

**ERWIN BOARD OF COMMISSIONERS
MEETING MINUTES
JUNE 7, 2012
REGULAR MEETING
ERWIN, NORTH CAROLINA**

The Board of Commissioners for the Town of Erwin with Mayor Pro Tem Randy Baker presiding, held its Regular Meeting in the Town Hall on Thursday, June 7, 2012 at 7:00 P. M. in Erwin, North Carolina.

Board Members present were: Commissioners William Turnage, Frankie Ballard, Norma Ennis, Randy Baker and Ricky Blackmon.

Board Members absent were: Commissioner Frank Taylor and Mayor Patsy Carson.

Town Manager Bryan Thompson and Town Clerk Cynthia Patterson were present.

Town Attorney Mac Hunter was present.

Mayor Pro Tem Randy Baker called the meeting to order at 7:00 P. M.

Eugene Pope gave the invocation.

Those present recited the Pledge of Allegiance.

AGENDA ADJUSTMENTS/APPROVAL OF AGENDA

Commissioner Blackmon made a motion to add Item E under Consent Items Project Ordinance for Chicora Phase II Project and was seconded by Commissioner Turnage. The Board voted unanimously.

CONSENT ITEMS

Commissioner Blackmon made a motion to approve **(Item A)** Approval of Regular Minutes on 03/3/2012 and Special Called Minutes on May 17, 2012, **(Item B)** Proclamation Recognizing June 2012 Erwin Citizen of the Month, **(Item C)** Approval of Audit Contract for Fiscal Year Ending June 30, 2012: Thompson, Price, Scott, Adams and Co. **(Item D)** Approval of Budget Amendments: BOA 2012-002, BOA 2012-003, BOA 2012-004, BOA 2012-005, BOA 2012-006 and **(Item E)** Project Ordinance for Chicora Phase II and was seconded by Commissioner Turnage. The Board voted unanimously.

MINUTES OF JUNE 7, 2012 CONTINUED**PRESENTATION OF PROCLAMATION TO MR. LLOYD EUGENE POPE FOR
CITIZEN OF THE MONTH**

Mayor Pro Tem Randy Baker presented a plaque to Mr. Lloyd Eugene Pope for June's Citizen of the Month. Mr. Pope was born and raised in Erwin. Mr. Pope retired from the Erwin Fire and Rescue Dept. after serving 32 years. He is also a Member and Deacon at East Erwin Baptist Church.

OLD BUSINESS**CONSIDERATION OF TEXT AMENDMENT TO THE TOWN OF ERWIN CODE OF
ORDINANCES: GOVERNMENT AND ADMINISTRATION, ARTICLE B, PLANNING
BOARD, SECTION 2-7033 ORGANIZATION; RULES; MEETINGS; RECORDS**

Town Manager Bryan Thompson informed the Board that this item was up for discussion at the last meeting and was voted on however the motion failed. This item has been requested by a Member of this Board to be reintroduced for a second reading on this matter.

Commissioner Turnage stated that 2 members of this Board were absent at the last meeting during discussion on this matter. People that serve on the Planning Board should have a right to vote. They donate their time and energy and discuss on matters that need voting on however when it comes time to vote some of the Planning Board are unable to vote due to being Out of Town members. Commissioner Turnage believes this is wrong that every member should be allowed to vote on matters regardless if they are In Town or not.

Commissioner Blackmon made a motion to approve the Text Amendment to the Town of Erwin Code of Ordinances: Government and Administration, Article B, Planning Board, Section 2-77033 Organization; Rules; Meetings; Records and was seconded by Commissioner Ballard. The Board voted unanimously.

MINUTES OF JUNE 7, 2012 CONTINUED**NEW BUSINESS****PRESENTATION OF GOVERNOR'S HIGHWAY SAFETY GRANT AWARD:
PRESENTED BY MRS. LINDA W. HAYES, CHIEF DEPUTY SECRETARY OF
NORTH CAROLINA DEPARTMENT OF PUBLIC SAFETY, DIVISION OF
JUVENILE JUSTICE**

Mrs. Linda Hayes, Chief Deputy Secretary of NC Dept. of Public Safety, Division of Juvenile Justice came forward and on the behalf of the Governor's Crime Commission and on the behalf of Governor Beverly Purdue and State of North Carolina presented Chief Warren Morrisette and the Erwin Police Dept. Safety Grant Award for the Town of Erwin. Mrs. Hayes also commended the Erwin Police Dept. for applying and receiving this award. The dept. has done a great job with little money they had.

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**PRESENTATION OF LETTER OF CONDITIONS AND CONSIDERATION OF
RESOLUTION CONCERNING USDA RURAL DEVELOPMENT RBEG GRANT:
PRESENTED BY MR. GARLAND BURNETTE, AREA DIRECTOR, USDA RURAL
DEVELOPMENT**

Mr. Garland Burnette came forward and spoke to the Board. Mr. Burnette stated that the Town applied to Rural Development for the benefit of Rural Business Enterprise Grant what we call RBEG. The purpose of RBEG was to make improvements to a parking lot more or less at the corner of Denim Drive and South 13th Street. The parking lot now is in poor condition and the RBEG is designed to mill that parking lot, to resurface the parking lot, put in curb-n-gutter, install lighting, etc. The estimated cost is \$75,000 for the Capital Improvements. However, the report that was submitted did not have engineering fees to assist with the technical plans and helping do the construction administration.

Commissioner Turnage made a motion to approve the Resolution concerning USDA Rural Development RBEG Grant and was seconded by Commissioner Blackmon. The Board voted unanimously.

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**CONSIDERATION OF INSTALLATION OF THREE FIRE HYDRANTS ALONG
CHICORA ROAD**

Commissioner Turnage made a motion to Table the consideration of installation of three fire hydrants along Chicora Road until Thursday, June 14, 2012 Budget Workshop and was seconded by Commissioner Ballard. The Board voted unanimously.

MINUTES OF JUNE 7, 2012 CONTINUED**CONSIDERATION OF ADVERTISING FOR HEARING: CERTIFICATE OF CONVENIENCE AND NECESSITY**

Town Manager Bryan Thompson informed the Board that the Town has received an application for a Certificate of Convenience and Necessity for the operation of a Taxicab business. The location of the business is in the City of Dunn, but the Erwin Town Code requires this application approval for the business to operate within the Town of Erwin. The Town Code does not require that the hearing be advertised in the newspaper, but does state that the Board shall have the power to have published at least once in the newspaper of general circulation at least ten (10) days before the hearing.

Commissioner Blackmon made a motion to have a Public Hearing and should be at the next Regular Board of Commissioners meeting which will be on Thursday, July 12, 2012 at 7pm and was seconded by Commissioner Turnage. The Board voted unanimously.

PUBLIC COMMENTS

Ricky Bethune owner of Bethune's Trailer Park on East H. Street, Erwin came forward and spoke to the Board. In 1965 his father put in a Mobile Home Park on East H. Street and in 1967 the Town was incorporated and agreed to run water/sewer lines to the Trailer Park. At that time all mobile home parks that were in the city limits were zoned residential and therefore became a non-conforming use. The Town several years later passed another ordinance that said in Section 9-4051.1 if such non-conforming building is removed or denied conforming use of such building is discontinued for a continuous period of more than 180 days every future use of such premises shall be in conformity with the provisions of the ordinance. So if we had moved 10 trailers out and left the land vacant for 180 days we could not revert back to a mobile home park without either getting it rezoned or doing away with it. In 2006, we had 2 mobile homes removed from the park. We had one trailer moved back in and the Town's Building Inspector came out and says that it had been more than 180 days that the trailer had to be removed. The trailer was removed and was also told that they could not put any trailer in the 2 lots that they had lost the right to have trailers on those 2 lots due to it being more than a 180 days active. In 2009 Mr. Bethune began the process of getting those lots back. Mr. Bethune cleared up the matter and was able to have trailers on those 2 lots. Mr. Bethune is now faced with another problem within the last 30 days. He has recently filled those 2 lots and the tenants went to Harnett County Public Utilities to have water turned on however they were told that Mr. Bethune owed \$3800 reconnection fee for each space. Mr. Bethune advised the Board that he was not going to pay this bill. This problem was started by the Town of Erwin and asked the Board for help. Mr. Bethune asked the Board to either call the County or help straighten this out or the Town can be sued. The Board directed the Town Manager to contact Harnett County first thing Friday morning.

MINUTES OF JUNE 7, 2012 CONTINUED**GOVERNING BODY COMMENTS**

Commissioner Turnage thanked everyone for coming to the meeting and would like to thank the Erwin Garden Club for planting flowers in the downtown area. It was suggested in putting the Citizen of the Month and Business of the Month on the sign in front of Town Hall.

ADJOURNMENT

Commissioner Blackmon made a motion to adjourn at 8:40pm and was seconded by Commissioner Ennis. The Board voted unanimously.

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

**Randy Baker,
Mayor Pro Tem**

**Cynthia B. Patterson, CMC
Town Clerk**