

Regular Meeting of the  
Board of Mayor and Council  
June 10, 2008

The Board of Mayor and Council met in regular session on June 10, 2008 at 7:00 p.m. in the Municipal Building.

Present and presiding: Mayor Gary Norwood.

Council present: Steve Allen, Tommy Nicholson, Jimmy Gill, Rick Johnson, Carol Macha, and Chris LaCrosse.

Others present: Marc Coulon, Chuck Walker, Anita Justice, Michael Armstrong, Connie Robinson, Grace Parker, Steve Cochran, Lisa Cantrell, Paul Gupton, Tony Young, and Phyllis Schaeffer.

Mayor Norwood advised there were several ordinances to be heard in public hearing and began with Ordinance #342 – Commercial Overlay. After the caption being read the Mayor called for comments. There being no comments Mayor Norwood went on to Ordinance #343.

Ordinance #343-zoning change from R-4 to C-1 – Bradley property. There were no comments.

Ordinance #344 – amending zoning ordinance section 3.120 adding section G. There were no comments.

Ordinance #345 – amending zoning ordinance #333 – MDR-PUD. There were no comments.

Ordinance #346 – amending bu06/07 budget accepting audit figures. There were no comments.

Ordinance #347 – 08/09 budget. There were no comments.

Mayor Norwood said there being no comments during the public hearing he would go right into the regular meeting. Mayor Norwood said he appreciated everyone being here tonight.

A motion was made by Nicholson, seconded by Johnson, to approve the May minutes as typed. Motion passed unanimously by voice vote.

Old Business:

A motion was made by Gill, seconded by LaCrosse, to approve Ordinance #342 – amending Ordinance #303 – Commercial Overlay – on 2<sup>nd</sup> reading. Motion passed with a roll call vote of: Gill-yes, LaCrosse-yes, Macha-yes, Johnson-yes, Allen-yes, Nicholson-yes, and Mayor-yes,

A motion was made by LaCrosse, seconded by Johnson, to approve Ordinance #343 – zoning change from R-4 to C-1 on the Bradley property – on 2<sup>nd</sup> reading. Motion passed with a roll call vote of: LaCrosse-yes, Johnson-yes, Gill-yes, Nicholson-yes, Allen-yes, Macha-yes, and Mayor-yes.

A motion was made by Gill, seconded by Nicholson; to approve Ordinance #344 – amend zoning ordinance section 3.120 by adding section G – on 2<sup>nd</sup> reading. Motion passed with a roll call vote of: Gill-yes, Nicholson-yes, Allen-yes, Macha-yes, LaCrosse-yes, Johnson-yes, and Mayor-yes.

A motion was made by LaCrosse, seconded by Johnson, to approve Ordinance #345 – amending Ordinance #333 MDR-PUD – on 2<sup>nd</sup> reading. Motion passed with a roll call vote of: LaCrosse-yes, Johnson-yes, Macha-yes, Nicholson-yes, Allen-yes, Gill-yes, and Mayor-yes.

A motion was made by Johnson, seconded by Nicholson, to approve Ordinance #346 – amending the 06/07 budget accepting audit figures on 2<sup>nd</sup> reading. Motion passed with a roll call vote of: Johnson-yes, Nicholson-yes, Allen-yes, Gill-yes, LaCrosse-yes, Macha-yes, and Mayor-yes.

A motion was made by Nicholson, seconded by Johnson, to approve Ordinance #347 – 08/09 Budget on 2<sup>nd</sup> reading. Motion passed with a roll call vote of: Nicholson-yes, Johnson-yes, Allen-yes, Gill-yes, LaCrosse-yes, Macha-yes, and Mayor-yes.

New Business:

RAC Update.

Mr. Camp handed out a new summary with 3 options saying he would like to discuss the additional costs on the roadway. The budget summary on the first page is the same. The total road cost is \$99,305. They need 18,950 to complete. The contingency amount is now at \$12,838.17. Mr. Camp discussed the three options to complete the project. The credits that result from these options would go back into the contingency. Ms. Macha asked when they needed to make a decision. Mr. Camp replied it is critical he needs to give them direction. The ornamental railings were discussed. The types of shrubs and trees being placed in the planters were discussed. Mayor Norwood said he liked option 2 omitting the planters in the middle of the street Mr. Camp said this would leave room for the future and gets the sidewalk all across.

Also discussed was an irrigation system. Mr. LaCrosse said we have quite a way to go an irrigation system would be a luxury; he doesn't want to get backed into a corner at the end with a budget over run. Mr. Camp said the sidewalk on Frey Street he can ask to have that held to the end and use that as a failsafe.

A motion was made by Johnson, seconded by Gill to adopt Option 2 as stated. A motion was made by Johnson, seconded by Macha, to amend the above motion to include accepting change order #4. Amended motion passed with a roll call vote of: Johnson-yes, Macha-yes, LaCrosse-yes, Nicholson-yes, Gill-yes, and Mayor-yes. The original motion passed with a roll call vote of: Johnson-yes, Gill-yes, Nicholson-yes, Allen-yes, Macha-yes, LaCrosse-yes, and Mayor-yes.

Mr. LaCrosse asked if they will have a chance to decide what they want to select for trees in the planters He thinks it was agreed to talk about it. Mr. Camp replied they have already picked out what will go in the planters he will have pictures sent to Phyllis and she can send it to all of the Council.

Mayor said he sent the contractors an email over his #1 concern with dust and gravel. Mr. Camp said he would talk to them about it.

Mr. Johnson asked about the horizontal parking can it be changed. Mr. Camp said the state wouldn't allow it because of the intersection.

Chief Coulon asked if Frey and Main Street were wider. Mr. Camp replied it will be 24 foot per state requirement. Mr. LaCrosse asked if it changed the turning radius and Mr. Camp replied yes.

A motion was made by Johnson, seconded by Nicholson, to approve Ordinance #348 – Water/Sewer rate increase and new charges on 1<sup>st</sup> reading. Mayor Norwood said he had a question to ask the Council

about the \$100 application fee would this apply to the owners of property? Mr. LaCrosse also asked if they needed to define good credit. Mr. Allen replied if credit is good at the time of the move they don't pay if there is an outstanding bill then they would have to pay. Mayor said historically the ones late are the ones causing us the 20-30 thousand in writes offs a year. A discussion ensued of different things that can be done. Legally can't differentiate you have to do the same for all. Mr. Johnson said he doesn't want to subsidize anything. If we are raising rates then we need to do everything across the board. The 2<sup>nd</sup> and motion was withdrawn.

A motion was made by Johnson, seconded by Nicholson, to adopt Ordinance #348 on 1<sup>st</sup> reading leaving the application fee at \$50. Motion passed with a roll call vote of: Johnson-yes, Nicholson-yes, Allen-yes, Gill-yes, LaCrosse-yes, Macha-yes, and Mayor-yes.

A motion was made by Allen, seconded by Macha, to withdraw Ordinance 349 – Standards for Recycling Centers on 1<sup>st</sup> reading. Mr. Johnson asked if this was sent by planning and zoning. Mayor said this is to coincide with this type of business they would have to adhere to this use. Mr. Johnson asked if they recommended this to be a use. Mayor replied yes. Mr. LaCrosse said it came before planning and zoning with reservations. They would need this ordinance to permit this type of usage. He can understand anyone's concern for this type of use on the land. Motion passed to withdraw this ordinance with a roll call vote of: Allen-yes, Macha-yes, LaCrosse-yes, Johnson-yes, Gill-yes, Nicholson-yes, and Mayor-no.

A motion was made by Gill, seconded by Macha, to approve the write off amount of \$73,508. Mr. Allen asked if they needed to do something to have this written off yearly.

Mayor yes, the budget committee will do this as they are meeting now once a month. Motion passed with a roll call vote of: Gill-yes, Macha-yes, Nicholson-yes, Allen-yes, LaCrosse-yes, Johnson-yes, and Mayor-yes.

The park donation agreement will be discussed in the August Council meeting.

A motion was made by Macha, seconded by Gill, to approve the Quitclaim Deed and authorizing the Mayor to sign same. Motion passed with a roll call vote of: Macha-yes, Gill-yes, Nicholson-yes, Allen-yes, Johnson-yes, LaCrosse-yes, and Mayor-yes.

A motion was made by Gill, seconded by LaCrosse, to accept the Boat Slip Agreement extending the year to 2013. Motion passed unanimously by voice vote.

The memo of understanding on the tank was discussed next. Chief Coulon said at the Board meeting they decided to get Greer to give them a quote on the expense to take the equipment off the tank. Mayor said he spoke with Pedigo he said talk to Joe if they have a concern with the backup system being on the same tower why not move the back-up. Mayor said he recommends removing all antenna's within 90 days. A motion was made by Johnson, seconded by Nicholson to remove the antennas within 90 days. Motion passed unanimously by voice vote.

A motion was made by Macha, seconded by Gill, to approve the Local Government Hardware Agreement. Motion passed unanimously by voice vote.

A motion was made by Johnson, seconded by LaCrosse, to approve the job description for the administrative Assistant position for the Mayor. Motion passed unanimously by voice vote.

A motion was made by Johnson, seconded by Gill, to approve the surplus lists.

Motion passed unanimously by voice vote.

A motion was made by Macha, seconded by Nicholson, to approve all four pay requests from Higher's & Koonce in the amounts of \$ Motion passed by roll call vote of: Macha-yes, Nicholson-yes, Allen-yes, Gill-yes, LaCrosse-yes, Johnson-yes, and Mayor-yes.

A motion was made by Macha, seconded by Johnson, to approve Lafferty & sons' pay request #5 in the amount of \$313,763. Motion passed with a roll call vote of: Macha-yes, Johnson-yes, Gill-yes, Nicholson-yes, Allen-yes, LaCrosse-yes, and Mayor-yes.

A motion was made by Johnson, seconded by Gill, to approve both invoices from Lose & Associates in the amount of \$ Motion passed with a roll call vote of: Johnson-yes, Gill-yes, Allen-yes, Nicholson-yes, LaCrosse-yes, Macha-yes, and Mayor-yes.

Other:

Gary Binkley with the Chamber went over the up and coming events.

A motion was made by Johnson, seconded by LaCrosse, to pay the bills. Motion passed by a roll call vote of: Johnson-yes, LaCrosse-yes, Macha-yes, Allen-yes, Nicholson-yes, Gill-yes, and Mayor-yes.

Mr. Allen asked the Mayor if he would consider adding both himself and Mr. Gill on the budget committee. Mr. Allen said he thinks they have done an outstanding job but they would like to know what is going on and would save time asking questions during the meeting. Mayor Norwood advised yes, that would be fine.

Mr. Nicholson asked if people were having trouble getting their fireworks for their displays. Mr. Young said he has not heard anything and no one has told him any different. Mr. Johnson just wanted to remind Mr. Young about the clean up after the fireworks.

A motion was made by Johnson, seconded by Macha, to adjourn. Motion passed unanimously by voice vote. Meeting adjourned at 8:34 p.m.

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Gary Norwood, Mayor

Phyllis Schaeffer, City Recorder