

**ERWIN BOARD OF COMMISSIONERS
MEETING MINUTES
APRIL 1, 2010
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 1, 2010 at 7:00 P. M. in Erwin, North Carolina.

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

Board Members absent were: Commissioner Mark Whitman

Town Manager Bryan Thompson, 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 West made a motion to Remove **Item 11 Closed Session Pursuant to G.S. 143-318-11(a) (6)** and was seconded by Commissioner Ennis. The Board voted 5 for and 1 absent (Commissioner Whitman).

Commissioner Corbett made a motion to approve the Agenda and was seconded by Commissioner West. The Board voted 5 for and 1 absent (Commissioner Whitman).

CONSENT ITEMS

Commissioner Taylor made a motion to approve **Item (A)** Approval of Annual Budget Retreat Minutes on 2/20/10, **(Item B)** Approval of Regular Minutes on 3/11/10 **(Item C)** DOT Mowing Contract: Annual Extension of Contract and Costs **(Item D)** Proclamation – Congratulate the 2009 Erwin Midget League Football Team and Honor the Players and Coaches on an Amazing Season **(Item E)** Releases/Refunds of Taxes: #142-146 and was seconded by Commissioner Corbett. The Board voted 5 for and 1 absent (Commissioner Whitman).

MINUTES OF APRIL 1, 2010 CONTINUED**PRESENTATION**

Mayor Carson asked for the 2009 Erwin Midget League Football Team and Coaches to come forward. Mayor Carson then read the Proclamation and Congratulated the Team on an amazing season.

PUBLIC HEARING**CONDITIONAL USE PERMIT APPLICATION – HOLMES HARDWARE –
ADDITION OF PROPANE FILLING STATION – OUTDOOR DISPLAY AND SALES
– AT LOCATION OF 808 SOUTH 13TH STREET, ERWIN, NC**

Commissioner Baker made a motion to open public hearing at 7:10pm and was seconded by Commissioner Corbett. The Board voted 5 for and 1 absent (Commissioner Whitman).

Landon Chandler with Harnett County Planning Dept. came forward and spoke to the Board. Mr. Chandler stated that this is an application for addition of a propane filling station. The applicant is Holmes Hardware. This location is 808 South 13th Street, Erwin. The current zoning for this property is B-2. The applicant has also presented a site plan of where the filling station will be placed. The Planning Board has found that all of the Findings of Fact are in the affirmative with the conditions that the tank be placed at the rear of the structure along with fencing and bollards at each corner of the fence.

Mayor Carson asked that if anyone was interested to speak for this conditional use permit to please come forward and state your name, address and oath

Harold Conyers owner of Holmes Hardware came forward. Mr. Conyers stated that this would be revenue for Holmes Hardware and of course the Town of Erwin.

Mayor Carson asked that if anyone was interested to speak against this conditional use permit to please come forward and state your name, address and oath.

No one came forward to speak against.

Commissioner Ennis made a motion to close public hearing at 7:15pm and was seconded by Commissioner Corbett. The Board voted 5 for and 1 absent (Commissioner Whitman).

MINUTES OF APRIL 1, 2010 CONTINUED**REZONING PORTION OF 413 EAST JACKSON BLVD (HWY 421 SOUTH)
FROM R-6 TO B-2**

Commissioner Baker made a motion to open public hearing at 7:15pm and was seconded by Commissioner West. The Board voted 5 for and 1 absent (Commissioner Whitman).

Landon Chandler with Harnett County Planning Dept. came forward and spoke to the Board. The owner of the property is Michael Wood. The property is currently being used as a place for the sales of outdoor storage units. Some of the surrounding land uses consist of an adjacent Business Park to the side, Commercial uses on the side, and Residential use at the rear of the property.

Mayor Carson asked that if anyone was interested to speak for this rezoning permit to please come forward and state your name, address and oath.

Mayor Carson asked that if anyone was interested to speak against this rezoning permit to please come forward and state your name, address and oath.

No one came forward to speak against.

Commissioner Corbett made a motion to close public hearing at 7:20pm and was seconded by Commissioner West. The Board voted 5 for and 1 absent (Commissioner Whitman).

**CONDITIONAL USE PERMIT APPLICATION – MICHAEL J. WOOD – OUTSIDE
STORAGE AND SALES OF OUTBUILDINGS – AT LOCATION OF
413 EAST JACKSON BLVD (HWY 421 SOUTH)**

Commissioner Baker made a motion to open public hearing at 7:20pm and was seconded by Commissioner Taylor. The Board voted 5 for and 1 absent (Commissioner Whitman).

Landon Chandler with Harnett County Planning Dept. came forward and spoke to the Board. This will be an application for a conditional use permit for outside storage and sales of outbuildings. The applicant/owner is Michael Wood. This is the same property as for the rezoning. This site is currently occupied by an existing Manufactured home that was left on the property from a previous use as well as several storage buildings.

Some of the surrounding land uses consist of Commercial Properties, Single Family homes as well as some vacant lots. The site is zoned B-2, the applicant has provided a site plan which outlines where they wish to sell storage buildings. The site plan shows a rough sketch of how the parking and sales area will be set up. For the parking, the ordinance calls for 1 space per 200sqft. of gross floor space and 1 space for each company vehicle.

MINUTES OF APRIL 1, 2010 CONTINUED

The applicant is currently seeking a perimeter buffer waiver; there is existing vegetation on site. And also the existing fencing that may meet the updated requirements for this type of use. Annual daily traffic count per day is approx. 21,000 vehicle trips on Hwy 421 South.

Mr. Chandler advised the Board that the buffer request was granted with the exception of where the existing vegetation and where there is no vegetation to come in conformance with what is in the Town of Erwin Ordinance. The Planning Board has found that all of the Findings of Fact are in the affirmative with no conditions.

Mayor Carson asked that if anyone was interested to speak for this conditional use permit to please come forward and state your name, address and oath.

Michael Wood owner of the property at 413 East Jackson Blvd., Erwin came forward and spoke for the conditional use permit. Mr. Wood stated that the front of the property will be used for the sale of the outbuildings. Mr. Wood stated that he operated manufactured homes for 7 years and the outbuildings will be basically put where the display models were.

Mayor Carson asked that if anyone was interested to speak against this conditional use permit to please come forward and state your name, address and oath.

No one came forward to speak against.

Commissioner Corbett made a motion to close public hearing at 7:25pm and was seconded by Commissioner West. The Board voted 5 for and 1 absent (Commissioner Whitman).

Commissioner Baker made a motion to go back into Regular Session and was seconded by Commissioner Corbett. The Board voted 5 for and 1 absent (Commissioner Whitman).

OLD BUSINESS**CONSIDERATION OF PARK CONCESSIONS SERVICE AGREEMENT –
HOT SHOTS ORGANIZATION**

Town Manager Bryan Thompson informed the Board that this is a continuation of previous agenda's items. Staff has created an RFP (Request for Proposal) and sent this document out for bids. The Town only received one (1) bid and it was from Hot Shots Organization. All requirements appear to have been met, and the organization has expressed willingness and ability to begin service providing upon the execution of the contract document.

Commissioner Baker asked to be excused from voting due to the fact that Commissioner Baker and his family is a member of the organization.

Commissioner Taylor made a motion to excuse Commissioner Baker from voting on the Park Concession Service Agreement and was seconded by Commissioner West. The Board voted 4 for and 1 absent (Commissioner Whitman).

MINUTES OF APRIL 1, 2010 CONTINUED

Commissioner Corbett made a motion to accept the Park Concessions Service Agreement with the Hot Shots Organization and was seconded by Commissioner Ennis. The Board voted 4 for and 1 absent (Commissioner Whitman) and 1 excused (Commissioner Baker).

(Page 7442 A-F)

CONSIDERATION OF AL WOODALL SIGN PROPOSAL

Town Manager Bryan Thompson informed the Board that this was tabled at the last Board of Commissioners meeting requesting more information.

A committee of the Erwin Goodfellas has met with Town Staff to develop ideas for the honoring of Mr. Woodall. It was agreed by the committee that it would be appropriate to have four signs posted at the four most traveled roads coming into the Town of Erwin. These roads include Hwy 217 at the River Bridge, Hwy 55 coming from Coats, and the two entrances on Hwy 421.

SAS Signs has been contacted who is willing to manufacture the signs at cost to the price of \$150 per road sign for a total of \$600.

Mr. Thompson also stated that he has received information back from DOT that it would be o.k. to add signage to the existing Welcome to Erwin signs. However, there should be a resolution passed by the Board of Commissioners that the wordage put on the sign is an extension of the Motto of the Town of Erwin. There should also be limited to 3 lines of text.

Billy Turnage of Goodfella's came forward and spoke to the Board. Goodfella's would like to name the Erwin Municipal Park after Al Woodall. Al Woodall deserves to be honored with both signs at the four most traveled roads and renaming the Municipal Park.

Commissioner Baker made a motion to add Home of Al Woodall NFL Quarterback New York Jets to our official Motto and have a Resolution drafted to guarantee to have signage placed on the Town of Erwin signs at the four entrances of Town and was seconded by Commissioner Corbett. The Board voted 5 for and 1 absent (Commissioner Whitman).

Commissioner Corbett made a motion to rename the Erwin Municipal Park to Al Woodall Municipal Park and was seconded by Commissioner Baker. The Board voted 4 for 1 against (Commissioner Ennis) and 1 absent (Commissioner Whitman).

(Page 7442 G)

MINUTES OF APRIL 1, 2010 CONTINUED**NEW BUSINESS****CONDITIONAL USE PERMIT APPLICATION – HOLMES HARDWARE –
ADDITION OF PROPANE FILLING STATION – OUTDOOR DISPLAY AND SALES
AT LOCATION OF 808 SOUTH 13TH STREET, ERWIN**

Commissioner Baker made a motion to approve the Conditional Use Permit for Holmes Hardware addition of Propane Filling Station Outdoor Display and Sales with the provisions that the filling station be located at the rear of the property as displayed on the site plan surrounded by fence with bollards at each corner of the fence and to meet all general provisions and accept the recommendation of the Planning Board Findings of Facts and was seconded by Commissioner Ennis. The Board voted 5 for and 1 absent (Commissioner Whitman).

(Page 7443 A-N)

**REZONING PORTION OF 413 EAST JACKSON BLVD (HWY 421 SOUTH)
FROM R-6 TO B-2**

Commissioner Corbett made a motion to approve the rezoning portion of 413 East Jackson Blvd. (Hwy 421 South) from R-6 to B-2 and was seconded by Commissioner West. The Board voted 5 for and 1 absent (Commissioner Whitman).

(Page 7443 O-U)

**CONDITIONAL USE PERMIT APPLICATION – MICHAEL J. WOOD – OUTSIDE
STORAGE AND SALES OF OUTBUILDINGS – AT LOCATION OF
413 EAST JACKSON BLVD (HWY 421 SOUTH)**

Commissioner Corbett made a motion to accept the Conditional Use Permit for Outside Storage and Sales of Outbuildings located at 413 East Jackson Blvd. and accept the Findings of Facts made by the Planning Board and the display area and parking area will need to be either paved, placed with stone aggregate or asphalted and also accept the Findings of Facts from the Planning Board for Buffering “Ref. the Planning Boards first motion in the Minutes on March 15, 2010 page 136 buffer around the back of the applicants property not on a ditch or on another property” was seconded by Commissioner West. The Board voted 5 for and 1 absent (Commissioner Whitman).

(Page 7443 V-JJ)

MINUTES OF APRIL 1, 2010 CONTINUED

PUBLIC COMMENT

Derrick Pine of Green Guy Recycling in Dunn came forward and spoke. Mr. Pine stated he was here to offer the lowest price possible for weekly curbside service. Currently, Mr. Pine's fee's are \$6.00 a month for weekly collection, for residents inside of Erwin Mr. Pine would reduce that fee to \$5.00 a month. Mr. Pine also stated that he could not go any lower due to unstable and unpredictable fuel prices. In addition, to help create interest in recycling for the month's of April and May, Mr. Pine will be offering \$4.00 for the first month and \$5.00 thereafter. Mr. Pine is only asking that the Council will allow for these two (2) months in order to explore whether or not there is a demand for curbside service and not to give in to corporate pressure of any means of private sector to make a difference. By the end of May if this does not work and not a demand or a better offer on the table then Mr. Pine will gladly step down and allow whatever needs to take place to go forth.

MANAGER'S REPORT

Earth Day Celebration is Saturday, April 17, 2010 from 11am to 3pm at the River Park.

Step Process is in the last phase of Planning and moving into Implementation.

GOVERNING BODY COMMENTS

Commissioner Taylor thanked everyone for coming to the meeting. The Town needs to get more help for Public Works. Thanked the Chief of Police for a good job patrolling the Town and had a complaint about speeding and loud music in the area. Need a sign placed on North 14th Street with Rules and Regulations like the one posted at the front entrance of Porter Park on North 13th Street.

Commissioner West thanked everyone for coming to the meeting and feels like the County could do a better job in the road work. The citizens deserve better than what they are getting. Also thanked the Chief of Police for a good job.

Commissioner Ennis also thanked everyone for coming to the meeting also had received complaints about limbs not being picked up.

Commissioner Baker thanked everyone for coming to the meeting tonight and also thanked the Advisory Boards and especially the Planning Board for doing a great job.

MINUTES OF APRIL 1, 2010 CONTINUED

Commissioner Corbett thanked everyone for coming to the meeting and also appreciates the Advisory Boards in everything they do.

Mayor Carson asked the Police Dept. to please write down pole numbers of lights that are out through out the Town. Wished everyone a Happy and Safe Holiday.

ADJOURNMENT

Commissioner Taylor made a motion to adjourn at 8:15 P.M. and was seconded by Commissioner Baker. The Board voted 5 for and 1 absent (Commissioner Whitman).

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

Patsy M. Carson, Mayor

Cynthia B. Patterson, Town Clerk