

**REGULAR MEETING OF
THE VILLAGE OF CLEMMONS COUNCIL
JANUARY 27, 2014**

The Village of Clemmons Council met on Monday, January 27, 2014 at 7 p.m. The meeting was held at the Village Hall, Clemmons, North Carolina. The following members were present: Mayor Nelson and Council Members Cameron, Denny, Lawry, Roark and Rogers. No Council member was absent.

Call to Order and Pledge of Allegiance

Mayor Nelson called the meeting to order at 7 p.m. and led the Pledge of Allegiance.

Public Comments

Tom Jones, 6131 Stadium Drive, Clemmons, supported the removal of signs prohibiting firearms in the Village Hall. He stated they are not effective, nor will they deter someone from doing harm. He added they are unnecessary and violate the second amendment to the Constitution.

Andy Stevens, 2109 Leona Drive, Greensboro, stated he represents Grassroots North Carolina leadership and asked that Council remove Clemmons' gun ban. He added that if the Council chooses to regulate firearms that is not in compliance with State law, Grassroots North Carolina will file suit.

Gene Livengood, 3137 Middlebrook Drive, Clemmons, stated he was pro-gun, but supported prohibiting firearms in the Village Hall. He cited several cities in the area that prohibit firearms in their town halls.

Approval of the Minutes

Council Member Rogers moved to approve the minutes of the January 2, 2014 special meeting and the January 6, 2014 regular meeting. The motion was seconded by Council Member Roark and unanimously approved.

Approval of the Agenda

Council Member Lawry moved to adopt the agenda as presented. The motion was seconded by Council Member Cameron and unanimously approved.

Announcements

Council Member Cameron announced that tomorrow night at 7 p.m. Friends of the Clemmons Library will have a representative from Novant who will talk about the new facility and services offered.

Business

- A. Call for a public hearing on February 10, 2014 at 7 p.m. on the following:
1. Zoning Map Amendment of Village Pointe, LLC and Gibraltar Commercial IV, LLC from PB-S (Pedestrian Business – Special Use) to GB-S (General Business – Special Use to include Restaurant with Drive-Through). The property is located at Lewisville-Clemmons Road approximately 245' from the intersection of Towncenter Drive and Allegacy Way to the north. (Zoning Docket C-201)

2. Zoning Text Amendment to amend Chapter B, Article VI, Section 6-1.4 Zoning Board of Adjustment to comply with the new state requirements concerning the operating, variance and appeal procedures for the Zoning Board of Adjustment. (Text Amendment C-UDO-70) Council Member Cameron called for a public hearing for Zoning Docket C-201 and C-UDO-70 on February 10, 2014 at 7 p.m. The motion was seconded by Council Member Roark and unanimously approved.

B. Request of Tourism Funds by Dana Bryson of Village Inn Event Center. Manager Looper gave a brief review of information provided to Council on occupancy/tourism grants.

Ms. Bryson gave an overview of the marketing efforts by Village Inn Event Center for the Village of Clemmons. She reviewed what Clemmons has to offer and who the patrons are that shop and use the various services offered in Clemmons. She explained how the Tourism Funds are funded through the Occupancy Tax her patrons pay which is added onto their hotel bill. She spent approximately \$139,000 in 2013 on marketing efforts and reviewed various marketing avenues and expenditures that worked for her. She reviewed the return on her marketing investment as it related to room revenue. Her request was for \$25,000.

Discussion followed on a Village website and a committee to develop a marketing program. Council Member Cameron made a motion to grant the request of \$25,000 to Village Inn and Event Center. The motion failed for lack of a second. Council Member Cameron made a motion to put on a future agenda discussion of developing some sort of marketing program encompassing what Ms. Bryson talked about plus the website. The motion failed for lack of a second. Mayor Nelson asked for a motion to extend discussion on this issue until another agenda meeting. Council Member Rogers made the motion. The motion was seconded by Council Member Lawry. The motion passed by a 4 to 1 vote with Council Member Cameron voting in opposition. This item will be placed on the next agenda.

C. Bid Approval for Gardenspring Drive Stormwater Project. Manager Looper stated this is the second Stormwater Capital Project for fiscal year 2013-2014. The original estimate was around \$130,000. Adding a 10% contingency and subtracting a reimbursement from City/County Utilities for moving a waterline, the cost to Clemmons should be around \$63,000 with a saving of approximately \$67,000.

With 14 people in attendance, Stormwater Engineer Gunnell gave an overview of this stormwater project that will replace inadequate drainage pipe under Gardenspring Drive which receives stormwater runoff from Harper Road, Fair Oaks Drive and I-40. The ditch along Gardenspring Drive will also be stabilized. Staff recommended approval of the bid to RCJ Contracting.

Construction Company	Bid
Russell Construction	\$100,794
Lakey's Backhoe Service	\$82,062
Sparks Contracting	\$79,400
RCJ Contracting	\$65,690*

*If Public Works stores material for job, otherwise \$69,795.

Council Member Rogers moved to approve the request for \$72,259 and award the bid to RCJ Contracting (\$65,690). The motion was seconded by Council Member Roark and unanimously approved.

D. Appointment Consideration to Planning Board and Zoning Board of Adjustment.

Council chose to consider all current applicants that existed as of today for the Planning Board vacancy. Applicants included: Eric Blanks, Bruce W. Britton, Lanny Farmer, Joanna M. Lyall, Annabelle McElroy, David Orrell, Mike Parnitzke, Eli Pope, Jay Weaver and Christopher A. Wrights. Ballots were distributed and votes tallied (attached hereto as Exhibit A and incorporated herein by reference). By majority vote, Council appointed Christopher A. Wrights to fill this seat vacated by Council Member Roark. The term expires June 30, 2015.

Council chose to consider all current applicants that existed as of today for the Zoning Board of Adjustment vacancy. Applicants included: Eric Blanks, Bruce W. Britton and Mike Parnitzke. Ballots were distributed and votes tallied (attached hereto by Exhibit B and incorporated herein by reference). Council clarified that the person they were appointing would fill the seat vacated by Council Member Lawry, a regular seat. By majority vote, Council appointed Bruce W. Britton. The term expires on June 30, 2015.

E. Firearm Ordinance Consideration. Attorney Kasper reminded Council that in October Council amended our ordinance to make it consistent with State law dealing with recreation facilities. Tonight's ordinance gives direction to the Manager with regards to posting of signs consistent with both the adopted ordinance prohibiting weapons on Village property and further instructions to enumerate those weapons. This amendment complies with State law and doesn't change the existing ordinance. Council Member Cameron moved to approve amendment to Ordinance 97-14. (Ordinance attached hereto as Exhibit C and incorporated herein by reference.) The motion was seconded by Council Member Roark. Council Member Lawry read a written statement supporting his pro-gun stance. The motion passed by a 4 to 1 vote with Council Member Lawry voting in opposition.

F. Attorney's Report. Nothing new to report.

G. Planner's Report.

1. *Minutes from the January 21, 2013 Planning Board Meeting.* Minutes presented.
2. *Minutes from the October 29, 2013 and December 16, 2013 Lewisville-Clemmons Road Overlay District Meetings.* Minutes presented.

H. Manager's Report.

1. *Financial Summary Report for Month Ending December 31, 2013.* Report presented.
2. *Pavement Condition Survey.* Clemmons has a total of 80.04 miles of Village maintained roadway. The survey indicated surface stress cracks on many of our streets, often due to weather conditions. More funding will be requested to seal the cracks before doing overlays. The data showed us improving from 87.4 to 88.9. The state average is 80. We received a good rating. Thirty-one percent (31%) of our streets need some type of maintenance or resurfacing. Fiscal year 2014-2015 resurfacing program should eliminate most of the 1.8 miles of street segments currently noted as poor condition.

3. *Creek Week 2014.* With 9 people present, Stormwater Technician Harrison reviewed last year's first Creek Week and gave the dates of this year's Creek Week, March 15-22. Events include: Forsyth Pre Creek Week Art Exhibit March 3-7, Toons for Tots, Rain Barrel Workshop, Preschool Story Time, Creek Cleanup and Operation Medicine Drop. Details of the event can be viewed at www.forsythcreekweek.com.
4. *Transportation Funding.*
 - a. *Strategic Prioritization Process (SPOT).* With two public comment periods scheduled in January and February, DOT has delayed their revised procedures and methodologies for identifying and prioritizing both large transportation projects and locally derived projects broken down by state-wide, regional and local categories. Clemmons TIP projects include: Idols Road extension, widening of Lewisville-Clemmons Road from Hwy 158 to I-40 and Peace Haven Road/Styers Ferry Road connector.
 - b. *STP-DA Funding Program.* This is a biannual federally funded project process. The process has methodologies in place which will be formally approved by the NCDOT. Manager Looper raised his concern that only 10% weighting factor is placed on safety when prioritizing candidate projects.
5. *Bulk Pickup – Week of March 17 West Side / Week of March 24 East Side.* Dates were provided for the 2014 pickup.
6. *Website Redesign Discussion.* Council chose to delay the redesign to wait on developments of the larger marketing plan effort discussed tonight.
7. *Retreat Planning Discussion.* Dates and location have been changed due to non-availability of a large enough room to accommodate the retreat. The retreat is scheduled for Wednesday and Thursday, March 19 and 20, 2014 at the Homewood Suites in Pinehurst. Council asked the Manager to contact John Stephens for his availability as the facilitator. If he is unavailable, then he was directed to contact Madeleine Henley.
8. *Housing Funding.* An elderly citizen in Clemmons benefited from our agreement with Forsyth County Housing Authority. Repairs of approximately \$1,000 were provided.

Mayor Nelson is gathering retreat topics from Council members that he will forward to the Manager who will share them with the facilitator. Council asked that the facilitator interview by phone each Council member prior to the retreat.

I. Council's Comments. None.

Adjournment

Council Member Rogers moved to adjourn the meeting at 9:07 p.m. The motion was seconded by Council Member Roark and unanimously approved

Nickolas B. Nelson, Mayor

Attest:

Marsha E. Sucharski, CMC, NCCMC, Village Clerk