

Town of Wallburg, North Carolina
Town Council Meeting - Wallburg Fire Station
TUESDAY 7:00 P.M. FEBRUARY 10, 2009
2ND TUESDAY OF THE MONTH

MINUTES

APPROVED 03-10-09

PROCEDURAL ITEMS

Mayor Todd called the council meeting to order at 7:00 p.m. Present were the mayor, council members Mark Swaim, Zane Hedgecock, Gary Craver, Lynn Reece, and Steve Yokeley. Also in attendance were Town Clerk Lynn McKinnie and Attorney Jay Wagner.

Mr. Hedgecock said the invocation and Mr. Swaim led the pledge to the flag.

MOTION FOR APPROVAL OF AGENDA

On a motion by Mr. Hedgecock, seconded by Mr. Yokeley the agenda was unanimously approved as presented.

MOTION FOR APPROVAL OF MINUTES

- JANUARY 13, 2009

On a motion by Mr. Reece, seconded by Mr. Craver, the minutes of January 13, 2009, were unanimously approved as presented.

PUBLIC SESSION

PLEASE SIGN UP WITH TOWN CLERK IF YOU WISH TO SPEAK

Public Session was opened at 7:02 p.m. with one speaker signed up:

1. Bill Butts
Principal – Ledford Senior High School
2. Chris Rogers
Ledford High School Boosters Club

Mr. Butts spoke briefly to the council saying that the Wallburg community has a tremendous amount of pride and he appreciated the Town Council allowing their students to come in and get their community service completed at the meetings. He said about three years ago, they took on the responsibility to build an auxiliary gym. He invited the council to come walk the halls and see how proud the school is of their facilities. Within the new gym, all types of classes – band classes, p.e. classes, theatre arts classes - all these can be done. He asked if the Town of Wallburg could help out Ledford High School as they pay for the gym and other projects down the road because it is all for the young people. He said, “We are very proud of Ledford. We appreciate what you do and any way you can help us will be greatly appreciated.”

Mayor Todd responded by saying he appreciated the way the school worked with the kids and taught them the way government works – and he commended them on the efforts the way they have done. He reiterated that the doors of the meetings are always open to the students and all the council is willing to take

time to meet or come over and talk to the students. Mr. Butts said he would take the council up on their offer.

Public Session was closed at 7:07 p.m.

BUSINESS TO BE DISCUSSED AND/OR ACTED UPON:

1. PUBLIC HEARING

AMEND PLANNING BOARD AND BOARD OF ADJUSTMENT

- A. ORDINANCE #09-____
TO DISSOLVE WALLBURG BOARD OF ADJUSTMENT; AND
TO GRANT AUTHORITY TO THE WALLBURG PLANNING
BOARD TO ACT AS BOARD OF ADJUSTMENT; AND
TO SET TERMS OF OFFICE AND TERM LIMITATIONS FOR
MEMBERS OF COMBINED PLANNING BOARD / BOARD OF
ADJUSTMENT**
- B. ORDINANCE #09-____
TO LIMIT MEMBERSHIP OF THE WALLBURG PLANNING
BOARD TO FIVE MEMBERS**
- C. ORDINANCE #09-____
TO AMEND THE ZONING ORDINANCE OF WALLBURG TO SET
THE TERMS OF OFFICE AND TERM LIMITATIONS FOR THE
MEMBERS OF THE COMBINED WALLBURG PLANNING
BOARD AND BOARD OF ADJUSTMENT**
- D. RESOLUTION #09-____
TO ACCEPT THE RESIGNATION OF JACK CRAVEN FROM THE
WALLBURG PLANNING BOARD AND BOARD OF
ADJUSTMENT**
- E. RESOLUTION #09-____
TO APPOINT DEAN COE TO THE COMBINED WALLBURG
PLANNING BAORD AND BOARD OF ADJUSTMENT**

Mayor Todd introduced this topic saying it is a pretty in-depth public hearing and he asked that the public hearing be opened.

MOTION: TO OPEN THE PUBLIC HEARING AT 7:08 P.M.
BY: STEVE YOKELEY
SECOND: LYNN REECE
VOTE: MOTION PASSED UNANIMOUSLY

Mr. Dean Coe, Planning Board Chairman said that the main objective is to change the Planning Board from a 6-member board to a 5-member board, at which time all five members of the Planning Board would become the Board of Adjustment. These moves are actually combining the Planning Board and the Board of Adjustment.

Mr. Wagner said that on the side of caution, we needed to go back through and ensure that all ordinances are reviewed and approved. He said the ordinances included in the agenda packets would accomplish what Mr. Coe has set out. One

thing was that the Board of Adjustment terms were originally four years and the Planning Board was three years (or vice-versa) – it necessitated us amending the Development Ordinance to make those two terms match up to three years.

From the audience, **Ann Sorensen** asked if the Board was thinking of having an alternate and Dean Coe said it was the one thing he needed to ask for – having **two alternates** with the **Town Council members picking those two alternate members**. Mr. Wagner said the Development Ordinance already allows for alternates – those just need to be filled by resolution. Those offices are already created for such – just need to find two people who are willing to serve. Mr. Coe asked that the council choose someone who would be willing to be called upon on a moment's notice because usually he only has 24-hours notice of an absentee member. He also said this Thursday night's Planning Board meeting was going to be canceled due to sickness of three members. Mr. Coe stated that alternates:

- Would be encouraged to attend any meeting;
- Would be able to hear any meeting;
- Would not be able to vote unless they are being used;
- Would not actually be called upon unless there were not enough members.

Mr. Wagner said another thing to consider is that possibly a conflict of interest for one case would need to be recused so an alternate would be used for that one case only.

Mr. Coe said the Planning Board would constitute a quorum with a 2/3 vote and the Board of Adjustment must have a 4/5.

Public Hearing was closed at 7:20:

MOTION: TO CLOSE PUBLIC HEARING AT 7:20 P.M.
BY: STEVE YOKELEY
SECOND: MARK SWAIM
VOTE: MOTION PASSED UNANIMOUSLY

VOTING ON THE VARIOUS ORDINANCES WAS THEN ACCOMPLISHED AS BELOW:

A. ORDINANCE #09-003
TO DISSOLVE WALLBURG BOARD OF ADJUSTMENT; AND TO GRANT AUTHORITY TO THE WALLBURG PLANNING BOARD TO ACT AS BOARD OF ADJUSTMENT; AND TO SET TERMS OF OFFICE AND TERM LIMITATIONS FOR MEMBERS OF COMBINED PLANNING BOARD / BOARD OF ADJUSTMENT

MOTION: TO APPROVE ORDINANCE 09-003 (AS ABOVE)
BY: STEVE YOKELEY
SECOND: GARY CRAVER
VOTE: MOTION PASSED UNANIMOUSLY

B. ORDINANCE #09-004

TO LIMIT MEMBERSHIP OF THE WALLBURG PLANNING BOARD TO FIVE MEMBERS

MOTION: TO APPROVE ORDINANCE 09-004 (AS ABOVE)
BY: ZANE HEDGECOCK
SECOND: GARY CRAVER
VOTE: MOTION PASSED UNANIMOUSLY

C. ORDINANCE #09-005

TO AMEND THE ZONING ORDINANCE OF WALLBURG TO SET THE TERMS OF OFFICE AND TERM LIMITATIONS FOR THE MEMBERS OF THE COMBINED WALLBURG PLANNING BOARD AND BOARD OF ADJUSTMENT

MOTION: TO APPROVE ORDINANCE 09-005 (AS ABOVE)
BY: ZANE HEDGECOCK
SECOND: LYNN REECE
VOTE: MOTION PASSED UNANIMOUSLY

D. RESOLUTION #09-002

TO ACCEPT THE RESIGNATION OF JACK CRAVEN FROM THE WALLBURG PLANNING BOARD AND BOARD OF ADJUSTMENT

MOTION: TO APPROVE RESOLUTION 09-002 (AS ABOVE)
BY: ZANE HEDGECOCK
SECOND: MARK SWAIM
VOTE: MOTION PASSED UNANIMOUSLY

Mayor Todd read from the letter of resignation Mr. Craven submitted stating he wanted to be released from the responsibility of being a member of that board:
“.....*Because of my health and my inability to perform my proper duties on the Planning Board and the Board of Adjustment, I feel that it is only fair that I be removed from my duties. I commend you for the fine work you are doing and look forward to helping you in any way that I can.....*Jack Craven”

E. RESOLUTION #09-003

TO APPOINT DEAN COE TO THE COMBINED WALLBURG PLANNING BOARD AND BOARD OF ADJUSTMENT

MOTION: TO APPROVE RESOLUTION 09-003 (AS ABOVE)
BY: STEVE YOKELEY
SECOND: GARY CRAVER
VOTE: MOTION PASSED UNANIMOUSLY

2. FOR DISCUSSION

PROCEDURES IN BUILDING PROCESS CONCERNING TOWN HALL

Mayor Todd said what he wanted to do was

1. What's the next step we need to take; and
2. What's the council's ideas on where we need to be on this?

Mr. Yokeley said, based on the information we received from Mr. Childress, do we have anybody qualified to do this procedure, especially in choosing the architect? He felt it might be better to get someone from the outside to choose. Mr. Craver said this would be the biggest thing to happen in Wallburg since the town has been incorporated – getting an architect – and he felt he was not qualified to do so. Both Mr. Yokeley and Mr. Craver felt Dwayne Childress would be very qualified to handle everything involved in the process of building a town hall. Mr. Hedgecock asked if he would not only help us in the selection but also would be the person that knows how the process works, would be basically the town's representative to – not only the architect – but whoever gets the contract – someone who help with all that?? Someone who knows the laws, knows the procedures. He said what he was hearing is having someone we could count on to help us through the process..... Mr. Yokeley felt that the mayor – or somebody – talk to Mr. Childress and find out if he can do it, what kind of fee he will charge, etc. We need a representative – we don't have anybody who has been through this. When you're spending taxpayers' money, there are a lot of hoops you have to jump through. Mr. Yokeley said we need somebody that has expertise – and it would definitely be worth talking to Mr. Childress. He said if the mayor would be willing to do it, maybe someone else on the council would. Mayor Todd said he would be willing to talk to Mr. Childress with permission of the council but he would prefer that Mr. Hedgecock, as mayor pro-tem, also be included. Mayor Todd said he had talked to Robert Hiatt yesterday and Mayor asked if there would be any problem using one of their employees. Mr. Hiatt didn't feel like there would be a problem but he would prefer to talk to the County attorney before committing. Mr. Hedgecock asked if there were others out there we should be considering and should we speak to others? Mr. Swaim said to find out first if there is interest and then get the county's endorsement of it and get a simple request letter to where he has something in writing but it doesn't commit us to him. Mr. Swaim stated that Mr. Childress is already familiar with all the county and state regulations.

Mr. Hedgecock stated that between now and the next meeting (March 10th) that he and Mayor Todd would talk with Dwayne Childress and bring back a report to the council.

Mr. Yokeley asked if this needed to be done in the form of a motion and Mr. Wagner responded no.

REGULAR MONTHLY AND COMMITTEE UPDATES

(COMMITTEE UPDATES MAY NOT BE AVAILABLE IF MEETING WAS NOT HELD)

1. Planning and Zoning UpdatesDean Coe

Mr. Coe stated he went to a seminar in Pinehurst and a couple of things stuck in his mind. The state foresees a budget shortfall and they asked for actions needed. Mr. Coe asked if there was any way to expedite permits and approvals. Next Wallburg Planning Board meeting is in March.

2. Finance UpdateMark Swaim
Mr. Swaim said bank statements had not been received as yet but that the CDs mature this month. We should be cautious with our money.

Bank balances are:

Checking	\$432,840.11
Building	\$866,298.27
Capital	\$226,226.29
Reserve	\$ 92,759.27
Money Market	\$495,840.49

3. MPO - High PointLynn Reece
Mr. Reece attended the January 27th meeting in Trinity Town Hall – they just built it. It was a house and they just added a pod to it. The new MPO Chairperson is Becky Smothers and the Vice-Chairperson is still Lynn Reece. Bus ridership was discussed along with the decline in gas prices. Turn lane at Ledford High School was talked about. To ride the bus you can get a \$40 pass and ride anywhere.

4. MPO - Winston-SalemMayor Todd
Mayor Todd attended the meeting and said basically same things were discussed as Mr. Reece’s meeting. Larry Williams was re-elected as Chairperson. Other issues discussed were air quality report, PART buses, bicycle greenway, etc. The Northern leg of the Beltway was talked about and the Transportation Needs list. The next MPO meeting will be Feb. 19th at 4:15 p.m.

OTHER INFORMATION:

1. PLANNING BOARD MINUTES OF 01-08-09
2. FEMA / NFIP INSURANCE PROGRAM INFORMATION
Lynn is coordinating with the county on this. There will be a Public Hearing at the next meeting on this issue.
3. By consensus of the council, Mayor Todd added this item to the agenda at this time:
Mayor Todd swore in
 - Dean Coe
 - Van ReeceFor the Planning Board and Board of Adjustment
4. Mayor Todd said Wallburg schools sent out a report card today and FYI Math Dept - Wallburg is 85.7% versus statewide 69.9%
Wallburg School in district is 85.7% versus 75% in district
He stated other scores.

ANNOUNCEMENTS:

- **TOWN COUNCIL MEETINGS:** (2ND TUESDAYS)
7:00 p.m. at the Fire Station on:

CALENDAR 2009:

MAR	10
APR	14
MAY	12
JUN	9
JUL	14
AUG	11
SEP	8
OCT	13
NOV	10
DEC	8

- **PLANNING BOARD MEETINGS** (2ND THURSDAYS)
7:00 P.M. AT WALLBURG VOLUNTEER FIRE DEPARTMENT
- **BOARD OF ADJUSTMENT MEETING**
NONE SCHEDULED AT THIS TIME

ADJOURNMENT:

VISIT THE TOWN'S WEBSITE:

www.townofwallburg.com

MOTION: TO ADJOURN MEETING AT 7:45 P.M.
BY: LYNN REECE
SECOND: STEVE YOKELEY
VOTE: MOTION PASSED UNANIMOUSLY

Respectfully submitted,

Lynn McKinnie, CMC
Town Clerk