

**ERWIN BOARD OF COMMISSIONERS
MEETING MINUTES
DECEMBER 4, 2008
REGULAR MEETING
ERWIN, NORTH CAROLINA**

The Board of Commissioners for the Town of Erwin with Mayor Patsy Carson presiding, held its regular meeting in the Town Hall on Thursday, December 4, 2008 at 7:00 P. M. in Erwin, North Carolina.

Board members present were: Commissioners Frank Taylor, Mark Whitman, William Corbett and Michael West.

Board members absent were: Commissioners Norma Ennis and Randy Baker

Town Manager Bryan Thompson, Interim Town Clerk Cynthia Patterson and Town Attorney Mac Hunter were present.

Mayor Patsy Carson called the meeting to order at 7:00 P. M.

Mayor Carson announced the passing of one of the Town's former Commissioners, Mr. David Ennis and then there was a moment of silent prayer.

Commissioner Taylor gave the invocation.

Those present recited the Pledge of Allegiance.

AGENDA ADJUSTMENTS

Commissioner Taylor made a motion to add in **Old Business Item B**. Discussion of T-Mobile. Commissioner Corbett seconded the motion. The Board voted 4 for and 2 absent (Commissioners Ennis and Baker).

CONSENT ITEMS

Commissioner Whitman made a motion to approve **Item (A)** Approval of Minutes for 11/06/08 Board of Commissioners Regular Meeting and **Item (B)** Approval of Street Sweeper Budget Amendment Commissioner West seconded the motion. The Board voted 4 for and 2 absent (Commissioners Ennis and Baker).

MINUTES OF DECEMBER 4, 2008 CONTINUED**OLD BUSINESS****CONSIDERATION OF APPOINTMENT TO PARK AND RECREATION ADVISORY BOARD**

Commissioner Corbett made a motion to accept Shannon Hodges application for Parks & Rec. Advisory Board. Commissioner Whitman seconded the motion. Commissioner Taylor suggested looking further into application process and trying and finding a balance. The Board voted 3 for and 1 against and 2 absent (Commissioners Ennis and Baker).

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DISCUSSION OF T-MOBILE

Tom Johnson, attorney for T-Mobile came forward and spoke. Mr. Johnson presented a letter to the Board in reference to the lease between T-Mobile and Town of Erwin. Mr. Johnson also presented the Board with construction drawings and pictures.

T-Mobile will remove the improvements at its expense upon termination of the Lease. There will be no permanent generator on site. In the event of a power outage, a portable generator will be used on the site so that wireless service can be maintained in the community. T-Mobile also agreed any financing should be subject to the Lease. Mr. Johnson also stated that T-Mobile will provide a landscape buffer in compliance with the Town's zoning ordinance.

Commissioner Corbett had a concern if T-Mobile were to sell, would that company be bound to the lease. Mr. Johnson stated that was correct, it would not change; they would need to be licensed.

Mayor Carson asked if there would be any other antennas put on from other companies. Mr. Johnson stated that was part of the process, T-Mobile would have to allow for additional space on the tower simply because most of the Towns and areas T-Mobile deal with do not want a lot of towers they would rather share.

Mr. Johnson will get with the Town's Attorney Mac Hunter to finalize a proposed lease to the Board for consideration.

MINUTES OF DECEMBER 4, 2008 CONTINUED**NEW BUSINESS****PRESENTATION OF TOWN FINANCIAL STATEMENT**

Bryan Scott with Thompson, Price, Scott, Adams and Co. came forward and spoke. Mr. Scott thanked the Board for the opportunity in doing the Town's audit.

Mr. Scott told the Board that the revenue for the year in the general fund was \$2,617,000.00. That was higher than in the prior year which was \$2,500,000.00. The expenditures in the general fund were almost 2.8 million which was an increase over 2.6 million in the prior year and Expenditures over revenue of 173,000.00 in the general fund. This will leave a fund balance at the end of the year of 732,000.00.

The Tax Collection rate is 97.91 percent.

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MUNICIPAL RECORDS, RETENTION, AND DISPOSITION SCHEDULE

Town Manager Bryan Thompson stated that the Municipal Records, Retention, and Disposition Schedule are issued by the State of North Carolina. It dictates the acceptable practices in maintaining and destroying certain types of documents. The length of time that certain documents must be maintained prior to destroying such documents.

Town Manager Bryan Thompson stated that this does not require any action.

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CONSIDERATION OF GILES, STRICKLAND AND WARREN SERVICE AGREEMENT

Town Manager Bryan Thompson advised the Board, Giles, Strickland and Warren will be available to the Town staff for budgeting/finance questions. They will also provide a pre-auditing service in order to ensure that the financial documentation of the Town is in good order prior to the Town's year end audit.

Commissioner Whitman made a motion to approve Giles, Strickland and Warren Service Agreement for the Town of Erwin. Commissioner Corbett seconded the motion. The Board voted 4 for and 2 absent (Commissioners Ennis and Baker).

MINUTES OF DECEMBER 4, 2008 CONTINUED

PUBLIC COMMENT

Michael Bryant, 179 Iris Bryant Road came forward and spoke. Mr. Bryant had concerns with the tree that was planted in memory of his mother. Mr. Bryant would like to see the tree trimmed and a plaque recognizing his mother. Mrs. Iris Bryant was a former Commissioner with the Town of Erwin

Mr. Bryant also wanted to thank the Erwin Police Department for an outstanding job and to keep up the good work.

MANAGERS REPORT

Bryan Thompson, Town Manager advised the Board of the vacancy open on the Planning Board for Out of Town Alternate. The Town would be accepting applications.

Mr. Thompson advised the Board that he would like to make arrangements to surplus the old street sweeper. The Town had received a quote from a vendor estimating the street sweeper's worth less than \$5,000. Mr. Thompson stated that he had received an offer from the Town of Lillington for \$3,000.

GOVERNING BOARD COMMENTS

Commissioner Frank Taylor stated that he was very disappointed in making a step forward into changing rather than doing business as usual. However, Commissioner Taylor does understand that the Town has to have people in certain positions. Commissioner Taylor stated the Town needs to address the selection process and have a better balance of the boards.

Commissioner West thanked the Public Works Department for doing a good job.

Commissioner Corbett had concerns and has talked with Bryan Thompson, Town Manager.

Mayor Patsy Carson thanked everyone for the flowers during her time in the hospital. Mayor Carson asked if everyone would keep Commissioner Norma Ennis in their prayers. Commissioner Ennis lost her husband on Wednesday, December 3, 2008.

CLOSED SESSION

Commissioner Whitman made a motion to go into Closed Session at 7:35 P M to consult with Attorney (G.S. 143-318.11). Commissioner Corbett seconded the motion. The Board voted 4 for and 2 absent (Commissioners Ennis and Baker).

MINUTES OF DECEMBER 4, 2008 CONTINUED**RECONVENED**

Commissioner Taylor made a motion at 8:25PM to reconvene to the Regular Session and was seconded by Commissioner Corbett. The Board voted 4 for and 2 absent (Commissioners Ennis and Baker).

ADJOURNMENT

Commissioner Whitman made a motion to adjourn at 8:28PM and was seconded by Commissioner Corbett. The Board voted 4 for and 2 absent (Commissioners Ennis and Baker).

**MINUTES RECORDED AND TYPED BY CYNTHIA B PATTERSON, INTERIM
TOWN CLERK**

Cynthia B. Patterson, Interim Town Clerk

Patsy Carson, Mayor