

**ERWIN BOARD OF COMMISSIONERS
MEETING MINUTES
APRIL 2, 2009
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, April 2, 2009 at 7:00 P. M. in Erwin, North Carolina.

Board Members present were: Commissioners Norma Ennis, Frank Taylor, Mark Whitman, Randy Baker, and Michael West.

Board Members absent were: Commissioner William Corbett

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.

Commissioner Taylor gave the invocation.

Those present recited the Pledge of Allegiance.

AGENDA ADJUSTMENTS/APPROVAL OF AGENDA

Commissioner Baker made a motion to add Closed Session 143-318.11 (A 4) to discuss matters relating to the location or expansion or industries or other businesses. Commissioner Ennis seconded the motion. The Board voted 5 for and 1 absent. (Commissioner Corbett)

CONSENT ITEMS

Commissioner Taylor made a motion to approve **Item (A)** Approval of Minutes for 02/26/09 Board of Commissioners Workshop Meeting, **Item (B)** Approval of Minutes for 03/05/09 Board of Commissioners Regular Meeting, **(Item C)** Tax Releases, **(Item D)** Resolution Celebrating Earth Day **(Item E)** Proclamation In Memory and Honor of Mark Alton Prevatt, **(Item F)** Budget Amendment for Paving of St. Matthews Road. Commissioner Baker seconded the motion. The Board voted 5 for and 1 absent. (Commissioner Corbett)

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PRESENTATION OF PLAQUE

Mayor Carson presented a plaque to Mrs. Gay Wilson Prevatt and family. Mrs. Prevatt's husband was killed in an auto accident on December 25, 2008 and was also a member of the Erwin Planning Board. Mr. Prevatt was a great asset to the Town of Erwin and will be dearly missed.

MINUTES OF APRIL 2, 2009 CONTINUED**NEW BUSINESS****DOT REQUEST TO MODIFY SPEED LIMIT ON HWY 421**

Town Manger Bryan Thompson informed the Board to consider the request from the DOT to modify the speed limit along Hwy 421 corridor. This will unify the speed limit through the city limits of Erwin.

Commissioner Baker made a motion to approve the speed limit to be reduced from 55mph to 45mph and was seconded by Commissioner Ennis. The Board voted 5 for and 1 absent. (Commissioner Corbett)

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CONSIDERATION OF THE PORTER PARK STEERING COMMITTEE

Town Manager Bryan Thompson informed the Board that eight (8) applicants have applied for the W.N. Porter Steering Committee. The Steering Committee is designed to range from 8 to 12 members. Mr. Thompson stated that the Town will begin the process; however, the Town will continue to accept applications for this committee.

The following members are as follows:

Alvestor McKoy	Betty Raing
Karen Stephenson	Jeff Harmon
Calvin Dickenson	Mark Byrd
Pamela Williams	Eunice Hymes

Commissioner Whitman made a motion to approve all (8) applications for the Porter Park Steering Committee and was seconded by Commissioner Taylor. The Board voted 5 for and 1 absent. (Commissioner Corbett)

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**CONSIDERATION OF PLANNING/ZONING BOARD OF ADJUSTMENTS
APPOINTMENTS**

Town Manager Bryan Thompson advised the Board there was 1 vacant position which is In-Town Alternate position. This position is currently being held by Donald Suggs; however his term will expire April 6, 2009. Currently there are two applications on file. The two applications are In-Town residents and are as follows:

Alvestor McKoy submitted his application February 10, 2009
Donald Suggs submitted his application March 17, 2009

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MINUTES OF APRIL 2, 2009 CONTINUED

Commissioner Whitman made a motion to reappoint Donald Suggs as In-Town Alternate of the Planning/Zoning Board of Adjustments. Commissioner Baker seconded the motion. Commissioner Taylor advised the Board that in the past the Board went with the Date of the application. The applicant would be Mr. McKoy. Mayor Carson advised the Board to consider the date submitted. The Board voted 2 for and 3 opposed (Commissioners Taylor, Ennis, West) and 1 absent. (Commissioners Corbett)

Commissioner Taylor made another motion to accept Mr. Alvestor McKoy as In-Town Alternate of the Planning/Zoning Board of Adjustments and was seconded by Commissioner Ennis. The Board voted 3 for and 2 opposed (Commissioners Baker and Whitman) and 1 absent. (Commissioner Corbett)

**CONSIDERATION OF ENGINEERING CONTRACT FOR THE
BID/CONSTRUCTION PHASES OF PARTF MUNICIPAL PARK PROJECT**

Town Manger Bryan Thompson informed the Board that the Town was entering into the 2nd and 3rd Phase, the bidding and construction of the PARTF Municipal Park Renovation Project. In order to get a fair market assessment and to determine the next 2 phases cost, the staff has created an RFP (Request for Proposal) and the Town has received three (3) proposals.

These firms are as follows:

Stearns & Wheler	\$59,440
W.K. Dickson & Co.	\$52,180
Withers & Ravenel	\$36,000

Mr. Thompson informed the Board that the Staff recommended going with Withers & Ravenel Group due to the fact this group is very reputable and diverse with adequate staffing.

Commissioner Ennis made a motion to accept Withers & Ravenel Group and was seconded by Commissioner Baker. The Board voted 5 for and 1 absent. (Commissioner Corbett)

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CONSIDERATION OF CONTRACT TO AUDIT ACCOUNTS

Town Manager Bryan Thompson informed the Board that this is the same firm that audited the Town the previous year. Like this past year, the contracted cost for this service is reduced due to the assumed pre-audit service that will be provided by Giles and Strickland. The total contract cost of the auditing contract is \$13,100. This is the same amount that was charged for auditing services for the previous year's finances.

Commissioner Whitman made a motion to approve the contract with Thompson, Price, Scott, Adams & Co., P.A. for total cost of audit contract of \$13,100 and was seconded by Commissioner West. The Board voted 5 for and 1 absent. (Commissioner Corbett)

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MINUTES OF APRIL 2, 2009 CONTINUED**CONSIDERATION OF CONTINUATION OF DOT MOWING CONTRACT**

Town Manager Bryan Thompson informed the Board that this is the contract that the Town has had with DOT for some time. Last year there was an issue brought up concerning the compensation carrying the full length of what the Town was actually mowing, however, the fee schedule for 2009 has been updated to reflect the actual amount of work that is being done.

Commissioner Baker made a motion to approve DOT Contract and was seconded by Commissioner Whitman. The Board voted 5 for and 1 absent. (Commissioner Corbett)

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**CONSIDERATION OF A RESOLUTION TO APPROVE THE HARNETT COUNTY
SOLID WASTE PLAN**

Town Manager Bryan Thompson informed the Board that this is a lengthy plan, however, is submitted once every ten (10) years.

Commissioner Baker made a motion to approve the Harnett County Solid Waste Plan and was seconded by Commissioner Whitman. The Board voted 5 for and 1 absent. (Commissioner Corbett)

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PUBLIC COMMENTS

Donald Suggs at 101 Woodall Drive, Erwin, came forward and spoke. In 2007, Mr. Suggs inquired about the Town ordinance for a potbelly pig for a pet. The Town ordinance stated that you can not have any non-domesticated animals in Town. A Vietnamese Potbelly pig is a domesticated animal. Mr. Suggs purchased a potbelly pig for his daughter. In 2008, Mr. Suggs and his family moved in with his mother-in-law while he was renovating. Her address is 211 East H. Street. He began getting complaints from one of his neighbors. Mr. Suggs notified the Building Inspector at the time and came out to inspect and stated he did not have a problem with the potbelly pig. He informed Mr. Suggs that he complied with the ordinance. The complaints stopped. Mr. Suggs was given a warning ticket approximately 2 weeks ago for a swine in Town. The Town of Erwin adopted Harnett County's Animal Control Ordinance several months ago and it's wording is to not to have a swine in Town. Mr. Suggs is requesting a text amendment. Mr. Suggs will be contacted with whom he would need to speak with at Harnett County.

Terry Wicker at 104 East J. Street, Erwin, came forward and spoke. Mr. Wicker would like to see the Municipal Park connect with the River Park. Mr. Wicker advised the Board there used to be a road that went almost to what used to be the air field in the 80's and presumes it's still there with over grown weeds and would be willing to go with the Town's staff to look into further.

MINUTES OF APRIL 2, 2009 CONTINUED

MANAGERS REPORT

Mr. Thompson advised the Board that the Town has updated the Advisory Board Applications which shows the Tree Board.

The Planning Board did approve the two text amendments and will have a Public Hearing at the next Board of Commissioners Meeting on May 7, 2009.

Will begin setting up interviews for the Police Chief's positions within the next week.

Spoke with Joseph Geoffrey's and he has taken the idea concerning Inspections to the Harnett County Board of Commissioners and is awaiting word, hopefully, will have the proposed information to you soon.

Earth Day Celebration will begin Wednesday, April 22nd and will end on Saturday, April 25th.

GOVERNING BOARD COMMENTS

Commissioner Frank Taylor wanted to thank everyone for coming to the meeting tonight.

Commissioner Michael West agreed with Commissioner Taylor in coming out to the meeting tonight and showing interest in the Town.

Commissioner Ennis also thanked everyone for coming out to the meeting tonight and your input is very important to the Board.

Mayor Carson stated it was great to see people from all over the county and town coming out to support the merchants of the Town of Erwin.

CLOSED SESSION

Commissioner Baker made a motion to go into Closed Session G.S. 143-318.11 at 7:40 P.M. and was seconded by Commissioner Whitman. The Board voted 5 for and 1 absent. (Commissioner Corbett)

RECONVENED

Commissioner Baker made a motion at 8:10 P.M. to reconvene to regular session and was seconded by Commissioner Taylor. The Board voted 5 for and 1 absent. (Commissioner Corbett)

MINUTES OF APRIL 2, 2009 CONTINUED

ADJOURNMENT

Commissioner Whitman made a motion to adjourn at 8:10 P.M. and was seconded by Commissioner Baker. The Board voted 5 for and 1 absent. (Commissioner Corbett)

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

Cynthia B. Patterson, Town Clerk

Patsy Carson, Mayor