRE FOR VACANT POSITION – POLICE DEPARTMENT** Police Chief Moss requested that he be authorized to advertise for a vacant Police Officer position vacated by Police Officer Loyd Albert Hames, Jr.

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

***End Consent Agenda***

**ITEMS REMOVED FROM CONSENT AGENDA:** NONE.

**SAFETY AWARDS PRESENTATION** Fire Chief Charlie Watts presented ***Certificates of Safety Achievement*** awards from the North Carolina Department of Labor 2013 Safety Awards. He commended the Public Works Director Bryan Duckworth for conducting a safety meeting every week.

Fire Department - First year (starts over when there is an injury)  
Triple District – First year  
Wastewater – Second year  
Recreation – Third year  
Old Rock School/Community Affairs – Third year (previously grouped with administration)  
Water – Fifth year  
Public Works - Seventh  
Administration – Twenty-sixth year

Mr. Morse thanked Fire Chief Watts and Department Heads for being safe on the job.

**MAYOR AND COUNCIL COMMENTS:**

**PUBLIC APOLOGY – PUBLIC WORKS DEPARTMENT** Councilman Delp apologized to Public Works Director Bryan Duckworth and two Public Works employees. Councilman Delp said he came out of a downtown store and noticed the employees were watering plants after which they were sitting on the golf cart behind a building and he later found out they were sitting there waiting for the water tank to fill. He said he apologized to the employees but wanted to apologize publically.

**UPDATE ON ELECTRONIC BILL PAYING** Councilman Black asked about the status of this issue. Mr. Morse said the Planning Director was working on this issue.

Planning Director Larry Johnson said he was working with the current software vendor and received a proposal that staff believed was too costly. Staff also researched a new software company and the cost was in excess of \$40,000. Staff is currently in the process of researching web-based software companies that provide these types of services and would be meeting next week. Also, staff was working with the current software company to see if they could update our software to include electronic payments. Staff would present to Council within the next 30-60 days and request funding.

Councilman Black said he recently attended a WPCOG Policy Board meeting in Claremont and the Claremont staff presented a program on all their services and all was linked. The WPCOG staff assisted Claremont staff. They had a huge following with approximately 50 percent of their citizens signing up.

Mr. Morse said he may take a team to Claremont to look at their system. Community Affairs Director said the Town just started using Twitter and we do have a Facebook following of 2,000. She said Public Works had a Facebook page and Mr. Duckworth also lets Community Affairs know when to post some items.

**PUBLIC WORKS DEPARTMENT** Councilwoman Hildebran thanked Public Works Director Bryan Duckworth and Mr. Morse for quick action on complaints from citizens. She asked about the creek off of Pineburr near Ms. Lambert. Mr. Duckworth said additional work would be done after the festival.

**OLD ROCK SCHOOL REPORT** Councilwoman Hildebran said there were 37,000 visitors at the Old Rock School last fiscal year. Community Affairs Director said the number included blue grass concerts, renting of Waldensian Room, recitals, etc.

**YOUTH COUNCIL UPDATE** Councilwoman Hildebran said she read the report that staff had difficulty getting our youth to serve on the Youth Council. Ms. Hefner said it had been an ongoing problem and Morrissa Angi serves as Staff Liaison and reported that the youth sign up but will not stay involved due to sports, academics, and other club activities. Ms. Angi sends text (youth preferred) to every member regarding meetings. Councilwoman Hildebran recommended going to the high school and Ms. Hefner said that had been done with no results.

**MR. GARRISON'S CONCERNS FROM JUNE 30, 2014 MEETING** Councilwoman Hildebran asked Mr. Morse if he had addressed Mr. Garrison's concerns. Mr. Morse spoke with REACT Chief Terry Houston and over the past several years they increased allocations for travel and they had records from their business meetings. They addressed Mr. Garrison's concerns several times and Mr. Garrison keeps bringing up the issue. Mr. Morse said he contacted the Burke County Manager and he and the County Finance Director believed everything was in order.

**MANAGER'S REPORT:**

**UPDATE ON THREE LAKE FRONT DEVELOPMENTS** Mayor Hatley requested a brief update. Mr. Morse said The Settings were paving streets; Waterside – power should be installed soon and some are ready to begin construction; and Lake Vistas – property owners still arguing with Developer Oscar Vasquez regarding underground power lines.

**RECOGNITION OF ASSISTANT POLICE CHIEF/DETECTIVE JAMIE BUCHANAN** Police Chief Jack Moss recognized Jamie Buchanan for his hard work after a recent bank robbery in Valdese. He said he felt confident leaving town with Jamie Buchanan in command as he does an excellent job.

**INTRODUCTION OF POLICE OFFICER ROBERT W. BOWMAN** Police Chief Jack Moss said he received a lot of phone calls recommending Robert Bowman to hire as a Valdese Police Officer. He said Officer Bowman was completing his field training early.

**UPDATE – PROPERTY LOCATED AT 909/913 MAIN STREET WEST** Planning Director Larry Johnson said Mr. Deal had taken several actions and there were deadlines with 60 percent not completed. There was an order of abatement that expired July 31, 2014, and Mr. Deal had not completed what was required and staff was moving forward with the legal action including fines and/or lawsuit for Mr. Deal to abate the nine issues identified. Mr. Johnson said Mr. Deal had been working at the site and there were improvements but he did not meet the deadline.

Mayor Hatley asked Mr. Deal if he would like to address the Council. Mr. Deal said he got Mr. Johnson's recommendations approximately 30 days ago and he spends all his spare time and effort trying to achieve but due to the weather and challenges with contractors he did not meet the deadline. Work is scheduled for the driveway and front yard. He knows the festival is coming up and he hopes to have a lot of work done within the next 10 days. He said 30 days ago he prepared his proposal of what he could accomplish and the list was close to what the Town expected from him.

**39<sup>TH</sup> ANNUAL WALDENSIAN FESTIVAL AND FOOTRACE – AUGUST 8 & 9, 2014** Community Affairs Director Barbara Hefner said Main Street would be closed by 5:00 p.m., for the cars. "Too Much Sylvia" would be the feature band on Friday night. She reviewed kids events, footrace and Boccie schedules and said the festival would close out with "Jim Quick & Coastline Band." A Songwriters Showcase would be held and local musicians were invited. There would be a booth for the Small Town Main Street Program and the committee members would be working at the tent. There would be information and recruitment packets available with property listing in the downtown area as well as owners. The Economic & Restructuring Committee had been working on packets that would include a letter from the Mayor. Mr. Mark Rostan, BDI Representative Sara Chester and Western Piedmont Small Business Center Representative Eddie McGimsey worked on the pamphlets. Mr. David Wronko designed the metal bench and he also served on the Design Committee. The Design Committee proposed benches for the downtown area as recommended by the Department of Commerce. The benches would be metal and she presented a mini sample bench and a proposed logo by the Promotions Committee. The Design Committee would contact downtown merchants regarding bench purchases and citizens may also want to purchase a bench. A plaque would be attached to the bench. Benches would be built by Powell Welding in Morganton at \$400 each.

Councilman Delp asked about the Piedmont & Western Railroad Club and Ms. Hefner said there was a lot of publicity about the railroad.

Mayor Hatley commended Ms. Hefner and Ms. Angi on their hard work.

**PARTF GRANT** Mr. Morse said a press release would be sent to the press tomorrow about the PARTF information item approved on the Consent Agenda.

**TOWN OFFICES WOULD BE CLOSED ON MONDAY, SEPTEMBER 1, 2014, IN OBSERVANCE OF LABOR DAY**

**SEPTEMBER COUNCIL MEETING WOULD BE HELD ON TUESDAY, SEPTEMBER 2, 2014, 7:00 P.M., DUE TO LABOR DAY HOLIDAY**

**CLOSED SESSION PURSUANT TO NC GENERAL STATUTE 143-318.11 (A) (6)** After a brief discussion, this item was tabled until the next meeting.

**OUTDOOR DRAMA** Members of Council were invited to the Outdoor Drama following the Council meeting regarding a presentation by "Horn in the West."

**ALGAE ISSUES – TOLEDO, OHIO** Mr. Morse said Toledo, Ohio, had algae issues and citizens were informed to not drink the water due to health concerns. He requested Water Plant Superintendent Jerry Conley offer a brief presentation.

Mr. Conley said the issues in Toledo were on a grand scale with four lakes feeding into a fifth and final lake. You would not see that in our local water source. In Toledo water sits still for months and doesn't move so the algae grows and stays in one spot and 60-70 percent of the water is from agriculture runoff which contains phosphorus and nitrogen that feeds algae and makes it reproduce and grow. We have no stillness in our water supply. We may see some small, minor issues such as algae bloom. Mr. Morse said it was the size and density in the Ohio area. Mr. Conley said we have had taste and odor issues in the past but the water is safe and it is treated by adding carbon to the water. City of Hickory has had a small algae outbreak and the state always steps in to make sure there is no health risks.

At 7:58 p.m., there being no further business to come before Council, Councilwoman Hildebran made a motion to adjourn, seconded by Councilman Delp. The vote was unanimous.

The next meeting is a regularly scheduled Council Meeting on Tuesday (due to Labor Day Holiday), September 2, 2014, 7:00 p.m.

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Town Clerk

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Mayor



**TOWN OF VALDESE  
TOWN COUNCIL MEETING  
SEPTEMBER 2, 2014**

The Town of Valdese Town Council met on Tuesday, September 2, 2014, (due to Labor Day Holiday) at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor Pro Tem Susan Stevenson, Councilman Keith Ogle, Councilwoman Frances Hildebran, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: Mayor James L. Hatley  
A quorum was present.

Mayor Pro Tem Stevenson called the meeting to order at 7:00 p.m. She offered the Invocation and led in the Pledge of Allegiance to the Flag.

**OPEN FORUM/PUBLIC COMMENT:** No one spoke.

**CONSENT AGENDA:** (enacted by one motion)

**APPROVED MINUTES – AUGUST 4, 2014**

**PROCLAMATION FOR NATIONAL RECOVERY MONTH**

**NATIONAL RECOVERY MONTH**

WHEREAS, substance abuse/dependence and mental disorders are very real problems that affect individuals, families and communities, including Valdese and Burke County; and

WHEREAS, prevention of mental disorders and substance abuse/dependence works; treatment is effective, and people do recover, as evidenced by the many people in recovery across our country; and

WHEREAS, preventing and overcoming substance abuse/dependence and mental disorders is essential to the health and wellness of individuals, families and communities; and

WHEREAS, taxpayers save \$5.60 for every \$1 spent on prevention and \$7 for every \$1 spent on treatment, as a result of increased productivity and reduced healthcare, criminal justice, and social service costs; and

WHEREAS, to help more people achieve and sustain long-term recovery, the U.S. Department of Health and Human Services (HHS); the Substance Abuse and Mental Health Services Administration (SAMHSA); the White House Office of National Drug Control Policy (ONDCP); the Division of Mental Health Developmental Disabilities and Substance Abuse Services of the North Carolina Department of Health and Human Services; the Burke Substance Abuse Network (BSAN); and, the Town Council of the Town of Valdese and Burke County invite all residents to observe the 25<sup>th</sup> Anniversary of National Recovery Month.

NOW, THEREFORE, I, James L. Hatley, Mayor of the Town of Valdese, North Carolina, on behalf of the Valdese Town Council do hereby proclaim the month of September 2014 as "*National Recovery Month*" in the Town of Valdese and I urge all citizens to participate in programs and events that affirm the benefits of recovery.

This 2<sup>nd</sup> day of September, 2014.

/s/ James L. Hatley, Mayor

**APPROVED REQUEST FROM SILVER FORK WINERY TO SELL WINE AT THE OLD ROCK SCHOOL ON SEPTEMBER 13, 2014, 6:00 – 8:00 P.M., CAROLE KING/JAMES TAYLOR MUSICAL TRIBUTE**

**APPROVED REQUEST FROM FONTA FLORA BREWERY TO SELL BEER AT THE OLD ROCK SCHOOL ON SEPTEMBER 13, 2014, 6:00 – 8:00 P.M., CAROLE KING/JAMES TAYLOR MUSICAL TRIBUTE**

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

***End Consent Agenda***

**ITEMS REMOVED FROM CONSENT AGENDA:** NONE.

**TAX STATEMENT ANNUAL SETTLEMENT FOR 2013 – PROPERTY AND MOTOR VEHICLE** Tax Collector Greg Cannon presented the following report:

**Tax Statement Annual Settlement For 2013  
Property and Motor Vehicle Tax Statement Annual Settlement For 2013:**

Property Valuations	
Real Estate	\$255,861,773
Personal Property	62,292,013
Age Exemption	-4,200,056
Total Property Valuation Subject to Tax Rate Per \$100(\$ 48.5/100)	\$313,953,730
Gross Levy	
Levy	1,522,700
Discoveries	33,000
Late List Penalties	569
Total Levy	1,556,269
Less Collected as of 6/30/2013	1,510,674
Uncollected 2013 Taxes	45,595
Settings \$30,032. 1.93% All Other \$15,563. 1.00%	
Ratio of Taxes Collected to Total Levy	97.07%
Annual Settlement of the Classified Motor Vehicle Taxes for 2013:	
Levy	\$115,000
2013 Collection by Burke Co. Tax Office	\$183,764
Less Collection Cost (1.5% Levy)	\$1,725

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

**CHARGE TO COLLECT TAXES FOR 2014** Mayor Pro Tem Stevenson read the charge for Tax Collector Gregory Cannon to collect taxes for 2014 and administered the oath.

**AWARD OF BID AND CONTRACT FOR MILLSTONE WATER PROJECT** David Poore, West Consultants, said bids for this project were received on August 26, 2014. The project consists of 5,000 ft. of 6" waterline and 1,000 ft. of 2" waterlines that will connect 23 services in the Millstone area to the Town of Valdese. The wells which are failing will be disconnected. He recommended that Council award the bid and contract for the Millstone Water Project to the lowest bidder, Carolina Grading and Utilities, Inc., Warrensville, NC, in the amount of \$288,881. (Other bids: Davis Grading, Inc., Shelby, NC - \$301,724; Eagle Wood, Inc., Denver, NC - \$311,272.23; Neill Grading & Construction Co., Inc., Hickory, NC - \$326,365; and Iron Mountain Construction Co., Inc., Mountain City, TN - \$346,449.) Mr. Poore said the time on this project was 150 days.

After a brief discussion, Councilman Black made a motion to award the bid and contract to Carolina Grading and Utilities, Inc., in the amount of \$288,881, seconded by Councilman Delp. The vote was unanimous.

**BUILDING REUSE – 100 MAIN STREET CAFE** Mr. Morse briefly reviewed the Building Reuse Program and said VEDIC administers the grant and loan pool programs. VEDIC Representative Chuck Moseley said he had been working with Brian Thompson, owner of 100 Main Street Café, on a Building Reuse Grant in the amount of \$10,000. Mr. Thompson was requesting the funds to make permanent improvements to the building in the estimated cost of \$18,000.

Mr. Thompson said he was from Hickory and was owner of Crescent Moon Café for the past four years. His background was with Corning for 20 years and after leaving Corning he decided to go into the restaurant business. Some of his customers from Valdese recommended that he bring a restaurant to Valdese. He offered an overview of building repairs and his plans for the restaurant and menu. He plans to hire 14 employees. He would spend over \$100,000 prior to opening. His hobby is professional barbeque competition and he plans to offer smoked meats. He plans a Sunday brunch and would be closed on Monday. He has participated in fundraising at his Hickory restaurant.

Councilman Black asked about the percentage of alcohol sales in Hickory. Mr. Thompson said 20 percent for alcohol, food was 30 percent and craft beer was 40 percent. He had 28 taps of craft beer in Hickory and would only have 8 beer taps in Valdese.

Councilman Ogle said the Town was offering more money to fix the same building and asked if this was normal. Mr. Morse said yes and the incentive was to bring in jobs and the grant funds would remain with the building. Councilman Ogle recommended grant funds in the amount of \$18,000 considering Mr. Thompson was spending \$100,000 of his own money plus bringing 14 jobs to Valdese.

Mr. Morse said only \$10,000 was available in the current budget.

Mayor Pro Tem Stevenson and Councilwoman Hildebran said they were excited about Mr. Thompson opening a restaurant in Valdese.

Councilwoman Hildebran asked for an update on VEDIC. Mr. Morse briefly explained and said VEDIC served 16 counties with loans and administered the Town's Building Reuse/Façade Improvement Program and Economic Incentive Program. He said Chuck Moseley could offer an update at the next Council meeting on the history of VEDIC and where it was going.

Councilman Ogle made a motion to approve \$10,000 Building Reuse grant award to Brian Thompson for improvements to the restaurant at 100 Main, seconded by Councilwoman Hildebran. The vote was unanimous.

**AUTHORIZATION TO DEMOLISH PROPERTY LOCATED AT 118 FAT AVENUE** Planning Director Larry Johnson requested authorization to demolish the property located at 118 Fat Avenue. He said the owners were deceased and the heirs lived out of town. He gave a brief update of the process and said he had been working with the heirs and they were aware of the proposed demolition. Mr. Johnson said a lien would be placed on the property and he would work with Legal Counsel to recoup the town funds. The cost for asbestos removal and demolition was estimated at \$9,000.

After a brief discussion, Councilman Black made a motion to approve the aforementioned demolition, seconded by Councilman Ogle. The vote was unanimous.

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

**Budget Amendment No. 01 - VEDIC – Catawba Valley Staffing**

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.

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, 2014:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
10.4200.940 Economic Development	<u>6,000</u>	
Total	<u>\$ 6,000</u>	<u>\$ 0</u>

This will result in a net increase of \$ 6,000 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.

10.3970.302 From Utility		<u>6,000</u>
Total	<u>\$ 0</u>	<u>\$ 6,000</u>

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.

**Budget Amendment No. 02 - Community Affairs – Sound Equipment**

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.

BE IT ORDAINED by the Governing Board of the Town of Valdese, North Carolina that the following amendment is

**September 2, 2014, MB#30**

made to the annual budget ordinance for the fiscal year ending June 30, 2014:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
10.6250.330 Departmental Supplies	<u>6,000</u>	
Total	<u>\$ 6,000</u>	<u>\$ 0</u>

This will result in a net increase of \$ 6,000 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.

10.3970.302 From Utility		<u>6,000</u>
Total	<u>\$ 0</u>	<u>\$ 6,000</u>

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.

**Budget Amendment No. 03 - Community Affairs – Elevator**

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.

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, 2014:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
10.6250.150 Maint & Repair Bldgs	<u>66,000</u>	
Total	<u>\$66,000</u>	<u>\$ 0</u>

This will result in a net increase of \$66,000 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.

10.3980.000 From CRF		<u>66,000</u>
Total	<u>\$ 0</u>	<u>\$66,000</u>

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.

**Budget Amendment No. 04 - Police & Fire – VIPER Radio Debt Service**

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.

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, 2014:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
10.5100.910 Debt Service	22,930	
10.5300.910 Debt Service	<u>43,252</u>	
Total	<u>\$66,182</u>	<u>\$ 0</u>

This will result in a net increase of \$66,182 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.

10.3970.302 From Utility		66,182
Total	\$ 0	<u>\$66,182</u>

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.

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

**MAYOR AND COUNCIL COMMENTS:**

**SEMI TRUCKS ON LAUREL** Councilman Delp asked if the trucks were allowed on Laurel Road and staff said no and additional signs had been ordered.

**OUTDOOR DRAMA** Councilman Black said Council had talked about further discussions of Old Colony Players, Outdoor Drama site, and long-term strategies. Mr. Morse said this would be placed on a future agenda.

**DRAUGHN HIGH SCHOOL HOMECOMING PARADE** Mr. Morse said the parade would be held Downtown Valdese on Tuesday, September 23, 2014, 6:30 p.m., with line up at 6:00 p.m. He invited Members of Council to ride in the parade.

**WPCOG POLICY BOARD** The Town of Valdese was scheduled to host the Policy Board on Tuesday, September 23 but due to the parade the Town will host a future meeting.

**MANAGER'S REPORT:**

**UPDATE – PROPERTY LOCATED AT 909/913 MAIN STREET WEST** Planning Director Larry Johnson said staff was moving forward with a civil citation against Mr. Deal because two of the nine items remain as a public nuisance, seven of the items were almost complete. Staff was attempting to serve Mr. Deal and had not been able to locate him.

Councilwoman Hildebran asked if Police could serve the citation because she had seen Mr. Deal at the property many times, sometime on Saturday and Sunday.

Town Attorney Marc Mitchell asked Councilwoman Hildebran to call staff if she sees Mr. Deal at the property. Mr. Johnson said staff would not be in the office on Saturday and Sunday and the order would be date specific.

**DISCUSSION OF DATE FOR TOUR AND PRESENTATION – OLIVE HILL COMMUNITY ECONOMIC DEVELOPMENT CORPORATION, INC., LOCATED AT WALDENSIA MILL** It was the consensus of Council to meet at Olive Hill at 6:00 p.m., prior to the Monday, October 6, 2014, Council Meeting.

Councilman Delp said he may not be at the October 6<sup>th</sup> meeting.

**NCLM ANNUAL CONFERENCE – DELEGATE** Town Manager Jeff Morse said staff contacted Members of Council and no one could attend the conference. Mr. Morse would be attending the NCLM Annual Conference, October 11-14, 2014, Greensboro, NC.

Councilman Black made a motion to appoint Town Manager Jeff Morse as Delegate to the NCLM Annual Conference, seconded by Councilman Delp. The vote was unanimous.

**CLOSED SESSION PURSUANT TO NC GENERAL STATUTE 143-318.11 (A) (6)** After a brief discussion, this item was tabled until the next meeting.

At 7:55 p.m., there being no further business to come before Council, Councilman Ogle made a motion to adjourn, seconded by Councilwoman Hildebran. The vote was unanimous.

The next meeting is a regularly scheduled Council Meeting on Monday, October 6, 2014, 7:00 p.m.

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Town Clerk

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Mayor Pro Tempore

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**TOWN OF VALDESE  
TOWN COUNCIL MEETING  
OCTOBER 6, 2014**

**OLIVE HILL PRESENTATION AND TOUR:** At 6:00 p.m., on October 6, 2014, the following Members of Council attended a presentation and tour at the Olive Hill Community Economic Development Corporation, Inc., located at the Waldensian Mill, 309 Colombo Street, Valdese, North Carolina.

Present: Councilman Ogle, Councilwoman Stevenson, Councilman Delp, and Councilman Black. Also present Town Manager Jeffrey V. Morse and Deputy Town Clerk Thelda B. Rhoney.

A quorum was present. No action taken.

At 6:15 p.m., Olive Hill Community Economic Development Corporation, Inc., Executive Director Beverly Carlton offered a PowerPoint presentation of the programs offered by Olive Hill and she offered a tour of the facility. She invited Members of Council to attend the Olive Hill Gala on Saturday, December 6, 2014, 6:30 p.m.

At 6:45 p.m., Members of Council and Staff returned to Town Hall.

**TOWN COUNCIL MEETING**

The Valdese Town Council met on Monday, October 6, 2014, at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor James L. Hatley, Councilman Keith Ogle, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: None.

A quorum was present.

Mayor Hatley called the meeting to order at 7:00 p.m. He offered the Invocation and led in the Pledge of Allegiance to the Flag.

**OPEN FORUM/PUBLIC COMMENT:**

**BOY SCOUT TROOP 192, WALDENSIAN PRESBYTERIAN CHURCH** Mayor Hatley welcomed Boy Scout Troop 192 under the leadership of Doug Hedrick. The Scouts were working on their Citizenship in the Community Badge.

**CONSENT AGENDA:** (enacted by one motion)

**APPROVED MINUTES** – September 2, 2014

**BOARDS & COMMISSIONS:**

Valdese Housing Authority – approved reappointment of Emma Draughn for a five-year term which would expire October 31, 2019

Valdese Youth Council - approved appointment of Mr. Carson Ashley, Freshman at Draughn High School

**APPROVED LEASE AGREEMENTS AT OLD ROCK SCHOOL** Lease agreement with David Harmon Studios, LLC (architect/photography) in the space formerly occupied by Walt Church, Jr., (\$270) and a lease agreement with Piedmont and Western Railroad Club (\$210).

**CALLED FOR PUBLIC HEARING ON TEXT AMENDMENTS AND REZONINGS** Approved calling for a public hearing at the November 3, 2014 council meeting regarding proposed text amendments and two rezonings. The first rezoning request from Magwin, LLC, to rezone the Waldensian Mill property from M-1 Manufacturing to B-2 General Business and the second rezoning request to rezone two, vacant parcels on Ribet Avenue from M-1 Manufacturing to R-12 Residential.

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

**ITEM REMOVED FROM CONSENT AGENDA:**

**RESOLUTION TO SUPPORT THE CATAWBA-WATEREE RIVER BASIN WATER SUPPLY MASTER PLAN**

Councilwoman Hildebran requested that this item be removed from Consent and placed under Items Removed from Consent Agenda, seconded by Councilwoman Stevenson. The vote was unanimous.

Councilwoman Hildebran had several questions such as would this plan supersede the Town's plan that is already in place; if there was a major population growth or business expansion in Charlotte or Lake Wylie would our citizens have to conserve due to growth.

Water Plant Superintendent Jerry Conley said the proposed resolution was nonbinding. The Town of Valdese participates in the Catawba-Wataree Water Management Group (CWWMG) and the group worked on the plan for five years. The Resolution is for water conservation during droughts.

Town Manager Jeff Morse said Mayor Hatley helped start the Catawba-Wataree Committee.

**RESOLUTION TO SUPPORT THE  
CATAWBA-WATEREE RIVER BASIN WATER SUPPLY MASTER PLAN AS DEVELOPED BY THE CATAWBA-  
WATEREE WATER MANAGEMENT GROUP**

WHEREAS, the Town of Valdese, North Carolina, participates in the Catawba-Wataree Water Management Group through representatives from the Town of Valdese Water Plant; and

WHEREAS, recent engineering studies have indicated significant water supply limitations as soon as mid-century (~Year 2050) in the Catawba-Wataree River and its eleven reservoirs; and

WHEREAS, the Catawba-Wataree Water Management Group has completed this Master Plan to secure a more sustainable water supply for future generations; and

WHEREAS, implementing actions called for in this Master Plan could take decades to successfully complete; and

WHEREAS, our representatives have participated in this Master Plan by providing input into the scope of work, engineering analysis, future modeling scenarios and results, and the recommendations presented; and

WHEREAS, we believe the Master Plan findings and recommendations achieve the goal of protecting, preserving, and extending the available water supply for all those that depend, or will depend, on this Catawba-Wataree River Basin for a safe, sustainable water supply; and

WHEREAS, we are confident that implementing the recommendations presented in the Master Plan offer the opportunity to extend available water yields well into the future.

NOW, THEREFORE, BE IT RESOLVED that the Town of Valdese, North Carolina, hereby supports the 2014 Catawba-Wataree River Basin Water Supply Master Plan and the recommendations presented therein.

Adopted this 6<sup>th</sup> day of October, 2014.

/s/ James L. Hatley, Mayor

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

**APPROVED AWARD OF BID AND CONTRACT FOR BETHEL ROAD WATERLINE PROJECT** Public Works Director Bryan Duckworth requested approval of award of bid and contract to the lowest bid in the amount of \$38,042.92 from F & S Contractors, LLC, Morganton. (Other bids: Advanced Grading and Excavating, LLC, Newton - \$41,476.47; Two Brothers Utilities, LLC, Shelby - \$48,507.85; and Davis Grading, Inc., Shelby - \$66,215.) This project is in the Triple District on Bethel Road north of Blanton Road. Triple is serving approximately 28 customers from an existing 2-inch waterline. Staff is requesting to upgrade 1,750 ft. of existing line and upgrade to a 6-inch line. Of the 28 customers, 13 would be transferred to the new waterline. Funds would come from the Triple District Funds.

Councilwoman Hildebran made a motion to approve the award of bid and contract to F & S Contractors, LLC, Morganton, in the amount of \$38,042.92, seconded by Councilman Delp. The vote was unanimous.

**CALLED FOR PUBLIC HEARING FOR ECONOMIC DEVELOPMENT INCENTIVES FOR CE FOAM SOLUTIONS, LLC** Town Manager Jeff Morse requested that Council call for a public hearing at the November 3, 2014, meeting to offer a \$10,000 match from the Town of Valdese. The company currently has 17 employees at its Valdese plant and plans to create 20 new jobs and invest \$98,000 over the next three years. They received a \$20,000 matching grant from the One North Carolina Fund with a \$10,000 match from the Town of Valdese and a \$10,000 match from Burke County through a local incentive agreement over three years. This item was first introduced at the February 3, 2014 Council meeting requesting to apply for a building reuse fund from the NC Department of Commerce Building Reuse Program under the name of "Project Bike."

Councilman Ogle made a motion to call for a public hearing for the aforementioned item at the November 3, 2014 Council meeting, seconded by Councilwoman Stevenson. The vote was unanimous.

**ADOPTED RESOLUTION APPROVING LEASE EXTENSION AGREEMENT WITH NATIONAL SEATING & MOBILITY** Mr. Morse presented the following resolution:

**RESOLUTION  
(Extension of National Seating & Mobility, Inc. Lease)**

WHEREAS, the Town of Valdese (the Town) entered into a lease agreement with National Seating & Mobility, Inc. (National) (the lease) whereby the Town agreed to lease to National the property located at 508 Main Street East in Valdese, North Carolina (the property); and

WHEREAS, National desires to extend the lease for a period of two (2) years with rent at the rate of \$500 per month during the first year of the lease extension and rent at the rate of \$550 per month during the second year of the lease extension; and

WHEREAS, at least ten (10) days' public notice of this proposed extension of the lease has been given as required by G.S. 160A-272; and

WHEREAS, the Town council has determined that this lease extension would be in the best interest of the Town and that it should be approved;

IT IS THEREFORE RESOLVED AS FOLLOWS:

1. The Town council hereby approves the lease extension agreement upon the terms and conditions set forth in the lease extension agreement as presented to the town council.
2. The town manager of the Town of Valdese is authorized to execute the lease extension agreement on behalf of the Town.

THIS, the 6<sup>th</sup> day of October, 2014.

TOWN OF VALDESE  
/s/ James L. Hatley, Mayor

ATTEST: /s/ Town Clerk

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

**APPROVED PRELIMINARY DESIGN OF PARKING LOT AND LANDSCAPING – MAIN/ITALY** Community Affairs Director Barbara Hefner presented the designs of the parking lot prepared by the NC Main Street Urban Development and the Small Town Design Team recommended "Scheme B" with slanted parking spaces which also offered more parking spaces. She said the Design Team recommended Trident Maple Trees to replace the Leland Cypress and the Crepe Myrtles would not be removed which would add to the summer colors. She spoke with Arborist Fred Falls and the Raleigh Office of the Forestry Service as well as the local branch and all recommended 100 percent the Trident Maple Trees which will offer orange, red and yellow colors in the fall and will stand approximately 25 feet when fully grown. The Leland Cypress is prone to disease. Trident Maples are planted downtown Raleigh and they have had no problems with the trees.



Councilman Ogle said he did not recommend spending money on a parking lot the town does not own. Mr. Morse said the purchase price was not affordable. The town has an ongoing lease. Ms. Hefner said a member of the Guigou Family (Ken Stettler) was on the Design Team and he approved the plan for resurfacing, stripping and landscaping the parking lot. She also mailed a copy of the design to the Guigou Family.

After a brief discussion, Councilman Black made a motion to approve "Scheme B" parking with slanted parking spaces and to approve the Trident Maple Trees as recommended by the Small Town Design Team, seconded by Councilwoman Stevenson. The vote was unanimous.

**APPROVED NCDOT PEDESTRIAN PLANNING GRANT AGREEMENT** WPCOG Planner Laurie LoCicero recommended Council approve the 80/20 matching grant agreement. The Town of Valdese along with the Town of Rutherford College was awarded the grant in the amount of \$28,400. The match for the Town of Valdese was \$5,473 and the local match for the Town of Rutherford College would be \$1,627 (based on population) for a total of \$35,500. The Town of Valdese would be the lead entity.

Councilman Black made a motion to approve the aforementioned grant agreement, seconded by Councilwoman Hildebran. The vote was unanimous.

**APPROVED MEMORANDUM OF UNDERSTANDING WITH TOWN OF RUTHERFORD COLLEGE FOR PEDESTRIAN PLAN** Note: Memorandum of Understanding on file in the Office of Planning Director. Ms. LoCicero said the Memorandum of Understanding stated that Valdese would be lead entity and the funding would be stated.

Councilwoman Stevenson made a motion to approve the Memorandum of Understanding, seconded by Councilman Ogle. The vote was unanimous.

**APPROVED APPOINTMENTS TO THE PEDESTRIAN PLAN STEERING COMMITTEE** Ms. LoCicero said staff and the Planning Board recommended the following type of membership recommended by the state. Following are recommended appointments: Councilman Gary Delp; Public Works Director Bryan Duckworth; Bicycle/pedestrian advocate Sonny Dyer; Health representative/community representative Mrs. LaDonya "Donnie" Edwards; and Planning Board Member David Thompson.

After a brief discussion, Councilwoman Hildebran made a motion to approve the aforementioned appointments, seconded by Councilman Ogle. The vote was unanimous.

**APPROVED BUDGET AMENDMENTS** Finance Director Jerry LaMaster presented the following amendments:

**Budget Amendment No. 05 - Fire Department – Thermo Imaging Camera**

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.

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, 2015:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
10.5300.740 Capital Outlay	<u>9,500</u>	<u>0</u>
Total	<u>\$ 9,500</u>	<u>\$ 0</u>

This will result in a net increase of \$ 9,500 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.

10.3970.530 Fire Dept Grant		4,750
10.3970.302 From Utility	<u>0</u>	<u>4,750</u>
Total	<u>\$ 0</u>	<u>\$ 9,500</u>

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.

**Budget Amendment No. 06 - Repainting Logon Drive Water Storage Tank**

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.

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, 2015:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
30.8120.150 Maint & Repair Bldgs	<u>60,300</u>	<u>0</u>
Total	<u>\$60,300</u>	<u>\$ 0</u>

This will result in a net increase of \$60,300 in the expenditures of the Utility Fund. To provide funding for the above, the following revenue budgets will be increased. These additional revenues have already been received.

30.3980.000 From CRF	<u>0</u>	<u>60,300</u>
Total	<u>\$ 0</u>	<u>\$60,300</u>

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.

**Budget Amendment No. 07 - Main Street Solutions Project**

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.

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, 2015:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
10.6250.041 Professional Services	10,000	
10.6250.151 Parking – New	60,000	
10.6250.152 Parking – Rehab	20,000	
10.6250.570 Contingency	24,316	
10.6250.710 Land Acquisition	45,000	
10.6250.931 Catawba Valley Staffing	<u>30,000</u>	<u>0</u>
Total	<u>\$189,316</u>	<u>\$ 0</u>

This will result in a net increase of \$189,316 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.

10.3970.625 Grant		64,316
10.3970.302 Town Contribution		95,000
10.3970.302 From Town Thru VEDIC		24,000
10.4200.940 Econ Development	<u>0</u>	<u>6,000</u>
Total	<u>\$0</u>	<u>\$189,316</u>

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.

**TOWN OF VALDESE  
NCDOT PEDESTRIAN PLAN GRANT  
CAPITAL PROJECT BUDGET ORDINANCE**

Be it ordained by the Town Council of the Town of Valdese that pursuant to Section 13.2 of Chapter 159 of the

General Statutes of North Carolina, the following project ordinance is hereby adopted.

Section 1. The project authorized is the development of a written Pedestrian Plan between the towns of Valdese and Rutherford College, to be financed by NCDOT grant and participating local government funds.

Section 2. The officers of this unit are hereby directed to proceed with the capital project within the terms of the loan documents, grant documents, and the budget contained herein.

Section 3. The following revenues are anticipated to be available to contribute to this project:

NCDOT Grant	\$ 28,400	45,3480.000
Town of Valdese	5,473	45,3970.050
Town of Rutherford College	<u>1,627</u>	45,3970.051
	<u>\$ 35,500</u>	

Section 4. The following amounts are appropriated for the project:

Professional Services	\$	45,4900.040
Advertising		45,4900.260
Consulting	<u>35,500</u>	45,4900.450
Administration		45,4900.980
Contingency		45,4900.990
	<u>\$ 35,500</u>	

Section 5. The finance officer is hereby directed to maintain within the Project Fund sufficient specific detailed accounting records to provide the accounting to town council required by the program procedures, loan agreement, grant agreement(s) and state regulations.

Section 6. Funds may be advanced from the General Fund for the purpose of making payments as due. Reimbursement request should be made to the grantor / loan agency in an orderly and timely manner.

Section 7. The finance officer is directed to report quarterly on the financial status of each project element in Section 4 and on the total revenues received or claimed.

Section 8. The budget officer is directed to include a detailed analysis of the past and future cost and revenues on this project in every budget submission made to this board.

Section 9. Copies of this project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out this project.

Adopted this 6<sup>th</sup> day of October, 2014.

James L. Hatley, Mayor

Attest: /s/ Town Clerk

Councilman Black made a motion to approve the three aforementioned Budget Amendments and the Capital Project Ordinance for fiscal year ending June 30, 2015, seconded by Councilwoman Stevenson. The vote was unanimous.

#### **MAYOR AND COUNCIL COMMENTS:**

Councilman Delp asked who paved Hoyle Street. Mr. Morse said the state paved.

Councilman Delp said he had received several calls from a man on Italy Street concerning the sagging manholes on Main Street. Public Works Director Bryan Duckworth said that would be part of the NCDOT resurfacing project and he briefly described the project that would begin later this month.

Councilman Delp said several citizens had admired the home located at 1613 Main Street East but the cinder block building, former Walsh building, looked bad. Ms. LoCicero said the Planning Department would check on this property.

Councilwoman Stevenson asked when Catawba Valley Staffing was opening. Community Affairs Director Barbara Hefner said the owner was working out of the office some but renovations were not complete and they had not officially opened yet.

Councilwoman Stevenson asked about 100 Main Restaurant. Mr. Morse said VEDIC Executive Director Chuck Moseley met with the restaurant owner this date and the owner was planning for a November opening.

Councilwoman Hildebran said she noticed there was another staffing company on Main Street. Mr. Morse said yes in the building owned by Michael Shoupe. Mr. Morse said this was the same location Tod Blackwell previously had his investment company.

Councilman Black said there was an issue with the dais in the Council Chamber. The area near his seat was sagging.

Mayor Hatley said most of the residents were not aware of the number of new jobs in Valdese such as Department of Corrections, Kellex, and Catawba Valley Staffing. Also, the report should include the number of homes that would be built out in the three waterfront subdivisions. Mayor Hatley requested that Mr. Morse prepare a report to the Editor of the "Morganton News Herald."

Mr. Morse said he would offer a report on the jobs at an upcoming meeting and would invite News Reporter Sharon McBrayer to do a feature story on the subdivisions. Mr. Morse said he would like to delay the housing issues for a later date.

#### **MANAGER'S REPORT:**

**BEST FIREFIGHTER FOR 2014** Mr. Morse said he was happy to report that Fire Chief Charlie Watts, a 33 year veteran of the Valdese Fire Department, was voted Burke County's Best Firefighter for 2014.

**MEMBERS OF COUNCIL ARE INVITED TO A DINNER MEETING TO HEAR A PRESENTATION ON THE MAIN STREET SOLUTIONS FUND GRANT PROJECT AND FAÇADE GRANT OPPORTUNITIES, ON TUESDAY, OCTOBER 14, 2014, 6:00 P.M., WALDENSIAN ROOM**

**"TREATS IN THE STREETS," FRIDAY, OCTOBER 31, 2014, 3:00 - 5:00 P.M., WITH COSTUME CONTEST AT WELLS FARGO PARKING LOT AT 5:00 P.M.**

**APPOINT COMMITTEE TO STUDY FUTURE OF THE OUTDOOR DRAMA** Community Affairs Director Barbara Hefner would serve on the committee; Vickie Hyde, Outdoor Drama Director; Tammy Black, support of the Drama; Jim Rostan a major underwriter of the project; Philip Brendel who served with the drama from the beginning. Ms. Hefner recommended a Member of Council.

Councilwoman Stevenson volunteered to serve on the Outdoor Drama Committee and Councilman Delp said he would assist Councilwoman Stevenson.

**UPDATE – PROPERTY LOCATED AT 909/913 MAIN STREET WEST** Mr. Morse said he met with Richard Deal and his mother, Kay Deal, at this location. Mr. Deal should have all items on the list completed within the next two weeks. Mr. Morse also met with the neighbors who were happy with the results. All the dirt mounds were gone except one which should be gone shortly. Currently, Mr. Deal has a significant fine.

#### **JULY 4<sup>th</sup> FESTIVITIES IN DOWNTOWN VALDESE**

*NOTE: ON OCTOBER 7, 2014, COUNCILMAN GARY DELP REQUESTED DETAILED MINUTES OF DISCUSSION AT THE OCTOBER 6, 2014 COUNCIL MEETING REGARDING JULY 4<sup>th</sup> FESTIVITIES BE SPREAD IN THE MINUTES. ALL MEMBERS OF COUNCIL APPROVED.*

Mr. Morse said during staff meeting this date, staff needed to know the date for the July 4<sup>th</sup> festivities as bands needed to be hired and a lot of work had to be done right away.

He said July 4, 2015, falls on a Saturday and staff needs direction from Council as to continue to have the July 4<sup>th</sup> celebration on Friday night as part of our Family Friday Night Concert Series or hold another night for July 4. Mr. Morse said this had been the tradition in Valdese and since July 4 fell on Friday night in 2014 there was no discussion this past year. The question was do we celebrate on the Friday or follow the 4<sup>th</sup> of July where ever it falls. He said that was the question and staff needed direction from Council. He said after Council makes a recommendation he would tell them staff's recommendation.

Councilman Delp said to me, July 4<sup>th</sup> is July 4<sup>th</sup>.

Councilwoman Stevenson said she agreed.

Councilwoman Hildebran said she supported July 4<sup>th</sup> as Independence Day. Councilman Ogle said you support Jimmy Jacumin. Councilwoman Hildebran said no I support my country.

Councilman Ogle said no joke, we all do.

Ms. Hefner said if we were going to do July 4<sup>th</sup> fireworks on July 4 then can I recommend that we continue our Family Friday Night with the big band on the Friday before the Fourth and do the car show and then on the Fourth of July just do the fireworks.

Mr. Morse said no, part of the excitement is the concert Friday night for the fireworks. That is a great lead in, I would hate to lose that concert.

Councilman Ogle said can we do both, could we not do one on Friday and Saturday.

Mr. Morse said we could have two concerts. Have the Family Friday Night regular concert and we will have the big concert on July 4.

Councilman Ogle said (to Ms. Hefner) you are shaking your head no what does that no mean.

Ms. Hefner said she would have to negotiate with the sound group because now you are talking about them coming in for the Fourth. We also have to consider overtime for the Public Works Department and also with fireworks, I was told by the fireworks people that if we actually do the fireworks on Friday we could get a bigger bang for our buck.

Mr. Morse said we have the fireworks man sitting in the room right now (David Thompson). Councilman Ogle said sitting right there.

Councilman Black said if you are taking a poll of opinions, I am of the opinion that it is okay to do it on Friday night as opposed to Saturday night simply because of the savings having all the people here and you know just coordinating two events is a pretty big deal and so my vote would be to continue it on Friday night and I understand all of the arguments.

Ms. Hefner said I believe we all celebrate Independence Day as it is important to all of us but as a community we celebrate one day but on the Fourth we celebrate it with our family. We still celebrate but corporately we need to do it on that Friday night.

Mayor Hatley said he was going on record as saying that he agreed with Councilman Black and we ought to do it on Friday Night whether it is the Fourth or not. I'd like to take this Council back several years ago whenever there was a celebration at the Trail of Faith by the Sons of the Civil War or something and they brought a preacher in over there who preached racists the whole time and had the schools so upset that they took the kids and went home. They had all the schools down there up through the eighth grade. This Council agreed that we would not support the fireworks being done by the Trail of Faith until we got an apology to the citizens of Valdese for the action and reaction that that preacher had. Do you remember that. Mr. Morse said yes sir.

Mayor Hatley said we sat here each and every one of us and agreed that we were not going to do that until there was an apology.

Councilman Delp said now I understand the connection.

Councilwoman Hildebran said that was before my time, I don't understand it.

Mayor Hatley said you don't understand the connection.

Councilman Delp said his fireworks are his fireworks.

Mayor Hatley said it is our fireworks.

Mr. Morse said he doesn't have any. He advertises it.

Mayor Hatley said he has never paid for them, and the reason we decided we were going to do them because of that racist preacher and we tried to get him to go on the radio or go to the newspaper and say he apologized for it and he didn't know the guy was like that but he spit in our face and walked away and that is when we decided we were not going to do them.

Councilman Delp said but so we are letting him decide that we are not going to do the Fourth of July on the Fourth of July basically.

Councilwoman Hildebran said no, I don't.

Mayor Hatley said I am not sure I understood what you said. We got to do them on the Fourth. I mean we are going to do them on a Friday night.

Councilman Delp said we are.

Mayor Hatley said that is what I am suggesting because that is what we have always done except for about five years ago. I don't know if you remember that or not. Frances I don't think you were on Council.

I was not Mr. Mayor said Councilwoman Hildebran.

Mr. Morse said let me point something else out, there is a number of communities that have their celebration on the Fourth, Morganton has it and other people have it and by us having ours on Friday our chances of getting a larger crowd is because there is no competition going on with other communities, especially the City of Morganton could help us in terms of our attendance too. That is why our Family Friday Nights have been such a success.

Councilman Delp said how about doing me a favor and tell me how the staff, the people that handle all the problems and everything voted.

Mr. Morse said it was almost unanimous to stay on Friday night.

Mayor Hatley repeated to stay on Friday night.

Councilman Delp said, it was and they are the ones that do the work.

Mr. Morse said it was the leadership team.

Mayor Hatley said the Department Heads and Mr. Morse said yes, the Department Heads.

Councilman Delp said he speaks to a lot of people in Valdese and every year he hears why don't we have the 4<sup>th</sup> of July on the 4<sup>th</sup>. He said he gives them all these excuses and they still ask the same question every year, why do we not have it on the 4<sup>th</sup> of July.

Councilwoman Hildebran said she gets that too. I sympathize with the staff and I totally understand that and I would recommend not doing it on Friday night and just do everything on Saturday night and celebrate the 4<sup>th</sup> of July.

Councilman Delp said how about next year when the 4<sup>th</sup> of July is not on Saturday or Friday.

Councilman Ogle said if it is on Sunday we would celebrate Sunday.

Councilman Delp said so you are saying Friday night we have our regular thing and then on the 4<sup>th</sup> of July we do our big thing.

Mr. Morse said why don't we just cancel that Friday night and not do anything Friday night.

Councilwoman Hildebran said I'm not saying that the employees have to do anything Friday night, just pull everything Friday night and do everything Saturday. But, I will go along with what everyone wants to do. So I'm just in favor of July 4<sup>th</sup> on July 4<sup>th</sup>.

Mayor Hatley said if our Department Heads are suggesting that we do it on Friday night and they are the ones who know how many employees that have to work and what a task it is and how long is to clean up out there, if they want

to do it on Friday night, I think we should stand behind them. It gives us an opportunity to stand behind those Department Heads and say we are with you. Besides, I think we should do it then anyhow.

Mr. Morse said our Department Heads don't have the contact you guys do, direct with the citizens.

Councilwoman Hildebran said it is the citizens.

Mr. Morse said if the Council votes to do it on the actual 4<sup>th</sup>. That weekend or that Family Friday Night that falls before the Fourth we would not have the Family Friday Night, we would just have a rest. Then we would not incur any additional expenses, any additional work load for our employees. So the ultimate decision we need from you all is do you want it to fall on July 4<sup>th</sup>. Whatever the Council says is what we will do.

Councilman Delp said will that include the car show and everything else will be on July 4<sup>th</sup>. Mr. Morse said yes that is correct but that is a good question. I will need to get with Larry Earp. Ms. Hefner said you could not get the car show in Valdese on Saturday.

Mayor Hatley said they go somewhere else on Saturday.

Ms. Hefner said she would still need to talk with the sound people as she was not sure if they could do it on that Saturday.

Mr. Morse said that is a good point.

Councilman Delp said are we discussing just this coming year or are we discussing from now on.

Mr. Morse said permanent. Mayor Hatley said he was thinking permanently.

Councilman Delp said because they would not come on Saturday but the next 4<sup>th</sup> would not be Saturday.

Ms. Hefner said they would not come any other day but Friday. Mayor Hatley said the car show would not show up any day except Friday.

Councilman Delp, said except Friday night. Mayor Hatley said except Friday night.

Councilman Ogle said the sound people would come when we pay them to come. Ms. Hefner said they are committed for Friday nights. Councilman Ogle said but there is someone else who could do it if we have to. He said if that is the vote then someone body else has to find someone.

Mayor Hatley said find someone else to do what. Mr. Morse said the sound.

Councilman Ogle if we have it on Saturday they will either come for it or we will find somebody else. Mr. Morse said on that Saturday, yes. Mr. Morse said if they are already committed to another gig then we will have to find somebody else.

Mayor Hatley said that is extra cost and if we do it on Friday it is paid for.

Councilwoman Stevenson asked did we have anyone who could (inaudible) the process. Ms. Hefner said not yet.

Councilman Black said may I make a comment. Mayor Hatley said sure.

Councilman Black said we are having this conversation and keep in mind that in two years it will be on Sunday and so then we will be addressing the issue of having the event on Sunday night and it already in school and so we will have people coming to us and saying why are you all doing this on Sunday night and all the kids are going to be in school and they will be so tired.

Mr. Morse said no school in July. Councilman Black said that was correct.

Councilman Ogle said he's thinking September, I know what he is thinking.

Mr. Morse said but if there were Sunday night services, you would interfere with Sunday night services.

Councilman Black said my point is this --

Mayor Hatley said I don't see us getting anywhere in here right now so what I am going to do, I am going to call for a vote. I am going to ask someone on this Council to make a motion that we celebrate the 4<sup>th</sup> of July on the Friday closest to the 4<sup>th</sup> of July and do the fireworks and all that as we have been doing. I would love for someone to make that motion.

Councilman Ogle said so moved. Mayor Hatley said I've got a motion. Councilman Black seconded the motion. Mayor Hatley said and I have a second. Mayor Hatley said is there any discussion.

There being no discussion, Mayor Hatley said all in favor let it be known by saying aye.

Voting aye: Councilman Ogle and Councilman Black

Voting noe: Councilwoman Hildebran and Councilman Delp

Mayor Hatley said passes three to two.

Councilman Delp and Mr. Morse said they didn't hear Susan vote.

Councilwoman Stevenson said a no vote is a yes vote.

Mayor Hatley said a no vote is the same as a yes vote.

Councilwoman Stevenson said I vote yes because in the next years it would be on Sunday.

Mayor Hatley said listen, we are voting tonight to do it forever.

Councilwoman Hildebran said she was fine.

Mayor Hatley said the motion carried.

**CLOSED SESSION PURSUANT TO NC GENERAL STATUTE 143-318.11 (A) (6) TO CONSIDER THE QUALIFICATIONS, COMPETENCE, PERFORMANCE, CHARACTER, FITNESS, CONDITIONS OF APPOINTMENT, OR CONDITIONS OF INITIAL EMPLOYMENT OF AN INDIVIDUAL PUBLIC OFFICER OR EMPLOYEE**

At 8:11 p.m., Councilwoman Hildebran made a motion to recess into Closed Session Pursuant to NC General Statute 143-318.11 (a) (6) to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee. The motion was seconded by Councilwoman Stevenson and carried unanimously.

At 8:23 p.m., Councilman Ogle made a motion to return to Open Session, seconded by Councilwoman Hildebran. The vote was unanimous.

**TOWN MANAGER'S SALARY**

Councilman Delp made a motion to adjust the Town Manager's base salary by a 2 percent increase, the same as all staff received, Councilwoman Stevenson seconded the motion. The vote was unanimous.

At 8:26 p.m., there being no further business to come before Council, Councilwoman Hildebran made a motion to adjourn, seconded by Councilwoman Stevenson. The vote was unanimous.

The next meeting is a regularly scheduled Council Meeting on Monday, November 3, 2014, 7:00 p.m.

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Town Clerk

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Mayor

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**TOWN OF VALDESE  
TOWN COUNCIL MEETING  
NOVEMBER 3, 2014**

The Town of Valdese Town Council met on Monday, November 3, 2014, at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor James L. Hatley, Councilman Keith Ogle, Councilwoman Frances Hildebran, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: Councilwoman Susan Stevenson

A quorum was present.

Mayor Hatley called the meeting to order at 7:00 p.m. He offered the Invocation and led in the Pledge of Allegiance to the Flag.

**OPEN FORUM/PUBLIC COMMENT:**

**Proclamation for Hunger and Homeless Awareness Week – Accepted by Teena Willis for Burke County Continuum of Care** Mayor Hatley presented the following Proclamation to Ms. Willis:

**NATIONAL HUNGER AND HOMELESSNESS AWARENESS WEEK IN  
VALDESE, NORTH CAROLINA  
NOVEMBER 15-23, 2014**

WHEREAS, for the past several years the National Coalition for the Homeless and National Student Campaign Against Hunger and Homelessness have sponsored National Hunger and Homelessness Awareness Week in Valdese and the Burke County Continuum of Care has been actively working to end hunger and homelessness in Burke County; and

WHEREAS, the purpose of the proclamation is to educate the public about the many reasons people are hungry and homeless including the shortage of affordable housing in Valdese for very low income residents; and to encourage support for homeless assistance service providers as well as community service opportunities for citizens, students and school service organizations; and

WHEREAS, there are many organizations committed to sheltering, providing supportive services as well as meals and food supplies to people experiencing homelessness including, ALFA, Burke Council on Alcoholism and Chemical Dependency, Burke County Public Schools, Burke County United Way, Burke United Christian Ministries, Catawba Valley Behavioral Healthcare, Christ Centered Recovery Program, Easter Seals UCP, House of Refuge, North Carolina Vocational Rehabilitation, Options, Inc., Partners Behavioral Health Management, The Cognitive Connection, The Meeting Place Mission, The Outreach Center, Universal Mental Health, Veteran's representatives, and many more community partners, and

WHEREAS, the theme of National Hunger and Homelessness Awareness Week 2013 is "Bringing America Home," and

WHEREAS, the Valdese Town Council recognizes that hunger and homelessness continues to be a serious problem for many individuals and families in the Town of Valdese and Burke County.

NOW, THEREFORE, BE IT RESOLVED that the Valdese Town Council hereby proclaims November 15-23, 2014, as National Hunger and Homelessness Awareness Week.

BE IT FURTHER RESOLVED that the Mayor and Town Council encourages all citizens to recognize that many people do not have housing and need support from citizens, and private/public nonprofit service entities.

This 3<sup>rd</sup> day of November, 2014.

/s/ James L. Hatley, Mayor

Ms. Willis thanked the Mayor and Members of Council for the proclamation and she invited everyone to attend the iCare Tour on Thursday, November 20, 2014, 7:45 a.m. – 12 p.m., Burke Mission Station.

No one else wished to speak.

**CONSENT AGENDA:** (enacted by one motion) Mr. Morse requested that detailed discussion of the July Fourth agenda item be included in the October 6, 2014 minutes.

**APPROVED MINUTES** –Regular and Closed Session Minutes – October 6, 2014

**ADOPTED RESOLUTION TO SURPLUS VEHICLES – POLICE DEPARTMENT**

**RESOLUTION DECLARING VEHICLES SURPLUS**

BE IT RESOLVED THAT Council declares two Police patrol vehicles surplus and to be sold on govdeals.com.

The patrol units are as follows:

2008 Ford Crown Victoria VIN # 2FAFP71VX8X128449  
2010 Ford Crown Victoria VIN # 2FABP7BV5AX101176

WHEREAS, the vehicles will be auctioned on Gov Deals.

This 3<sup>rd</sup> day of November, 2014.

/s/ James L. Hatley, Mayor

**APPOINTMENT - VALDESE YOUTH COUNCIL**

Appointed Cole Welch to the Valdese Youth Council. Mr. Welch is a sophomore at Draughn High School.

**ADOPTED RETIREMENT RESOLUTION – DEE BLACKWELL, WPCOG EXECUTIVE DIRECTOR**

**RETIREMENT RESOLUTION  
H. DEWITT “DEE” BLACKWELL  
40 YEARS OF SERVICE**

WHEREAS, DeWitt “Dee” Blackwell, Jr., has served the Western Piedmont Council of Governments as a committed and dedicated employee for the past 40 years; and

WHEREAS, since 2008, Dee Blackwell served as the Executive Director at the WPCOG, bringing a well-organized professional staff service to 28 local government members. Under his leadership, advanced a variety of service programs including: land use planning, community and economic development, transportation planning, data/GIS management assistance, Section 8 housing, Workforce Development Board, Aging, Region E Development Corporation (SBA loans), and other programs and services involving state and federal grant assistance for local development initiatives; and

WHEREAS, Dee Blackwell was instrumental in the WPCOG becoming a Metropolitan Planning Organization (MPO) for transportation, the first COG in North Carolina so designated by the N.C Department of Transportation; and

WHEREAS, Dee Blackwell helped create and supervise a Local Assistance Planning Program, offering local governments’ professional planner services on an as needed basis; and

WHEREAS, Dee Blackwell set the standard for professional practices that influenced four generations of planners in the region, and established a training environment for new planners. Through his guidance, the Planning Department maintained a focus on education and training, the use of new technology, and providing local governments with the best professional advice on critical local planning issues. As a result, the WPCOG Planning Department has alumni planners who have advanced to successful careers as local government planning directors, city and county managers, private sector consultants, and university faculty members; and

WHEREAS, Dee Blackwell directed efforts in the formation of the Upper Catawba River Water Quality Program, the WPCOG’s Geographic Information System (GIS) and led staff research in the development of the WPCOG’s industrial and school growth modeling techniques; and

WHEREAS, the TOWN OF VALDESE gratefully acknowledges his 40 years of faithful service to the Western Piedmont Council of Governments, its 28 local member governments and this community.

NOW, THEREFORE, BE IT RESOLVED that the VALDESE TOWN COUNCIL, on behalf of the citizens of VALDESE, publicly commends H. DEWITT "DEE" BLACKWELL, JR., for his outstanding contributions to the Western Piedmont Council of Governments and the communities they serve.

ADOPTED THIS THE 3<sup>rd</sup> DAY OF NOVEMBER, 2014.

/s/ James L. Hatley, Mayor

Councilman Delp made a motion to approve all items on the Consent Agenda including detailed discussion of the July Fourth agenda item to be spread in the minutes, seconded by Councilwoman Hildebran. The vote was unanimous.

***End Consent Agenda***

**ITEMS REMOVED FROM CONSENT AGENDA:** None.

**PUBLIC HEARING FOR ECONOMIC DEVELOPMENT INCENTIVES - CE FOAM SOLUTIONS, LLC** The Town Manager requested Town Attorney Marc Mitchell review the documents. Attorney Mitchell said the Town of Valdese was the lead entity and he reviewed the four agreements of which were sent to Burke County Attorney J.R. Simpson (Agreement regarding local match with Town of Valdese and Burke County; Economic Incentives Agreement; One NC Fund Grant Agreement; and One NC Fund Company Performance Agreement) and the following resolution:

Mayor Hatley opened the Public Hearing and asked if anyone wished to speak either for or against.

There being no one else wishing to speak. Mayor Hatley closed the Public Hearing.

**RESOLUTION AUTHORIZING THE EXPENDITURE OF TOWN GENERAL FUNDS  
AND ONE NORTH CAROLINA FUNDS FOR AN ECONOMIC DEVELOPMENT PROJECT  
TO AID AND ENCOURAGE THE LOCATION BY CE FOAMSOLUTIONS, LLC OF  
A FOAM MANUFACTURING FACILITY IN THE TOWN OF VALDESE,  
AUTHORIZING EXECUTION OF AN ECONOMIC DEVELOPMENT AGREEMENT  
WITH CE FOAMSOLUTIONS, LLC AND AUTHORIZING EXECUTION OF NECESSARY AGREEMENT WITH  
BURKE COUNTY AND THE STATE OF NORTH CAROLINA RELATING TO ONE NORTH CAROLINA FUNDS**

WHEREAS, G.S. 158-7.1 authorizes a town to undertake an economic development project by extending assistance to a company in order to aid and encourage the company to establish or expand manufacturing operations within the town; and

WHEREAS, CE Foam Solutions, LLC ("the Company") is considering whether to locate a manufacturing facility at 502 Hoyle Street in the Town of Valdese, Burke County, North Carolina at which the Company will manufacture flexible polyurethane foam; and

WHEREAS, the location of this manufacturing plant in the Town of Valdese ("the Town") will create new jobs and result in a capital investment being made in the Town which will increase the taxable property of the Town and the business prospects of the Town; and

WHEREAS, the Town is considering whether to enter into an economic development incentives agreement with the Company to aid and encourage the Company to locate its manufacturing facility in the Town in which the Town will appropriate and expend funds in a proposed amount not to exceed \$20,000 from available revenues in the general fund over a three-year period; and

WHEREAS, the grant funds to be provided by the Town are to be used by the Company toward the goal of creating twenty (20) new jobs in the Town and causing \$98,000 in new investment in the Town; and

WHEREAS, the town council of the Town has duly advertised and conducted a public hearing to consider whether to participate in an economic development incentives agreement with the Company based upon the Company's proposal to locate its manufacturing facility in the Town and to make capital investments and create jobs in the Town as outlined herein; and

WHEREAS, the State of North Carolina, Department of Commerce, proposes to make available One North Carolina Funds in the amount of \$20,000 as matching funds under a State Grant, to aid and encourage the Company to locate

its manufacturing operation in the Town of Valdese thereby creating a target of twenty (20) new jobs and a target of \$98,000 in new investment in the Town; and

WHEREAS, the proposed location of the manufacturing facility by the Company in the Town will stimulate the local economy, promote business, create new jobs and retain existing jobs in the Town, increase the property tax base and revenues, and increase business prospects of the Town; and

WHEREAS, Burke County has agreement to participate in the project by providing to the Town one-half of the \$20,000 in grant funds to be distributed by the Company pursuant to the economic incentive agreement with the Company;

NOW, THEREFORE, BE IT RESOLVED that the town council of the Town of Valdese, after a duly advertised public hearing was held, finds that the proposed economic incentives agreement with the Company as outlined herein will stimulate the local economy, promote business, create new jobs in the Town, increase the property tax base and revenues therefrom, and increase the business prospects of the Town.

BE IT FURTHER RESOLVED that the town council of the Town of Valdese hereby approves and authorizes the Town's participation in an economic incentives agreement to aid and encourage the Company to locate a manufacturing facility in the Town, and the Town's appropriation and expenditure of Town funds in an amount not to exceed \$20,000 from available revenues in the general fund, and matching One North Carolina Funds in an amount not to exceed \$20,000, both over a three-year period in order to cause the capital investment at the manufacturing facility in the Town of at least \$98,000 within three years and the creation of at least twenty (20) new fulltime jobs at said facility as provided in the proposed economic incentives agreement with the Company.

BE IT FURTHER RESOLVED by the town council of the Town of Valdese that the mayor or town manager and the clerk to the town council are hereby authorized to execute, on behalf of the Town of Valdese, the necessary documents for the Town of Valdese to participate in an economic incentives agreement with the Company as further described herein.

BE IT FURTHER RESOLVED by the town council of the Town of Valdese that the mayor or the town manager and the clerk to the town council are hereby authorized to execute, on behalf of the Town of Valdese, the necessary documents for the Town of Valdese to participate in an economic matching grant incentives agreement with the State of North Carolina, Department of Commerce as further described herein.

BE IT FURTHER RESOLVED by the town council of the Town of Valdese that the mayor or the town manager and the clerk to the town council are hereby authorized to execute, on behalf of the Town of Valdese, an agreement with the County of Burke whereby Burke County shall agree to provide one-half of the \$20,000 grant funds to be provided by the Town of Valdese to the Company pursuant to the economic incentives agreement.

This resolution was adopted November 3, 2014.

/s/ James L. Hatley, Mayor

Attest: /s/ Town Clerk

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

**PUBLIC HEARING ON TEXT AMENDMENTS – BREWERY AND MIXED USE LANGUAGE** Planning Director Larry Johnson presented proposed text amendments regarding breweries, brewpubs, large breweries, and microbreweries. Mr. Johnson said the Planning Board recommended approval.

Mayor Hatley opened the Public Hearing and asked if anyone wished to speak either for or against.

There being no one wishing to speak, Mayor Hatley closed the Public Hearing.

Councilwoman Hildebran said this was the first time she has seen the proposed amendments regarding breweries and pubs and districts throughout Town and she would like to see a map. She asked how would she know this would not be near a residential area.

Mr. Johnson said if it were near a residential area there would be buffer requirements to separate from the use.

Councilman Ogle asked what brought this issue up.

Mr. Morse said there were two microbreweries looking at Valdese within the past eight months. Breweries are an upcoming thing; however, there may never be a microbrewery in Valdese.

Councilwoman Hildebran asked the locations that were looked at. Mr. Morse said former Houston Hosiery building and the Old Post Office.

Councilwoman Hildebran said the Old Post Office was adjoining a neighborhood. Mr. Morse said yes and there would have to be a buffer.

Mr. Johnson said the Planning Board recommended being proactive instead of reactive regarding this issue. He said microbreweries is a trend and they are already located in Lenoir, Morganton, and Hickory. Mr. Johnson said he was willing to go over the information with Councilwoman Hildebran privately.

Councilwoman Hildebran said she would like a map to see where the microbreweries could be located. Mr. Johnson said they could be located in the B-1 and B-2 Business Districts and Office and Institutional.

Councilman Black asked that the long range plans be reviewed as well.

Councilman Ogle made a motion to table the vote until Council could see a map and meet with staff and the Planning Board for a workshop prior to the next Council meeting, seconded by Councilwoman Hildebran. The vote was unanimous.

Mayor Hatley thanked Staff and the Planning Board for the foresight to know that our Town is going to change and for putting these ideas in place without stalling a potential customer.

**PUBLIC HEARING FOR PROPOSED REZONING – 408 AND 412 RIBET AVENUE SE** Mr. Johnson said Odessa William Legters, et al, and John Ribet heirs requested property located at 408 & 412 Ribet Avenue SE, be rezoned from M-1 Manufacturing to R-12 Residential. The subject properties are zoned M-1 Manufacturing and one property is vacant and 412 Ribet Ave SE is occupied by a single family. In May the Planning Board recommended rezoning the neighboring property at 400 Ribet Ave SE, and staff noted that neighboring properties would need to be considered for rezoning at a later time. This area was designated in the “Valdese Vision” as residential. Most of the surrounding properties are residential in nature, with the exception of the “Changing Seasons, LLC” occupancy of 408 Pineburr SE. Mr. Johnson said staff and the Planning Board recommended rezoning the properties from M-1 Manufacturing to R-12 Residential.

**ORDINANCE  
AN ORDINANCE OF THE VALDESE TOWN COUNCIL  
AMENDING THE VALDESE ZONING MAP**

BE IT HEREBY ORDAINED by the Town Council of Valdese, North Carolina, that Rezoning Petition 02-9-14 was filed by Odessa William Legters, et al, and John Ribet heirs requesting property located at 408 & 412 Ribet Avenue SE, be rezoned from M-1 Manufacturing to R-12 Residential, further identified as Burke County Tax Map numbers 2743037791 and 2743039668 are hereby rezone to R-12 Residential.

This 3<sup>rd</sup> day of November, 2014.

/s/ James L. Hatley, Mayor

Mayor Hatley opened the Public Hearing and asked if anyone wished to speak either for or against.

There being no one wishing to speak, Mayor Hatley closed the Public Hearing.

Councilwoman Hildebran made a motion to approve rezoning the aforementioned property from M-1 Manufacturing to R-12 Residential, seconded by Councilman Ogle. The vote was unanimous.

**PUBLIC HEARING FOR PROPOSED REZONING – 309 COLOMBO STREET SW** Mr. Johnson said Clark Erwin Jr, Magwin, LLC, and Elgie McGalliard property (leased to the Town) property located at 309 Colombo & Parking lot be rezoned from M-1 Manufacturing to B-2 General Business. The subject properties are zoned M-1 Manufacturing; 309 Colombo St SE is occupied by the Waldensian Mill and the other property is a public parking lot associated with the mill project. The Waldensian Mill project has the potential to have numerous tenants with a variety of commercial uses located in the building. There is also potential for residential to locate in the building. Given the proposed revision to the “mixed use” definition, the B-2 General Business designation would allow for the greatest flexibility with this space to incorporate office spaces, retail spaces, restaurant spaces, and potentially residential spaces. The Future Land Use

map in the "Valdese Vision" had the area listed as "Manufacturing;" however, once the building renovation is complete and more tenants are acquired, the Board may need to amend the map in the Plan. Mr. Johnson said the Planning Board and staff recommended rezoning the properties from M-1 Manufacturing to B-2 General Business.

**ORDINANCE  
AN ORDINANCE OF THE VALDESE TOWN COUNCIL  
AMENDING THE VALDESE ZONING MAP**

BE IT HEREBY ORDAINED by the Town Council of Valdese, North Carolina, that Rezoning Petition 03-9-14 was filed by Clark Erwin, Jr., Magwin, LLC, and Elgie McGalliard property (leased to the Town), located at 309 Colombo & Parking lot be rezoned from M-1 Manufacturing to B-2 General Business further identified as Burke County Tax Map numbers Burke County Parcel numbers 2733851005 and 2733852127 be rezoned B-2 General Business.

This 3<sup>rd</sup> day of November, 2014.

/s/ James L. Hatley, Mayor

Mayor Hatley opened the Public Hearing and asked if anyone wished to speak either for or against.

There being no one wishing to speak, Mayor Hatley closed the Public Hearing.

Councilman Ogle made a motion to approve rezoning the aforementioned property from M-1 Manufacturing to B-2 General Business, seconded by Councilwoman Hildebran. The vote was unanimous.

**RESOLUTION OF INTENT TO SALE TOWN OWNED PROPERTY LOCATED AT 5056/58 LAKEVIEW ACRES ROAD** Mr. Morse said he received a request from Donald Reid, Crescent Communities, regarding this property and Crescent was interested in acquiring the property for future development.

Mr. Reid said they had a 100 acre tract with several thousand feet of water front and they do not have access to the property off of Lakeview Acres Road. To develop the property they would need legal access to the property and the 2.8 acre lot owned by the Town would give them access to their property. They would not develop the property themselves but would sell it to one of the developers that were interest in the property. They have two developers interested and no plans have been done. Crescent's first step is to be able to get to the property. He reviewed the property on a map.

Mayor Hatley asked if it would be a gated community. Mr. Reid said one of the developers he was talking with did not build gated communities but does build upscale communities. At this time, it is unknown if there would be a gated community.

Planning Director Larry Johnson said staff supported selling the property at the appraised amount of \$18,000, and he said there was a 20-inch waterline that splits the 2 acre property, which would make the property useless for residential. Another reason the appraised value does not exceed the tax value is there is no easement because this is the main waterline that serves our water tank. The property is looked upon as commercial by the County as there are currently two mobile homes on the property which is a revenue producing property. The tax value is \$30,773.

**RESOLUTION OF INTENT**

WHEREAS, Crescent Communities, LLC (Crescent) has offered to purchase from the Town of Valdese for the sum of \$18,000 that parcel containing 2.21 acres more or less located at 5056 Lakeview Acres Road in Valdese, North Carolina (Tax PIN 2744062385) (hereafter "the property"); and

WHEREAS, under the terms of Crescent's offer, Crescent would have a 30-day inspection period within which to inspect the property for contamination and to conduct a title search (the due diligence period), and closing would be scheduled within 45 days from the end of the due diligence period or at such other time upon which the parties would agree; and

WHEREAS, Crescent's offer further provides that Crescent may cancel its offer to purchase the property at any time before the end of the due diligence period and that in such event Crescent shall be entitled to receive a full refund of its bid deposit; and

WHEREAS, the Town of Valdese would be required to cause the tenants on the property to vacate the property prior to closing; and

WHEREAS, the town council proposes to accept Crescent's offer; and

WHEREAS, pursuant to G.S. 160A-269, Crescent is required to deposit five percent (5%) of the amount of its bid (\$900) with the town clerk (the bid deposit), and the town council is required to publish a notice containing a general description of the property, the amount and terms of the offer and notice that within ten (10) days any person may raise the bid as provided by G.S. 160A-269;

IT IS THEREFORE RESOLVED AS FOLLOWS:

1. The town council intends to accept Crescent's offer to purchase the property for the sum of \$18,000, subject to the terms and conditions set forth above.
2. Crescent shall be required pursuant to G.S. 160A-269 to deposit 5% of the \$18,000 bid price with the town clerk.
3. A notice of the offer shall be published as required by G.S. 160A-269.
4. If Crescent cancels its offer prior to the end of the due diligence period, the town clerk shall refund Crescent's bid deposit.

This resolution was adopted November 3, 2014.

/s/ James L. Hatley, Mayor

Attest: /s/ Town Clerk

Councilwoman Hildebran asked about the families that were living on the property. Mr. Morse said he did meet with the owner of the mobile home, former town employee, and a stipulation could be placed in the agreement with Crescent. Council could advise how to assist the families.

Councilman Ogle said they would not be able to relocate the mobile home in the Town of Valdese. Mr. Morse said there were areas in the County.

Town Attorney Marc Mitchell explained the upset bid process and aforementioned resolution which would start the process and he said issues would have to be worked out regarding the 20-inch waterline. Crescent would have a 30 day due diligence period.

After a brief discussion, Councilman Black made a motion adopt the aforementioned Resolution of Intent to sell the property by the upset bid process with a beginning bid of \$18,000, seconded by Councilman Ogle. The vote was unanimous.

**APPROVAL OF BURKE COUNTY HOMELAND SECURITY TASK FORCE BYLAWS** (NOTE: A copy of the bylaws may be found in the Fire Chief's Office.) Fire Chief Charlie Watts said the bylaws were adopted in 2004 and he reviewed changes of three new directors – EMS Director, Communications Director, and Emergency Management Director. Previously the duties were conducted by one person and now they are divided between three people.

Councilman Black made a motion to approve the bylaws, seconded by Councilwoman Hildebran. The vote was unanimous.

**RESOLUTION ACCEPTING STATE REVOLVING LOAN FOR SEWER REHABILITATION OF CLINE STREET PUMP BASIN AND I & I** Mr. Morse said the Town received a loan in the amount of \$285,917, at 2 percent interest over 20 years.

**RESOLUTION BY GOVERNING BODY OF TOWN OF VALDESE**

WHEREAS, the North Carolina Clean Water Revolving Loan and Grant Act of 1987 has authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, water supply systems, and water conservation projects; and

WHEREAS the North Carolina Department of Environment and Natural Resources has offered a State Revolving Loan in the amount of \$285,917 for the construction of Cline Street Pump Basin and I & I; and

WHEREAS, the Town of Valdese intends to construct said project in accordance with the approved plans and specifications.

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

That the Town of Valdese does hereby accept the State Revolving Loan offer of \$285,917.

That the Town of Valdese does hereby give assurance to the North Carolina Department of Environment and Natural Resources that all items specified in the loan offer, Section II – Assurances will be adhered to.

That James L. Hatley, Mayor, 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 Town of Valdese 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 the 3<sup>rd</sup> day of November, 2014, at Valdese, North Carolina.

/s/ James L. Hatley, Mayor

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

**APPROVAL OF DESIGN FOR BOBO AVENUE PARKING** Community Affairs Director Barbara Hefner said one of the goals of the Main Street Solution was purchasing the parking lot on Bobo Avenue and developing the parking area. Architect Robert Salsbury reviewed a drawing of the three parcels (100 ft x 140 ft – 38 parking spaces) that exists behind the old post office. He said if the Hospice ReStore loading dock remained there would need to be a fencing gate around the top of the dock. The lot would be paved and stripped, no curb and gutter.

Councilman Ogle asked about the dumpster for the restaurant. Mr. Morse said it was located at the back near Guigou Avenue. Mr. Morse said staff would work with the businesses for location of the dumpster.

After a brief discussion, Councilwoman Hildebran made a motion to approve the design for Bobo Avenue parking, seconded by Councilman Delp.

Councilman Ogle asked since there was no curb and gutter what would stop someone from just turning into the lot from Bobo Avenue. Mr. Salsbury said there could be vegetation/landscaping. Ms. Hefner said there were funds in the grant for landscaping for both parking lots that were being developed. Mr. Morse said staff could look at the cost of curb and gutter for two or three sides of the parking lot.

The vote was unanimous.

**AWARD CONTRACTS FOR PARKING LOT IMPROVEMENTS – ITALY/MAIN STREETS** Ms. Hefner said this item was also part of the Main Street Solutions process. Public Works Director Bryan Duckworth requested authorization to award two (2) contracts for parking lot improvements to the existing lot at Italy St and Main Streets. Contract “1” would consist of the installation of new surface. Overlay would be 2 inches of asphalt awarded to JT Russell and Sons of Conover in the amount of \$16,400 and included striping. He said the landscape timbers needed to be removed due to decay. Contract “2” consists of the installation of perimeter concrete curbing with radius island ends and a small section of ADA handicap accessible sidewalk installed near the east side. This addition will connect the parking lot to the Main Street sidewalk. Contract to Valdese Concrete in the amount of \$5,125. Total for both contracts - \$21,525.

After a brief discussion, Councilman Delp made a motion to approve the aforementioned two contracts in the amount of \$21,525, seconded by Councilman Black. The vote was unanimous.

**AMENDMENTS TO SEPTIC TANK POLICY** Mr. Duckworth presented the following changes to the policy:

#### **SEPTIC TANK POLICY**

Due to the location and/or elevation, there are several locations in the Town of Valdese sewer service area where sewer service is not available. \*Resident must be a Town of Valdese Water Customer\*



Therefore; the following septic tank policy shall apply:

1. The Town of Valdese will provide septic tank pumping service a maximum of ~~two~~ one-time annually.
2. Applicant must agree that the applicable sewer service fee will be paid monthly as long as the account is serviceable. Should sewer service become available this policy no longer applies. Houses where existing plumbing is opposite sewer availability may be exempt to connection requirement, at Utility Director's discretion.
3. The Town of Valdese will not be liable for any maintenance or repair to any septic tank, sewer line or drain field. Should septic system fail, property owner is responsible for repairing system in a timely manner or water service will be disconnected.

The undersigned hereby request that the Town provide sewer service pursuant to the Town's Septic Tank Policy, as it may be amended from time to time, and in consideration of the Town providing the service, the undersigned agrees to be bound by the terms and conditions of the sewer policy.

/s/ Owner

This 3<sup>rd</sup> day of November, 2014.

Councilman Black asked how many septic tanks were in the Town of Valdese. Mr. Duckworth said approximately 60 with the majority of those in Holly Hills Subdivision. In 2013 there were 17 tanks pumped and thus far for 2014 there have been 18 tanks pumped.

Councilman Black made a motion to approve the aforementioned amendments to the Septic Tank Policy, seconded by Councilman Delp.

Voting aye: Hildebran, Delp and Black

Voting noe: Ogle

Mayor Hatley said the motion carried.

**VALDESE ABC BOARD SECOND INSTALLMENT LOAN** Mr. Morse said last year Council agreed to work with the Valdese ABC Board to work with them on their debt service to Wells Fargo and the second installment was due in the amount of \$30,000. He said the Town was receiving 4 percent interest.

Councilman Black made a motion to approve the aforementioned second installment, seconded by Councilman Ogle. The vote was unanimous.

**VOTING DELEGATE – NCLM CITY VISION 2014 ANNUAL CONFERENCE, RALEIGH** Mr. Morse said he would be attending the conference on Thursday, December 11, 2014.

Mayor Hatley asked if any Members of Council wished to attend. No one responded.

Councilwoman Hildebran made a motion to nominate Town Manager Jeff Morse as voting delegate for the aforementioned conference, seconded by Councilman Ogle. The vote was unanimous.

**CHANGE ORDER TO CATAWBA VALLEY STAFFING BUILDING REUSE GRANT** Mr. Morse said the Town provided a \$24,000 Economic Development Incentives/Building Reuse Grant to Catawba Valley Staffing to remodel the downtown building. There is a \$9,000 change order for over-runs and a change in design and Mr. Morse recommended that the Town, the Company, and the Trail of Faith each contribute \$3,000 for the change order.

Mayor Hatley recommended that the change order funding be in writing. Mr. Morse said that the company and the Trail of Faith could pay the town and the town could then pay the invoices.

Councilman Ogle made a motion to approve \$3,000 from the Town for the aforementioned change order, seconded by Councilman Delp. The vote was unanimous.

**MAYOR AND COUNCIL COMMENTS:**

**STREET PAVING/CROSSWALK** Councilman Delp asked about the state paving streets below Food Lion and Dollar General if a lined crosswalk with signage that stated "pedestrian crossing" could be added. Public Works Director Bryan Duckworth said staff would make the request.

**OLD BURKE MILLS PROPERTY** Councilwoman Hildebran asked about the status of this property. Mr. Morse said the owners were to cover the brick/block with dirt and he had not talked with them in the past several weeks. He would contact them and said the Town may have to file a lawsuit against the owners (a church school) in Greensboro.

**COMMENT FROM OWNER – MYRA'S RESTAURANT** Mayor Hatley said he received a comment from Mr. Larry Earp, Owner of Myra's Restaurant, who said his lunch and dinner business had increased since the Department of Corrections staff moved into the Waldensian Mill.

**CHILDRENS PARK** Mayor Hatley asked if Mr. Morse had found out about utilizing the field again. Mr. Morse said he was meeting with all departments and evaluating the facilities. He had completed the Recreation Department and would get a report to Council. He said drain work had already been started at the park.

Mayor Hatley said when a field is taken out of rotation there are kids that start ballgames at 8:15 at night and then arrive home at 10 o'clock and have homework.

#### **MANAGER'S REPORT:**

**UPDATE ON VALDESE ECONOMIC DEVELOPMENT INVESTMENT CORPORATION (VEDIC) – CHUCK MOSELEY** Mr. Moseley said in 2010 VEDIC began as part of the NC STEP Program with \$120,000 in grant funds. He introduced the first VEDIC Chairman Rick McClure; current VEDIC Chairman Bruce Hawkins; Administrative Assistant Jean Miller, who was moving out of town; and current Administrative Assistant Kylie Gera. Mr. Moseley presented the following VEDIC report:

**Valdese Revolving Loan Fund (RLF):** Rural Center Fund - Beginning Fund: \$120,000

Number of loans made to date - 10

Total of loan funds made to date: \$206,500

Current Accounts receivable: \$123,394.82

In bank for loans: \$5,500

Current jobs created with Valdese RLF: 21

**Burke Business Loan Program (BBLP):** Golden Leaf Foundation: 250,000

Number of loans made to date: 19

Total of loans made to date: \$374,154.07

Current Accounts Receivable: \$157,078.52

In bank for loans: \$70,563.90

Current jobs created with BBLP: 65

**IRP USDA:** (5 County Service Area): \$161,000

RBEG USDA: \$75,000

RBEG Transfer from Piedmont: \$74,921

Transfer from Piedmont Development IRP: \$326,797.19

Total funding: \$487,797

Number of loans made to date: 6

Total number of jobs created: 66

Total of loans made to date: \$248,500

Currently Accounts Receivable (includes Piedmont): \$367,059

Total in IRP account: \$274,733.84. Less bad debt reserve leaves \$176,000 available for loans

They have available in total assets: \$1,181,263

With approved transfer from Dunn: \$458,000 and \$400,000 RMAP

With transfers and current assets they will be over \$2,000,000 portfolio

Mr. Morse said through the loan pool program and grant pool program (building reuse) administered by VEDIC adds the following number of jobs:

Laurelhouse Designs – 4

Downtown Delights (now closed) – 13

100 Main Restaurant (new) – 14

Catawba Valley Staffing – 10

Department of Corrections - 45

Foam Plant – 17 new jobs

The Town's economic development strategies bring jobs to Valdese. VEDIC was initiated by the Valdese Town Council and he said Rick McClurd mentioned the first NC STEP meeting where Jim Rostan and Clark Erwin were on the committee and now the program has grown to a \$2 million program. VEDIC is becoming a regional provider for loans.

Mr. Moseley said the \$2 million should be completely loaned in early 2015. He thanked the Town for support administratively. He was told by state officials that VEDIC was a shining light across the state for economic development.

Mayor Hatley said from the initial meeting to where we are today that Valdese and Burke County had taken the lead. He thanked Bruce Hawkins for currently serving as Chairman of VEDIC.

Mr. Hawkins said he had big shoes to fill and thanked former Chairman Rick McClurd.

Councilwoman Hildebran said there needed to be some marketing and publicity about VEDIC. Mayor Hatley said the VEDIC staff had done a great job with publicity. Mr. Morse said staff was working on publicity and there was a strategy.

**UPDATE ON ROADSIDE RIGHT-OF-WAY MAINTENANCE** Mr. Morse said Public Works was working on roadside rights-of-way on all streets.

#### **STATEMENT OF SUPPORT FOR THE GUARD AND RESERVE**

##### **STATEMENT OF SUPPORT FOR THE GUARD AND RESERVE**

We recognize the Guard and Reserve are essential to the strength of our nation and the well-being of our communities.

In the highest American tradition, the patriotic men and women of the Guard and Reserve serve voluntarily in an honorable and vital profession. They train to respond to their community and their country in time of need. They deserve the support of every segment of our society.

If these volunteer forces are to continue to serve our nation, increase public understanding is required of the essential role of the Guard and Reserve in preserving our national security.

Therefore, we join other employers in pledging that:

-We fully recognize, honor and enforce the Uniformed Services Employment and Reemployment Rights Act (USERRA).

-We will provide our managers and our supervisors with the tools they need to effectively manage those employees who serve in the Guard and Reserve.

-We appreciate the values, leadership and unique skills Service members bring to the workforce and will encourage opportunities to employ Guardsmen, Reservists, and Veterans.

-We will continually recognize and support our country's Service members and their families in peace, in crisis, and in war.

Town of Valdese  
Employer

Paul E. Mock  
National Chair, ESGR

Chuck Hagel  
Secretary of Defense

(ESGR) Employer Support of the Guard and Reserve

Date: November 3, 2013

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

**THE SETTINGS FUTURE RESIDENTS** Mr. Morse introduced future residents of The Settings Subdivision, The Mendenhalls from Upland, California. Stephanie is the Clerk/Finance Director of Upland and Jeff is the Police Chief of Upland.

Mr. Morse also introduced a Settings Subdivision resident, Tony Pizzelanti, from New Jersey who is currently leasing a home built by Moss Marlow. Community Affairs Director Barbara Hefner said Tony and his wife, Theresa, were actively involved with the Main Street Program.

**UPDATE – PROPERTY LOCATED AT 909/913 MAIN STREET WEST** Planning Director Larry Johnson said Mr. Deal was continuing to make progress; however, Mr. Deal had not completely complied with the public nuisance and would continue to be fined until all requirements were met.

Councilwoman Hildebran said she saw someone out working with a spotlight as she was enroute to this meeting.

**NOVEMBER EVENTS** Mr. Morse reviewed the following events:

Event	Day	Date	Location	Note
Town Hall – Voter Precinct	Tuesday	November 4, 2014	Valdese Town Hall	
Christmas in November	Saturday	November 8, 2014, 9:00 a.m. – 4:00 p.m.	Old Rock School	\$1 for Admission or free with one can of food (first 250 shoppers get free tote bag)
Town Offices Closed	Tuesday	November 11, 2014	Observance of Veterans Day	
Open House and Luncheon – NC Department of Public Safety	Friday	November 14, 2014, 11:00 a.m.	Waldensian Mill	
Annual Dinner Meeting with Valdese Merchants Association	Thursday	November 20, 2014, 6:30 p.m.	Old Rock School, Waldensian Room	
Employee Thanksgiving Luncheon	Friday	November 21, 2014, 11:30 a.m. – 1:00 p.m.	Old Rock School, Waldensian Room	
Town Offices Closed	Thursday & Friday	November 27 and 28, 2014	Observance of Thanksgiving	

At 8:45 p.m., there being no further business to come before Council, Councilman Delp made a motion to adjourn, seconded by Councilman Ogle. The vote was unanimous.

The next event is an Open House and Luncheon for the NC Department of Public Safety located at the Waldensian Mill on Friday, November 14, 2014, 11:00 a.m.

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Town Clerk

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Mayor

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**TOWN OF VALDESE  
OPEN HOUSE – NC DEPARTMENT OF PUBLIC SAFETY – CORRECTIONS DIVISION – WALDENSIAN MILL  
FRIDAY, NOVEMBER 14, 2014**

The Town of Valdese hosted an Open House for the NC Division of Corrections which relocated its administration, training and human resources offices to the Waldensian Mill, 309 Colombo Street SW, Valdese, North Carolina, on Friday, November 14, 2014, at 11:00 a.m. The following were present: Mayor James L. Hatley, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, and Councilman Gary L. Delp. Also present were Town Manager Jeffrey V. Morse and Deputy Town Clerk Thelda B. Rhoney.

Absent: Councilman Keith Ogle and Councilman Chip Black

A quorum was present. No action was taken.

After lunch catered by Myra's, Town Manager Jeff Morse made the following introductions: Mayor James L. Hatley, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, and Councilman Gary Delp. Mr. Morse welcomed everyone to Valdese. He thanked the NC Department of Public Safety for relocating its NC Division of Public Corrections to Valdese.

Mayor Hatley also welcomed everyone to Valdese, "The Best Little Town in North Carolina." He said the merchants and restaurant owners were happy the state employees were here. He thanked Clark Erwin, Waldensian Mill Owner for being a visionary.

Burke County Chairman Johnnie Carswell thanked Deputy Director of Prisons Gwen Norville for attending the open house. He said his mother, father, and grandmother all worked at the Waldensian Mill which at that time was called Alba Waldensian Mill. He also thanked Clark Erwin.

NC Department of Public Safety, Deputy Commission, Division of Adult Correction and Juvenile Justice Joseph H. Prater said the collaboration was refreshing. Mr. Prater said it was great to see Secretary Frank L. Perry and Commissioner W. David Guice. He thanked the Town Manager, Mayor, Council, and Burke County Commissioners. He thanked Clark Erwin for the great work on the building. He said the Division of Adult Corrections had a \$1.4 billion operating budget with 22,000 employees. He thanked everyone for what they do to make progress, old to new is what their division is about. He said we are going through a cultural change; the justice is reinvesting itself from being a revolving door of prisoners going in and out. He said 70 percent of the offender issues were technical where they just did not show up or contact their probation officer. He said he looked forward to continued collaboration with the Town of Valdese. He also thanked Director of Prisons George Soloman.

Mayor Hatley presented a plaque to the Clark Erwin Family which read, "In appreciation to the Erwin Family for their revitalization of the Waldensian Mill and its tremendous economic impact to the Town of Valdese. Date: November 14, 2014. James L. Hatley, Mayor, Valdese Town Council"

Mr. Morse thanked Director of Property Ron Moore for his support and positive attitude during work on the facility.

Mr. Morse recognized Olive Hill Community Economic Development Corporation, Inc., Executive Director Beverly Carlton and said Olive Hill was the first tenant at the Waldensian Mill.

At 12:40 p.m., Members of Council left the event. The next meeting is a scheduled Annual Dinner Meeting with Valdese Downtown Merchants at the Old Rock School, Waldensian Room on Thursday, November 20, 2014, 6:30 p.m.

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Town Clerk

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Mayor

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**TOWN OF VALDESE  
TOWN COUNCIL ANNUAL/JOINT DINNER MEETING WITH VALDESE MERCHANTS  
THURSDAY, NOVEMBER 20, 2014, 6:30 P.M.**

The Town of Valdese Town Council met jointly with the Valdese Merchants for the annual dinner meeting on Thursday, November 20, 2014, at 6:30 p.m., at the Old Rock School, Waldensian Room.

The following were present: Mayor Pro Tem Susan Stevenson; Councilman Keith Ogle; Councilwoman Frances Hildebran; and Councilman "Chip" Black.

Also present: Deputy Town Clerk Thelda B. Rhoney, Community Affairs Director Barbara Hefner, and Administrative Specialist Morrissa Walker Angi.

Absent: Mayor James L. Hatley and Councilman Gary Delp. Also absent: Town Manager Jeffrey V. Morse

A quorum was present and no action was taken.

At 6:30 p.m., Mayor Pro Tem Stevenson welcomed everyone and thanked the business owners for investing their time and money into the Town of Valdese. She invited everyone to enjoy dinner catered by Myra's after Ronnie Pruitt, Owner of Grace Jewelry, offered the invocation. There were approximately 40 downtown merchants in attendance.

Community Affairs Director Barbara Hefner gave a brief overview of the Small Town Program and Façade Improvement Program. She updated everyone on the work proposed for the parking lots on Bobo Avenue and Main/Italy Streets. She invited the merchants to become members of the Valdese Merchants Association and she reviewed the benefits and said the membership fee was \$75 per year. She announced that there were three floats available for the Christmas parade.

Mayor Pro Tem Stevenson said the Town of Valdese appreciated the Downtown Merchants for keeping our town successful.

At 7:25 p.m., the meeting adjourned.

The next meeting is a regularly scheduled Council Meeting on Monday, December 1, 2014, 7:00 p.m.

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Town Clerk

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Mayor

**TOWN OF VALDESE  
WORKSHOP REGARDING ZONING ISSUES  
DECEMBER 1, 2014 – 5:30 p.m.**

At 5:30 p.m., on Monday, December 1, 2014, the Valdese Town Council met with the Valdese Planning Board at Valdese Town Hall - Community Room, 102 Massel Avenue SW, Valdese, North Carolina, for a workshop regarding zoning issues. Dinner was catered by Myras.

The following were present: Mayor James L. Hatley, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Deputy Town Clerk Thelda B. Rhoney, and Planning Director Larry Johnson, and WPCOG Planner Laurie LoCicero.

Absent: Councilman Keith Ogle

A quorum was present and no action was taken.

Valdese Planning Board members present: Barry Zimmerman, Jean Dalmas, John Rostan, David Thompson, and Roy Sweezy.

**WORKSHOP WITH THE VALDESE PLANNING BOARD REGARDING ZONING ISSUES**

Planning Director Larry Johnson and WPCOG Planner Laurie LoCicero briefly reviewed proposed amendments to the Zoning Ordinance and they reviewed breweries, brewpubs and microbreweries. They reviewed on a map the areas in town where breweries, brewpubs, and microbreweries could be located and said there were buffering rules already in place if located near a neighborhood.

Mr. Johnson said the Planning Board had worked on this for the past several months and wanted to have a plan in place if someone were interested in breweries, brewpubs, and microbreweries.

Town Manager Jeff Morse said Councilman Ogle was concerned about commercial district off Hwy 70 and recommended a buffer of one lot difference. He said Councilman Ogle wanted to look at each request on a case by case basis.

Mr. Johnson said a conditional use would be an extra step and he offered the definition of a conditional use and the advertising requirements, letters would need to be sent, and a public hearing would need to be held.

Mr. Sweezy and Mr. Johnson said only the production component was added.

Ms. LoCicero said the proposed changes to Valdese's ordinance were modeled after the City of Asheville.

Councilman Delp said a company may go to another town instead of Valdese due to extra, time-consuming steps.

Ms. Dalmas said the Planning Board had worked on this for months and there was buffering requirements for residential. There is a noise ordinance in this town and there would not be a tap room open until 2:00 a.m. She said money was, too, tight and you would want a microbrewery to come here.

Councilwoman Hildebran said she was concerned that she did not get the information until the last agenda packet and there was no map showing areas where the breweries, etc., could be located. She was concerned about breweries being located next to neighborhoods and she recommended a conditional use.

Mayor Hatley said we need to make it as easy as possible for someone to bring a business to Valdese.

Councilwoman Stevenson said our rules need to be inviting for businesses and she was concerned about residential areas and would need a strong buffer in place.

Mr. Johnson reviewed buffer requirements.

Mr. Johnson said Council could send this back to the Planning Board, adopt at its regular meeting, give direction to staff, or require a conditional use.

Councilman Delp said he understood Councilwoman Hildebran's concerns but he believed the majority would recommend the amendments as presented.

Mr. Thompson said he believed Council could vote on amendments as presented or add a conditional use. With a conditional use someone may take their business to another location such as Granite Falls. There was one asset Valdese had and that was plenty of water.

Councilman Black recommended the proposed amendments be voted on at the Council meeting.

Councilwoman Hildebran recommended taking action at the Council meeting. She was not aware of the timeline for a conditional use permit and she would not want to hinder downtown development but she was accountable to her constituents.

Mayor Hatley thanked the Valdese Planning Board.

### **DOWNTOWN SIGNS**

Mr. Johnson said the Planning Board had been discussing downtown signage (electronic) and he distributed proposed amendments which would come before the Town Council at a future meeting. Mr. Johnson requested input from Members of Council. Mr. Morse recommended the information be shared with downtown merchants and the small town committee.

The workshop adjourned at 6:45 p.m.

### **TOWN OF VALDESE TOWN COUNCIL MEETING DECEMBER 1, 2014 – 7:00 p.m.**

The Town of Valdese Town Council met on Monday, December 1, 2014, at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor James L. Hatley, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: Councilman Keith Ogle

A quorum was present.

Mayor Hatley called the meeting to order at 7:00 p.m. He offered the Invocation and led in the Pledge of Allegiance to the Flag.

### **OPEN FORUM/PUBLIC COMMENT:**

Mr. Carl Reece, 1668 Bumgardner Drive, Morganton but should be Drexel, NC. Mr. Reece said he previously lived in Valdese for 30 years. He offered information about himself. He mentioned the senior center in Hildebran. He said in Hildebran and Morganton you have three minutes to speak.

Mayor Hatley asked Mr. Reece what was his issue. Mr. Reece said none but he wanted to create help with the eastern part of the county.

He asked how could a three minute rule to speak be implemented. Town Attorney Marc Mitchell said the board was required to have an open forum but were also allowed to establish their own rules as to how long someone may speak. Attorney Mitchell said this Council may have to establish rules.

Mayor Hatley asked Mr. Reece to please get to his point. Mr. Reece spoke about a drain line when he lived on Montanya View and who did he need to contact. Mr. Morse said he would need to contact the Town of Drexel.

### **CONSENT AGENDA:** (enacted by one motion)

### **APPROVED MINUTES – NOVEMBER 3, 14, AND 20, 2014**



**RESOLUTION ADOPTING 2015 TOWN COUNCIL MEETINGS CALENDAR**

**RESOLUTION ADOPTING 2015 TOWN COUNCIL MEETING SCHEDULE**

WHEREAS, pursuant to Section 2-1011 of the Town of Valdese Code of Ordinances, there shall be a regular meeting of the council at the town hall, on the first Monday in each month, at 7:00 p.m., unless another place, date or time shall be designated.

NOW, THEREFORE, BE IT RESOLVED that the Town of Valdese Town Council adopts the following Meeting Schedule for 2015:

January 5, 2015  
February 2, 2015  
March 2, 2015  
March 16, 2015 – 3:00 p.m. – 8:00 p.m., Monday, Annual Budget Retreat – Waldensian Room  
April 6, 2015  
May 4, 2015  
June 1, 2015  
June 29, 2015 – Budget Public Hearing; also serves as the July Council Meeting  
August 3, 2015  
September 8, 2015, Tuesday, 7:00 p.m., due to Labor Day Holiday  
October 5, 2015  
November 2, 2015  
November 19, 2015, 6:30 p.m., Thursday, Annual Dinner Meeting with Valdese Merchants  
Association, Old Rock School, Waldensian Room  
December 7, 2015

This 1<sup>st</sup> day of December, 2014.

/s/ James L. Hatley, Mayor

**APPOINTMENTS/REAPPOINTMENTS TO BOARDS AND COMMISSIONS**

**2014 Board and Commission Appointments/Reappointments**

**Planning Board & Board of Adjustment (4-year terms)**

Reappointed John Rostan and Jean Dalmas  
Reappointed Barry Zimmerman as an Alternate

**Recreation Commission (3-year terms)**

Reappointed David Brown and Paul Mears  
Appointed Meghan Armour

**Firemen's Relief Fund (2-year terms)**

Reappointed Greg Cannon and David Thompson

**Rock School Advisory (4-year terms)**

Reappointed Tim Skidmore

**Arbor-Beautification (3-year terms)**

Reappointed Dr. Paula Reynolds and Ronnie Pruitt

**Public Art Commission (3-year terms)**

Reappointed Linda Rostan and Elizabeth Furr

**Valdese Youth Council**

Appointed Alex Parker – 10<sup>th</sup> grader at Draughn High School

**APPROVED REQUEST FROM AMERICAN LEGION TO SELL BEER AT THE BLUE CHRISTMAS ALZHEIMER'S BENEFIT CONCERT - DECEMBER 19 & 20, 2014, 6:00 – 11:00 P.M.**

**APPROVED REQUEST FROM WALDENSIAN HERITAGE WINERY TO SELL WINE AT THE BLUE CHRISTMAS ALZHEIMER'S BENEFIT CONCERT ON DECEMBER 19, 2014, 6:00 – 11:00 P.M.**

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

***End Consent Agenda***

**ITEMS REMOVED FROM CONSENT AGENDA:** NONE.

**UNFINISHED BUSINESS:**

**APPROVE TEXT AMENDMENTS – BREWERY AND MIXED USE LANGUAGE** (NOTE: Amendments may be found in Ordinance Book No. 9, pg. 96.) Planning Director Larry Johnson said the proposed amendments were presented at the November Council meeting and there had been discussion about the proposed amendments. He briefly reviewed the highlights and also reviewed on a map. He said Council could approve, table, or send back to the Planning Board. He said the Planning Board and Staff recommended approval.

Councilman Black made a motion to approve the amendments for brewery and mixed use language as presented, seconded by Councilman Delp.

Voting aye: Stevenson, Delp, and Black

Voting noe: Hildebran

Mayor Hatley said the motion carried.

**NEW BUSINESS:**

**AUDIT REPORT PRESENTATION - FY 13-14 - LOWDERMILK CHURCH & CO., LLP** (Copy of audit on file in the Office of Finance Director.) Mr. Phil Church of Lowdermilk Church & Co., presented the 2013-2014 audit. He said they gave a clean, unmodified opinion and the audit was submitted to the Local Government Commission which was approved. There were no compliant issues with state and federal funds received. Mr. Rick Hammer reviewed the general fund, utility funds and audit highlights. He said ad valorem tax collections were \$1,647,287 which was 96.50 percent of the levy.

After a brief discussion, Councilman Black made a motion to accept the 2013-2014 audit report as presented, seconded by Councilwoman Stevenson. The vote was unanimous.

**APPROVAL OF FY 14-15 AUDIT CONTRACT - LOWDERMILK CHURCH & CO., LLP** Town Manager Jeff Morse recommended approval of a contract with Lowdermilk Church & Co., to audit the Town's accounts for FY 2014-2015 in the amount of \$15,265.

Councilwoman Hildebran made a motion to approve the Audit Contract for FY 14-15 in the amount of \$15,265, seconded by Councilwoman Stevenson. The vote was unanimous.

**PUBLIC HEARING – CONDITIONAL USE PERMIT, APPLICATION 1-10-14 - 505 FOX AVENUE, SW** Mayor Hatley opened the public hearing and said he would swear in anyone wishing to speak. Mayor Hatley administered an oath to Planning Director Larry Johnson and Applicant Patricia Deaton.

Ms. Patricia Deaton said she presently lived in Newton and was in the process of buying the property at 505 Fox Avenue, SW. She said it was an old store building with two apartments upstairs and vacant on the bottom. She would like to remodel the bottom and be the landlord for the two upstairs apartments. She said she was semi-retired, single and a nice quiet person.

Mr. Johnson said Ms. Patricia K. Deaton was the applicant for this property and the Owners were John and Linda Maybrey. Ms. Deaton was requesting a conditional use permit to convert an existing two-family dwelling to a multi-family dwelling. The two-family structure is located at the corner of Fox Avenue SW and Orchard Street SW, at 505/509 Fox Avenue SW, Valdese, North Carolina, and being Burke County Record Number 14648 and Pin Number 2733724692.

**LAND USE AND ZONING:**

The subject property is zoned R-8 Residential and he reviewed the area on a map as well as the following Surrounding Land Use and Zoning:

North – Parcels #1-4, as reviewed on a map, are built upon with residential uses. The parcels are zoned R-8 Residential.

South – Parcels #6-10, as reviewed on a map are built upon with residential uses and zoned R-8 Residential.

East – Parcel #5, as reviewed on a map is built upon with a residential use, and is zoned R-8 Residential.

West – Parcels #11-15, as reviewed on a map are built upon parcels with residential uses. The Parcels are zoned R-8 Residential.

**TRANSPORTATION:**

Fox Avenue SW – Fox Avenue is considered a local or minor residential street. Being part of the Town's road system, Fox Avenue is maintained by the Town of Valdese. Average Daily Traffic (ADT) count data is not available. However, according to the Institute of Transportation Engineers, an average multi-family dwelling unit generates 6.72 trips per weekday. For three dwelling units, it will change from 13.44 for two dwelling units to 20.16. It requires a conditional use permit approved by Council. This is a minor increase. Primary egress and ingress will be on Fox Avenue.

Orchard Street SW – Orchard Avenue is considered a local or minor residential street. Orchard Avenue is a Town maintained street and no traffic counts were available. However, the average single family dwelling generates 9.57 trips per weekday according to Institute of Transportation Engineers.

**UTILITIES:**

The Town of Valdese provides water and sewer services.

**LAND USE PLAN:**

The Valdese Land Use Plan identifies the future land use as commercial. However, staff believes this identification is incorrect. At some point in time, staff will need to submit an amendment to Council for approval.

**REVIEW/DISCUSSION:**

Built in 1938, the 2,012 square foot building contains two floors. Two apartments are located on the upper floor and the ground level section of the building is vacant. The ground level section of the building was first used as a neighbor store, and years later as Linwave Beauty Shop. The lower level has remained vacant since the departure of Linwave many years ago. The neighborhood consists of an older housing stock of mixed residential uses. In February 2011, the Valdese Town Council approved the Planning Board's recommendation to rezone the property from B-3 Neighborhood Business to R-8 Residential.

The building is situated on a 0.6 acre lot. The lot is located at the corner of Fox Avenue SW and Orchard Street SW. Located closer to the western property line, the building's parking area for both floors is located on the east side of the building. Primary egress and ingress will also be along the east side of the building.

The owners have accepted an offer from the applicant to purchase the property. However, the purchase is contingent upon the applicant's ability to convert the ground floor for residential use. Such renovations would require permits from the Town of Valdese and Burke County Building Inspections.

The zoning ordinance requires the Planning Board to review the application and make a recommendation to the Valdese Town Council. The Planning Board reviewed this application on November 17, 2014, and recommended approval of Conditional Use Permit Application 1-1014 with the condition of paving the required six parking spaces and installing landscaping within 24 months of approval.

Adjacent property owners were notified by mail and the property was posted. The Public Hearing was advertised in the "Morganton News Herald" for two consecutive weeks.

Mr. Johnson received one inquiry and the lady was supportive.

**CONDITIONAL USE REQUEST HISTORY:**

There is no special use history on this property.

**Proposed Findings of Fact:**

1. That on October 31, 2014, the applicant (Patricia Deaton) applied for a Conditional Use Permit to allow a two-family dwelling to be converted to a multifamily dwelling. The building is located 505/509 Fox Avenue SW.
2. The property is located on a 0.6 acre tract of land zoned Neighborhood Residential R-8 and can be further identified by Burke County Record Number 14648.
3. That the Valdese Town Council has heard sworn testimony by the applicant and staff
4. That the Valdese Planning Board reviewed the application on November 17, 2014 and recommends Valdese Town Council approval.
5. That Neighborhood Residential District R-8 allows multi-family dwellings provided no such use shall be dangerous or detrimental to the health, safety, welfare or general character of this zone or the Town of Valdese.
6. The proposed use renovations to a two-family dwelling to a multifamily shall meet all requirements imposed by Burke County Building Inspections Department and the Town of Valdese.
7. Applicant provide minimum of two parking spaces per dwelling unit (6 spaces). Parking area for the 6 spaces shall be paved within 24 months from the date the permit is granted.

**Applicable Code Sections:**

**(Please note that no technical compliance criterion is required.)**

*Sec. 9-3147 Conditional Uses.*

The Valdese Town Council shall grant in particular cases and subject to appropriate conditions and safeguards, permits for conditional uses as authorized by this Valdese Zoning Ordinance and set forth as Conditional Uses under the various use districts.

**POSSIBLE FINDINGS AS RELATED TO THE GENERAL STANDARDS FOUND IN SEC. 9-3147.**

- (a) The following general standards shall be met by all applicants for approval of conditional uses pursuant to this chapter:

- (1) The use will not adversely affect the health, or safety of persons residing or working in the neighborhood of the proposed use.

Applicant Complies

The use will not be detrimental to the public welfare or injurious to property or public improvements in the neighborhood.

Applicant Complies

- (2) The use, which is listed as a conditional use in the district in which it is proposed to be located, complies with all required zoning standards.

The building was constructed in 1938 and does not meet all of the current setback requirements of the R-8 Residential. However, If building expansion occurs, it shall be in conformity with all requirements (including setbacks) of the district.

Gravel parking is currently provided for the two apartments tenants. The ordinance allows any parking area not paved at the time of adoption of the zoning ordinance shall be allowed to continue until an expansion of the building or parking area. Applicant is not seeking to expand the building or parking area at this time.

Applicant Complies

- (b) The Valdese Town Council shall make these general findings based upon substantial evidence contained in its proceedings. The council may refer to staff's report to aid in its deliberations. It shall be the responsibility of the applicant to present evidence in the form of testimony, exhibits, documents, models, plans, and the like to support the application for approval of a Conditional Use.

Note: Staff prepared a permit granting the conditional use permit.

Mayor Hatley asked if anyone else wished to speak.

Councilwoman Hildebran said if the conditions were not met what would be the ramifications. Mr. Johnson said staff would revoke the conditional use permit.

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

Councilwoman Hildebran made a motion to approve the conditional use permit, seconded by Councilman Delp. The vote was unanimous.

**MAIN STREET TREES** Mr. David Thompson, Thompson Realty, submitted a PowerPoint presentation of his downtown property which was included in Council's agenda packet. He asked Council to consider taking out the river birch trees on Main Street. Mr. Thompson said he and Mayor Hatley had several conversations about the trees over the past several years. Both agreed to find a suitable tree for Main Street that will not affect the buildings. He recommended replacing the river birch trees with a suitable tree while doing the construction behind the buildings along Bobo Avenue. He recommended diverting a sewer line on their side of the road on Bobo Avenue and make one cross over to connect along the existing line on the other side of Bobo. Building along Main Street, such as his building, the sewer pipes are old and they would have to be dug up or sewer diverted from the back of the building and the restrooms are located in the back of the buildings. He said it would be an ideal time before the street was resurfaced.

Mayor Hatley asked the Public Works Director if it was feasible for Mr. Thompson's recommendation. Mr. Duckworth said there was an existing sewer on Bobo Avenue across the street from the businesses.

Mr. Morse asked if there were only two businesses that were affected. Mr. Duckworth said he thought there were four businesses and two laterals that serve the four businesses. Mr. Morse asked Council to consider grants or some type assistance if needed to the four businesses to transfer sewer to the back of their buildings as the restrooms were at the back of the buildings.

Mayor Hatley asked Mr. Morse to contact those four businesses and Public Works Director Bryan Duckworth to put together a cost estimate to review at the next meeting.

Mr. Thompson said his father-in-law fell in front of Thomspson Realty today and had to go to the hospital.

Mr. Morse said he, Community Affairs Director Barbara Hefner and Public Works Director Bryan Duckworth met with an arborist regarding trees for main street. Mr. Morse said there would be a report presented at the January meeting to replace the main street trees, landscaping, cost of redoing pavers, and to turn the sewer for four buildings onto Bobo Avenue.

**LIFE SAVING AWARDS - FIRE DEPARTMENT** Fire Chief Charlie Watts said on August 7, 2014, six firemen assisted an unresponsive gentleman in the Food Lion parking lot by administering CPR until an ambulance arrived. The following six firemen received American Heart Association's Heart Saver Hero Awards - Steve Kiddy, Michael Bondurant, Dennis Hardin, Cody Hardin, James Deal and himself.

Councilman Delp said Members of Council could not top what our firefighters do. Chief Watts said he had great people. Mayor Hatley said great people needed a great leader.

**AUTOMATIC RADIO READ METER INSTALLATION - VALDESE SYSTEM** Public Works Director Bryan Duckworth recommended that Council approve the purchase of 300 Neptune (Automatic Meter Reading) Water Meters from HD Supply Waterworks, Ltd., in the amount of \$51,750. Funding for this project was in this year's operating budget. This plan included the introduction of Neptune Water Meters into the Town System. Triple District has had this metering technology since 2003. Once fully implemented meter reading time would be cut from five days to one day. Triple District currently reads about 2,500 accounts in one day. Valdese is currently reading 2,400 accounts in five days. The new reading equipment is capable of reading our current touch read Sensus meters, as well as the new Neptune meters, except approximately 275 Sensus meters with older technology. The full implementation of this plan would

take approximately seven years, with plans to replace 300-400 meters per year. The technology called smart registers would be affixed to the meters holding 96 days of data which could assist customers with high or disputed water bills.

After a brief discussion, Councilwoman Stevenson made a motion to approve the aforementioned purchase of water meters, seconded by Councilwoman Hildebran. The vote was unanimous.

**WATER LINE EXTENSION POLICY** Mr. Duckworth presented the following policy:

### **WATER LINE EXTENSION POLICY**

It shall be the policy of the Town of Valdese to extend its water system in accordance with the following terms and conditions; however, the Town of Valdese shall not be obligated to participate in the cost of any water system extension that may be proposed under the terms of this policy. This policy does not apply to the development of subdivisions.

A. Application for Extension:

All persons desiring an extension to the water system of the Town of Valdese shall apply in writing to the Public Works Director. The application shall include the following:

1. The name, address and telephone number of the applicant(s).
2. The location of the property for which water service is desired.
3. The total number of residential units, commercial establishments or industrial facilities to be served.
4. For residential units and commercial establishments, the number of gallons of water per month that will be requested after the property is developed. For industrial facilities, the number of gallons of water per month and the number of gallons of water per minute that will be requested after the property is developed.
5. The date by which the applicant desires to begin receiving water service through the requested extension.
6. Any other information requested by the Town.

B. Extensions along public roads maintained by the NC DOT and along roads not publicly maintained but for which right of way have been dedicated to the public:

The Town of Valdese may extend and pay for a less than six inch (6") diameter water line up to one hundred feet (100') per guaranteed service connection along any public road maintained by the North Carolina Department of Transportation or along any road not publicly maintained but for which right of way has been dedicated to the public for a distance, provided that such extension does not cross a river, railroad track, interstate or major highway and further provided that no rock removal is required. If a larger diameter line is requested or if the extension crosses a river, railroad track, interstate or major highway, or if rock removal is required, the applicant(s) shall pay, in advance of construction, the total estimated cost for the larger diameter water pipe and for such crossing or rock removal. Should the length of the water line extension exceed one hundred feet (100') per guaranteed service connection, the applicant(s) shall pay, in advance of construction, an amount per lineal foot as may be established from time to time by the Public Works Director to cover the additional costs.

In addition, the applicant(s) requesting water service must agree in writing that they will use water or pay the minimum water charges based on availability of service.

The applicant(s) shall be responsible for paying all applicable connection fees in advance of any construction, including the tap fee.

Unless approved by the Town Council, the Town shall not reimburse any applicant(s) for any funds contributed for any water line extension.

This 1<sup>st</sup> day of December, 2014.

/S/ James L. Hatley, Mayor

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

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

**BUDGET AMENDMENT NO. 08 - TRANSFER OF FY13-14 \$1 METER USAGE CHARGE (MUC) TO CAPITAL RESERVE FUND (CRF)**

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.

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, 2015:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
30.8100.922 Transfer of MUC	<u>127,200</u>	
Total	<u>\$127,200</u>	<u>\$ 0</u>

This will result in a net increase of \$127,200 in the expenditures of the Utility Fund. To provide funding for the above, the following revenue budgets will be increased. These additional revenues have already been received.

30.399.000 From Fund Balance		<u>127,200</u>
Total	<u>\$ 0</u>	<u>\$127,200</u>

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.

**BUDGET AMENDMENT NO. 09 - COMBINE CONTINGENCY (OLD DEBT SERVICE) BUDGETS**

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.

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, 2015:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
30.8100.990 Contingency	<u>128,500</u>	
30.8110.990 Contingency		<u>128,500</u>
Total	<u>\$128,500</u>	<u>\$128,500</u>

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

	<u>\$ 0</u>	
Total	<u>\$ 0</u>	<u>\$ 0</u>

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.

**WATER LINE REHABILITATION FUND  
CAPITAL PROJECT BUDGET ORDINANCE**

Be it ordained by the Town Council of the Town of Valdese that pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following project ordinance is hereby adopted.

Section 1. The project authorized is to establish a capital project fund for water line rehabilitation. Funding for this activity will be from The Town of Valdese annual contributions of \$1 per customer, per month of the Meter Usage Charge and the Water & Sewer Construction Department.

Section 2. The officers of this unit are hereby directed to proceed with the capital project within the terms of the program ordinance and the budget contained herein.

Section 3. The following revenues are anticipated to be available to contribute to this project:

Customer Reimbursements	\$ 0	46,3970.000
Water & Sewer Construction Contribution	0	46,3970.050
Town Contribution – MUC \$1	<u>254,400</u>	46,3970.060
	<u>\$ 254,400</u>	

Section 4. The following amounts are appropriated for the project:

Engineering	\$ 25,440	46,8120.450
Construction	228,960	46,8120.710
Contingency		46,8120.990
	<u>\$ 254,400</u>	

Section 5. The finance officer is hereby directed to maintain within the Project Fund sufficient specific detailed accounting records to provide the accounting to town council required by the program procedures, loan agreement(s), grant agreement(s) and state regulations.

Section 6. Funds may be advanced from the General Fund for the purpose of making payments as due.

Section 7. The finance officer is directed to report quarterly on the financial status of each project element in Section 4 and on the total revenues received or claimed.

Section 8. The budget officer is directed to include a detailed analysis of the past and future cost and revenues on this project in every budget submission made to this board.

Section 9: Copies of this project ordinance shall be made available to the budget officer and the finance officer for direction in carrying out this project.

Adopted this 1st day of December, 2014

/s/ James L. Hatley, Mayor

/s/ Thelda B. Rhoney, Deputy Town Clerk

Councilman Black made a motion to approve the aforementioned budget amendments, seconded by Councilwoman Stevenson. The vote was unanimous.

**MAYOR AND COUNCIL COMMENTS:**

**SWIMMING POOL COVER**

Councilman Delp said many years ago funds were set aside to replace the pool cover at the Recreation Center and he didn't think this was being done. Mr. LaMaster believed there was \$70,000 to \$80,000 currently in that account. Mr. Delp requested that Mr. LaMaster provide him with the amount prior to the Recreation Commission meeting next week.

**WAR MEMORIAL** Councilman Delp said several military people recommended a War Memorial for the Town of Valdese. Councilman Black said perhaps the Rotary Club could participate as the Rotary Club in Morganton built a war memorial. Mayor Hatley recommended that Town Manager Jeff Morse bring the issue up at one of his upcoming Rotary meetings.

**CHRISTMAS LIGHTS** Councilwoman Hildebran said several citizens had approached her about new Christmas lights downtown. Mayor Hatley said something would have to be cut from the budget. Mr. Morse said Duke Energy would not allow more lights; however, this could be an item for discussing at the Budget Retreat or staff at the Old Rock School could work on some type festive flags.

**MUSIC – DOWNTOWN AREA**

Councilwoman Stevenson said several downtown merchants talked to her when discussions were held about downtown trees and pavers and it was suggested that it would be nice to have music piped in on our streets, especially during the Christmas season. A lot of cities and towns have this in their downtown area. Mr. Morse asked Ms. Hefner to add this to the Main Street Committee agenda.



**MANAGER'S REPORT:**

**UPDATE – PROPERTY LOCATED AT 909/913 MAIN STREET WEST** Mr. Morse said the concrete company would be contacting Mr. Deal. Mr. Duckworth said he left Mr. Deal a message about the concrete company contacting him about a driveway cut before the Thanksgiving holiday.

**UPDATE – FORMER BURKE MILLS PROPERTY** Mr. Morse contacted the property owner of the church school and the owner was in the process of contacting someone to clean up the property.

**VALDESE CHRISTMAS PARADE, SATURDAY, DECEMBER 6, 2014, 10:00 A.M., AND ANNOUNCEMENT OF GRAND MARSHAL** Community Affairs Director Barbara Hefner said Mr. Larry Earp, Owner of Myra's, would be the Grand Marshal recommended by the Downtown Merchants Association. Mayor Hatley requested that in the future would Ms. Hefner please advise Council of whom they may be thinking about as the parade grand marshal.

Mr. Morse said candy could not be thrown from floats and this was mandated by our insurance company. Volunteers and Valdese Youth Council would walk by the floats and hand out candy.

**TOWN OFFICES CLOSED DECEMBER 24-26, 2014, IN OBSERVANCE OF CHRISTMAS AND JANUARY 1, 2015, IN OBSERVANCE OF NEW YEAR'S DAY**

**AUTHORIZATION TO WORK WITH KELLEX ON RECREATION MEMBERSHIPS** Mr. Morse said Mr. Chris Rice, Kellex, had approached him regarding Recreation Memberships for Kellex employees. Mr. Morse requested that Council allow him to work with Mr. Rice on a plan. Mr. Morse said he would also work with Town Attorney Marc Mitchell on a contract offered to all Valdese industries for recreation memberships. Kellex would be the first client to provide wellness programs for its employees. Staff would be working on obtaining grants for the program. Mr. Morse said the program and contract would be presented at the January Council meeting.

At 8:20 p.m., there being no further business to come before Council, Councilman Black made a motion to adjourn, seconded by Councilman Delp. The vote was unanimous.

The next meeting is a regularly scheduled Council Meeting on Monday, January 5, 2015, 7:00 p.m.

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Town Clerk

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Mayor

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**TOWN OF VALDESE  
TOWN COUNCIL MEETING  
MONDAY, DECEMBER 2, 2013**

The Town of Valdese Town Council met on Monday, December 2, 2013, at 7:00 p.m., in the Town Council Chambers at Town Hall, 102 Massel Avenue, SW, Valdese, North Carolina. The following were present: Mayor James L. Hatley, Councilman Keith Ogle, Councilwoman Frances Hildebran, Councilwoman Susan Stevenson, Councilman Gary L. Delp, and Councilman Chip Black. Also present were Town Manager Jeffrey V. Morse, Town Attorney Marc Mitchell, Deputy Town Clerk Thelda B. Rhoney, and various department heads.

Absent: none

A quorum was present.

Mayor Hatley called the meeting to order at 7:05 p.m. He offered the Invocation and led in the Pledge of Allegiance to the Flag.

**OPEN FORUM/PUBLIC COMMENT:** No one spoke.

**OATHS OF OFFICE ADMINISTERED BY BURKE COUNTY CLERK OF SUPERIOR COURT MABEL H. LOWMAN:  
MAYOR JAMES L. HATLEY, COUNCILMAN GARY DELP – WARD 1, COUNCILWOMAN SUSAN STEVENSON –  
WARD 2, AND COUNCILMAN BLACK - WARD 3**

Burke County Clerk of Superior Court Mabel H. Lowman administered the Oath of Office to Mayor Hatley as his Grandson Micol Hatley held the Bible and two of his Granddaughters Helena Hatley and Speed Hatley were by his side. Ms. Lowman then administered Oaths of Office to Councilwoman Stevenson, Councilman Delp and Councilman Black.

**CONSENT AGENDA:** (enacted by one motion)

**APPROVED MINUTES – NOVEMBER 4, 2013 AND NOVEMBER 21, 2013**

**APPROVED RESOLUTION ADOPTING 2014 TOWN COUNCIL MEETINGS CALENDAR**

**RESOLUTION ADOPTING 2014 TOWN COUNCIL MEETING SCHEDULE**

WHEREAS, pursuant to Section 2-1011 of the Town of Valdese Code of Ordinances, there shall be a regular meeting of the council at the town hall, on the first Monday in each month, at 7:00 p.m., unless another place, date or time shall be designated.

NOW, THEREFORE, BE IT RESOLVED that the Town of Valdese Town Council adopts the following Meeting Schedule for 2014:

January 6, 2014  
February 3, 2014  
March 3, 2014  
March 17, 2014 – 3:00 p.m. – 8:00 p.m., Monday, Annual Budget Retreat – Town Hall  
April 7, 2014  
May 5, 2014  
June 2, 2014  
June 30, 2014 – Budget Public Hearing; also serves as the July Council Meeting  
August 4, 2014  
September 2, 2014, Tuesday, 7:00 p.m., due to Labor Day Holiday  
October 6, 2014  
November 3, 2014  
November 20, 2014, 6:30 p.m., Thursday, Annual Dinner Meeting with Valdese Merchants  
Association, Old Rock School, Waldensian Room  
December 1, 2014

This 2<sup>nd</sup> day of December, 2013.

/s/ James L. Hatley, Mayor

**APPROVED REQUEST FOR WATERSIDE SUBDIVISION PARTIAL RELEASE OF FUNDS**

**CALLED FOR PUBLIC HEARING FOR LAND DEVELOPMENT PLAN ON MONDAY, JANUARY 6, 2014, 7:00 P.M.**

**ADOPTED RESOLUTION FROM STATE OF NC FOR FIRE DEPARTMENT VERIFICATION**

**VERIFICATION FROM MUNICIPALITY RESOLUTION**

WHEREAS, the Fire Department of the Town of Valdese serves as an Agency of the Town of Valdese; and

WHEREAS, the Fire Department of the Town of Valdese has requested confirmation of this Agency relationship; and

WHEREAS, this Agency's relationship is long-standing and generally acknowledged.

NOW THEREFORE, BE IT RESOLVED, that the Town of Valdese does hereby confirm this Agency's relationship and does verify by this Resolution that Relationship.

Adopted this 2<sup>nd</sup> day of December, 2013.

/s/ James L. Hatley, Mayor

Attest: /s/ Town Clerk

**ADOPTED RESOLUTION TO APPLY FOR PEDESTRIAN PLANNING GRANT**

**RESOLUTION PEDESTRIAN PLANNING GRANT**

WHEREAS, the Town of Valdese is committed to improving public safety, promoting public health and creating recreation opportunities for its citizens through pedestrian pathways; and

WHEREAS, in the 2013 Town of Valdese 2013 Comprehensive Parks and Recreation Plan, the most requested improvement to an existing park was the construction of a walking trail or greenway at McGalliard Falls Park; and

WHEREAS, a listed action item in *The Valdese Vision: A Land Use Action Plan for the Future* (2014) is "pursue NC Department of Transportation (NCDOT) funding to develop a comprehensive Bicycle and Pedestrian Plan;" and

WHEREAS, the Town of Valdese recognizes the need for alternative types of transportation for its citizens; and

WHEREAS, the NCDOT's Bicycle and Pedestrian Grant Initiative is a matching grant program that encourages municipalities to develop comprehensive bicycle and pedestrian plans.

NOW THEREFORE, BE IT RESOLVED, that the Town Council of the Town of Valdese authorizes staff to submit a grant application to the North Carolina Department of Transportation requesting funds through the Bicycle and Pedestrian Planning Grant Initiative in order to complete a Pedestrian Plan to improve connectivity, safety, recreation and health benefits for our community.

This 2<sup>nd</sup> day of December, 2013.

/s/ James L. Hatley, Mayor

**APPROVED CONTRACT WITH WPCOG FOR CEMETERY GIS UPDATE** Contract to update the Cemetery GIS to include all new burials and new plot purchases since 2006. The contract price to update mapping and cemetery features in the amount of \$2,300.

**APPROVED ENGINEERING SERVICES – MILLSTONE WATER PROJECT** Approved Engineering Services with West Consultants for the Millstone Avenue CDBG Water Project. Other bidders: Lamm Engineering Associates, Garner, NC; and Shield Engineering, Charlotte, NC.

**APPROVED AGREEMENT FOR AUTOMATIC AID FOR FIRE PROTECTION – TRIPLE COMMUNITY FIRE DEPARTMENT** The agreement with Triple Community Fire Department for an Automatic Aid for Fire Protection for The Settings Development.

**APPROVED REPLACING TOWN'S THREE COMPUTER SERVERS** Harris Local Government - \$14,027.30 setup and software; MarketSpace Solutions, Inc., for hardware in the amount of \$7,096.74, \$6,955.83 and \$1,465.90. Total:

**December 2, 2013, MB#30**

\$29,545.77 which includes taxes in the amount of \$1,521.77 and taxes are not included in the line-item for the budget amendment on page 650 of these minutes.

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

***End Consent Agenda***

**ITEMS REMOVED FROM CONSENT AGENDA** None

**COUNCIL ORGANIZATIONAL MEETING:** Mayor Hatley made the following recommendations:

**VALDESE TOWN COUNCIL  
Four Year Alternating Terms for Council and Mayor  
Terms Ending December 2015**

**James L. Hatley**

Served Councilman Nov. 1997 – 1999  
Elected Mayor: November 2, 1999 Oath: Dec 6, 1999  
April 2000 – Mayor Term Changed to 4 years  
Elected Nov. 6, 2001 for four year term (2005)  
Reelected Nov. 8, 2005 for four year term (2009)  
Reelected Nov. 3, 2009 for four year term (2013)  
Reelected Nov. 5, 2013 for four year term (2017)

**Mayor**

NCLM – RMS Trustee  
Blue Ridge Healthcare  
System – Board of Directors- Retired  
BDI (appointed Councilman Black to serve)  
VEDIC Board of Directors

Retired G.E.

**Gary L. Delp (Ward 1)**

Ward 1 – 2013  
Appointed by Council 05/04/09  
Elected 11/03/09: Term 12/07/09 – 12/02/13  
Reelected 11/05/13 Term 12/02/13 – 12/04/17

Treasurer  
Recreation Commission  
Public Art Commission  
Planning Board – Alternate  
Street Paving Committee

Retired School Teacher

**Susan T. Stevenson (Ward 2)**

Ward 2 – 2013  
Appointed by Council 01/10/00  
Elected 11/06/01: Term 12/03/01 – 12/05/05  
Reelected 11/08/05: Term 12/05/05 – 12/07/09  
Reelected 11/03/09: Term 12/07/09 – 12/02/13  
Reelected 11/05/13: Term 12/02/13 – 12/04/17

Mayor Pro Tem  
Assistant Treasurer  
WPCOG Metropolitan Planning  
Organization (MPO)  
Railroad Committee

Retired Physical Therapist

**John F. “Chip” Black (Ward 3)**

Ward 3 - 2013  
Elected 11/04/97: Term 12/01/97 - 12/03/01  
Reelected 11/06/01: Term 12/03/01 - 12/05/05  
Reelected 11/08/05: Term 12/05/05 - 12/07/09  
Reelected 11/03/09: Term 12/07/09 - 12/02/13  
Reelected 11/05/13: Term 12/02/13 – 12/04/17

BDI (Mayor's Appointee)  
Town Clerk  
OCP Member  
WPCOG Policy Board Delegate  
2010 Vice President  
2011 President  
2012 President

Black & Associates  
Financial Mgmt.

**Frances M. Hildebran (Ward 4)**

Ward 4 – 2015  
Elected 11/08/11: Term 12/05/11 – 12/07/15

Library Board  
Citizens for Affordable  
Housing  
Street Paving Committee

Retired Local Government  
Blue Ridge HealthCare  
Executive Assistant to  
President & CEO

**B. Keith Ogle (Ward 5)**

Ward 5 – 2015  
Elected 11/04/03: Term 12/01/03 – 12/03/07  
Reelected 11/06/07: Term 12/03/07 – 12/05/11  
Reelected 11/08/11: Term 12/05/11 – 12/07/15

Arbor-Beautification Committee  
Downtown Revitalization  
WPCOG Policy Board  
Alternate

H.R. Director  
Rescare Homecare  
Rescare, Inc.

**Jeffrey V. Morse**

(Appointed April 1980)

**Town Manager**

BDI (Appointed 1983) (Chairman 1986 – 91)  
Rural Transportation Technical Committee  
Burke County Narcotics Task Force - Chairman

December 2, 2013, MB#30

Burke County United Way (President – 2008)  
Catawba-Wataree Water Management Group (Vice Chair)  
NC – Environmental Management Commission  
(2009 – 2013)  
WPCOG Water Resources Committee (Vice Chair)  
NCLM – Regulatory Action Committee

Councilman Black made a motion to adopt the aforementioned, seconded by Councilwoman Stevenson. The vote was unanimous.

**BOARD AND COMMISSION REAPPOINTMENTS** Mayor Hatley recommended the following appointments/reappointments:

**2013 Board and Commission Appointments/Reappointments**

**Planning Board & Board of Adjustment (4-year terms)**

Reappointment of David Thompson

**Recreation Commission (3-year terms)**

Reappointment of Christopher “Chip” Cooper

**Firemen’s Relief Fund (2-year terms)**

Reappointment of Ed Plemmons and Dave Rust

**Rock School Advisory (4-year terms)**

Reappointment of Ed Bleynt

**Arbor-Beautification (3-year terms)**

Appointment of Rose Mueller (from Volunteer Representative to Regular Member), replacing Carolyn Yancey who did not wish to be reappointed

**Public Art Commission (3-year terms)**

Reappointment of Marc Mitchell

Councilman Ogle made a motion to adopt the aforementioned as recommended by Mayor Hatley, seconded by Councilman Delp. The vote was unanimous.

**AUTHORIZATION TO HIRE – FIRE DEPARTMENT** Fire Chief Charlie Watts said a Firefighter/Engineer resigned from the Valdese Fire Department and he requested authorization to hire for a vacant position.

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

**BUDGET AMENDMENTS** Finance Director Jerry LaMaster asked if there were questions regarding the following five budget amendments. There were no questions.

**BUDGET AMENDMENT NO. 12 - W&S TRACK BACKHOE**

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.

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, 2014:

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

<u>Acct. No.</u>		<u>Debit</u>	<u>Credit</u>
30.8120.740	Capital Outlay	60,000	
	Total	<u>\$ 60,000</u>	\$ 0

This will result in a net increase of \$ 60,000 in the expenditures of the Utility Fund. To provide funding for the above,

the following revenue budgets will be increased. These additional revenues have already been received.

30.3970.811 Loan Proceeds		60,000
Total	\$ 0	<u>\$ 60,000</u>

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.

### BUDGET AMENDMENT NO. 13 - TOWN HALL SERVERS

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.

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, 2014:

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

<u>Acct. No.</u>		<u>Debit</u>	<u>Credit</u>
10.4200.740	Capital Outlay	<u>28,000</u>	
Total		<u>\$ 28,000</u>	<u>\$ 0</u>

This will result in a net increase of \$ 28,000 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.

10.3970.700 Transfer From CRF		<u>28,000</u>
Total	\$	<u>\$ 28,000</u>

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.

### BUDGET AMENDMENT NO. 15 - ABC LOAN

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.

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, 2014:

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

<u>Acct. No.</u>		<u>Debit</u>	<u>Credit</u>
10.4200.920	ABC Loan	<u>72,775</u>	
Total		<u>\$ 72,775</u>	<u>\$ 0</u>

This will result in a net increase of \$ 72,775 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.

10.3970.301 Transfer From Util		<u>72,775</u>
Total	\$	<u>\$ 72,775</u>

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.

### BUDGET AMENDMENT NO. 16 - TRANS TO GEN FUND, ABC LOAN

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.

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, 2014:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
30.8100.921 Trans to Gen Fund	<u>72,775</u>	
Total	<u>\$ 72,775</u>	<u>\$ 0</u>

This will result in a net increase of \$ 72,775 in the expenditures of the Utility Fund. To provide funding for the above, the following revenue budgets will be increased. These additional revenues have already been received.

30.3990.002 From Fund Balance		<u>72,775</u>
Total	\$	<u>\$ 72,775</u>

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.

### **BUDGET AMENDMENT NO. 17 - REPAINTING DREXEL RD WATER TANK**

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.

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, 2014:

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

<u>Acct. No.</u>	<u>Debit</u>	<u>Credit</u>
31.8130.150 Maint of Bldg & Grounds	<u>60,240</u>	
Total	<u>\$ 60,240</u>	<u>\$ 0</u>

This will result in a net increase of \$ 60,240 in the expenditures of the TCW Fund. To provide funding for the above, the following revenue budgets will be increased. These additional revenues have already been received.

31.3990.001 From CRF		<u>60,240</u>
Total	\$	<u>\$ 60,240</u>

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 five budget amendments, seconded by Councilwoman Stevenson. The vote was unanimous.

### **MAYOR AND COUNCIL COMMENTS:**

**FORMER BURKE MILLS SITE** Councilman Delp said he had heard several positive comments about progress of the Burke Mill Site. Town Manager Jeff Morse said the area would be covered with dirt and grass would be planted.

**FIREARMS** Councilman Ogle said there was no sign at Town Hall stating "No Firearms."

**COVENTRY INSURANCE FOR TOWN EMPLOYEES** Councilman Ogle said he understood that there would be an upcoming meeting with a Coventry Representative. He also understood some employees were having issues with the insurance. He asked Chief Watts if his insurance issues had been resolved and Chief Watts answered no but they were working on the problem. Chief Watts said he was not aware of any of his employees having any problems with the insurance.

Councilman Ogle asked HR Officer/Utilities Customer Services Manager Debbie Jones if anyone else was having issues. Ms. Jones said not to her knowledge.

Mr. Morse said a Coventry Representative would be here on December 11<sup>th</sup> and employees would have an opportunity to meet with her. Councilman Ogle said that is why he brought the issue up and there were problems with the insurance.

**OLD TOWN HALL** Councilman Ogle asked about the status of Old Town Hall. Chief Watts said he did not have any answers yet. The County received a copy of the blueprints for their architect and IT person. He received favorable feedback regarding a backup 911 Center and hoped to hear something by the end of the month.

**HOUSE AT 909/913 MAIN STREET WEST** Councilman Ogle said he noticed that the yard had been dug up again and it had been like that for a month. A wall was built and filled in with dirt and now we are back where we started.

Town Attorney Marc Mitchell asked for guidance and said the Town had a nuisance ordinance and action could be taken again.

Mayor Hatley recommended that the Town Manager contact the owner for an update.

**HOUSE ON MORGANTON STREET OWNED BY A PLUMBER** Councilman Ogle said the problems still existed with six cars in the yard with no license plates and the cars need to be removed.

Mr. Morse said he inspected and at one time 75 percent of the vehicles were removed. Councilman Ogle said the 75 percent was back and something needed to be done.

**INDUSTRIAL ARTS BUILDING** Councilwoman Hildebran asked about the status of this building.

Mr. Morse said he had met with Public Works Director and Recreation Director and the boards could be replaced and/or painted for aesthetics and ultimately the facility may need to be torn down. He talked with someone to tear the building down for the materials in the building but they are of no value. This could be an item in next year's budget to tear down at a cost of up to \$35,000 - \$45,000 plus the installation of a retaining wall.

Councilman Ogle said he and Mayor Hatley were approached by Hospice staff for a senior center. Mr. Morse said there have been four serious attempts to renovate the building and each time the cost of renovations far exceeded the value of the building.

Councilwoman Hildebran said it was an eyesore near the school. Other facilities in the area had been renovated. Mr. Morse said the building could be painted to look better.

**GRIST MILL PROJECT** Councilwoman Hildebran asked about the status of this project. Mr. Morse said minor changes were being made to the curb and guttering. Mr. Duckworth said the slide area had been repaired and there were some minor areas being reworked. Drainage is working properly.

**WPCOG POLICY BOARD AND CDBG FUNDS** Councilman Black said his term as Chairman of the WPCOG Policy Board would end in January. He said CDBG grant funding came through the NC Department of Commerce, Rural Center, and the awarding of money had been moved to another department and no board has yet been appointed to oversee the funding. There has been no new funding opportunity since July and if the Town of Valdese had any projects that are CDBG eligible and staff needs to be available at a moment's notice to apply for the grant funds.

Councilman Black said for the past few years the WPCOG had been using its fund balance for funding matching grants for local projects which all municipalities in the four county areas put up the money. The auditors recently gave a report and there is now a surplus in the WPCOG's fund balance.

Mayor Hatley thanked Councilman Black for serving on the Policy Board representing the Town of Valdese and the Mayor had only heard good comments about Councilman Black's leadership.

Mr. Morse said the Town does have a CDBG application in Raleigh for our I & I Project. He said we need a grant to replace water meters, a \$600,000 project.

**DOWNTOWN BUSINESS DISTRICT – TREES** Mayor Hatley said he did not have a vote regarding tree removal from the downtown business district and some trees may need removing.

Councilman Ogle said Council voted to trim the trees and not remove them.



**December 2, 2013, MB#30**

The Mayor said if any trees needed removing that spring would be a good time to replace trees and the same applies for tree trimming. Mr. Morse said the problem was tree roots were causing uneven sidewalks and getting into sewer lines.

Public Works Director Bryan Duckworth said there was a sewer line on Bobo Avenue and the sewer would need to be turned back and it would be at property owner's expense.

Mr. Morse said staff would investigate the best trees for the downtown area. Mayor Hatley requested staff contact an arborist to find a tree that the root structure would not destroy the sidewalks.

Mr. Morse said staff would bring this issue back at the February 2014 Council meeting.

**MANAGER'S REPORT:**

**VALDESE CHRISTMAS PARADE, SATURDAY, DECEMBER 7, 2013, 10:00 A.M.** Members of Council would need to meet a the Fire Department to ride on the fire truck. He said the forecast was iffy and if it were misting rain the parade would go on but if there were a downpour prior to the parade it would be canceled for safety reasons. Fliers would be distributed about how candy could be distributed from floats.

**TOWN OFFICES WOULD BE CLOSED DECEMBER 24-26, 2013, IN OBSERVANCE OF CHRISTMAS AND JANUARY 1, 2014, IN OBSERVANCE OF NEW YEAR'S DAY**

**TOWN COUNCIL/DEPARTMENT HEAD CHRISTMAS DINNER, THURSDAY, DECEMBER 19, 2013, 6:30 P.M., DOWNTOWN DELIGHTS, 102 MAIN STREET EAST, VALDESE, NORTH CAROLINA**

**TREE LIGHTING CEREMONY – DECEMBER 13, 2013, 6:00 P.M., WELLS FARGO PARKING LOT**

**SMALL TOWN PROJECT** Mr. Morse said a delegation would be sent to Raleigh on December 19<sup>th</sup> to meet with NC Department of Commerce staff regarding grant applications for the Small Town Project.

**CLOSED SESSION** A closed session was not held.

**ADJOURNMENT** At 7:47 p.m., there being no further business to come before Council, Councilman Ogle made a motion to adjourn, seconded by Councilman Delp. The vote was unanimous.

The next meeting is a regularly scheduled meeting on Monday, January 6, 2014, 7:00 p.m.

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Town Clerk

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Mayor

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