

**TOWN OF LONG VIEW
TOWN ALDERMEN MEETING
November 8, 2010**

The Town of Long View Board of Aldermen met on Monday, November 8, 2010 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 Pro Tem Vernon Moyer, Alderman Ken Bumgarner, Alderman John McDaris, Alderman Randall Mays, 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, Town Planner Charles Mullis, Public Works Director David Draughn, Water Plant Superintendent Rani Holland, Police Chief Cecil Rogers and Police Officer Justin Roberts.

OTHERS PRESENT: There were no others present.

MEETING CALLED TO ORDER: Mayor Pro Tem Vernon Moyer called the meeting to order and Mayor Pro Tem Vernon Moyer gave the invocation.

APPROVAL OF MINUTES: Mayor Pro Tem Vernon Moyer asked for approval of the minutes. Motion was made by Alderman Randall Mays, seconded by Alderman Jackie Bowman to approve the October 11, 2010 minutes and Closed Session minutes. The vote was unanimous, by all Board members present at the respective meeting.

PUBLIC HEARING TO DISCUSS THE ADOPTION OF THE WATER SHORTAGE RESPONSE PLAN

Town Administrator David Epley briefly went over the Water Shortage Response Plan for the Town of Long View. He explained that it was similar to the plan that is used by the City of Hickory.

Mayor Pro Tem Vernon Moyer declared open the public hearing to discuss the adoption of the Town of Long View Water Shortage Response Plan.

There being no comments, Mayor Pro Tem Vernon Moyer declared the public hearing closed.

Motion was made by Alderman Ken Bumgarner, seconded by Alderman John McDaris to approve the Water Shortage Response Plan. The vote was unanimous.

RESOLUTION FOR APPROVING WATER SHORTAGE RESPONSE PLAN

Motion was made by Alderman Randall Mays, seconded by Alderman Jackie Bowman to adopt the Resolution for Approving Water Shortage Response Plan. The vote was unanimous.

ADOPT ORDINANCE TO AMEND CHAPTER 70, GENERAL TRAFFIC REGULATIONS; TRAFFIC-CONTROL DEVICES OF THE CODE OF ORDINANCES OF THE TOWN OF LONG VIEW, NC – (ITEM TABLED AT THE JUNE 28, 2010 MEETING)

Town Administrator David Epley informed the Board that the Ordinance to amend Chapter 70, General Traffic Regulations; Traffic-Control Devices of the Code of Ordinances was tabled at the

June 28, 2010 Board of Aldermen Meeting due to concern with the weight limit placed on the trucks and the need to add exemptions. Mr. Epley stated that the updated ordinance addresses these issues.

The section to cover exemptions states:

“70.27 (B) Trucks that are excluded from these restrictions include Town vehicles, vehicles contracted by the Town, and school buses.”

Motion was made by Alderman Ken Bumgarner, seconded by Alderman Randall Mays to adopt the ordinance to amend Chapter 70, General Traffic Regulations; Traffic-Control Devices of the Code of Ordinance of the Town of Long View, NC. The vote was unanimous.

CALL FOR A PUBLIC HEARING TO DISCUSS CHAPTER 72, TRAFFIC SCHEDULES OF THE CODE OF ORDINANCES OF THE TOWN OF LONG VIEW, NC

Town Administrator David Epley informed the Board that this ordinance would update the list of all “No Thru Trucks” routes currently located in Long View.

He explained that this ordinance would also correct an error that occurred on the previous adoption and remove 36th St Pl SW from the list. Mr. Epley stated that the road was incorrectly labeled 36th St Pl SW on the Powell Bill map and would be corrected.

Mr. Epley requested that the Board call for a public hearing to discuss Chapter 72, Traffic Schedules of the Code of Ordinances of the Town of Long View, NC.

Motion was made by Alderman Randall Mays, seconded by Alderman John McDaris to call for a public hearing on December 13, 2010 to discuss Chapter 72, Traffic Schedules of the Code of Ordinances of the Town of Long View, NC. The vote was unanimous.

RESOLUTION APPROVING FINANCING TERMS FOR THE FRYE CREEK PUMP STATION AND THE CLEARING OF THE OLD MASTERBUILT HOSIERY BUILDING SITE

Finance Director James Cozart informed the Board that the resolution was from BB&T Government Finance for the Town of Long View to borrow \$130,000 at 2.61% interest for a term of 7 years. It is to finance the Frye Creek Pump Station Renovation and for the clearing of the old Masterbuilt Hosiery Building site. Thirty thousand of the \$130,000 amount was for the clearing of the old Masterbuilt Hosiery Building site and one hundred thousand dollars was borrowed for the Frye Creek Pump Station Renovation.

Motion was made by Alderman Ken Bumgarner, seconded by Alderman Randall Mays to adopt the resolution approving financing terms for the Frye Creek Pump Station and the clearing of the Old Masterbuilt Hosiery Building site. The vote was unanimous.

AWARD BIDS FOR THE FRYE CREEK PUMP STATION IMPROVEMENTS PROJECT

Town Administrator David Epley briefly explained the recommendation of award from McGill Associates for bids submitted to the Town of Long View for the Frye Creek Pump Station Improvements Project. The bid opening occurred on October 28, 2010.

Bidder	Total Base Bid Amount	Alternate Bid No. 1 Amount
Hickory Sand Company, Inc.	\$104,355.00	\$23,125.00
Ronny Turner Construction Co., Inc	\$103,620.00	\$2,500.00
Brushy Mountain Builders, Inc.	\$79,175.00	\$7,900.00
Gilbert Engineering Company	\$87,145.00	\$714.00

Mr. Epley stated that the lowest bidder was Brushy Mountain Builders, Inc. from Lenoir, NC.

Mr. Epley explained that the “Alternate Bid No. 1 Amount” was for any extra repairs that may be needed such as painting inside the station.

Based on the bids received, Town Administrator David Epley suggested that the Board of Aldermen award the bid to Brushy Mountain Builders, Inc.

Alderman Ken Bumgarner asked about the credentials of Brushy Mountain Builders, Inc. and Mr. Epley stated that the Town’s Engineering Firm has worked with them in the past with no problems.

Alderman Randall Mays asked if there would be any down time on the pump station during renovations. Public Works Director David Draughn explained that a bypass would need to be set up so that a valve may be replaced inside. The plans call for a catch basin to be permanently placed in the back. A million gallon per day pump will be brought in. The estimated usual amount that is pumped through the station is 600,000 gallons. He estimated it should take about a week to two weeks for this portion of the renovation. Mr. Draughn said once the valves are installed, the rest of the project can be completed with the sewage flowing through the station.

Alderman Randall Mays asked Mr. Draughn if he foresees any problems when the bypass is set up. Mr. Draughn said he does not foresee any problems.

Motion was made by Alderman Jackie Bowman, seconded by Alderman John McDaris to award the bid to Brushy Mountain Builders, Inc. for the Frye Creek Pump Station Improvements Project. The vote was unanimous.

ADOPTION OF THE CODE OF ETHICS FOR THE BOARD OF ALDERMEN OF THE TOWN OF LONG VIEW

Town Administrator David Epley informed the Board that under G.S. 160A-86, all North Carolina cities, counties, local boards of education, unified governments, sanitary districts, and consolidated city-counties must, by January 1, 2011, adopt a resolution or policy containing a code of ethics to guide actions by the governing board members in the performance of their official duties as board members.

Mr. Epley stated that the Code of Ethics as written is the one recommended by the League of Municipalities and the School of Government. Mr. Epley recommended that the Board adopt the Code of Ethics as written.

Alderman Randall Mays asked if Town Attorney Redmond Dill had looked over the proposed Code of Ethics. Mr. Dill stated that he had.

Motion was made by Alderman Ken Bumgarner, seconded by Alderman Jackie Bowman to adopt the Code of Ethics for the Board of Aldermen of the Town of Long View, NC. The vote was unanimous.

WATER PLANT REPORT

Water Plant Superintendent Rani Holland stated that in September the Water Plant did the eleven copper samples.

In October the basins were cleaned out and at the same time a valve was replaced in the basin that had been leaking. Brushy Mountain Builders, Inc. handled this project.

At the elevated tank near Alderman Bowman's house, trees were cut down because they were growing into the cell tower equipment. Richard Hollars Tree Service handled the project.

Utility Services has plans to take the large million gallon tank offline to clean it, as is required. The cleaning should occur in the spring. Utility Services has also proposed plans to put in a new valve and pump in case of emergencies. Utility Services should supply several different plans before they begin.

Utility Services has plans to repaint the tank at the Water Plant.

Alderman Jackie Bowman asked if Town will soon be required to look for heavy metals in the water. Ms. Holland said that it would possibly occur in the future and the Town would have to go to an enhanced treatment process. Additional chemicals would be needed, testing would be more frequent, and the cost will be higher.

Mayor Pro Tem Vernon Moyer asked if the Town had been on Hickory's water in the past few months and Mr. Holland replied that the Town had not.

FINANCE REPORT

Finance Report

Finance Director James Cozart informed the Board that as of September 30, 2010 with 25% of the budget year complete in the General Fund, Revenues totaled \$786,404.12. Expenditures totaled \$673,612.13. Revenues exceeded Expenditures by \$112,791.99.

The Local Government Sales Tax Revenue is starting to move towards a normal level.

In the Utility Fund, Revenues totaled \$462,739.11. Expenditures totaled \$388,638.54. Revenues exceeded Expenditures by \$74,100.57.

On October 25, 2010, the Town of Long View went out for bid on Banking Services. The RFP was run as a legal ad in the newspaper. The bids are due back by November 15, 2010. Mr. Cozart hoped to have a report for the Board at the December meeting.

Ordinance No. 02-10-11: Budget Ordinance Amendment No. 1

Finance Director James Cozart presented to the Board Budget Ordinance Amendment No. 1 which was to amend General Fund budgeted amounts. In Ordinance No. 02-10-11: Budget Ordinance Amendment No. 1, in Revenues the Fund Balance Line Item (10-399-0000) was

increased by \$1,200.00. In Expenditures, the Fire Department Line Item (10-530-8100) was increased by \$1,200.00.

The purpose of the amendment was because the Fire Department was awarded the NC Forest Service Volunteer Assistance Program Grant. It is a 50/50 matching grant in which the award of \$1,200.00 is contingent upon the Town matching the grant with \$1,200.00.

Motion was made by Alderman Randall Mays, seconded by Alderman Ken Bumgarner to adopt Ordinance No. 02-10-11; Budget Ordinance Amendment No. 1. The vote was unanimous.

ADMINISTRATOR'S REPORT

Projects Report

Frye Creek Pump Station Project – Town Administrator David Epley informed the Board that the Frye Creek Pump Station Project is moving forward.

Sidewalk Project – Town Administrator David Epley informed the Board that the Town has received its encroachment agreements. The project is moving forward.

19th Street Sewer Project – Town Administrator David Epley informed the Board that the Town is awaiting the formalized paperwork that will need to be brought before the Board for approval.

Resolution for the Repaving of 34th St NW - Town Administrator David Epley explained that at a previous meeting the Board had adopted a resolution requesting the repaving of 34th St NW. He explained that he had forwarded the resolution to Doug McNeal at the District Engineer's office in Morganton and to Jim Jacumin.

Mr. Epley explained that the District Engineers' office responded by a letter that states that the road's damaged ride quality was due to the Town's repairing of the sewer lines by patching.

Mr. Epley stated that the Town would continue push to get the road repaved.

Alderman Ken Bumgarner stated that there was a lot more truck traffic on the road than in the past. Mr. Epley added that when the Maple Springs Project is completed there would probably be even more traffic.

Alderman Jackie Bowman expressed his concern with the truck traffic over the bridge on 33rd St SW. He was concerned that the bridge would not be able to handle the added weight of the increase in truck traffic. The bridge needs to be improved.

Mayor Pro Tem Vernon Moyer stated that he believed that one of the projects that the Western Piedmont Council of Governments has considered is the bridge on 33rd St SW.

OTHER BUSINESS

There was no other business.

CLOSED SESSION TO DISCUSS A LEGAL MATTER

Motion was made by Alderman Jackie Bowman, seconded by Alderman Ken Bumgarner to adjourn to closed session at 7:55 p.m. to discuss a legal matter. The vote was unanimous.

Motion was made by Alderman Randall Mays, seconded by Alderman John McDaris to adjourn the closed session and return to the regular meeting at 8:37 p.m. The vote was unanimous.

ADJOURNMENT

Mayor Pro Tem and Mayor Position

Alderman Jackie Bowman wished to discuss the Mayor Pro Tem and Mayor positions. He suggested the possibility of rotating who holds the Mayor Pro Tem position. The position could be set up to cover from November to November. He suggested starting with Ward 1 as the new Mayor Pro Tem.

Alderman Randall Mays asked if this would require a change in the charter.

Town Administrator David Epley explained that it is the decision of the Board to vote on who becomes Mayor Pro Tem after an election.

Alderman Ken Bumgarner said that other Towns decide on who will become the next Mayor Pro Tem by the number of votes.

Attorney Redmond Dill explained that what the Town of Long View has done in the past is to re-organize after an election and then the Board elects someone as Mayor Pro Tem. That person serves as Mayor Pro Tem until they are replaced, die, or resign.

Alderman Ken Bumgarner suggested that the Board find someone to fill the Mayor position soon.

Alderman Jackie Bowman suggested filling the Mayor position before the next election year.

Mr. Dill stated that the next election was on November of 2011.

Alderman Jackie Bowman suggested that the Board talk about the open position of Mayor at the upcoming budget retreat.

Alderman Randall Mays suggested that waiting until the budget retreat would be too long and the Board should consider filling the position of Mayor after the first of the year.

There being no further business, motion was made by Alderman Ken Bumgarner, seconded by Alderman John McDaris to adjourn the meeting at 8:43 p.m. The vote was unanimous.

Stephanie C. Watson
Town Clerk, CMC

Vernon Moyer
Mayor Pro Tem