

2011.12.12 minutes

VILLAGE OF WESLEY CHAPEL  
COUNCIL MEETING MINUTES  
WESLEY CHAPEL UNITED METHODIST CHURCH  
120 Potter Road, Wesley Chapel, NC 28110  
December 12, 2011 – 7:00 P. M.

The Village Council of Wesley Chapel, North Carolina, met in the Fellowship Hall of Wesley Chapel United Methodist Church at 120 Potter Road South, Wesley Chapel, North Carolina.

**Present:** Mayor Horvath, Council Members Brotton and Ormiston

**Present Outgoing Council Member:** Hess

**Present Incoming Council Members:** Plyler and Rosoff

**Absent:** Outgoing Council Member Bradford

**Others Present:**

Clerk/Finance Officer Cheryl Bennett; Planning/Zoning Admin. Joshua Langen; Attorney George Sistrunk (left early)

Concerned citizens: Carol Mullis, Butch Plyler, Gayla & Chuck Adams, Julie Brown, Stephen Keeney, Chuck Rohland, Ray Davis, Chauncey Bowers, Karl Schneeberger, Allison Long, Bill Lee, Michael Dowd, Mallory Johnson, Keey Robison, Sandy Miller, Haley Bennett, Bailey Stallings, Davey Plyler, Ben Schrader, Del Slaughter

Meeting was called to order at 7:00 PM and a quorum was present.

1. PLEDGE OF ALLEGIANCE / INVOCATION

Mayor Horvath led the Pledge of Allegiance and gave the invocation.

2. APPROVE MINUTES FOR:

Joint BOCC/Council Meeting November 2, 2011

Council Meeting November 14, 2011

Council Meeting November 22, 2011

Closed Minutes October 10, 2011, Item 7

Closed Minutes November 14, 2011 Item 9A

Brotton made a motion to approve the minutes for the meetings on November 2, 14 and 22, 2011. He then rescinded the motion.

A change was made to the last paragraph of item 8 of the November 2, 2011 minutes; Hess was corrected to Johnson. Hess asked to add a statement made by Chuck Adams to the November 14, 2011 minutes on item 9B; we will have to check the tape. On the November 22, 2011 minutes “per the Master Plan survey” was added to Ormiston’s statement on page 304 after “almost 90% did not want rental properties”.

Brotton made a motion to approve the November 2, 2011 and November 22, 2011 minutes, as amended above. Ormiston seconded the motion.

The motion passed unanimously.

2011.12.12 minutes

Council members did not have enough time to read the closed minutes so they were not yet approved.

3. OATH OF OFFICE FOR MAYOR AND NEW COUNCIL MEMBERS

Clerk Bennett administered the oath of office to re-elected Mayor Brad Horvath, and then to Council member Becky Plyler. Mayor Horvath administered the oath of office to Council member Elaine Rosoff.

4. PRESENT PLAQUES TO OUTGOING COUNCIL MEMBERS

Mayor Horvath presented a plaque of appreciation to outgoing Council member Hess. Council member Bradford was sick and not present.

A ten minute break was taken.

5. ELECT A MAYOR PRO TEMPORE AND OATH OF OFFICE

Brotton made a motion to elect Kim Ormiston as Mayor Pro Tempore. Plyler seconded the motion.

The motion passed unanimously.

Mayor Horvath administered the oath of office to Ormiston as Mayor Pro Tempore.

6. FORMAL INTRODUCTION OF WESLEY CHAPEL'S FIRST CONTRACT DEPUTY WHO STARTED ON DECEMBER 1, 2011

Ormiston introduced Chauncey Bowers from the Safety Committee. Mr. Bowers introduced our new contract deputy, AJ Mainero, who was formerly the school resource officer at Cuthbertson High School. Wesley Chapel now has its own geographic designation in the County crime reporting system. Mainero is working a staggered schedule and will keep an eye on both businesses and homes.

7. DISCUSSION AND POSSIBLE NOMINATION OF YOUTH COUNCIL MEMBERS

Ormiston introduced the high school students who applied for the Youth Council Committee and she noted this initiative was put forth by Haley Bennett who is working on her Gold Award. Plyler asked the students what they have to offer the Village and the students told Council a little about their experience and talents. Brotton asked them about their expectations from Council, they would like to have their suggestions heard, and learn a little about what it takes to run a town. Rosoff asked them for their thoughts on how this role puts them in a training position for leadership. Ormiston noted this will be a learning experience for both the students and Council. They will create a charter which will be their roadmap.

Mayor Horvath appointed the ten students to the Youth Council Committee: Haley Bennett, Joseph Hess, Mallory Johnson, Allison Long, Alyssa Mitarotondo, Allie Patterson, Jessica Resor, Ben Schrader, Del Slaughter and Bailey Stallings. Their first meeting will be in January, 2012.

8. UPDATE ON OPEN MEETINGS LAW AND COUNCIL PROCEDURES

Mayor Horvath discussed open meeting procedures; three or more council members (a quorum) cannot meet and discuss town business outside the official meetings.

Notice of meetings must be posted in advance so the public can attend. We will get ordinance books for the new Council members.

9. DISCUSSION OF COUNCIL LIASION ROLES AND POSSIBLE RE-ALIGNMENT

Centralina Council of Government – Becky Plyler will be our rep, and Elaine Rosoff our alternate.

MUMPO – Mayor Horvath will remain our rep, and Howard Brotton our alternate.

Parks and Rec Committee – Kim Ormiston and Elaine Rosoff will be the co-liaisons.

Town Hall Committee – Howard Brotton will remain the liaison.

Safety Committee – Becky Plyler will be the liaison.

Youth Council Committee – Kim Ormiston will be the liaison.

Fall Heritage Festival Committee – Elaine Rosoff will be the liaison.

Downtown Committee – if it re-forms, Mayor Horvath will be the liaison.

Welcome Committee – currently inactive, we will revisit it in six months or so when the park and town hall are completed.

10. INFORMAL PUBLIC COMMENTS – RECEIVE INDIVIDUAL COMMENTS FROM THE PUBLIC WHO HAVE SIGNED IN WITH THE VILLAGE CLERK TO SPEAK TO THE COUNCIL

Michael Dowd, president of the Demere HOA spoke about of interest in their 117 home community in annexing into Wesley Chapel. He asked if Council would accept a lower percentage of the homes coming in, and if the town would work with them on the expenses. Mayor Horvath said he would put it on the agenda for next week's meeting. Mr. Dowd also noted they are in the Mineral Springs fire district although they are just around the corner from the Wesley Chapel Volunteer fire department. The lines have not been redrawn and the Mayor noted two departments are dispatched to all events.

Todd Hess spoke as a citizen and noted concerns on the ethics policy; a basic tenet of freedom of speech is the right to remain silent but we require council members to speak up if they have a financial interest and can allow council members to take away the right of other members to vote. He asked that Council review the ethics policy while maintaining fiduciary responsibility. He also spoke with respect to prayer in public meetings and said government favors a particular provision, we should not make a public meeting, an evangelical meeting.

Chuck Adams congratulated Becky Plyler and Elaine Rosoff and said he looked forward to working with both of them; he noted there is a lot to accomplish and encouraged them to gather the opinions of all the citizens which is difficult because people don't attend meetings.

11. ADDITIONS, DELETIONS, AND / OR ADOPTION OF AGENDA

Mayor Horvath added Item 14B "DETERMINE DATE FOR HOLIDAY STAFF LUNCHEON" and Item 17B "CLOSED SESSION PER NC GS 143-318.11(a)(6) TO CONSIDER CONDITIONS OF APPOINTMENT OF PRESENT

2011.12.12 minutes

EMPLOYEES”. Brotton made a motion to adopt the agenda with the above changes. Ormiston seconded the motion.

The motion passed unanimously.

12. STAFF REPORTS

- a. Review and approve the Village Financial Reports dated November 30, 2011, submitted by Cheryl Bennett, Finance Officer.

Bennett presented the November 2011 financial reports and noted we need approximately \$6400 to pay the tax bill for the park land and asked where Council wanted to charge the amount. It is part of the cost of the purchase of the land.

Rosoff made a motion to charge the expense to the Dogwood Park Capital Project land account. Ormiston seconded the motion.

The motion passed unanimously.

Julie Brown inquired about the amount budgeted for engineering fees; bills from our engineer USTI are only charged as needed and most gets recouped to us from developers.

Brotton made a motion to approve the November 30, 2011 financial reports; Rosoff seconded the motion.

The motion passed unanimously.

**November 2011 Budget Report**

	<u>Nov 11</u>	<u>Jul - Nov 11</u>	<u>Budget</u>	<u>% of Budget</u>
<b>General Fund</b>				
<b>Revenues</b>				
<b>Appropriated Fund Balance</b>	0.00	437,686.00	437,686.00	100.0%
<b>Fees and Licenses</b>				
<b>Newsletter/Deputy Sponsor</b>	0.00	0.00	12,000.00	0.0%
<b>National Night Out-raffle,cont</b>	0.00	366.00	500.00	73.2%
<b>Contribution for parks and rec</b>	0.00	0.00	0.00	0.0%
<b>Fall Festival</b>	0.00	7,730.00	11,000.00	70.27%
<b>Cable Franchise (from Time Warn</b>	3,040.00	6,024.00	12,000.00	50.2%
<b>Engineering Fees Reimbursement</b>	0.00	4,541.25	8,000.00	56.77%
<b>Zoning Permit</b>	855.00	4,205.00	6,000.00	70.08%
<b>Privilege Licenses Annexation Exp Reimbursed</b>	1,494.10	25,871.81	25,000.00	103.49%
<b>Misc. Fees</b>	1.00	6,924.56	200.00	3,462.28%
<b>Total Fees and Licenses</b>	<u>5,420.10</u>	<u>55,752.62</u>	<u>75,000.00</u>	<u>74.34%</u>

<b>Interest Earned</b>	183.02	3,231.02	5,000.00	64.62%
<b>Property Tax Income</b>				
<b>Current Year Property Tax</b>	4,949.49	13,780.26	137,413.00	10.03%
<b>Delinquent Taxes</b>	685.27	933.42	1,800.00	51.86%
<b>Interest/Ad Fee on Taxes</b>	15.07	51.05	400.00	12.76%
<b>Utility Ad Valorem</b>	0.00	0.00	1,000.00	0.0%
<b>Vehicle Registration</b>	664.37	3,288.10	8,375.00	39.26%
<b>Total Property Tax Income</b>	6,314.20	18,052.83	148,988.00	12.12%
<b>Revenue Sharing</b>				
<b>Alcoholic Beverage Tax</b>	0.00	0.00	25,000.00	0.0%
<b>Cable (from State)</b>	0.00	4,757.34	82,000.00	5.8%
<b>Excise Tax (Piped Natural Gas)</b>	0.00	480.00	14,000.00	3.43%
<b>Franchise Tax (Electric Power)</b>	0.00	4,807.00	152,000.00	3.16%
<b>Sales &amp; Use Taxes</b>	3,066.84	7,010.78	32,000.00	21.91%
<b>Telecommunications Tax</b>	0.00	643.00	11,000.00	5.85%
<b>Total Revenue Sharing</b>	3,066.84	17,698.12	316,000.00	5.6%
<b>Total Revenues</b>	14,984.16	532,420.59	982,674.00	54.18%
<b>Gross Profit</b>	14,984.16	532,420.59	982,674.00	54.18%
<b>Expense</b>				
<b>Transfer to CIP</b>	0.00	625,000.00	625,000.00	100.0%
<b>Operating Expenditures</b>				
<b>Contingency</b>	0.00	0.00	3,920.00	0.0%
<b>Advertising - Clerk</b>	0.00	0.00	500.00	0.0%
<b>Annexation Expense</b>	0.00	0.00	400.00	0.0%
<b>Annual Retreat</b>	0.00	0.00	1,800.00	0.0%
<b>Bank Charges</b>	36.84	172.88	600.00	28.81%
<b>Books &amp; Literature</b>	30.00	30.00	300.00	10.0%
<b>Dues and Subscriptions</b>	0.00	7,890.00	11,800.00	66.86%
<b>Election Expense</b>	0.00	1,307.75	9,900.00	13.21%
<b>Electronic Commun (Tele/RR)</b>	229.20	1,640.53	3,600.00	45.57%
<b>Insurance - Liability</b>	0.00	9,567.77	9,570.00	99.98%
<b>Insurance - Workmen's Comp</b>	0.00	500.00	525.00	95.24%
<b>Land Maintenance</b>	0.00	0.00	1,000.00	0.0%
<b>Town office Maint.</b>	75.00	428.28	1,000.00	42.83%
<b>Misc town office</b>	124.38	137.86	500.00	27.57%
<b>Newsletter</b>	0.00	1,581.77	3,000.00	52.73%
<b>Office Equipment</b>	1,127.98	1,127.98	1,200.00	94.0%
<b>Office Expense</b>	242.86	519.82	2,200.00	23.63%
<b>Postage and Delivery</b>	149.64	218.00	2,100.00	10.38%

<b>Rent</b>	1,400.00	7,000.00	17,000.00	41.18%
<b>Seminars</b>	0.00	65.00	1,500.00	4.33%
<b>Tax Collection Fee</b>	94.77	262.48	2,400.00	10.94%
<b>Travel &amp; Entertainment</b>	128.23	591.19	2,500.00	23.65%
<b>Utilities- Temp. Town Hall</b>	119.41	876.13	2,200.00	39.82%
<b>Total Operating Expenditures</b>	<u>3,758.31</u>	<u>33,917.44</u>	<u>79,515.00</u>	<u>42.66%</u>
<b>Gen. Govt. Salaries</b>				
<b>Admin. Assistant Allowance for Salary Adjustment</b>	251.25	1,560.00	4,705.00	33.16%
<b>Mayor</b>	0.00	1,200.00	4,800.00	25.0%
<b>Mayor Protem</b>	0.00	750.00	3,000.00	25.0%
<b>Council Salary</b>	0.00	1,800.00	7,200.00	25.0%
<b>Clerk Salary</b>	3,825.94	17,879.70	49,219.00	36.33%
<b>Finance Officer Salary</b>	848.08	4,210.12	11,025.00	38.19%
<b>Payroll Taxes</b>	675.07	3,749.25	10,920.00	34.33%
<b>Payroll exp - Unemployment</b>	0.00	0.00	1,000.00	0.0%
<b>Fringe Benefits - Insurance</b>	1,292.24	6,461.20	15,514.00	41.65%
<b>Fringe Benefits - Retirement</b>	0.00	2,617.37	7,796.00	33.57%
<b>Total Gen. Govt. Salaries</b>	<u>6,892.58</u>	<u>40,227.64</u>	<u>115,390.00</u>	<u>34.86%</u>
<b>Planning &amp; Zoning</b>				
<b>P/Z Admin. Salary</b>	4,000.00	21,000.00	52,075.00	40.33%
<b>Planning &amp; Zoning Board Salary</b>	0.00	714.00	4,032.00	17.71%
<b>Advertising</b>	99.50	99.50	500.00	19.9%
<b>P/Z Office Expense</b>	0.00	0.00	500.00	0.0%
<b>P/Z Seminars</b>	0.00	199.00	400.00	49.75%
<b>P/Z Travel</b>	33.30	249.65	1,200.00	20.8%
<b>P/Z Dues,Subscriptions</b>	0.00	360.00	360.00	100.0%
<b>Total Planning &amp; Zoning</b>	<u>4,132.80</u>	<u>22,622.15</u>	<u>59,067.00</u>	<u>38.3%</u>
<b>Professional Fees</b>				
<b>Audit Fees</b>	0.00	0.00	4,000.00	0.0%
<b>Engr. Consulting</b>	0.00	2,370.00	12,000.00	19.75%
<b>Legal Fees</b>	1,578.30	7,265.92	16,000.00	45.41%
<b>Total Professional Fees</b>	<u>1,578.30</u>	<u>9,635.92</u>	<u>32,000.00</u>	<u>30.11%</u>
<b>Parks &amp; Recreation</b>				
<b>Telephone</b>	0.00	0.00	600.00	0.0%
<b>Security</b>	0.00	0.00	1,000.00	0.0%
<b>Utilities</b>	49.81	126.05	1,800.00	7.0%
<b>Maintenance/Grounds</b>	156.70	1,290.70	11,235.00	11.49%
<b>Events</b>	150.00	7,204.00	11,000.00	65.49%

<b>Insurance</b>	0.00	1,864.00	1,865.00	99.95%
<b>Office Expense</b>	0.00	0.00	1,000.00	0.0%
<b>Dues &amp; Subscriptions</b>	0.00	0.00	500.00	0.0%
<b>Total Parks &amp; Recreation</b>	356.51	10,484.75	29,000.00	36.15%
<b>Public Safety</b>	82.57	274.37	42,702.00	0.64%
<b>Total Expense</b>	16,801.07	742,162.27	982,674.00	75.53%
<b>Net General Fund</b>	-1,816.91	-209,741.68	0.00	100.0%
<b>Capital Projects Fund</b>				
<b>Capital Projects Fund Revenue</b>				
<b>Water Based Resource Grant-Park</b>	0.00	90,361.00	100,000.00	90.36%
<b>Transfer from General Fund Appropriated for Dogwood Park</b>	0.00	1,000,000.00	1,000,000.00	100.0%
<b>Appropriated for Town Hall</b>	0.00	1,100,000.00	1,100,000.00	100.0%
<b>Total Transfer from General Fund</b>	0.00	2,100,000.00	2,100,000.00	100.0%
<b>Total Capital Projects Fund Revenue</b>	0.00	2,190,361.00	2,200,000.00	99.56%
<b>Capital Projects Fund Expense</b>				
<b>Capital Projects</b>				
<b>Dogwood Park Capital Outlay</b>				
<b>Other Water Resources Grant Exp</b>	0.00	0.00	9,639.00	0.0%
<b>Land Acquisition Dogwood Park</b>	1,051.50	3,276.50	90,361.00	3.63%
<b>Capital Outlay - Other</b>	0.00	783,923.79	1,000,000.00	78.39%
<b>Total Dogwood Park Capital Outlay</b>	1,051.50	787,200.29	1,100,000.00	71.56%
<b>Town Hall Capital Outlay</b>	0.00	22,583.88	1,100,000.00	2.05%
<b>Total Capital Projects</b>	1,051.50	809,784.17	2,200,000.00	36.81%
<b>Total Capital Projects Fund Expense</b>	1,051.50	809,784.17	2,200,000.00	36.81%
<b>Net Capital Projects Fund</b>	-1,051.50	1,380,576.83	0.00	100.0%
	<b>-2,868.41</b>	<b>1,170,835.15</b>	<b>0.00</b>	<b>100.0%</b>

**Balance Sheet, November 30, 2011****ASSETS****Current Assets****Checking/Savings**

Fifth Third Bank Checking	19,942.14
Fifth Third Bank Money Market	695,698.10
Citizens South CD Bldg 02.03.12	248,560.73
BB&T Money Market	823,255.41
Petty Cash Fund	50.00

<b>Total Checking/Savings</b>	<b>1,787,506.38</b>
-------------------------------	---------------------

Misc. Fees Receivable	1,016.25
<b>Total Accounts Receivable</b>	<b>1,016.25</b>

**Other Current Assets**

Prepaid Exp.	850.00
Property Tax Rec.	3,476.00
Allow. for Doubtful Accounts Sales Taxes to be Received	-1,034.00
<b>Total Sales Taxes to be Received</b>	<b>1,555.94</b>

<b>Total Other Current Assets</b>	<b>4,847.94</b>
-----------------------------------	-----------------

<b>Total Current Assets</b>	<b>1,793,370.57</b>
-----------------------------	---------------------

**Fixed Assets**

Dogwood Park CIP	17,309.40
Town Hall- CIP	4,144.27
Land	821,098.51
Office Equipment	7,620.98
Accumulated Deprec.	-5,333.98

<b>Total Fixed Assets</b>	<b>844,839.18</b>
---------------------------	-------------------

<b>TOTAL ASSETS</b>	<b><u>2,638,209.75</u></b>
---------------------	----------------------------

**LIABILITIES & FUND BALANCE****Other Current Liabilities**

Taxes payable on Dogwood Park	1,104.93
Escrow from Developers	45,076.00
Deferred Revenue	2,442.20
Payroll Liabilities	2,746.11

<b>Total Other Current Liabilities</b>	<b>51,369.24</b>
--	------------------

<b>Total Liabilities</b>	<b>51,369.24</b>
--------------------------	------------------

**Fund Balance**

Fund Balance Assigned for NNO	174.20
Fund Bal. non-spendable	45,926.00
Fund Bal. Committed for CIP	1,380,576.83

<b>Fund Bal. inv. in Fixed Assets</b>	844,839.18
<b>Fund Balance</b>	-855,510.85
<b>Excess of Rev. over Exp.</b>	<u>1,170,835.15</u>
<b>Total Fund Balance</b>	<u>2,586,840.51</u>
<b>TOTAL LIABILITIES &amp; FUND BALANCE</b>	<u><u>2,638,209.75</u></u>

- b. Monthly planning report and violations report, submitted by Joshua Langen, Planning and Zoning Administrator.

Langen reported twenty permits were issued in November, including eight accessory structures. PetSmart is opening in December. Langen reported on the status of various text amendments which are winding down and current zoning violations. Next month Langen will add the ordinance prioritization list to his report. Ormiston asked how many signs are allowed with a temporary use; Langen replied one. It is important to be consistent with the temporary uses and violations. Brotton suggested changing the column on the violations report to status, and resolution/notes. Plyler asked about the Weddington Road and Southern Whimsy items on the violations report. The Weddington Road item relates to vehicles across from Price Mill, and Southern Whimsy is about their signs. Their sandwich sign is in violation of the current ordinance due to the distance from the building; Planning Board gave a 90 day extension from the violation enforcement. Plyler asked if the owner had been given the proper rules when she opened the store. Langen replied that he hand delivered the rules twice.

- c. Consideration of waiver of fees for fundraising and general community interest signs.

Langen said temporary signs for fundraising used to be allowed without a permit, and now a permit and fee is required. He received calls asking that the fees be waived. Some signs are for a charitable purpose, but the organization is not a non-profit, and some signs are for organizations and events outside our town. Attorney Sistrunk pointed out there is a difference between an IRS 501(c) (3) charitable organization and non-profits which are anyone who doesn't distribute their profits. Also would giving 10% of profits to a charitable organization qualify? Langen will take a closer look at this issue and come back to Council. Also, the temporary use fee on the fee schedule (\$75) is different than what Langen has been charging and as listed on the permit (\$35). Bennett will check on what procedures we need to follow to change the fee schedule. Langen also noted we need to look at having accessory use foundation permits, but he hesitated to charge another fee. Langen proposed inspecting the foundation of a storage shed; Bennett asked how Langen would know if the shed met setbacks if he does not require a survey. Chuck Adams asked about different setbacks for storage sheds and garages, it may be further discussed at Planning Board; also whether one needs a survey, and one does not. Langen also asked if B-1 properties should be charged fees or if we wanted to waive them; we have two B-1 properties, Southern Whimsy and Wells Fargo; we may have re-zonings in the future. Mayor Horvath noted we need to be consistent. Brotton asked if we could check their tax status, whether an LLC or corporation or a non-profit. Ormiston asked if we could use revenues like with privilege licenses.

2011.12.12 minutes

The floppy disk also needs to be taken off the fee schedule. Langen will first see if he can accomplish the changes by changing the fee schedule, or second, if he needs to make any text amendments.

13. CALL FOR PUBLIC HEARING ON JANUARY 9, 2012 AT 7 PM AT WESLEY CHAPEL UNITED METHODIST CHURCH, 120 POTTER ROAD, WESLEY CHAPEL, FOR TEXT AMENDMENTS TO ZONING ORDINANCE (ARTICLE 2 DEFINITIONS, ARTICLE 5 TABLE OF USES, AND ARTICLE 8 SIGNS)

Ormiston made a motion to call for a Public Hearing on January 9, 2012 at 7 pm at Wesley Chapel United Methodist Church, 120 Potter Road, Wesley Chapel, for text amendments to Zoning Ordinance (article 2 definitions, article 5 table of uses, and article 8 signs). Rosoff seconded the motion.

The motion passed unanimously.

- 14A. ADOPT 2012 MEETING SCHEDULE

Plyler made a motion to adopt the 2012 meeting schedule, incorporated herein. Ormiston seconded the motion.

The motion passed unanimously.

#### **Village of Wesley Chapel 2012 Regular Meeting Schedule**

All Village Council meetings are held at the Fellowship Hall of the Wesley Chapel United Methodist Church, 120 Potter Road South, Wesley Chapel, NC.

Village Council (2nd Monday, 7 pm; Work Session third Tuesday 7 pm):

January 9 and 17

February 13 and 21

March 12 and 20

April 9 and 17

May 14 and 22

June 11 and 19

July 9 and 17

August 13 and 21

September 10 and 18

October 8 and 16

November 12 and 20

December 10 and 18

14B. DETERMINE DATE FOR HOLIDAY STAFF LUNCHEON

After some discussion, the holiday luncheon will be on Wednesday, December 21, 2011 at noon at Hickory Tavern.

15. TOWN HALL COMMITTEE UPDATE AND POSSIBLE VOTE ON ROAD

Brotton reported that the Committee chairman has some figures in writing, with a 10% contingency the access road cost is \$100,000 plus there is an issue of moving a utility pole. Aston will pay 67.6% and the Village 32.4%, so our cost is about \$35,900. Butch Plyler said the pole has been eliminated, it can be moved at no cost. Brotton made a motion to approve a fee for the road for the Town Hall to be capped at \$35,000. Ormiston seconded the motion. Butch Plyler said the Wesley Chapel Fire Department has about 20-30 truckloads of structural fill dirt to move, and it can be moved and placed on our property at \$6 per cubic yard, which is about half the going rate. Bill Lee noted it could be dumped on the level areas and moved as necessary.

Brotton made a motion that subject to architect Fuller's advice on where to put it, we purchase up to \$2500 of fill from at the Fire Department property from Edison Foard Construction Company to be put on the land behind the Town Hall. Becky Plyler seconded the motion.

The motion passed unanimously.

Brotton made a motion to move \$1,000 from land maintenance and \$1,500 from contingency to capital outlay to purchase the fill. Ormiston seconded the motion.

The motion passed unanimously.

Brotton said our engineer MGES needs additional services from Skidmore Surveying for the driveway tie in. Brotton made a motion to approve \$800 for Skidmore to do the road design and tie-in surveying; Rosoff seconded the motion. Ormiston expressed concern that we already approved \$35,000 for the road, and need to make sure that the Chairman is clear with Aston and that we be credited back if we do this. The second was withdrawn.

Brotton made a motion that we approve the \$800 for Skidmore to do the road design and tie-in surveying contingent on a conversation with Aston that this is either stand alone or within the budget previously discussed. Rosoff seconded the motion.

The motion passed unanimously.

16. PARKS AND REC COMMITTEE UPDATE

- Status of Contract Extension
- Update on Volunteer Day on December 3, 2011
- Consider Possible Committee Appointment

Mayor Horvath reported no contract extension was necessary, instead the closing on the land will be in the next day or two. Rosoff reported there were at least 15 people at the volunteer work day, including five from the Cuthbertson Interact Club. She also reported that the AAT grant needs to be spent by April 15. Mayor Horvath noted the timeline and CUP at the park needs to be done first. There are

2011.12.12 minutes

some items that were left in the house; we need to follow the formal procedures to dispose of them.

Mayor Horvath appointed Gayla Adams to the open alternate position on the Parks and Rec Committee.

17. CONSIDER APPOINTMENT TO SAFETY COMMITTEE

Mayor Horvath appointed Elwood "Jim" Dale to the alternate position on the Safety Committee.

17B. CLOSED SESSION PER NC GS 143-318.11(a) (6) TO CONSIDER CONDITIONS OF APPOINTMENT OF PRESENT EMPLOYEES

Brotton made a motion to go into closed session per NC GS 143-318.11(a) (6) to discuss conditions of appointment of present employees. Ormiston seconded the motion.

The motion passed unanimously.

Year-end bonuses for staff were discussed, and it was decided to give \$75 bonuses to the Clerk and Zoning Administrator and \$25 to the administrative assistant.

Ormiston made a motion to come out of closed session; Brotton seconded the motion.

The motion passed unanimously.

18. OTHER BUSINESS

Rosoff made a motion to give \$75 bonuses to the Clerk and Zoning Administrator and \$25 to the administrative assistant. Brotton seconded the motion.

The motion passed unanimously.

Brotton made a motion to amend the agenda to consider the request from Demere tonight. Plyler seconded the motion.

The motion passed unanimously.

Ormiston noted we changed the percentage for Winding Creek to 51%. Plyler asked if there was a policy, and said she did not want to create more doughnut holes in the town. Mayor Horvath said he thought the policy was to require 90% of the homes to annex. Ormiston made a motion to reduce the percentage of homes in Demere to annex to 75%. Rosoff seconded the motion.

The motion passed unanimously.

Council did not agree to reduce the fee as that roughly covers expenses. Mayor Horvath will call Mr. Dowd and let him know this information.

Ormiston made a motion to cancel the December 21, 2011 meeting, and Brotton seconded the motion.

The motion passed unanimously.

19. COUNCIL COMMENTS - none

20. ADJOURNMENT

Brotton made a motion to adjourn; Ormiston seconded the motion.

The motion passed unanimously.

Respectfully submitted,

2011.12.12 minutes

---

Cheryl Bennett, Clerk

---

Mayor Brad Horvath