

Town of Wallburg, North Carolina
Town Council Meeting - Wallburg Fire Station
TUESDAY 7:00 P.M. JULY 8, 2008
2ND TUESDAY OF THE MONTH

MINUTES

APPROVED 08-12-08

A SMALL RECEPTION WAS HELD IN HONOR OF ATTORNEY AARON CLINARD WHO HAS RETIRED AS TOWN OF WALLBURG ATTORNEY. RECEPTION STARTED AT 6:00 P.M. AND ENDED AT ABOUT 6:50 P.M. IN ORDER TO START THE TOWN COUNCIL MEETING AT 7:00 P.M. LIGHT REFRESHMENTS WERE SERVED. MOST OF THE INITIAL COUNCIL MEMBERS FROM WHEN WALLBURG FIRST STARTED AS A TOWN FOUR YEARS AGO WERE IN ATTENDANCE.

PROCEDURAL ITEMS

Mayor Allen Todd called the meeting to order at 7:00 p.m. Present were the mayor, council members Steve Yokeley, Zane Hedgecock, Gary Craver, Lynn Reece, and Mark Swaim. Also in attendance were Clerk Lynn McKinnie and Town Attorney Jay Wagner. In the audience were Jack Clinard (Business of the Year – 2008) and former town attorney, Aaron Clinard. Several former council members stayed for the meeting.

Mayor Todd said a brief invocation and Mr. Hedgecock led the Pledge of Allegiance.

MOTION FOR APPROVAL OF AGENDA

The agenda was unanimously approved as presented on a motion by Mr. Yokeley, seconded by Mr. Reece.

MOTION FOR APPROVAL OF MINUTES

- June 10, 2008

The minutes for June 10, 2008, were unanimously approved on a motion by Mr. Reece, seconded by Mr. Craver.

SPECIAL AWARD PRESENTED:

Mayor Todd called former Town Mayor, Jack Craven up to the front to say a few words about and to former Town Attorney Aaron Clinard for all that he has done for the Town of Wallburg.

Mr. Craven said: "I was on an elevator at the doctor's office – doctor was on there with me – had a crick in my neck – one where you have to walk sideways to see where you're going. I asked him, I said, "what can I do about my neck." He said well, best thing he knew was to change pillows and try to sleep in different position – see how that goes. Couple days later, I got a bill for \$10.00 for

medical advice. I seen Aaron a few days later and I was telling him about it, we were laughing about it, I asked him, “can he send me a bill like that?” Aaron says, “well, if you asked for it – yeah.” A few days later I got a bill from Aaron for \$10.00!!!!”

After all the laughter, Mr. Craven said that in all seriousness, Mr. Clinard was the right hand man for Wallburg and had led Jack and the rest of the interim council through organizing the town. He stated we really appreciated all the help and that he had planned on wishing him a happy retirement, but after hearing what his next job was, he wished him all the success with the new venture.

Mr. Hedgecock said that when they started looking for someone to help organize the town, they wanted that person to continue on after incorporation. He knew Aaron’s love of history and that was a big part of why Wallburg incorporated – to keep our heritage – so he thought Aaron would be a perfect fit with Wallburg. We appreciated his help very much.

Mr. Yokeley thanked Aaron for keeping us out of trouble!

Mr. Craver appreciated Aaron for all that he’s done.

Mr. Reece said that the moment he knew Aaron, the better he liked him!!

Mr. Swaim echoed what Mr. Craven said. As he was on the interim council, they had long meetings and long nights and he really appreciated what Aaron did for this community and town.

Ms. McKinnie said she was impressed with his patience with us!

Mayor Todd then presented

Mr. Clinard presented Mr. Clinard a plaque of appreciation, which said:

“...In appreciation for your legal guidance and dedication to service in establishing the Town of Wallburg for the past four years.....” This has ensured the success of the town and we thank you from the bottom of our hearts. You will always be a part of this. He said, “You’re a part of history because your legal guidance has been a very big part of the town and I’m going to tell you this! When I first became mayor, I leaned on Aaron there for a while and then all of a sudden, I started leaning on him a whole lot. We took a little trip down to Lexington, NC, when there was a little controversy about some services and all. And although I’m short in stature, and Aaron is short in Stature --- that day he was **twelve feet tall** – believe you me – because he impressed me. If I ever get in a bind, you’re going to be the first one I call!! Aaron, thank you very much!

Mr. Clinard responded with his thanks. He said he does have a great love of history and he loves the idea that Wallburg desires to save the rural area of Wallburg. He commended the mayor and the council to maintain what you have as best as possible because this is what America is all about. Wallburg is a model community in many ways. Mr. Clinard said that Wallburg has been one of the best clients he’s ever had --- because **you’ve always listened to everything I said!!!** (That’s pretty uncommon in his business.) He said, “But you’ve done it for the right reason – not just because I said so!” Mr. Clinard went on to say how important planning is to a town. He closed by saying, “Let me say ‘*Thank you*’ for giving me the opportunity of allowing to help birth this baby – the Town of Wallburg.”

Mayor Todd reminded everyone that we still had the same firm representing us, just a different lawyer for the firm – Jay Wagner.

PUBLIC SESSION

PLEASE SIGN UP WITH TOWN CLERK IF YOU WISH TO SPEAK

Public Session was opened at 7:09 p.m. There were no speakers and the session was closed at 7:09 p.m.

BUSINESS TO BE DISCUSSED AND/OR ACTED UPON:

1. PUBLIC HEARING

Proposed Text Amendment Changes to the Wallburg Sign Ordinance
Sec. 7-6.

Public Hearing was opened at 7:10 p.m. on a motion by Zane Hedgecock, seconded by Mark Swaim and unanimously approved.

Mr. Dean Coe, Planning Board Chairman spoke:

The Planning Board wants to propose an amendment to Article 7.6 – Permanent Signs by Zoning District. The amendment we want to propose is to exclude religious institutions and education institutions from any restrictions under this 7.6. The 7.6 – Permanent Signs by Zoning District says what types of signs can be used in the particular zoning throughout the town. And we also want to propose that the same religious and educational institutions must comply with commercial restrictions under Section 7-7 – Sign Height, Section 7-8 – Number of Signs Permitted, Section 7-9 – Sign Area by Zoning District. And they are not exempt from Section 7-12 – Prohibited Signs. The reason we recommend this amendment is that when we created this ordinance, we didn't consider the fact that these institutions happened to be in the residential zoning district for the Town of Wallburg. In Section 7-6, on the second page, the residential zoning, which is RA-1, RA-2, and RS – the only type of sign we allow in there is a monument type sign. This was done for subdivisions, when they want to put up a sign – we didn't want big obtrusive signs in our residential area. We just didn't think --- churches and schools are in residential districts and they sometimes need different type signs other than a 4-foot high, monument type sign. So that's the reason to amend this ordinance, but we didn't want to give them unlimited restrictions – so that's why we require them to follow the same commercial restrictions, which gives them quite a few different signs that they can use, but it limits the size and height and would keep them within the “look” that the Town of Wallburg wants for the future.

Comments from the audience either “for” or “against” were solicited, however, no one spoke for either side.

Comments from the council members included:

Mr. Yokeley said that as always, the Planning Board had done a very thorough job and the council appreciated all their hard work.

Ms. McKinnie asked about “lighted” signs – could they be illuminated internally and/or externally or not at all – Mr. Coe said all signs could be illuminated but Section 7-12 would define sign illumination.

At 7:14 p.m., the Public Hearing was closed on a motion by Steve Yokeley, seconded by Lynn Reece.

MOTION: TO APPROVE TEXT AMENDMENT CHANGES TO THE WALLBURG SIGN ORDINANCE TO EXCLUDE RELIGIOUS INSTITUTIONS AND EDUCATIONAL INSTITUTIONS FROM ANY RESTRICTIONS UNDER SECTION 7-6 BUT STILL MUST COMPLY WITH SECTIONS 7-7, 7-8, 7-9, AND 7-12

BY: LYNN REECE
SECOND: GARY CRAVER
VOTE: MOTION PASSED UNANIMOUSLY

2. FOR DISCUSSION AND/OR ACTION:
PRESENTATION OF 2008 BUSINESS OF THE YEAR
KELLEY'S 109

Council Member Gary Craver presented the 2008 Business of the Year award to Kelly 109, Mr. Jack Clinard.

Mr. Craver said we appreciated Kelly-109's service to the community. Mayor Todd said they had been a vital part of the community for a number of years. Mr. Clinard said he appreciated the award – that they had started about 1960 in Wallburg.

3. FOR DISCUSSION AND/OR ACTION:
UPDATE MEMBERS FOR

- PLANNING BOARD AND
- BOARD OF ADJUSTMENT

A motion of **NO CONSIDERATION** was spoken by Councilman Steve Yokeley. This topic will be moved to a later date.

OTHER INFORMATION:

1. EMAIL RE: CHILDREN AT PLAY SIGNS (J.P. COUCH – NC-DOT)

REGULAR MONTHLY AND COMMITTEE UPDATES

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

1. Planning and Zoning UpdatesDean Coe
Dean Coe said they were still working on subdivision ordinances. Jack Craven had attended the county's land development plan update, which had several workshops going at the same time. He learned that Davidson County's competitive weaknesses included limited sewage disposal, constraints by natural assistance to new industry, and overcrowded schools. Another thing brought up was agricultural rural area preservation. Four policies were discussed:

1. Agricultural and very low density residential activities may be the preferred land uses of rural and active agricultural areas.

2. Rural and active agricultural area lands having a high productive potential may be encouraged to conserve to the extent possible for appropriate agricultural use.
3. Farms and woodlands should be recognized as an integral part of the planning areas open spaces.
4. Preservation of family farms should be encouraged.

The Planning Board was going to look into this – it's something that could be incorporated into Wallburg's subdivision ordinances.

2. Finance UpdateMark Swaim

Mr. Swaim gave a brief report on the town's finances. We've started a new fiscal year on July 1st.

Checking	\$346,865.01
Money Market	\$490,771.37
Building Fund CD	\$649,286.44
Capital Fund CD	\$209,724.83
Reserve Fund	\$ 78,403.73

3. MPO - High PointLynn Reece

Mr. Reece spoke briefly on the June 24th meeting. Transportation around High Point roads was discussed. It was discussed that there would be more PART vans and buses. No discussion on 109. Ledford Middle School – they left the turn lane out, but were going back and put it in.

4. MPO - Winston-SalemMayor Todd

Mayor Todd attended 2 ½ hour meeting two weeks ago, with invited representatives from Elizabeth Dole's office, Richard Burr's office, all state senators and legislators, county commissioners, and all towns around. This meeting pertained to the I-85 bridge across the Yadkin River. They discussed a bond referendum to pay for the I-85 bridge – possibility of a toll bridge. The cost to build the bridge will be \$400million. Next meeting is in August.

ANNOUNCEMENTS:

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

CALENDAR 2008:

AUG	12
SEP	9
OCT	14
NOV	11
DEC	9

- **PLANNING BOARD MEETINGS** (2ND THURSDAYS)
7:00 P.M. AT WALLBURG VOLUNTEER FIRE DEPARTMENT

ADJOURNMENT:

MOTION: TO ADJOURN MEETING AT 7:38 P.M.
BY: STEVE YOKELEY
SECOND: LYNN REECE
VOTE: MOTION PASSED UNANIMOUSLY

VISIT THE TOWN'S WEBSITE:

www.townofwallburg.com

ATTEST:

TOWN OF WALLBURG:

Lynn McKinnie
Town Clerk

Allen L. Todd
Mayor