

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

The Village of Clemmons Council met on Tuesday, May 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

Mayor Nelson called the meeting to order at 7 p.m.

Pledge of Allegiance

Mayor Nelson led the Pledge of Allegiance.

Public Comments

None.

Approval of the Minutes

Council Member Roark moved to approve the minutes of the May 12, 2014 regular meeting and minutes from the following closed sessions: February 10, 2014, March 24, 2014, April 14, 2014, and April 28, 2014 as presented. (Approved closed session minutes are attached hereto as Exhibit A and incorporated herein by reference.) The motion was seconded by Council Member Cameron and unanimously approved.

Approval of the Agenda

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

Announcements

None.

Business

A. Fiscal Year 2014-2015 Budget.

1. *Presentation of Budget.* In accordance with North Carolina General Statutes, Manager Looper presented the Fiscal Year 2014-2015 General Fund Budget for \$5,959,905 and Stormwater Enterprise Budget for \$1,046,800. The property tax remains level at \$0.115 per \$100 valuation and Stormwater Utility Fee remains at \$5.00 per month per Equivalent Residential Unit. General Fund Balance appropriations total \$1,037,570 and from the Enterprise Fund \$304,050. Since the budget workshop and following discussions, the budget increased by \$382,950 with a majority coming from savings and an increase in ad valorem of \$6,400. The expense side includes capital projects – greenway, Public Works shed, paving increases and cultural grant requests. The budget can be viewed at the Village Hall, Clemmons Library or on the Village’s website.

Mayor Nelson proposed removing the travel reimbursement for the North Carolina League of Municipalities (NCLM) and National League of Cities (NLC) allowing Council members' salaries to serve as their stipend if they choose to travel. Council Member Roark made a motion to follow through with the Mayor's suggestion. The motion was seconded by Council Member Lawry. Discussion followed. Mayor Nelson proposed in addition to the \$20,500 removed for NCLM & NLC travel, \$300 should be removed for Town Hall Day travel. Discussion continued. Council Member Lawry called to question. Council Member Cameron asked that the motion be restated. Mayor Nelson restated the motion as follows: Total removal of travel reimbursement for \$20,800 with all NCLM conferences, NLC conferences and Town Hall Day. The motion passed by a 3 to 2 vote with Council Members Cameron and Rogers voting in opposition.

Council Member Cameron asked the Mayor to send a letter to the NCLM and NLC explaining to them that by a vote of 3 to 2 this Council is not allowing its members to continue what they agreed to send them to serve on. Council Member Lawry restated the request that the letter should state travel reimbursement has been removed from the budget. Mayor Nelson said he would do so at the pleasure of Council.

Council Member Lawry made a motion to drop our membership from the NLC (savings of \$1,600). The motion was seconded by Council Member Roark and passed by a 3 to 2 vote with Council Members Cameron & Rogers voting in opposition.

Council Member Cameron asked that dropping our membership from the NLC be included in the letter from the Mayor. He stated he would do so at the pleasure of Council.

Council Member Rogers questioned why we are staying members of the NCLM if we are not going to attend NCLM's functions. This would take \$14,700 out of the budget. Discussion followed. No action was taken.

Council Member Rogers made a motion to do away with the expenses associated with the retreat (hotel, meals and facilitator) and instead hold the retreat at the Village Hall (savings of \$8,000). The motion was seconded by Council Member Roark and approved by a 4 to 1 vote with Council Member Cameron voting in opposition.

2. *Call for a Public Hearing on June 9, 2014 at 7 p.m. to adopt the Budget Ordinance and to set the Stormwater Utility Fee Rate.* Council Member Lawry moved to call for the public hearing. The motion was seconded by Council Member Roark and unanimously approved.

B. Village Point Greenway Bid.

1. *Approval of Bid Pending DBE Review and NCDOT's Concurrence.* Manager Looper advised Council that DOT Division bid recommendation has been forwarded to Raleigh for concurrence. In addition to the bid, today the TAC approved the increased funding for the greenway.

2. *Capital Project Ordinance Amendment CPO-2014-2.* With today's action by the TAC, Council was asked to approve the amendment. Council Member Rogers made a motion to approve Capital Project Ordinance Amendment CPO-2014-2 (attached hereto as Exhibit B and incorporated herein by reference). The motion was seconded by Council Member Roark and unanimously approved.

C. Local Points Designation for the new SPOT Prioritization. Manager Loofer shared the State Transportation Improvement Plan rankings which used the newest scoring process done by NCDOT Raleigh. The projects are broken down in three areas – statewide, regional and Division 9. Our TAC voting member has the option to select one regional and one division project, and allocate a 40 point qualitative assignment for each category project. The jurisdictional 40 point assignment is due from us to the TAC by June 6, 2014. There is no guarantee that allocation of our points will significantly change a priority level, nor will the project receive funding approval. It was the Manager's opinion that Council assign Clemmons' 40 points to a division project with a higher ranked quantitative score which is more likely to receive a favorable overall qualitative ranking from the NCDOT Division. The three division projects that would have an impact on Clemmons on the SPOT Prioritization list are as follows:

- Widening of Lewisville-Clemmons Road from I-40 to US 158, convert to four lane road with median section, ranked 5 out of 39 at division level
- Peace Haven/Styers Ferry Road Connector, new two lane road with bike and sidewalk and bridge over the Northern Beltway, ranked 9 out of 39 at division level
- Idols Road Extension, construct two lane road on new location, ranked 12 of 39 at division level

Discussion followed centered around choosing a project that is shovel ready versus a project that has the higher quantitative score/benefit. The discussion shifted to the Lewisville-Clemmons Road project.

Council Member Roark made a motion to send all 40 points to the Lewisville-Clemmons Road project. The motion was seconded by Council Member Cameron. Council Member Lawry asked to hold off on making this decision until reviewing a concept drawing of this project. Council Member Cameron asked for a vote on the motion. Discussion continued regarding Council Member Lawry's objection. Council Member Rogers reminded the Mayor there was a motion and second on the floor. Mayor Nelson stated Council appeared to be comfortable to move forward on this motion and called for a vote. The motion passed by a 4 to 1 vote with Council Member Lawry voting in opposition.

Manager Loofer asked for concurrence from Council on changing health insurance from the League to United Health Care so the League can be notified as per our contract. Balancing a two-year wait to return to the League for health insurances should there be a significant rate increase the second year with United Health Care versus the same coverage and a savings of approximately \$79,000, Council agreed to change health insurance providers.

D. Appointment Policy. Manager Loofer reviewed the amended policy with two options for voting on an applicant to fill an unexpired Council member term. Discussion followed. Council determined they wanted the policy to provide voting by ballot with the appointee receiving the majority of votes regardless if it takes several ballots to reach a majority. Further, they agreed candidates should be interviewed individually.

After listening to Council's discussion, Attorney Kasper offered the following amendment to the Appointment Policy presented tonight: Upon completion of the submittal and interview process, an official ballot of candidates shall be prepared by the Clerk listing alphabetically names of all applicants. The Council shall make appointment for such position as advertised. Appointment shall be made at either a regular or special meeting (after giving public notice) and duly recorded in the minutes, by ballot. Acting by ballot, stating the names of all eligible applicants, the applicant receiving a majority of votes cast shall be appointed. In case of a tie, the Mayor shall either choose to break the tie or choose not to.

Council Member Cameron moved to approve the Appointment Policy as presented with the amendment stated by Attorney Kasper (attached hereto as Exhibit C and incorporated herein by reference). The motion was seconded by Council Member Roark and unanimously approved.

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

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

G. Manager's Report.

1. *Financial Report for April 2014.* Report was presented.
2. *Village Boards Applications.* Open positions that were advertised in the newspaper were reviewed. Council was provided with all applications received at this time which included current board members wishing to be reappointed and applicants who were not appointed in the past.

Council Member Rogers asked for an update on the parking complaint by Gordon Hendrix. Public Works Director Kirby stated that the parking on Old Glory Road and Neudorf Road is not a public safety issue or hazard so he would not recommend placement of no parking signs.

H. Council Comments. None.

Adjournment

Council Member Rogers moved to adjourn the meeting at 8:19 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