

**TOWN OF LONG VIEW  
TOWN ALDERMEN MEETING  
OCTOBER 9, 2006**

The Town of Long View Board of Aldermen met on Monday, October 9, 2006 at 7:30 p.m. in the Town Council Chambers of the Government Center in Long View, North Carolina.

**BOARD PRESENT:** The following members of the Board were present: Mayor Norman Cook, Alderman Ken Bumgarner, Alderman Vernon Moyer, Alderman John McDaris, Alderman Jackie Bowman and Alderman Randall Mays.

**STAFF PRESENT:** The following members of staff were present: Town Administrator David Epley, Interim Town Clerk Stephanie Watson, Town Attorney Redmond Dill, Finance Director James Cozart, Fire Chief Eric Shepherd, Town Planner Charles Mullis, Public Works Director David Draughn, Police Chief Cecil Rogers, Police Major Jim Worrell, Police Officer Brian Collins, and Water Superintendent Rani Holland.

**OTHERS PRESENT:** Brent Friar, Dorothy Friar, Joan Hall, Ethel Dale, Frances Mull, Douglas Marlowe, David Clark, Shane Fox, Sherry Long and others were present.

**MEETING CALLED TO ORDER:** Mayor Norman Cook called the meeting to order and Mayor Norman Cook gave the invocation.

**APPROVAL OF MINUTES:** Mayor Norman Cook asked for approval of the minutes. Motion was made by Alderman Vernon Moyer, seconded by Alderman Ken Bumgarner to approve the regular September 11, 2006 Board Meeting Minutes and the September 11, 2006 Closed Session Minutes. The vote was unanimous.

**MARTIN STARNES AND ASSOCIATES TO PRESENT AUDIT REPORT – PRESENTED BY SHANE FOX:**

Shane Fox with Martin Starnes and Associates, CPAs, P.A. presented to the Board the 2005 – 2006 Audit Report.

It was noted that the Town of Long View received an unqualified opinion which means the financial statements were approved by the Local Government Commission.

In the audit highlights, the general fund revenues were \$2,743,021 and the expenditures were \$2,867,007. The general fund revenues decreased from 2005 by \$25,374. The general fund expenditures increased by \$265,446 due to debt owed because of purchase of the brush truck, utility software and the generator.

The Assets of Town of Long View exceeded its liabilities at the close of the fiscal year by \$13,133,284 (net assets). Long View's total net assets decreased by \$69,356 primarily due to decreased net assets in Water and Sewer Utility Fund.

There was an increase in fund balance from 2005 to 2006 of \$91,208. The overall fund balance-general fund was \$2,974,800. The unreserved fund balance is at 70% which was more than the minimum of 8% that the LGC likes to see.

Mr. Fox reported that the 2005 Property Tax Revenue was \$1,143,017 and the 2006 Property Tax Revenue was \$1,124,429. The difference being the closing of the West Point Stevens Plant. The 2005 Collection Rate was 96.39% and the 2006 Collection Rate was 95.56%.

Mr. Fox presented diagrams showing the Net Cost of Services Provided, General Fund Revenues by Source and charts showing the General Fund Revenues comparing 2005 with 2006. He also presented charts showing general fund expenditures comparing 2005 with 2006.

It was reported that the Water and Sewer funds for 2005 were \$1,817,403 and for 2006 were \$1,788,218. In 2005, there was a Net Gain of \$178,422 and in 2006 there was a Net Loss of \$258,628.

After the presentation, Board of Alderman thanked the Department Heads and staff for the steps they took to save the Town money.

Motion was made by Alderman Vernon Moyer and seconded by Alderman Randall Mays to approve the 2005 – 2006 Audit Report. The vote was unanimous. The Board thanked Mr. Fox for the excellent job Martin, Starnes & Associates did.

**RESOLUTION TO OPPOSE THE CONCORD-KANNAPOLIS INTERBASIN TRANSFER REQUEST:**

Town Administrator David Epley informed the Board about the Resolution to Oppose the Concord-Kannapolis Interbasin Transfer Request and recommended that the Board adopt it.

Alderman Jackie Bowman asked Water Plant Supervisor Rani Holland if Parrot Feather would be an issue if they were to transfer water. Rani responded that Duke Power has looked into that issue and said that it is not a major issue for them. Their main concern was if water plants had the ability to produce water.

Alderman Jackie Bowman said that it looks to him that those towns should have considered their long range plans with the resources that they have.

**RESOLUTION 2006-40****RESOLUTION TO OPPOSE THE CONCORD-KANNAPOLIS INTERBASIN  
TRANSFER REQUEST**

**WHEREAS**, North Carolina Environmental Management officials are currently reviewing a request from the Cities of Concord and Kannapolis to transfer 38 million gallons of water per day from the Catawba River Basin to the Rocky River Basin; and

**WHEREAS**, this latest request is a trend of additional water usage from the Catawba River as evidenced by the following:

The City of Statesville's approval for a new 15 million gallon per day intake on Lookout Shoals;

The City of Mooresville's approval for a new 12 million gallon water plant on Lake Norman;

The City of Mount Holly's previously approved increased withdrawal of an additional 10.5 million gallons of water per day;

Charlotte/Mecklenburg's previously approved 33 million gallons per day interbasin transfer to the Rocky River; and

A current request by Charlotte/Mecklenburg to increase the maximum pumping rate from Mountain Island Lake by 165 million gallons per day.

**WHEREAS**, the net effect of the aforementioned actions will result in a total increased usage of 235.5 million gallons per day from the Catawba River Basin; and

**WHEREAS**, the Catawba River and its tributaries are not an unlimited supply of water as evidenced by previous 3-5 year drought conditions experienced most notably by the Upper Catawba Basin and the entire State of North Carolina; and

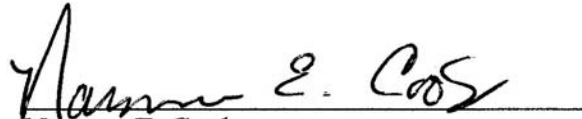
**WHEREAS**, the Town of Long View and the Greater Hickory Metropolitan area is considered a growth area similar to Concord and Kannapolis with additional water needs in the future; and

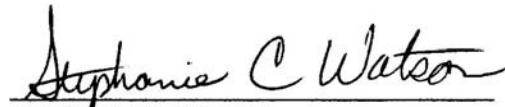
**WHEREAS**, the Town of Long View is currently working with Duke Power and numerous other stakeholders in the Catawba River Basin, from both North and South Carolina, to establish the terms of the next hydroelectric power license to be issued by the Federal Energy Regulatory Commission that will further define future water needs for the population within the basin. The relicensing of the Catawba River Basin hydroelectric power facilities is nearing completion.

**WHEREAS**, the Town of Long View Board of Aldermen does hereby express its concern about the long-term availability of water within the Catawba River Basin and believes the Federal Energy Regulatory Commission's approval for Duke Power's relicensing is necessary prior to a decision for the requested interbasin transfer.

**NOW, THEREFORE, BE IT RESOLVED** that the Town of Long View Board of Aldermen officially request that the North Carolina Environmental Management Commission deny the Concord-Kannapolis Interbasin transfer request to transfer 38 million gallons of water per day from the Catawba River Basin to the Rocky River Basin.

Adopted this 9<sup>th</sup> day of October, 2006.

  
Norman E. Cook  
Mayor

  
Stephanie C. Watson  
Interim Town Clerk

Alderman Ken Bumgarner moved to approve the Resolution to Oppose the Concord-Kannapolis Interbasin Transfer Request and it was seconded by Alderman Jackie Bowman. The vote was unanimous.

Town Administrator David Epley also wished to inform the Board of the comments that the Town of Long View sent to oppose the Concord-Kannapolis Interbasin Transfer request.

## COMMENTS BY THE TOWN OF LONG VIEW CATAWBA/BURKE COUNTY

FACT	<ul style="list-style-type: none"> <li>□ It is a fact that the Yadkin-Pee Dee River Basin has twice the amount of water and twice the amount of surface area than the Catawba River Basin with just over 20% more people. This means that the applicants have 100% more water and just 20% more people.</li> </ul>
FACT	<ul style="list-style-type: none"> <li>□ As a municipality that draws its water from Lake Hickory for its citizens, this transfer would force us to implement conservation measures in drought conditions much earlier than we have in the past. This transfer would also put our Raw Water intake at risk in severe drought conditions.</li> </ul>
OPINION	<ul style="list-style-type: none"> <li>□ Cities and regions around cities are built based on availability of resources. It seems as though there has been a failure to implement a long range plan to accommodate growth by the applicants. When cities and regions are developed to a point that they no longer have the resources to accommodate the growth, then they stop. Why should the cities and region around the Catawba River Basin suffer for a lack of planning by the applicants?</li> </ul>
FACT	<ul style="list-style-type: none"> <li>□ It is a fact that once the water is transferred, that it can never be replaced.</li> </ul>
FACT	<ul style="list-style-type: none"> <li>□ The transfer would have dramatic economic and environmental impacts on the cities and region around the Catawba River Basin. We have to continue to plan for our future growth, without adequate resources available we will be forced to alter future development plans.</li> </ul>

**WE WOULD ASK THE COMMISSION TO DENY THE TRANSFER REQUEST!**

**REQUEST TO SET ASIDE FUNDS FOR LEGAL FEES FOR POTENTIAL LAW SUIT (IBT):**

Town Administrator David Epley told the Board that in anticipation of approval by the committee, some of the local governments are putting together an injunction fund to oppose the Interbasin Transfer if it was approved. As an example of how much money that could be set aside, Administrator Epley mentioned Valdese which has about the same population and who has set aside \$5,000 each year for a five year period.

Alderman Ken Bumgarner believed that the Town should extend it to 5 years now and change it as necessary.

Mayor Norman Cook's personal recommendation was to set aside \$5,000 a year for five years right now and in the future, if the process were to speed up then they could change accordingly.

Alderman Randall Mays said that he believed that \$25,000 as a minimum was not that critical to put up to fight for the Town of Long View's water considering that it is the Town's only enterprise. He said that he was pleased with Mayor Norman Cook's suggestion. He believed that the Town had already spent money on the upgrading of the water plant and asked what would be the purpose of those expenses if the Town would not be able to utilize it.

Motion was made to set aside \$5,000 a year for five years for Legal Fees for Potential IBT Litigation by Alderman John McDaris and seconded by Alderman Randall Mays. The vote was unanimous.

**ADOPTION OF INFORMATION PERTAINING TO TAILORED CHEMICAL ECONOMIC DEVELOPMENT GRANT:**

Western Piedmont Council of Governments' Sherry Long came before the Board to discuss the information pertaining to Tailored Chemical Economic Development Grant.

Sherry Long informed the Board that the Town has submitted an application for \$815,763 to the North Carolina Department of Commerce for sewer line to serve Tailored Chemical. That application has been submitted and part of the requirements of the application are Tailored Chemical Sewer Project Assessment Policy, Recipient's Plan to Fair Housing, Plan to Affirmately Further Fair Housing, Fair Housing Complaint Procedure, Fair Housing Plan Notice, Residential Anti-Displacement and Relocation Assistance Plan, 504 Grievance Procedure, Section 3 Plan – Local Economic Benefit for Low and Very Low Income Persons Plan and the Equal Employment Opportunity Procurement Plan.

**Assessment Policy  
Town of Long View**

Tailored Chemical Sewer Project  
Assessment Policy

The Town of Long View is required, as a condition of a Community Development Block Grant for Economic Development (CDBG-ED) to construct an 8" sewer line to serve Tailored Chemical. The assessment policy delineated herein is designed to give the Town of Long View a mechanism to equitably provide sewer service to future users of the sewer line whose sewer service will be upgraded as a result of CDBG-ED funding.

1. Future users connecting to the sewer line installed with CDBG funding shall be required to pay an assessment fee of \$200 per 4" tap to the Town of Long View. This fee is in addition to normal tap fees and shall be paid in full prior to connection to the designated lines and will not be charged to customers who are required to connect to this line due to their existing line being abandoned .
2. The assessment fee required in Section 1 shall not be imposed on any business that is owned by low and moderate income individuals, or any residence that is owned or occupied by low and moderate income individuals. This assessment fee shall be waived by the Town of Long View for any business that ties into the service that presently employs greater than 60% low and moderate income persons and/or will create new jobs of which 60% of positions will be filled by low and moderate income persons.
3. The Town of Long View reserves the right to reduce the assessment fee charged to any future users based on the economic impact on the Town's overall economy.
4. All revenue generated by this assessment policy prior to completion of the project shall be used to reduce the amount of the CDBG-ED funds. Fifty percent (50%) of all revenue generated by the assessment policy thereafter shall, for a period of five (5) years, be returned to the CDBG Program at the Commerce Finance Center for funding of future economic development projects. The fifty percent (50%) retained by the Town shall be used to finance future capital improvements to the Town's water system with priority placed upon improvements to benefit persons of low and moderate income.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_.

ATTEST: \_\_\_\_\_

Mayor

\_\_\_\_\_

Town Clerk

### Recipient's Plan to Further Fair Housing

Town of Long View  
Recipient

2404 First Avenue SW, Long View, NC 28602  
Recipient's Address

<u>Sherry Long</u>	<u>(828) 485-4251</u>	<u>1-800-735-2962</u>
Contact Person	Telephone	TDD#

- I. Indicate if the Recipient will be affirmatively furthering fair housing for the first time or has implemented specific activities in the past.

First Time   X                        Past Activities           

- II. Identify and analyze obstacles to affirmatively furthering fair housing in recipient's community. (Use Additional pages as necessary.)

The major obstacle to affirmatively furthering fair housing in the Town of Long View is the lack of knowledge by the citizens about Title VIII. Many part-time landlords have no knowledge about fair housing, particularly discriminatory advertising.

Another obstacle to promoting fair housing involves the lack of affordable, standard rental housing in the Town. Rentals are available, but many times these units are substandard according to building codes and energy efficiency standards.

- III. Briefly describe the activities that the recipient will undertake over the active period of the grant to affirmatively further fair housing in their community. A time schedule for implementation of these activities must be included. Activities must be scheduled for implementation at least on a quarterly basis. (Use additional pages as necessary.)

4<sup>th</sup> Quarter 2006- The Town will request Fair Housing posters and pamphlets from the NCHRC, and distribute the materials to local banks.

1<sup>st</sup> Quarter 2007- The Town will publish the HUD Fair Housing logo and Equal Employment Opportunity (EEO) language in its newspaper advertising.

2<sup>nd</sup> Quarter 2007 - Fair Housing posters making all citizens aware of their fair housing rights under Title VIII will be available at the Town Administrative Offices and CDBG Offices.

3rd Quarter 2007 - Fair Housing pamphlets making all citizens aware of their fair housing rights under Title VIII will be available at the Town Administrative Offices and CDBG Offices.

4th Quarter 2007 - The Town will publish a notice in the local newspaper, The Hickory Daily Record informing citizens of the Town's Fair Housing Plan and the procedure for receiving and resolving complaints. This notice will include the Town's TDD number.

1st Quarter 2008 - The CDBG Office will maintain a current list of local realtors who are available to assist in locating housing for anyone needing assistance.

IV. Will the above activities apply to the total municipality or Town?

Yes X No \_\_\_\_\_ If no, provide explanation

V. Describe recipient's method of receiving and resolving housing discrimination complaints. This may be either a procedure currently being implemented or one to be implemented under the CDBG grant. Include a description of how the recipient informs the public about the complaint procedures. (Use additional pages as necessary.)

See attached Town of Long View Fair Housing Complaint Procedure.

APPROVED BY:

\_\_\_\_\_  
Norman E. Cook

\_\_\_\_\_  
Signature

Mayor, Town of Long View  
Title

\_\_\_\_\_  
Date

## **THE TOWN OF LONG VIEW**

### **PLAN TO AFFIRMATELY FURTHER FAIR HOUSING**

Under the 1983 Amendment to the Housing and Community Development Act, recipients of Community Development Block Grant (CDBG) and HOME funds must implement activities to affirmatively further fair housing. The Town of Long View will undertake a number of activities and thereby comply with Title VIII, Civil Rights Act of 1968, to affirmatively further fair housing in a manner described in the Town of Long View' Plan to Affirmatively Further Fair Housing.

The North Carolina Department of Commerce also requires municipalities and counties that operate CDBG and HOME projects to implement a method of receiving and resolving complaints as a result of violations of Title VIII.

By publishing a notice, the Town of Long View will clearly inform the citizens that the Community Development Office will both receive and work to resolve complaints that arise as a result of Title VIII violations. Furthermore, this effort will extend to all persons, agencies or businesses in the Town.

All interested persons, agencies or businesses may receive additional information concerning the legal authority for federal fair housing activity which includes Title VI-the Civil Rights Act of 1964, Title VIII- the Civil Rights Act of 1968, Age Discrimination Act of 1975, Section 504 of the Rehabilitation Act of 1973, and the North Carolina State Fair Housing Law-Chapter 41A by contacting the Town of Long View Community Development Office at 828-322-3921 (TDD number 1-800-735-2962).

## THE TOWN OF LONG VIEW

### FAIR HOUSING COMPLAINT PROCEDURE

Housing discrimination is prohibited by Title VIII of the Civil Rights Act of 1968 and by the North Carolina State Fair Housing Act. In an effort to promote fair housing and to ensure that the rights of housing discrimination victims are protected, the Town of Long View has developed the following procedures for receiving and resolving housing discrimination complaints:

1. Any person or persons wishing to file a complaint of housing discrimination in the Town of Long View may do so by informing the Town Administrator or his designee of the facts and circumstances of the alleged discriminatory act or practice;
2. All housing complaints shall be resolved at the local level if possible. If a resolution is not possible, then the complaint will be referred to the North Carolina Human Relations Commission.
3. When a housing complaint cannot be resolved at the local level, the Town Administrator or his designee shall inform the North Carolina Human Relations Commission about the complaint. The Town Administrator shall assist the Human Relations Commission and the complainant in filing an official written housing discrimination complaint with the Human Relations Commission pursuant to the State Fair Housing Act and Title VIII;
4. The Town Administrator or his designee shall offer his/her assistance to the Human Relations Commission in the investigation and conciliation of all housing discrimination complaints which are based upon events occurring in the Town of Long View.
5. The Town Administrator or his designee shall publicize within the Town of Long View that he/she is the local official to contact with housing discrimination complaints.
6. All housing complaints shall be responded to with written documentation within ten (10) calendar days.

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Mayor

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Date

**THE TOWN OF LONG VIEW  
FAIR HOUSING PLAN NOTICE**

Under the 1983 Amendment to the Housing and Community Development Act, recipients of Community Development Block Grant (CDBG) funds must implement activities to affirmatively further fair housing. The Town of Long View will undertake a number of activities and thereby comply with Title VIII, Civil Rights Act of 1968, to affirmatively further fair housing in a manner described in the Town of Long View' Plan.

The N.C. Department of Commerce also requires municipalities and counties that operate CDBG projects to implement a method of receiving and resolving complaints as a result of violations of Title VIII.

By publishing this notice, the Town of Long View informs its citizens that the Town's Community Development Office will both receive and work to resolve complaints that arise as a result of Title VIII violations. Furthermore, this effort will extend to all persons, agencies, or businesses in the Town of Long View. All persons with complaints should contact the Town Administrator or his designee.

All interested persons, agencies, or businesses may receive additional information concerning the legal authority for fair housing which includes Title VI-the Civil Rights Act of 1964, Title VIII-the Civil Rights Act of 1968, Age Discrimination Act of 1975, Section 504 of the Rehabilitation Act of 1973, and the North Carolina State Fair Housing Law-Chapter 41A by contacting the Town of Long View Community Development Office at 828-322-3921 (TDD number 1-800-735-2962).

PUBLISH ONE TIME ON  
FAIR HOUSING LOGO  
PUBLISHER'S AFFIDAVIT REQUIRED  
BILL TO: THE TOWN OF LONG VIEW, 2404 FIRST AVENUE SW, LONG VIEW, NC  
28602  
CONTACT PERSON: SHERRY LONG

**RESIDENTIAL ANTI-DISPLACEMENT  
AND  
RELOCATION ASSISTANCE PLAN**

In order to comply with the requirements of Section 104(d) of the Housing and Community Development Act of 1974, the Town of Long View adopts the following plan:

The Town of Long View will replace all occupied and vacant occupiable low and moderate-income dwelling units demolished or converted to a use other than as low/moderate-income housing as a direct result of activities assisted with funds provided under the Housing and Community Development Act of 1974, as amended, as described in 24 CFR 570.606 (b) (1).

All replacement housing will be provided within three years of the commencement of the demolition or rehabilitation relating to conversion. Before obligating or expending funds that will directly result in such demolition or conversion, the Town of Long View will make public and submit to the Division of Community Assistance the following information in writing:

1. A description of the proposed assisted activity;
2. A general location map and approximate number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than as low/moderate-income dwelling units as a direct result of the assisted activity;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units;
5. The source of funding and a time schedule for the provision of replacement dwelling units; and;
6. The basis for concluding that each replacement unit will remain a low/moderate -income dwelling unit for at least 10 years from the date of initial occupancy.

The Town will provide relocation assistance, as described in 570.606 (b) (2), to each low/moderate-income household displaced by the demolition of housing or by the conversion of a low/moderate-income dwelling to another use as a direct result of assisted activities

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Mayor

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Date

**TOWN OF LONG VIEW**  
**504**  
**GRIEVANCE PROCEDURE**

Complaints should be addressed to: David Epley, Town Administrator

- I. A complaint should be filed in writing or verbally, contain the name and address of the person filing it, and briefly describe the alleged violation of the regulations.
2. A complaint should be filed within 5 working days after the complainant becomes aware of the alleged violation.
3. An investigation, as may be appropriate, shall follow a filing of complaint. The investigation shall be conducted by the Town Administrator and 3 or more of the committee members. These rules contemplate informal by thorough investigation, affording all interested persons and their representatives, if any, an opportunity to submit evidence to a complaint.
4. A written determination as to the validity of the complaint and a description of the resolution, if any, shall be issued by the Town Administrator and 3 or more of the committee members and a copy forwarded to the complainant no later than 6 weeks after its filing.
5. The Town Administrator shall maintain the files and records of Town of Long View relating to the complaints filed.
6. The complainant can request a reconsideration of the case in the instances where he or she is dissatisfied with the resolution. The request for consideration shall be made within 30 days of receiving results of grievance.
7. The right of a person to a prompt and equitable resolution of the complaint filed hereunder shall not be impaired by the person's pursuit of other remedies such as filing of a complaint with the responsible federal or state department or agency. Use of this grievance procedure is not a prerequisite to the pursuit of other remedies.
8. These rules shall be construed to protect the substantive rights of interested persons to meet appropriate due process standards and to assure that Town of Long View complies with implementing regulations.

**SECTION 3 PLAN  
LOCAL ECONOMIC BENEFIT FOR LOW AND VERY LOW  
INCOME PERSONS PLAN  
The Town of Long View**

To ensure that to the greatest extent possible, contracts for work are awarded to businesses located in or owned in substantial part by persons residing in the Section 3 covered area, as required by Section 3 of the Housing and Urban Development Act of 1968, the Town of Long View has developed and hereby adopts the following plan:

1. This Section 3 Plan shall apply to services that are needed in connection with the grant including, but not limited to, businesses in the fields of planning, consulting, design, engineering, building construction/renovation, maintenance and repair, etc.
2. This Section 3 Plan for this project area shall include all of the Town of Long View.
3. When in need of a service, the Town will identify suppliers, contractors or subcontractors located in Section 3 area. Resources for this identification shall include the Minority Business Directory published through the State Department of Commerce, local directories and the Small Business Administration local offices. Word of mouth recommendations shall also be used as a source.
4. The Town will include a Section 3 clause in all contracts executed under this CDBG Program. Where deemed necessary, listing from any agency noted in No. 3 above shall be included as well as sources of subcontracts and suppliers.
5. The prime contractor selected for major public facility or building construction work will be required to submit a Section 3 Plan which will outline his/her work needs in connection with the project. Should a need exist to hire any additional personnel, the Employment Security Commission shall be notified and referred to the contractor.
6. Each contractor for housing rehabilitation under the program, as applicable, for jobs having contracts in excess of \$100,000 shall be required to submit a Section 3 Plan. This Plan will be maintained on file in the grant office and shall be updated from time to time or as the grant staff deem necessary.
7. Early in the project the Town will advertise in a local paper a listing of jobs, supplies and contracts likely to be utilized during the project. We will then advertise in our local newspaper an ad prominently located as a display ad the pertinent information regarding the project including all Section 3 required information.

This Plan adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2006

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Clerk to the Board

**EQUAL EMPLOYMENT OPPORTUNITY PROCUREMENT PLAN**  
**The Town of Long View**

The Town of Long View maintains the policy of providing equal employment opportunities for all persons regardless of race, color, religion, sex, national origin, age, political affiliation, or any other non-merit factor, except where religion, sex, national origin, or age are bona fide occupation qualifications for employment.

In furtherance of this policy, the Town prohibits any retaliatory action of any kind taken by an employee of the Town against any other employee or applicant for employment because that person made a charge, testified, assisted or participated in any manner in a hearing, proceeding, or investigation of employment discrimination.

The Town shall strive for greater utilization of all persons by identifying previously underutilized groups in the work force, such as minorities, women, older adults, the handicapped, and making special efforts toward their recruitment, selection, development, and upward mobility and any other term, condition, or privilege of employment.

Responsibility for implementing equal opportunities and affirmative action measures is hereby assigned to the Town Administrator and/or other persons designated by the Town Aldermen to assist in the implementation of this policy statement.

The Town shall develop a self-evaluation mechanism to provide for periodic examination and evaluation. Periodic reports as requested on the progress of Equal Employment Opportunity and Affirmative Action will be presented to the Town Aldermen by the Town Administrator.

The Town is committed to this policy and is aware that with its implementation, the Town will receive positive benefits through the utilization and development of all its human resources.

\_\_\_\_\_  
 Mayor

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 Clerk to the Board

She said that after the aforementioned documents are executed that the Board will have all that is necessary to have a full application to put under review and hopefully will be successful with that application by the end of the month.

Sherry said it would take up to sixty days for the process to be completed and to get a grant agreement. She believed that if all things are completed as she thinks they will be then the sewer lines should be in place by spring of 2007.

Mayor Norman Cook noted that it was not just the area in front of Tailored Foam Chemical that would be repaired but included would be all of 37<sup>th</sup> street where the line is blocked. Sherry Long said that there are 71 households that will be taken off of the old system and put on the new at no cost to those citizens.

The Board thanked Sherry Long for all the time and work she has put into this project.

Sherry Long said that Tailored Chemical had been very helpful to work with on this project.

Motion was made to adopt all policies relevant to Tailored Chemical Economic Development Grant Sewer Project by Alderman Randall Mays and seconded by Alderman John McDaris. The vote was unanimous.

**TIME EXTENSION ON PUBLIC HEARING (CHUCK MULLIS):**

Town Planner Charles Mullis requested of the Board of Alderman to grant a time extension on the public hearing that was originally scheduled for the October 9, 2006 meeting. The public hearing was in regards to the proposed adoption of the 33<sup>rd</sup> St SW – 34<sup>th</sup> St NW Highway Corridor Overlay District to the Town of Long View's Zoning Ordinance. The Planning Board felt at this time that additional public input and feedback would be necessary for the property owners who will be affected by the adoption of this Overlay District. It has been suggested that a Public Information Session be held prior to the public hearing to answer any questions and alleviate any concerns for affected property owners. These property owners will be notified by mail as to the date and time of the Public Information Session which was scheduled for the Planning board's regular meeting date in November on the 16<sup>th</sup>.

Charles Mullis requested that the public hearing originally scheduled for the October 9, 2006 Board of Alderman meeting be moved to the Board of Alderman's meeting on December 11, 2006. The public hearing on October 9, 2006 was not advertised. December's public hearing will be advertised according to North Carolina General Statute 160 A-384 subsection (b) regarding public hearing notices.

Mayor Norman Cook asked how soon the notices would be mailed and Charles Mullis responded that the notice should be going out in the next two weeks.

Charles Mullis requested that Alderman Mays and Alderman Bowman be present at the session to answer any policy questions. Other Board members were also invited to attend.

Alderman Vernon Moyer asked Town Planner Charles Mullis about the moratorium and Charles Mullis reported that the moratorium has been set to expire on October 13, 2006 and he has no plans to renew it because there have been no problems in the two months that it has been in affect.

Motion made by Alderman Jackie Bowman and seconded by Alderman John McDaris to call for a public hearing for the December 11, 2006 Board Meeting in regards to the proposed adoption of the 33<sup>rd</sup> St SW – 34<sup>th</sup> St NW Highway Corridor Overlay District to the Town of Long View's Zoning Ordinance.

**FINANCE REPORT:**

Finance Director James Cozart informed the Board that the Utility Fund, as of August 31<sup>st</sup> with 17% of the budget year completed, Expenditures were \$269,077 and Revenues were \$462,421. Revenues exceeded Expenditures by \$193,344 as of August 31st.

In the General Fund the total Revenues were \$ 386,551 and the total Expenditures were \$539,310. Expenses exceeded Revenues by \$152,758 as of August 31st. The reason for this is the Town paid worker's compensation and liability insurance in July. It also covered the backhoe purchase for Public Works.

When asked by Alderman Vernon Moyer why the Utility Fund had such a surplus, James Cozart stated that the Town's Expenses are down from last year plus the Town had a rate increase in Utility fees to pay for the debt payment for the Raw Water Pump Station.

**POLICE DEPARTMENT REPORT:**

Police Chief Cecil Rogers informed the Board of the monthly activities of the Police Department.

Chief Rogers informed the Board that the police department picked up the two new cars from Raleigh, one that would go to the police department and one that would become the new Administrative vehicle.

Chief Rogers reported that the police department was at full staff due to the recent hiring of Officer Scott Howl. He also said that new reserves are currently being recruited.

Chief Rogers wanted to remind everyone of the approaching holiday season and asked that everyone should be aware of their surroundings in the parking lot, have keys ready when going to the car, be careful not to leave packages out in the open while in the store, and check the interior of the vehicle before you get in.

**FIRE DEPARTMENT REPORT:**

Fire Chief Eric Shepherd informed the Board of the amount of the activity from the fire department for the last 3 months.

Eric said that the fire department has applied for several grants and have received several.

He also stated the need for the Town of Long View to have an Emergency Operations Plan and said that the Fire Department was currently working on putting one together.

**PUBLIC WORKS DEPARTMENT REPORT:**

Public Works Director David Draughn informed the Board of the highlighted activities for the month of September for Public Works.

He also informed the Board about the resurfacing of the walking track and the repair of the tennis courts at the Long View Recreation Center.

Randall Mays asked about the alarm system at Frye Creek and Public Works Director David Draughn said that Public Works has installed an alarm communication system at Frye Creek that will send a page any time there is a high water alarm or when the generator activates when a power loss occurs. It will send daily reports and in case of emergency will send a page to whoever is on call.

#### **WATER PLANT REPORT:**

Water Plant Supervisor Rani Holland informed the Board about her trip to Charlotte with Alderman Ken Bumgarner to speak against the Interbasin Water Transfer. She also reported that last week she attended a meeting in Hickory for an Initial Distribution Evaluation Stage 2.

#### **ADMINISTRATOR'S REPORT:**

**Raw Water Pump Station Update** - Town Administrator David Epley informed the Board about the updates to the Raw Water Pump Station Project. Plans were made to advertise the bids that will open on Thursday, November 9<sup>th</sup> at 2:00 p.m. He feels that there should be an adequate amount of bids. The Town also plans to have a Pre-bid Conference at 2:00 p.m. on Monday, October 30, 2006.

**Western Ridge Stream Restoration Project Contract** - Town Administrator David Epley informed the Board of the preconstruction conference on October 10, 2006 with J.W. Grading. The project should start in the next couple of weeks.

#### **Other Small Projects Update**

**Sidewalk** -Town Administrator David Epley discussed the sidewalk construction from 19<sup>th</sup> street to 27<sup>th</sup> street. He reported that he and Planner Charles Mullis did look at those areas, took notes of what is involved to get the project under way and were now in the process of getting cost estimates. David said there was adequate right of way on either side of the street.

Planner Charles Mullis spoke to the District Engineer of the DOT who informed him that there were no right of way issues and also informed him that DOT would not be able to participate financially in the project.

Alderman Mays also asked about whether the sidewalk would be directly connected to the curb or if green would be in between, and David said that based on the amount of right of way it would probably be connected to the curb with no green in between.

**Raw Water Lines** – Town Administrator David Epley reported that the process of locating the raw water lines was still underway. He said that they were not able to locate the lines with the current equipment because of problems with the terrain. The next device that was planned for use was the Electromagnetic pulse.

**Duckworth Project** – Town Administrator David Epley reported that the Town had plans to get bids for this project within the next two weeks.

**Centennial Shelter** – Town Administrator David Epley showed the Board a sample of a shelter that is close to the actual shelter that will be built at the Recreation Center. He said that the actual shelter will have a metal roof instead of shingles and plans are to place bricks around the posts. There were also plans to have a covered walkway with a small gazebo connected to it.

Alderman Ken Bumgarner asked how the shelter would be constructed and David reported that the shelter comes in prefabricated pieces. He said that he did not yet have a price for the 45 foot shelter because originally the quote included installation and pouring of the concrete pad, but he feels that the Town could do that locally and save money. He also mentioned the possibility of Drexel Heritage helping out with the funds for building the Recreation Center.

#### **OTHER BUSINESS:**

Brent Fry reported there was a problem with cars speeding and noise from boom boxes on his street. He said that he heard music at two to three o'clock in the morning. He also spoke of a ditch on 8<sup>th</sup> Avenue that looked to be completely filled with trash.

Mr. Fry also mentioned that at 321 21<sup>st</sup> Street there was a camper in the backyard that might have someone living in it.

Pamela Cobb of 26 20<sup>th</sup> St SW reported to the Board about the sexual activity and drug problems that have been occurring in her neighborhood.

Nancy Parkhurst of 1940 2<sup>nd</sup> Ave SW reported that nobody stops at the Stop Sign in front her house and she has had a problem with people breaking and entering into her house. She felt that officers were needed. There were also accounts of breaking and entering listed by other community members who were present.

Town Administrator David Epley said that he had been made aware of what is going on in that area and the Police Department was in the process of taking care of the situation.

Police Chief Cecil Rogers said that there had been some arrests made in the last week and any further information about drug dealings should be reported to the Narcotics Division.

#### **ADJOURNMENT:**

There being no further business, motion was made by Alderman Randall Mays, seconded by Alderman John McDaris to adjourn the meeting at 8:40 p.m. The vote was unanimous.

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Stephanie C. Watson  
Interim Town Clerk

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Norman E. Cook  
Mayor