

**TUESDAY, SEPTEMBER 18, 2012
TOWN OF SAWMILLS REGULAR COUNCIL MEETING
6:00 PM**

COUNCIL PRESENT

Bob Gibbs
Trena McRary Kirby
Joe Wesson
Jeff Wilson
Johnny Wilson

STAFF PRESENT

Seth Eckard
Susan Nagle
Terry Taylor
Johnny Wear

COUNCIL ABSENT

Donnie Potter

CALL TO ORDER: Mayor Bob Gibbs called the meeting to order.

INVOCATION: Pastor Jim Hamby gave the invocation.

PLEDGE OF ALLEGIANCE: Mayor Gibbs led the Pledge of Allegiance.

ADOPT AGENDA: Mayor Gibbs asked for a motion to adopt the agenda.

Joe Wesson made a motion, and Jeff Wilson seconded, to adopt the agenda. All were in favor.

APPROVE AUGUST 21, 2012 REGULAR MEETING MINUTES: Mayor Gibbs asked for a motion to approve the August 21, 2012 regular meeting minutes.

Johnny Wilson made a motion, and Jeff Wilson seconded, to approve the minutes. All were in favor.

PUBLIC COMMENT: Mayor Gibbs asked if anyone wished to speak during public comment.

No one wished to speak.

FINANCIAL MATTERS:

FINANCIAL REPORT ON FY 2011-2012 BUDGET: Attached is a hard copy of the power point presentation on the Fiscal Year 2011-2012 budget given by Town Administrator Eckard.

No Council action was required.

ADOPT PROPOSED RESOLUTION ESTABLISHING A CAPITAL RESERVE FUND: The enclosed resolution is to set aside monies for a Capital Improvement Reserve Fund that would cover capital outlay items and/or construction projects in excess of \$5,000.00.

Jeff Wilson made a motion, and Joe Wesson seconded, to adopt the resolution establishing a Capital Improvement Reserve Fund. All were in favor.

CAPITAL RESERVE FUND BUDGET AMENDMENT: Town Administrator Seth Eckard stated a budget amendment in the amount of \$150,000.00 will need to be approved to put into the Capital Reserve Fund.

Joe Wesson made a motion, and Jeff Wilson seconded, to approve a budget amendment in the amount of \$150,000.00 for the Capital Reserve Fund. All were in favor.

STATE CONTRACT BID AWARD FOR A COMMERCIAL MOWER AND DECK: Town Administrator Eckard stated that \$13,000.00 was included in the current fiscal year's budget to purchase a commercial mower and deck for use by the Public Works Department.

A John Deere Z960A ZTrak with 60" 7-Iron Pro Deck mower is available on State contract so there is no need to go through the bid process.

Johnny Wilson made a motion, and Joe Wesson seconded, to purchase the John Deere Z960A ZTrak with 60" 7-Iron Pro Deck off state contract in the amount of \$10,622.00. All were in favor.

INFORMAL BID AWARD FOR A BACKHOE LOADER: Town Administrator Eckard stated that \$85,000.00 was included in the current fiscal year's budget to purchase a Backhoe Loader for use by the Public Works Water Department.

Public Works Supervisor Ronnie Coffey received the following bid from Charlotte Tractor Co. as well as the two following comparison contract bids:

Charlotte Tractor Co.	\$76,300.00
Carolina Caterpillar	\$98,881.00
James River Equipment/John Deere	\$89,898.11

Joe Wesson made a motion, and Johnny Wilson seconded, to award the bid to Charlotte Tractor Co. in the amount of \$76,300.00 under the informal bid process. All were in favor.

PARKS AND RECREATION MATTERS:

APPROVAL OF AN 18-HOLE DISC GOLF COURSE: Town Administrator Eckard stated on August 30, 2012 Duke Energy approved a request from the Town for construction of an 18-hole disc golf course at the Veterans Memorial Park.

Trena McRary Kirby made a motion, and Joe Wesson seconded, to approve an 18-hole disc golf course at Veterans Memorial Park. All were in favor.

RECOGNITIONS:

YARD OF THE MONTH WINNERS: Mayor Bob Gibbs announced Robert and Miranda Denning, from the 28630 zip code, and Charles and Susan Babb, from the 28638 zip code, as the September Yard of the Month winners. Mayor Gibbs stated that since the winners were not present, the certificates would be available at the Town Hall for pick up.

No Council action was required.

RECYCLE REWARDS PROGRAM WINNER: Town Administrator Seth Eckard announced Gwendolyn Watson as the September Recycle Rewards winner. Administrator Eckard stated a twenty-eight dollar (\$28.00) credit will be added to Miss Watson's sanitation bill and the certificate would be available at the Town Hall for pick up.

No Council action was required.

PUBLIC HEARING: ADOPT PROPOSED ELECTRONIC GAMING/INTERNET SWEEPSTAKES ORDINANCE:

OPEN PUBLIC HEARING: Mayor Gibbs asked for a motion to open the public hearing.

Joe Wesson made a motion, and Trena McRary Kirby seconded, to open the public hearing. All were in favor

STAFF RECOMMENDATIONS: Town Planner Johnny Wear stated the Planning Board recommends Council adopt the enclosed proposed Electronic Gaming/Internet Sweepstakes Ordinance.

PUBLIC COMMENT: Mayor Gibbs asked if anyone wished to speak on the Electronic Gaming/Internet Sweepstakes Ordinance.

No one wished to speak.

CLOSE PUBLIC HEARING: Mayor Gibbs asked for a motion to close the public hearing.

Joe Wesson made a motion, and Johnny Wilson seconded, to close the public hearing. All were in favor.

COUNCIL ACTION: Trena McRary Kirby made a motion, and Joe Wesson seconded, to adopt the Electronic Gaming/Internet Sweepstakes Ordinance. Those in favor were Trena McRary Kirby, Joe Wesson, and Johnny Wilson. Those opposed were Jeff Wilson. The motion carried by a 3-1 vote.

DISCUSSION:

ADOPT PROPOSED FARMERS MARKET LEASE AGREEMENT: Town Attorney Terry Taylor has drawn up the enclosed Farmers Market License Agreement. The agreement holds the Sawmills Farmers Market Association, Inc. responsible during hours of operation for the property currently in use by the Farmers Market and owned by the Town.

The agreement will cover a seven-month period beginning May 1, 2012 and ending December 18, 2012. The contract will renew annually in the spring after Council has approved of the upcoming year's dates and times of operation for the Farmers Market.

Jeff Wilson made a motion, and Joe Wesson seconded, to approve the Farmers Market License Agreement. All were in favor.

SPEED HUMP PETITION ON WATERWORKS ROAD: Town Administrator Eckard stated Mr. William Eckard met all requirements for a speed hump on Waterworks Road. The enclosed map shows the suggested location of the speed hump recommended by West Consultants.

Trena McRary Kirby made a motion, and Johnny Wilson seconded, to install a speed hump on Waterworks Road at the location recommended by West Consultants. All were in favor.

GRASS CLIPPINGS IN RIGHT-OF-WAY: Town Administrator Eckard stated that the mowing of several properties in the Town results in grass clippings being blown in the right-of-ways.

Council discussed this matter and decided to take no action.

BUSINESS PRIVILEGE LICENSE: Town Administrator Eckard discussed the possibility of implementing a business privilege licenses within the Town.

Council discussed this matter and decided to take no action.

RECOMMENDATIONS FOR ALTERNATE BOARD OF ADJUSTMENT MEMBERS: The Mayor asked Council if there were any recommendations for alternate members to serve on the Board of Adjustment. The Mayor stated one member will reside in the town limits and one member will reside within the E.T.J. (extra-territorial jurisdiction).

Since there were no recommendations at this time, the Mayor asked the Council to return to the next regularly scheduled meeting with recommendations.

COATS FOR KIDS: Mayor Bob Gibbs stated Councilman Potter would like the Town to collect gently used coats to benefit the citizens in Sawmills.

A collection box will be set up in the lobby at the Town Hall and will be delivered to Sawmills Elementary School for distribution.

No Council action was required.

PUBLIC COMMENT: Mayor Gibbs asked if anyone wished to speak during public comment.

Todd Bowman and Eva Bowman spoke in regards to their previous complaint concerning the discharging of firearms in the town limits.

UPDATES:

CODE ENFORCEMENT MONTHLY REPORT: The enclosed report shows an update of the progress made throughout the Town by Code Enforcement Officer Johnny Wear.

No Council action is required.

ADMINISTRATOR'S REPORT: Town Administrator Seth Eckard made the following announcements:

- The fall festival will take place this Saturday, September 22nd from 11:00 am to 3:00 pm. This will be our biggest festival yet with over 55 vendors. There will not be a BBQ cook-off like last year, but there will be free popcorn and water, lots of food vendors, live music and a corn hole tournament for the first 18 people who sign up.
- The fall newsletter has just been completed and will be mailed in early October.
- A quarterly meeting has been initiated between the Town and the Fire Department staff to improve communications. The next meeting with the chief is scheduled for November 12th at 8:00 am.
- The unemployment rate in Caldwell County went from 13.2% to 11.2%, a 2% drop during July 2011 to July 2012.
- The Caldwell County Sheriff's office will hold a blood drive on Friday, September 21st in honor of Officer Adam Klutz who was killed in the line of fire.

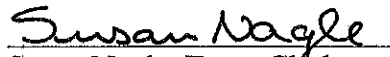
Mayor Gibbs stated the Wilson Farms will use their Tram to transport people about every 10 minutes or so from Sunrise Baptist Church to the park during the fall festival.

COUNCIL COMMENT: Mayor Gibbs asked if anyone on the Council wished to speak.

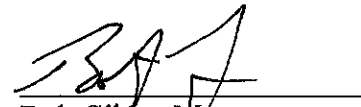
No one wished to speak.

ADJOURN: Mayor Gibbs asked for a motion to adjourn.

Trena McRary Kirby made a motion, and Johnny Wilson seconded, to adjourn the meeting. All were in favor.



Susan Nagle, Town Clerk



Bob Gibbs, Mayor