

**TOWN OF LONG VIEW  
TOWN ALDERMEN MEETING  
June 8, 2009**

The Town of Long View Board of Aldermen met on Monday, June 8, 2009 at 7:30 p.m. in the Town Council Chambers of the Government Center in Long View, North Carolina.

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

**STAFF PRESENT:** The following members of staff were present: Town Administrator David Epley, Town Clerk Stephanie Watson, Town Attorney Redmond Dill, Finance Director James Cozart, Assistant Finance Director Crystal Buchanan, Town Planner Charles Mullis, Public Works Director David Draughn, Water Plant Superintendent Rani Holland, Fire Chief Eric Shepherd, Police Chief Cecil Rogers, and Police Officer Justin Roberts.

**OTHERS PRESENT:** Town residents Kay Clark, Fred Dale, Luther Rudisill, and others were present.

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

**APPROVAL OF MINUTES:** Mayor Norman Cook asked for approval of the minutes. Motion was made by Alderman Jackie Bowman, seconded by Alderman Randall Mays to approve the May 11, 2009 minutes. The vote was unanimous.

Motion was made by Alderman Jackie Bowman, seconded by Alderman Randall Mays to approve the May 18, 2009 minutes. The vote was unanimous.

**FIRST PUBLIC HEARING TO DISCUSS THE PROPOSED 2009 – 2010 BUDGET**

Mayor Norman Cook opened the first public hearing to discuss the Proposed 2009 -2010 Budget.

Town Administrator David Epley read the opening statement for the proposed FY 2009 – 2010 Budget.

Mr. Epley requested that the Board make a decision on which contract to accept for Benchmark Inc. as it would affect the FY 2009 – 2010 Budget.

Mr. Epley explained that under the first contract the budgeted amount is for \$35,000. Code Enforcement Officer Tony Cline would work two days a week for most of the year until the winter when he would work less.

Mr. Epley explained that under the second contract the budgeted amount is for \$50,000. Code Enforcement Officer Tony Cline would work two days a week for all twelve months of the year. Mr. Epley explained that if the Board went with the Benchmark contract for \$50,000, the Town would need to add \$15,000 as an appropriation of Fund Balance in the General Fund.

Alderman Randall Mays said that the Town continues to see significant work done to the Town because of Code Enforcement Officer Tony Cline from Benchmark Inc. He felt that having Mr. Cline come in to work two days a week for all twelve months would continue to be beneficial to the Town.

Alderman Ken Bumgarner praised Tony Cline on the progress he has made so far.

After a brief discussion, it was the decision of the Board to accept the contract with Benchmark for \$50,000 so that the Town would be provided with a Code Enforcement Officer two days a week for all 12 months of the year.

The public hearing was declared closed.

Motion was made by Alderman Jackie Bowman, seconded by Alderman Ken Bumgarner to amend the original Code Enforcement Budget by \$15,000 and accept the contract with Benchmark Inc for \$50,000. The vote was unanimous.

**CALL FOR SECOND PUBLIC HEARING ON JUNE 22, 2009 TO DISCUSS THE PROPOSED 2009 – 2010 BUDGET**

Motion was made by Alderman Randall Mays, seconded by Alderman Ken Bumgarner to call for a second public hearing on June 22, 2009 to discuss the Proposed 2009 – 2010 Budget. The vote was unanimous.

**PUBLIC HEARING TO DISCUSS THE PROPOSED ADOPTION OF THE DEFINITION OF A ROADSIDE STAND TO TOWN OF LONG VIEW'S ZONING ORDINANCE**

Mayor Norman Cook opened the public hearing to discuss the proposed adoption of the definition of a roadside stand to Town of Long View's Zoning Ordinance.

Town Planner Charles Mullis informed the Board that the North Carolina General Statute 160-178 which is titled "Regulation of Solicitation Campaigns, Flea Markets, and Itinerate Merchants" states in short:

"A city may by ordinance regulate, restrict, or prohibit the business activities of Itinerate Merchants."

Town Planner Charles Mullis informed the Board of Aldermen that after much discussion over the past few months, the Planning Board requested the adoption of the definition of a roadside stand which reads:

"A stand adjacent to a street where a merchant, who transports an inventory of goods to a vacant lot or other location in town and who, at that location, displays the goods for sale and sells the goods at retail or offers the goods for sale at retail."

Mr. Mullis explained that this will not pertain to yard sells but is strictly for commercial.

Mr. Mullis informed the Board that the Planning Board requested to prohibit roadside stands under the new definition. He explained that the Planning Board understood that revenue for the Town would be affected but by taking this action all districts including the area along Highway 70 Southwest would show considerable improvement in looks.

Town Attorney Redmond Dill stated that the exact definition of a roadside stand would need to be included with the ordinance under Section 1. Mr. Mullis said that that he would include the definition.

Planning Board Member Luther Rudisill was present at the meeting and wished to add that he felt the Planning Board discussed this issue thoroughly and if the definition is adopted, itinerate merchants would still be able to sell their items at other areas which include local flea markets.

The public hearing was declared closed.

Motion made by Alderman Vernon Moyer, seconded by Alderman Ken Bumgarner to adopt the amendment to the Town of Long View's Zoning Ordinance with the addition of the definition of a roadside stand. The vote was unanimous.

### **CALL FOR A PUBLIC HEARING ON JUNE 22, 2009 TO DISCUSS THE RECOVERY ACT – JUSTICE ASSISTANCE GRANT PROGRAM**

Town Administrator David Epley informed the Board that the Long View Police Department has applied for the Justice Assistance Grant Program under the Recovery Act. The grant is for the amount of \$15,041 and if it is obtained, it will be used to install one 800 megahertz mobile radio unit in each of three patrol vehicles.

Motion made by Alderman Vernon Moyer, seconded by Alderman John McDaris to call for a public hearing on June 22, 2009 to discuss the Recovery Act – Justice Assistance Grant Program. The vote was unanimous.

### **ADMINISTRATOR'S REPORT**

#### **Project's Report**

**19<sup>th</sup> St Sewer Project – Grant Funding** - Town Administrator David Epley informed the Board that the Town continues to seek grant funding for the 19<sup>th</sup> St. Sewer Project. The Town has recently completed an application for the Clean Water Trust Fund.

### **OTHER BUSINESS**

Town resident Fred Shade requested to speak to the Board about the property at 2567 12<sup>th</sup> Ave SW in which the burnt house is located. Mr. Shade explained that the burnt house makes the street look run down. He explained that the burnt house is causing problems for the selling of a house that belongs to him on that street. He added that the project to demolish the house has been in the works for two years.

Mr. Shade then explained that he had talked with Code Enforcement Officer Tony Cline and believes that Mr. Cline is truly an asset to the Town. He has also spoken with Town Administrator David Epley.

Mr. Shade wished to thank Attorney Redmond Dill for his work recently in moving the project forward and now feels that the Town is closer to completing this project.

Mr. Shade informed the Board that the persons on 19th Street feel let down in that the project is taking so long to complete. The residents have worked hard to clean up the neighborhood and that house is an eyesore.

Alderman Jackie Bowman wished to apologize that the project has taken as long as it has.

Mr. Shade said that despite the length of time it has taken for the project to be complete, he is still happy to be a member of the Long View community.

The Board of Aldermen thanked Fred Shade for his comments.

Town resident Kay Clark wished to inform the Board that there is a problem on her street. She explained that people are not picking up their trash cans after GDS has collected the trash. The trash cans are an eyesore as they may stay out for weeks at a time.

Ms. Clark also wished to comment on the improvements she has seen in Town due to the Code Enforcement Officer.

The Board of Aldermen thanked Kay Clark for her comments.

### **CLOSED SESSION**

Motion by Alderman Jackie Bowman, seconded by Alderman Ken Bumgarner to go into a closed session at 8:00 p.m. to discuss a personnel issue. The vote was unanimous.

Motion by Alderman Ken Bumgarner, seconded by Alderman Randall Mays to adjourn the closed session at 8:16 p.m. The vote was unanimous.

### **ADJOURNMENT**

Alderman Vernon Moyer requested that a maintenance crew be sent to the Recreation Center to maintain the areas where mulch is placed. The mulch is starting to spread beyond the intended area. Town Administrator David Epley said that he would send someone to clean up the areas.

Alderman Ken Bumgarner requested the status of the intake blow-off and the potassium feed that needs to be installed into the Raw Water Pump Station. Town Administrator David Epley said that he would get those matters taken care of.

Motion was made by Alderman Ken Bumgarner, seconded by Alderman John McDaris to adjourn the meeting at 8:22 p.m. The vote was unanimous.

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**Stephanie C. Watson**  
**Town Clerk**

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**Norman E. Cook**  
**Mayor**