

WALKERTOWN TOWN COUNCIL MEETING

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TUESDAY MARCH 23, 2004 7:00 P.M.

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MINUTES

PROCEDURAL ITEMS:

ITEM #1: **CALL TO ORDER @ 7:05 P.M.** By Mayor Kenneth Davis

(1) DETERMINATION OF QUORUM All Present

 INVOCATION By Mayor Davis

 PLEDGE OF ALLEGIANCE By Councilman Horace Warner

ITEM #2: **AGENDA ADDITIONS / CHANGES / APPROVAL**

DISCUSSION:

Mayor: "There is one change. The Public Hearing on Item #1 under New Business will be postponed. We're not going to have that tonight and it looks like we've got some additional advertising to do on some annexations so that will be postponed – they'll be properly advertised; whenever that will be, I don't know. That will be the second meeting in April is when the Public Hearing concerning the Annexation #6."

Mr. Warner: "How about Item #2, where it sets the Public Hearing on Item #7?"

Mr. Linville: "That doesn't have to be advertised."

Mr. Warner: "Doesn't have to be advertised? So the date there didn't matter."

MOTION: **TO APPROVE AGENDA WITH DELETION OF ITEM #1 PUBLIC HEARING**

BY: **Dot Duggins**

SECOND: **Wallace Larrimore**

VOTE: **Unanimous**

PUBLIC SESSION: Please limit your comments to three minutes.

Public Session was opened at 7:07 p.m. with two speakers.

Ilena Dillon

840 Walkertown-Guthrie Road

Walkertown

"A need of healthier home environment. My husband and I, January 6, 2004, requested a residential permit from Winston-Salem City-County Inspections. Our application was completed. We were given a permit and a poster to be displayed at site. We paid and happily left. A message waited when we returned home from Winston Permit office – to call them immediately! Next morning, 8:15, Permit office called again. Answering the phone, I was dismayed being instructed to return all paperwork immediately. Also, it was a mistake selling us the residential permit. And that being the first information of our home and property zoned IP – not Residential, nor farm, as it had been for over 100 years in our family. We returned to Winston-Salem City-County office. We surrendered all that had been demanded. Before leaving, we desired four answers:

Why was our home and farm zoned IP?

What did IP mean?

What did it mean to us?

We were told only Winston-Salem Forsyth County Planning Zoning Board could answer those questions. We are frantic out of confusion.

Why was our residential and farm rights taken?

Taken from Robert Dillon, who was born there and wishes when he goes, to pass farm and home to his blood, as those before him has done for over a century. An honorable tradition, practiced and respected in every nation around the world, except America – right now – right here! Not expected. One deed was inherited; another purchased from other family heirs. Those two deeds were infringed upon under unwarranted action by Forsyth Winston-Salem Planning Zoning Board in 1995. November of 1994, County Commissioners voted 'Yes' with no notice to us nor consent from us. Question after question...the only answer we obtained was possibilities. The Zoning Board was told or assumed our property was Gospel Light Church property. That secret was kept! Our tax bill did not change. We paid our taxes as always. The City-County Board and Walkertown manager stated we must pay \$350 – or more – before our dilemma would be addressed in any way. I do not feel this is justifiable to charge a victim for being victimized. We turn to you for help, Councilmembers, mayor. Will you please recommend Walkertown Zoning Board correct this injustice; request they reinstate our property zoning prior to 1994. We request waiving of fee to this action of correction, this action alone.

Sincerely,

Robert and Ilene Dillon

Mr. Linville: "Mayor, if I may. We've talked to Ms. Dillon. In 1995, there was a countywide reclassification. There were some old farming districts that they did away with and their property was originally RR-6, (Rural Residential 6) and that zoning classification no longer exists. And it should have been changed to either RS-9, RS-20 and it was inadvertently changed to the IP. City-County staff said that this has happened a couple of time and they've just gone through the rezoning process again with the applicants. And they said that they did pay the fees. Ms. Dillon is asking to have the fees waived and I told her that I didn't have the authority to do that so that is why it is before you all tonight."

Mayor: "When you said that "they" did pay the fee, who is the "they" in that?"

Mr. Linville: "There were a couple of lots, Suzy Gallaway, our Planning Staff rep, said that there was a commercial lot - a convenience store that got changed to something that didn't allow the use, basically, and seemed like there was another residential change – something similar to what Ms. Dillon is."

Ms. Duggins: "I don't see how we can change a fee that we didn't charge. That's a problem to me."

Mr. Garland: "She would be asking you to waive a fee for rezoning. In other words....."

Ms. Duggins: ".....Before our board....."

Mr. Garland: ".....Right.....It's zoned by you right now....."

Ms. Dillon: "...NOT a RE-Zoning ---- Correcting a....."

Mr. Garland: "...Sure. I know. I understand....But it's....."

Ms. Dillon: "...If it can happen to me – it could happen to any citizen when they need more money – to zone theirs where they don't want it, then charge them to correct their mistake."

Ms. Duggins: "Now, clarify something else for me. Do we charge for rezoning?"

Mr. Garland: " _____ "

Ms. Duggins: "Okay. I don't see how – well, that's within our rules then. I don't see how we can change that."

Ms. Dillon: "Then if you need money you can go....."

Ms. Duggins: ".....No! It's whether we need money....."

Ms. Dillon: ".....Legally _____ piece of property

Ms. Duggins: ".....You need to....."

Ms. Dillon: ".....And then charge them money to correct it."

Ms. Duggins: ".....You need to go back to City-County Planning to correct that....."

Ms. Dillon: ".....It's no longer in their jurisdiction they said it would be up to Walkertown."

Ms. Duggins: ".....But they don't refund your money?"

Mr. Garland: "No. See, that's it. She hasn't paid the \$350 yet. She's now coming to Walkertown as the zoning jurisdiction and she's saying because a mistake was made, and apparently everyone admits a mistake was made, that

she'd like not to have to pay \$350 that somebody would pay if they were asking for a rezoning because they want the rezoning; because they wanted to change it from what they had to something new. She wants it the way it always should have been. And she's saying she shouldn't really have to pay \$350 fee to get that done. I assume that under your contract with City-County, if you're paying something – I don't see – whether \$350 fee But within some parameters I could even look at it so that you have some time to think about it or otherwise I don't know right off the top of my head if that's the answer. But I don't think it would be beyond the realm to think that there might be some way you could waive the fee."

Mayor: "Would the council be in favor of Steve checking this out and giving us further advice on this?"

Ms. Welch: "Yes."

Ms. Duggins: "Yes."

Mr. Warner: "Right. And I might say this: I think anytime a mistake is made, it can always be corrected and a person should be made whole(?). With his advice, I think we should proceed on that basis."

Ms. Welch: "One more thing I'd like to add; if she goes to our zoning board, course they're going to charge her \$350."

Mr. Warner: "Now...We can waive that....."

Mr. Garland: ".....I can look and see whether or not there's a precedent that that can be waived. Obviously, this should not happen all the time – it should only happen when there is that change-over and it doesn't work and unfortunately, it catches someone in it. So I think that depending upon what the ordinance says, there may be some flexibility to handle this type of thing. Again, if you don't mind, I'd like to look at it first to make sure that – before you vote on it ----"

Mayor: "With the council in agreement, then, we'll let Steve give us some additional advice on that. Then we'll put it on the agenda for the work session to discuss the results of his findings. Is that agreeable with everyone?"

AFFIRMATIVE NODS ALL AROUND.

Mr. Warner: "And let's keep Ms. Dillon advised of what's happening."

Charles McDaniel

5054 Reidsville Road

Walkertown NC

"I've got a question for the council. First of all, is the sewage project complete? I have reason for asking that."

Mr. Linville: "Yes, it is."

"Have you checked the side ditches? Very shortly, we're going to have mosquitoes breeding. At the park, where Swain Lane comes in to Darrow Road, there's a ditch that has water standing about that high and had ice on it this morning. And if there is one, there's going to be some more. And I think somebody in transportation ought to check that and take care of it and see if the County won't come out and spray that. The water needs to be drained away. But there's a rock dam that's got it backed up...."

Mr. Linville: "That was a D.O.T. issue -- when they repaved through there, those check-dams were never taken up. They're aware of it and they're getting to it but....."

".....Is it their problem?....."

Mr. Linville: ".....They'll get to it."

"Could the County not spray that before summer gets here and kill any larva that's in there?"

Mr. Linville: "I hope they can get rid of back-up before summer gets here."

"They should be but I wasn't aware that you were aware of it."

Mr. Linville: "Yes, sir."

Public Session was closed at 7:19 p.m.

OLD BUSINESS:

ITEM #1: FOR DISCUSSION AND/OR ACTION:

Town Council Minutes for:

Regular Meeting of MARCH 9, 2004

MOTION: TO APPROVE TOWN COUNCIL MINUTES FOR REGULAR MEETING OF MARCH 9, 2004

BY: Horace Warner

SECOND: Sarah Welch

VOTE: Unanimous

Festival Committee Meeting Minutes for:

March 15, 2004

DISCUSSION:

Mayor: "This committee has an official name now: WALKERTOWN COMMUNITY DAY IN THE PARK. And that's August 28th – that's twenty years and one week from the incorporation as a town – 21st of August, 1984. So this gives us 20 years and 1 week and we'll celebrate our twentieth anniversary or birthday! A time of fellowship for the community – there's a lot going on! We have co-chairmen – Beverly Davis and Betty West. The one thing that the council needs to be considering, down the road, we don't know yet what activities will need to be involved in this, but we'll probably need to have some kind of little budget set up eventually – not asking for money tonight because the committee has not formally asked for any; but probably need to be considering that as we get closer to budget time. This will be an event that starts at 10 a.m. til 7 p.m. since the park must close around, between 7:30 and 8:00."

MOTION: TO APPROVE FESTIVAL COMMITTEE MEETING MINUTES FOR:

MARCH 15, 2004

BY: Sarah Welch

SECOND: Dot Duggins

VOTE: Unanimous

Agenda Setting Meeting Minutes for:

March 2, 2004

March 16, 2004

MOTION: TO APPROVE AGENDA SETTING MINUTES FOR MARCH 2, 2004

AND MARCH 16, 2004

BY: Sarah Welch

SECOND: Wallace Larrimore

VOTE: Unanimous

DISCUSSION:

Mayor: "Do ya'll feel the agenda setting meetings are working well the week before, or not?"

Ms. Welch: "I think so."

Ms. Duggins: "Why do we have to have two? Why can't we have just one, before the briefing?"

Mayor: "We can do it anyway. Toby just called for the one the week before each meeting, isn't that the way you said, Toby? The Tuesday before the meeting? The week before?"

Mr. Linville: "The agenda setting meetings?"

Mayor: "Uh huhhh."

Mr. Linville: "Yes. At 1:30.....at 1:00."

Mayor: "Dot's saying why can't we just have one before the workshop meeting or the briefing meeting, as opposed to having two per month? The workshop meeting pretty much sets the agenda for this final meeting is your thinking, is that correct?"

Mr. Warner: "I think that would be appropriate – to just have the one. Then it all comes – then it all goes to the final."

Mr. Linville: "I'd rather have one for the regular meeting instead of the workshop."

Mr. Warner: "Why would that be?"

Mr. Linville: "Because the regular meeting's where we have our public hearings and we can work out all those details."

Mr. Warner: "But all of that would have been discussed at the first meeting in that we say that we go to Briefing and then go to voting."

Mr. Linville: "Okay."

Mr. Warner: "I mean, I don't want to oppose you but I just feel like it's a good suggestion we have the one."

Mr. Linville: "Okay."

Mr. Warner: "Course, now any time you have an emergency, that can be handled."

Mayor: "We're talking about normal activities – and not emergencies. Do ya'll want to change; do you want to continue like we're going. What's your pleasure, council?"

Mr. Larrimore: "I'd like to go to one because if we go many more days, I'm going to have to sell my place at the beach! Sell my boat...."

Mayor: "We don't want you to do that! Although I don't recall getting an invite anyway! So what difference does that make?"

Mr. Larrimore: "Yeah; we were supposed to have our retreat down there!"

Mayor: "Are you making that in a motion to go to one?"

Mr. Larrimore: "Yes sir."

Mr. Garland: "If the information is part of your motion, then that becomes a regular meeting – and not a special meeting – and if you do it in Open Session here, you don't have to notice it every time."

Mr. Linville: "Then it's duly advertised. That next meeting will be April 6th."

MOTION: TO HENCEFORTH HAVE ONE MONTHLY AGENDA SETTING MEETING AT 1:00 P.M. ON THE TUESDAY BEFORE THE REGULAR WORK SESSION MEETING AT TOWN HALL

BY: Wallace Larrimore

SECOND: Dot Duggins

VOTE: Unanimous

NEW BUSINESS:

**ITEM #1: To Amend the Zoning Map To Include
Annexation #6**

******* PUBLIC HEARING**

THIS PUBLIC HEARING IS TO AMEND
THE ZONING MAP
OF THE TOWN OF WALKERTOWN
TO INCLUDE ANNEXATION #6

FOR DISCUSSION AND/OR ACTION:

ORDINANCE #04-003

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE TOWN OF WALKERTOWN, NORTH CAROLINA (ANNEXATION #6)

DISCUSSION:

Mayor: "I don't suppose we need to deal with anything under Item #1, is that correct?"

Mr. Linville: "That's correct."

Lynn: "Wait a minute! You all didn't approve the Agenda setting minutes!!"

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ITEM #2: FOR DISCUSSION AND/OR ACTION:

Voluntary Annexation #7

Certificate of Sufficiency by Town Clerk

RESOLUTION #04-005 – To Set Date of Public Hearing Pursuant To

G.S. 160A-31 On Annexation Of Voluntary Annexation #7

DISCUSSION:

Mr. Warner: "Now, I've got a problem with this because originally, and first of all, I'll ask the clerk, 'What do you do to certify when we pass the resolution authorizing you to certify the petitions? What is your procedure on that?'"

Lynn: "I....."

Mr. Linville: ".....You have to research the deeds and check....."

Mr. Warner: ".....And Ms. McKinnie, I notice here that she gave us a certificate on that –as to what she had done on the first four on this voluntary....."

Mr. Linville: ".....Yeah. Let me give you a little background to this because this is confusing. There's three-step process just to approve an annexation. There's to charge the clerk to investigate; there's the Certificate of Sufficiency – actually, it's four steps. The Certificate of Sufficiency and then the resolution to set the date of the Public Hearing and then the actual Public Hearing to approve the annexation. So we had four and we got three more right after that one was approved. They're just still filtering in so to keep from doing this in a couple of

different annexations, I want to add three tonight; then we'll check the sufficiency of those; set the date of the Public Hearing and approve them all at one time."

Mr. Warner: "All right. I oppose adding any to it because we've already issued that and she's certified in our minutes the original four. Now, on here we also have three – one of them particularly concerns me and that's Calmit Properties - Rocky Branch. This is a development and I would like to table any petitions until we vote 'yes' or 'no' on the curb and gutter ordinance. If we don't close the door now, we'll just keep going on and on and on and that's the reason I think that we ought to just hold these three, and table them. The four move forward since we've gone the process on those. Does that make sense.....?"

Mr. Linville: ".....That....that condominium project....."

Mr. Warner: ".....Does that make sense.....?"

Mr. Linville: ".....That condominium project has been approved....."

Mr. Warner: ".....Pardon me?....."

Mr. Linville: ".....That condominium project was approved by Forsyth County when the whole project was approved before."

Mr. Warner: "But when we say we have an ordinance of annexation, then they cannot annex unless they abide by our ordinances. Is that right, Steve?"

Mr. Garland: "No. You're not going to be able to back-zone subdivision requirements if they've already met in other words, if you say in order to do a subdivision in Walkertown, you have to do mets(?) and you annex somebody and they've already met all the subdivision requirements. They don't then have to go out and re-do their subdivision...."

Mr. Warner: "I hate to be so negative about this but we don't have to annex anyone!"

Mr. Garland: "No, you don't have to."

Mr. Warner: "My point here, is we don't have to annex them."

Mr. Garland: "Sure."

Mr. Warner: "So the thing about it is maybe we can work together on something rather than just rolling over and saying, 'Here we are --- take us!'"

Mr. Garland: "Sure."

Mr. Warner: "So my point is, in fact, I know it's not appropriate but I'll entertain a motion – I'll make a motion right now, that we table all petitions for annexation until we finalize our curb and guttering and sidewalk ordinances. If we don't stop now, we'll never stop."

**MOTION: TO TABLE ALL PETITIONS FOR
ANNEXATION UNTIL THE TOWN FINALIZES CURB AND
GUTTERING AND SIDEWALK ORDINANCES**

BY: Horace Warner

SECOND: NO SECOND AT THIS TIME

SEE BELOW FOR RESOLUTION OF THIS MOTION

Mr. Larrimore: "He just said we can't stop these. They were done by the County. We can't stop them."

Mr. Warner: "Yes, we can! We don't have to annex these people!"

Mr. Garland: "Yes."

Mr. Warner: "Now, there's four that we have already went ahead and certified and all – that's a different story. That's where we draw the line."

Mr. Linville: "You don't have to approve those previous four."

Mr. Warner: "That's right. But I feel like this ---- that they were on there legitimately; the clerk went ahead and certified those through the process; they've come up now on this. I don't want to add to it ---- which this was added to after the meeting. In fact, I think we ought to stop right where we are until we final in fact, if you'll go back to the minutes of September 28, 1998, we proposed a curb and gutter ordinance at that time and it was asked to be tabled by a member of this very council and it's never been brought up since. I think now's the time we ought to step in and do what we're going to do or either not do it. And I think --- did we not get a favorable report from the Planning Board about this, at least for the sidewalk and I think that would carry on over to curb and gutter. So if we're going to have a Planning Board and do it, we're going to have to take the bull by the horns sometime, why not now?"

Mayor: "Steve, explain what you said again. I'm a little confused about this."

Mr. Garland: "Sure, sure. And the only thing I was saying, and it's consistent with what Mr. Warner was saying, is that if someone's gone out, for example, and built a subdivision, okay? And the streets are there and they don't have curb and gutter, for example, okay? Just by agreeing to annex those folks into your town does not mean that they then have to go out and upgrade all those streets. But - - what Councilman Warner was saying is true, too. You don't have to annex them! If they come to you and ask to be annexed and you want to impose requirements before you'll annex them, you could do that and just – because you don't have to ever annex somebody just because they ask you to annex them. I think an appropriate example is when somebody has undeveloped property and maybe already has a plan for doing it and now they're coming --- before they develop the property --- to ask you whether they can come into town. And they've had it approved under a more lenient system than perhaps you would have for curb and gutter and sidewalks. Then, I think you are in a position where you might want to say, *'Well, you know, if you haven't built anything yet, one of our*

conditions to accepting your annexation petition will be that you meet our guidelines.' Okay? So you see what I am saying?? I used the first example to tell you why your ordinance wouldn't apply but it also wouldn't apply in the second example - but if they really wanted to be in town, they want to have garbage service, they want to have the other services that you all provide – you could bargain with them and say 'We're not going to take you in unless you meet our standards'."

Mr. Warner: "That gives us at least some option. If we go ahead and approve this, we have no option."

Mr. Garland: "Correct."

Mr. Larrimore: ".....This is just four lots....."

Mr. Warner: ".....I think we ought to stand where we are....."

Mr. Larrimore: ".....This is four lots and they're probably already on the sewer line and the water line so what do we do, say you can't hook up?"

Mr. Warner: "I don't know what the legal is....."

Mr. Larrimore: ".....It's just four lots....."

Ms. Duggins: ".....I'd like.....I'd like....."

Mr. Warner: ".....I don't know what the legal is on that..... It says 18.85 acres – that's more than just two little lots!....."

Ms. Duggins: ".....I like curb and gutter. You know that I do. I think it makes it look much neater. But, on the other hand, it is going to cause us to have to do a little more on water run-off, but, we've got to do that anyway. I agree with you that it makes the developments much more attractive....."

Ms. Welch: ".....It does....."

Ms. Duggins: ".....I realize it's going to cost those homeowners a little bit more. But it does make it look much neater and more attractive. I'd go along with you on that."

Mr. Warner: "Again, I would like to move again that we table any and all petitions other than the original #7, which is the four properties until we finalize the curb and gutter ordinance. That's a motion."

MOTION: TO TABLE ALL PETITIONS FOR ANNEXATION UNTIL THE TOWN FINALIZES CURB AND GUTTERING AND SIDEWALK ORDINANCES

BY: Horace Warner

SECOND: Sarah Welch

VOTE:

SEE BELOW FOR ACTUAL VOTE ON THIS MOTION

Mayor: "There's a motion on the floor. We'll address this motion. Motion is to table any further petitions other than the first three – excuse me – four annexations of Annexation #7 until the issue of curb and gutter and sidewalks has been resolved and that's waiting from word from the Planning Board to the Council. Is that pretty close to what you're...?"

Mr. Warner: "Much. The thing about it is I think we ought to know where we're going before we go!"

Mr. Larrimore: "I still say This is just four lots here we're talking about approving tonight to go with these #7. It sounds like we're stringing _____ the camel....."

Mayor: ".....Well, one of them, according to what we read, appears to be more than just a lot. It's a"

Ms. Welch: ".....About 18 acres!....."

Mayor: ".....Appears to be a subdivision within itself....."

Mr. Larrimore: ".....Plat says Lot 7B --- and 7 --- and 8B – \$101,000 ---- that don't look like too much to me!"

Mayor: "Eighteen acres, I believe it says."

Ms. Welch: "That's right beside of it ---- 18.85."

Mr. Larrimore: "Well, it's still got a tax value of \$101,000 – that ain't much to it!"

Mayor: "I think we've already learned you can't put a lot of value in the -- --- what they put on the tax value!!"

Ms. Duggins: "And Steve's got a point there that we it doesn't seem to me be a problem that we can go back to the developer and say to that developer just exactly what Steve has said: '*We have passed an ordinance that we want our town to look this way and in order for us to approve this, we ask you to bring up your property to our standards*'....."

Mr. Warner: ".....As a condition for us to annex you....."

Ms. Duggins: ".....And I would think that they would do it! They're in the process of building and I don't see why they couldn't do it. They're not so far along they couldn't do this."

Mr. Warner: "I haven't checked into this property, as to where it's located. I should've done that but I just got this and I thought, well, the thing about it is, we need to stop where we are and know what we're doing."

Mr. Garland: "If I could say one thing – and I haven't completely looked into the issue of how you will go about talking with folks about the annexation. I know,

for example, you don't have to annex people whether you make it a condition or whether you indicate that you might be looking more favorably on it depending upon what they do. It's probably something that we need to talk about as to how that's phrased and what the discussions would be. The other thing is that on a moratorium, there is a procedure in the statutes for voluntary annexations. And it does say that you will refer them to the clerk and the clerk will bring them back to you and then that you will vote on them at some time. With moratoriums, for example, on zoning cases and things like that, there is the idea that you can do it only for a limited time. I think what you've done here is set out what that limited time is, which is right here and which you do the subdivisions. All I'm saying is that if that were to stretch over some period that somebody could say was unreasonable, in other words, if you don't take up the subdivision ordinance with respect to the roads, and the sidewalks, and curb and gutter, within some reasonable time – in 60, 90 days – then, I think you get to the point where somebody could claim that your moratorium is not a moratorium, but a ban. So I just want to be sure ya'll understood that there is a limited amount of time to do that moratorium."

Mayor: "Thank you, Steve. That makes sense....."

Mr. Linville: ".....Let me ask this. Could we not negotiate with the developer right now before he starts building and say, '*Either build curb, gutter and sidewalks, or it won't be approved.*' I mean, it doesn't matter if it's an amendment or not --- it's not something that would be applicable to them because it was grand fathered, basically. So if you want to negotiate in the future, it might as well be now. It may be....."

Mayor: ".....Well, according to what Steve says, it wouldn't be grand fathered because we would hold that – carry it out in front – that in order to get in, you need to do this....."

Mr. Larrimore: ".....Well, it depends on....."

Mr. Garland: ".....You're sort of both right. It is grand fathered, they would not required to do it by our new ordinance....."

Mayor: ".....No! And neither....."

Mr. Garland: ".....But we...but we.... but as the carrot, as you said, of coming into the town might be held out and said that ya'll wouldn't take them into the town unless they were willing to upgrade beyond whatever requirement."

Mr. Larrimore: "Two of these are individuals --- Howard Noble Vaughn, Jr., Willie Cobbler, and if he's between these places that you're wanting to curb and gutter, make him curb and gutter and not the whole other, rest of the street, we're going to look silly."

Mayor: "Well, I think the motion that's on the floor is that we hold off any further other than what's been researched and certified to this point until we get a resolution or recommendation from our Planning Committee. That's....."

Mr. Warner: ".....I really said, 'til we finalize that decision'....."

Mayor: ".....I didn't want to misquote it....."

Mr. Warner: ".....Now, let's go back to the issue here. After we had petitions in the town hall --- probably as much as five years(!) --- they all became active last summer. Now, where they were the five years, why nobody pushed them, or what – I don't know. But the thing about it is what I'm trying to say is this is nothing new – to defer something. And let's try to stop where we are now, decide with the Land Use Committee, the Planning Board and all that, what Walkertown community is going to be and then let's go forward on that. Not to penalize anyone, but let's face it, if we don't stop and do something now, it'll just continue on and on and on and on. And I'm sure these people have reasons to want to get in. I would. Probably, one of these properties here may be, may not be eligible other than if we did this one. Is that right, or do we know? I know there's a little street down there --- there's another street down there that's probably not up to standard. We're going to have to watch out for some of this, too....."

Mr. Linville: ".....Where?"

Mr. Warner: "Where this one lot is. Let me go off to the right, back after you go across that little bridge, or go down through the bottom....."

Mr. Linville: ".....Which lot you talking about?"

Mr. Warner: "I don't know. I haven't been down there lately. Dexter Cale(?) lived down there and this one vacant lot was on that street, as I recall."

Mr. Linville: "I don't know which lot you're talking about. Which one of these three are you talking about? Whose property???"

Mr. Warner: "Vaughn."

Mr. Linville: "It backs up to the development that was just....."

Mr. Warner: ".....That's right. See, it would not qualify if it wasn't for this, right? That's what I'm trying to tell you."

Mayor: "We've got a motion and a second; are ya'll ready to vote or you want more discussion?"

Ms. Duggins: "Let me ask one thing here....."

Mr. Larrimore: ".....Curb, gutter in front of one house!!....."

Ms. Duggins: ".....Horace, you're not talking about waiting a year now, until the Planning....."

Mr. Warner: ".....I want us to get this curb and guttering ordinance....."

Ms. Duggins: ".....Let's get that finalized....."

Mr. Warner: ".....Finalized one way or the other --- up or down....."

Ms. Duggins: ".....Let's get that finalized soon!....."

Mr. Warner: ".....Pardon me?....."

Ms. Duggins: "I want to get that finalized soon!!"

Mayor: "I think we all....."

Mr. Warner: ".....I do, too. I think we ought....."

Mayor: ".....I think this council's made it know that that's what we want!"

Mr. Warner: ".....I think.....We've got other people that's interested out here. We need to get this ----- We should've done it before, but we can't do anything about that."

Ms. Duggins: "Let me suggest we do this at our next briefing, work-session ---- that we discuss the curb and gutter thing and get it on the agenda for the following two-week later."

Mr. Warner: "All right. Now, if I recall, and, of course, this is side-stepping just a little bit, but I appreciated very much the report from the Planning Board, as far as their consideration of the sidewalk ordinance. And I think we could also ask for their input on this, as well. Because they can see the overall picture and they're going to be very active in the Land Use and all. But the thing is, we need to start **now** to decide what we're going to have in the future. If we don't, we're going to end up just helter-skelter all the way through."

Mr. Garland: "As a matter of fact, it is a UDO change and so the UDO change would, by the nature of the process, be first taken up by the Planning Board, would have a proposal and a Public Hearing and a vote and then it would be reported to you for a Public Hearing and a vote, so ---- It actually does need to percolate up through the Planning Board because it is a UDO change."

Mayor: "It is no secret we're waiting to hear from our Planning Board!"

Mr. Garland "I guess what I was saying, though, it really wasn't ---- your agenda is _____."

Mayor: "Are you ready to vote, Council?"

MOTION: TO TABLE ALL PETITIONS FOR ANNEXATION UNTIL THE TOWN FINALIZES CURB AND GUTTERING AND SIDEWALK ORDINANCES

BY: Horace Warner

SECOND: Sarah Welch

VOTE: Unanimous

Mayor: "Okay. It's unanimous. It moves forward that we table anything until we get the resolution from the Planning Board either to adopt a resolution on the curb/guttering and sidewalks.

Now, let's go back to the Certificate of Sufficiency for the first four items on Voluntary Annexation #7."

Mr. Linville: "We'll have to amend the resolution....."

Mr. Warner: "Can't we just go back to the original in the packet and void this one?"

Mayor: "Is that your motion?"

Mr. Warner: "Yes."

MOTION: TO APPROVE THE ORIGINAL ANNEXATION CERTIFICATE OF SUFFICIENCY FOR ANNEXATION #7 AND RESOLUTION #04-005 AS INCLUDED IN THE AGENDA PACKET

Voluntary Annexation #7

Certificate of Sufficiency by Town Clerk

RESOLUTION #04-005 – To Set Date of Public Hearing Pursuant To

G.S. 160A-31 On Annexation Of Voluntary Annexation #7

BY: Horace Warner

SECOND: Dot Duggins

VOTE: Unanimous

Lynn: "Resolution #04-005 is okay. That covers the original four properties being annexed. The second resolution that I gave you, #04-007, I typed up and passed out to you in case you accepted the last three. #04-007 will be voided."

Mr. Warner: "Void #04-007 – the one you just handed out tonight."

Lynn: "So what did you all do about the Certificate of Sufficiency and Resolution #04-005?"

Mayor: "We've got a motion on the floor, is that correct?"

Mr. Warner: "Yes. I move that we go forward with the original four properties on Annexation #07 as given by the clerk's certification and also showing on Exhibit A in our packet."

Mr. Linville: "And then the next one will be Resolution #04-005 – setting the date of the Public Hearing to actually hear those, which will be April 13th."

Mr. Garland: "Actually, Toby, I think you've done that. I actually took their motion to be the acceptance of the Certificate of Sufficiency and to accept the resolution so I think they've done that. You've rolled that in one motion."

Mayor: "All right. So we've got the Public Hearing set for the 13th – that was included in one motion according to what Steve told us we could do, is that correct? Is that okay with you --- you made the motion and second, Dot, is that okay with you --- you seconded it?"

Mr. Warner: "Yes."

Ms. Duggins: "Yes."

Mayor: "Okay. Anything further on Item #2? Or can we leave Item #2???"

ITEM #3: **FOR DISCUSSION AND/OR ACTION:**

RESOLUTION #04-006 – To Approve Applicants For Land Use Committee, A Sub-Committee of the Walkertown Planning Board

NOTE: 1ST Meeting is Thursday, April 15, 2004 @ 5:00 P.M. @ Library

DISCUSSION:

Mayor: "You have the list attached. This is a list of 16 names and addresses and the resolution reads to approve the applicants."

Mr. Warner: "Now that's all 16 that's given are listed here."

Mayor: "The 16 that's listed."

Mr. Warner: "While we have the motion and a second, we are going to vote on that but have we considered what we are going to do about a chairman to that committee? Will we appoint one? I think it's best that we appoint one rather than leaving it to them to decide because you get some feeling any way you go. But then we become the ones that are responsible and they can fight us all they want."

Mr. Larrimore: "They answer to the Planning Board."

Mayor: "We've got a motion and a second on the floor – let's vote that before we discuss a chairman."

MOTION: TO APPROVE RESOLUTION #04-006 TO APPROVE APPLICANTS FOR LAND USE COMMITTEE, A SUB-COMMITTEE OF THE WALKERTOWN PLANNING BOARD

BY: Dot Duggins

SECOND: Sarah Welch

VOTE: Unanimous

Mayor: "Now, let's discuss a chairman."

Mr. Warner: "What I said was this, that I think it would be wise for us to go ahead and appoint a chairman and, hopefully, we can. That way it takes the responsibility off the group and then there's no feeling among them or between them. They can look forward to that. I don't know what the pleasure of the rest of the council is but that's my thought. In fact, I would even step forward and propose Daren Ziglar as the person who's well versed with this community area because of his work plus the fact of an independent thinker. He also, as I recall, made application to the Planning Board, but was not selected so that doesn't mean anything, really. But I think....."

Ms. Duggins: ".....Have you discussed this with Daren?"

Mr. Warner: "Just to the point of saying, would you, if the people, if the council chose you, would you be willing to serve? I also asked him about the time element. If you remember, and I think it was very wise that Peggy advised us that with a larger number, you're going to have absences and such and so I mentioned that to him too --- the possibility there, if he had a work load that would be prohibitive to speak up. But he said he would be willing to serve. In fact, I'll be willing to put that into a motion if anyone wanted one."

Mayor: "Be willing? Or you did?"

Mr. Warner: "I did!"

MOTION: TO APPOINT DAREN ZIGLAR AS CHAIRMAN OF THE COMPREHENSIVE LAND USE COMMITTEE

BY: Horace Warner

SECOND: Sarah Welch (and Dot Duggins)

VOTE: Unanimous

Lynn: "Okay. I'm going to change my resolution to incorporate that motion into it so that it's all connected. Is that okay?"

Mr. Warner: "Yes. You want them all together? I agree."

ITEM #4: **FOR DISCUSSION AND/OR ACTION:**

RESOLUTION #04-003

To Authorize Tax Refund in the Amount of \$10.23 to Charles William Dull

DISCUSSION:

None

MOTION: **TO APPROVE RESOLUTION #04-003**

**TO AUTHORIZE TAX REFUND IN THE AMOUNT OF \$10.23
TO CHARLES WILLIAM DULL**

BY: **Wallace Larrimore**

SECOND: **Horace Warner**

VOTE: **Unanimous**

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ITEM #5: **FOR DISCUSSION AND/OR ACTION:**

RESOLUTION #04-004

To Authorize Designation of Position of Mayor To Make
Recommendations To North Carolina Alcoholic Beverage
Control Commission on ABC Permit Applications

DISCUSSION:

Mr. Warner: "I can't resist the temptation!"

Mayor: "I know ---- go ahead and get it out of your system, Horace!"

(LAUGHTER ALL AROUND!!)

Mayor: "Go ahead – I know you got a humdinger ready!"

Mr. Warner: "Go ahead and read the resolution first --- I like this!"

Mayor Davis read the resolution title.

Mr. Warner: "I'm going to be civil! First of all, I can't think of anyone better qualified!!! But this is a very responsible position because, and we need to go back to seriousness now, I think this is something that needs to be considered very seriously as we make these recommendations for permit approval. It'll also do the face of our community, too. I withdraw those snide comments!!"

Mayor: "What did you say, Mr. Larrimore?"

MOTION: **TO APPROVE RESOLUTION #04-004**

**TO AUTHORIZE DESIGNATION OF POSITION OF MAYOR TO
MAKE RECOMMENDATIONS TO NORTH CAROLINA
ALCOHOLIC BEVERAGE CONTROL COMMISSION ON ABC
PERMIT APPLICATIONS**

BY: **Wallace Larrimore**

SECOND: **Dot Duggins**

VOTE: **Unanimous**

ITEM #6: **FOR DISCUSSION AND/OR ACTION:**

Financial Statements for FEBRUARY, 2004

DISCUSSION:

Mayor: "Any discussion on this?"

Mr. Larrimore: "I'd like to make a nice comment to our clerk --- she's numbered our pages! That's mighty sweet. Now, I can say 'everybody, look at page 3 or page whatever'. I don't have anything specific except I got one circled over here if I can get to it. It's *Professional Services* – Page 15. If you notice out beside there, she's got City of Winston-Salem \$37K, \$33K, 8K --- some of this is coming out of the General Fund that our grant didn't cover. If you want any more detail on it, I'll defer to the manager."

Mr. Linville: "That phase was about a \$300,000 project. The grant was for \$160,000. City County Utilities picks up a portion with assessments, tap fees, and the 38% match. And this was what was left over that had to be paid out of somewhere. Instead of borrowing the money from them, we just paid it straight out toward the interest. And that was the original intent. I don't think it was any kind of official motion by the council but that was the understanding when that project was approved that we would pay the rest out of General Fund....."

Mr. Warner: ".....I raised the question at that time, if I recall, that was \$315K and that netted out to a debt increase of \$115K and I questioned you and also Mayor Southern if we would not be covered by the \$1,680,000 revolving loan. And at that time, I was told we would. So have we exceeded that \$1,680,000?"

Mr. Linville: "I don't know. This wasn't rolled into that loan, though."

Mr. Warner: "But at that time, it was included in all this because we were told we had more money. We could do this.....we could do that. Unfortunately, the mayor's not here now. But can we look into that? I think one of our citizens raised the question before, is sewer now complete? Do we really know what we paid for? Do we know how much it cost and is it going to be any reconciliation of that?"

Mr. Linville: "See, this is ----- you had said that it was going to be \$115,000....."

Mr. Warner: ".....That's what the estimate showed....."

Mr. Linville: ".....Right....."

Mr. Warner: ".....As far as that additional debt....."

Mr. Linville: ".....This is all that we'll have to pay on that. We're through paying on that project because it came way under budget because they didn't hit rock and they didn't have to spend all that money on gravel."

Mr. Warner: "Well, I can appreciate that but what I was saying that back to the time that it happened, I asked the question then, 'Are we going to be – this \$115,000 be taken care of out of that \$1,680,000?' and I was told it would."

Mr. Linville: "Right."

Mr. Warner: "Now, we say it won't. So what have we got?"

Ms. Duggins: "We got a bill we got to pay!"

Mr. Linville: "Well, we have the money to pay for it and be done with it so it's a small....."

Mr. Warner: ".....We don't want to pay City-County any interest on it!!! That's for sure. But then, again, how much have we borrowed of that \$1,680,000?"

Mr. Linville: "I don't remember."

Mr. Warner: "We need to get into that and find out what's going on."

Ms. Duggins: "Remember, they told us that we could extend that. In fact, they told us if we wanted to sewer the whole town of Walkertown, that they had money they could loan us....."

Mr. Warner: ".....That was my understanding....."

Ms. Duggins: ".....But, we can't pay but so much back. We have to keep that in mind."

Mr. Warner: "There again. I was told we could go up to the full \$1,680,000 and on the other hand, we could service the debt accordingly. I think we need to just go back and do a little auditing on the project."

Mr. Linville: "We will. Like before budget time, Terry will go over everything because we've already had that budget and he'll....."

Mr. Warner: ".....Good. Because I was given a sticker-shock when I asked if we had borrowed any money from City-County Utilities and told we hadn't, only to find out we had accumulated \$145,000 interest debt to them. Then we turn around and gave them money right quick that we had been holding from the school system, \$325,000, and then that from the grant process. My point is this, let's try to keep down any interest costs we can."

Mayor: "It is clear that the ATSI project is complete. Is that correct?"

Mr. Linville: "That's correct."

Mr. Warner: "When was that project complete or do you know when the availability was to those people over there? Because there are some people still of the opinion that if they don't connect to the sewer, that they are not going to be charged a service fee. I'd like to say publicly that according to the original contract or agreement, mandatory connection means this: **You do not have to connect but you do have to pay that monthly service fee for sewer.** It is based on your water usage. So let's get that into the record so there will be no misunderstanding with the people."

Mayor: "Anything else, Mr. Larrimore?"

Mr. Larrimore: "Yes. Lynn passed out this flyer about the ball playing down at our new park, starts April 3rd"

Mayor: ".....I was talking about on the finance. Let's finish finance first."

Mr. Larrimore: "Well, I'm getting around to it. We all got this thing from him, from the president down there telling what all they need some things and we've been carrying \$9,000 the whole year for recreation and \$9,000 for economic development. And we ain't done nothing about it and I want us to be thinking about these 300 – between 300 and 400 kids down there using Port-O-Johns. I'd like --- I'm just throwing that out tonight. Because we got the money --- it's been designated the whole year and the year's about up come July."

Ms. Duggins: "How about we discuss that at our next briefing?"

Mr. Larrimore: "Well, I was....."

Mr. Linville: ".....We could even go so far as to run it til budget time when we have a little more time."

Mr. Larrimore: "That's all I'm wanting – for us to think about it because we've got contingency money. We've got some other money over here that I don't want to stay hid because it's public money ---- \$45,000 over here in the Town Hall

Reserve Fund --- that we'll do when we do the budget. We'll get some of this out. Anybody got any questions?"

Mr. Warner: "We're over-budget – that's to be expected and, of course, we'll do amendments where needed. We're 66% through the year now and I also notice that we're 92% collection on our ad valorem taxes, which is good, but we're going to have to live off our funds now for about four months, a little longer than that, really, forget when they're coming in."

Mr. Larrimore: "Well, fortunately we've got a good working margin."

Mr. Warner: "One thing we might mention there --- when the weather breaks, are we not going to be having some paving to be done? That will take down that....."

Mr. Linville: ".....Do we want to do that this budget cycle or next?"

Mr. Warner: "I would say whatever works out for the weather since we've got the money in the funds. I don't want to spend everything but there again, based on needs is all I care for. If it needs to be done, we need to do it if we have the money. If it don't need to be done....."

Mayor: ".....I understand that everything we do takes money but that don't mean we got to discuss it during our financial statement, does it?"

Mr. Linville: "Well, I spoke to D.O.T. last week and he said that they had approved their paving contracts for the year. And I have not spoken with the actual pavers to see what kind of tonnage price they have for asphalt but I could go to _____ and find out when and if they can pave and let you know something if you're ready to go ahead."

Mr. Warner: "Kind of set up a priority list of what...."

Mayor: ".....As a matter of fact, I think we've already got a pretty good list started."

Mr. Linville: "About 14,000 linear feet of road....."

Mr. Warner: ".....One thing – let's be sure and include in anything in the future the raising of the manholes and valve covers. And there's one out here at the middle school that's been there for I don't know how many years now. They did finally fix the post office but we want to be sure that gets included."

Mr. Linville: "Yeah, I've got to get those to _____ and see what that's going to cost. Luckily there weren't many covered up by that last project but when I asked that paver if he did that work, he said, 'Yeah', because they do that kind of work but it wasn't included in that price."

Mr. Warner: "Don't they buy a ring of a certain height and then build up accordingly??"

Mr. Linville: "They cut about a foot around it; raise the existing manhole and cement around it. So hopefully"

MOTION: **TO APPROVE FINANCIAL STATEMENTS FOR FEBRUARY, 2004**

BY: **Wallace Larrimore**

SECOND: **Dot Duggins**

VOTE: **Unanimous**

ITEM #7: **FOR DISCUSSION AND/OR ACTION:**

School Committee Update

DISCUSSION:

Mayor: "The School Committee met on – yesterday – yeah, yesterday. We have a committee consisting of six members and Kim Marshall is the chairman...don't know if he's sole chairman or if Arlyn's going to co-chair with him. I'm a little fuzzy on that part since we weren't going to saddle her with a co-chair's position since she was in Spain! But we do at least have a chairman, Kim Marshall. There's also Dana Webster, Mary Hutchins, Arlyn and Cammie Read and Christine Leun. And there may be other members as people volunteer to help with that committee. Any other comments, council, Toby, or Ms. McKinnie?"

Lynn: "I do have the minutes from the meeting typed up."

Mr. Linville: "Lynn has been gathering up the names of the School Board members and the County Commissioners so that they can start making the contacts and finding out what we can do to speed it along."

Mayor: "They have addresses, emails, and"

Lynn: "I emailed them out to all the School Committee members today."

OTHER BUSINESS:

Mayor: "Wallace, did you want to mention something about this special day on April 3rd? I had it down here then. Did you want to.....? You'd started it earlier."

Mr. Larrimore: "It's going to be the start of the ball down there in the Walkertown Park April 3rd at 9:00 a.m. at the new field. That's the one I want us to look at about helping them some."

Mayor: "This is opening day in the park for the Little League. It's April 3rd at 9:00 at the new field."

Manager Update:

Sidewalks

Mr. Linville: "Looking at this widening project out here, we will have enough right-of-way, thanks to D.O.T. moving the fence in front of the elementary school to put the sidewalks all inside which we're hoping to run from Ruxton to New Street. I've got a list of contractors, I've got a bid that's being polished up right now between Steve and I to make sure it meets all the legalese. That should get out soon. Course they'll be the last ones to work and D.O.T.'s hoping to be finished by August – depends on how the work goes. Sometimes the weather and whatever gets in the way so we can cross our fingers for that date. We'll see."

Subdivision Ordinance Amendment Info

Mr. Linville: "I've already told you that Forsyth County is working on an amendment the entire U.D.O. to their street ordinance. I've still not spoken with Glenn Simmons. Tuesday, there's a workshop that they're having about pedestrian oriented design and I know that's what they'll be discussing. Doc, you heard their spiel at the Transportation Coordinated Committee – or advisory committee and you seem to think that that was something that wasn't going to happen immediately....."

Mayor: "That's true. They're going to have some meetings and it's going to be probably not ready before mid- to late summer as far as a resolution. According to what I understand, they're looking at most communities that will already have their own but they want a county-wide ordinance on sidewalks and pedestrian-oriented communities. And I thought, they're reading our mind – that's what we've just been talking about out here so this is right at a very good time. They're gearing up for it in the county; they're seeing the cost of gas and the cost of having a driving community. So everyone in the county, and D.O.T., is headed in that same direction. If you look at my property, you'd think it's going to be a swimming community...but....after today....but that's neither here nor there!! But it is going to be a pedestrian-oriented county. That's where we're headed for."

Mr. Warner: "I have a question on the sidewalk, thanks to the D.O.T. for. But I noticed then that the Planning Board talk over this and they're talking about a minimum of 4-feet. Do we have any specifications on what kind of sidewalks they'll put? Do we have any input?"

Mayor: "Yes. Toby may want to tell us about that. Toby may get us a better deal on the sidewalks. He's finding some available funds that may take care of the bid. He'll go through the bidding process, as normal, but we're hopeful that it'll work out. He's been working to get this paid for and there's a good chance it may be paid in full but we don't want to speak too early. But we're continuing to work on this; he does have some verification in writing. We're going forward with the bidding process – we're not quitting that! That'll go forward and so far it looks like it's going to be very appropriate. And it will be, as he said, from New Street to Ruxton Drive and I believe you said 5-foot is the width?"

Mr. Linville: "That's D.O.T. standard – 5-feet – but you can set it for whatever you want but I think that's based off American Disabilities Act as well."

Mayor: "And, of course, there will be the ADA approved ramps going on each curb, etc. And we're really uncertain if we would have the buffer or not. There may not be room for the school fence to have a 2-foot grass buffer between the street and the

sidewalk so it's probably going to be against the curb, most likely, but at least it'll be the nicest sidewalk on Main Street! We don't want to omit Dr. Adar's sidewalk because his is there, his was first! That's right."

Recycling Update

Mr. Linville: "That bid that was sent had an opening date of April 1st, which is next Friday."

Mr. Warner: "Has there been any communication with any of them? Has any of them asked any questions?"

Mr. Linville: "I've talked to all of them; I haven't received anything from any of them so I'm going to call them this week and get them a 1-week reminder."

Ms. Duggins: "Sounds like they don't want it."

Walkertown Community Day in the Park – August 28, 2004 10:00 am. 7:00 p.m.

Mr. Linville: "We're still in the early planning stages but we're still thinking about maybe some softball tournaments, games for kids, maybe setting up some craft vendors, different food vendors, and maybe us providing a dinner meal – or maybe all day, on and off kind of meal. It is August 28th from 10 to 7. We met with Julia Moore from Forsyth County Parks and Rec and she's been very helpful and is behind us 100% and the Parks and Rec staff, we talked to Ray Kempton(?) who said the same thing, '*Let me know what I can do to help*'. So, we're just coming right along. I talked with one of the former Councilmembers at Oak Ridge who is going to send a vendors' list to us.

Mr. Warner: "I appreciate the minutes from that festival committee meeting. One thing that caught my attention – down there under Sports and Recreation, you might want to just comment on it. It says 'Bingo was suggested for the older folks'."

LAUGHTER ALL AROUND

Mayor: "We'll get you a magnifying glass, Horace, so you can see the numbers!! You don't have to record **all that**, Ms. McKinnie!!"

Anything else, Toby? I will mention that he's compiling a list of streets for paving – not that he's starting any paving but he is making a list for recommendations because warmer weather will be coming around soon."

Mr. Warner: "As I recall, we sent in a Powell Bill report on July 31st and would our increase in population not be reflected in that report? Meaning this, because I notice that based on our financial report this year we had budgeted \$112,000 but we only received \$107,000. Next year we obviously would benefit by that increase in population. Your Powell Bill money comes $\frac{3}{4}$ or 75% based on your population and 25% based on the mileage of the streets that you maintain. So that's one reason that if you take on any street be sure it's been brought up to full standard before you do it; otherwise, you get left holding the bag."

Mr. Linville: "We also picked up some streets – the Poindexter extension and the end of Martin Street(?) are ours."

Mr. Warner: "We don't pick those up until we vote them on, is that right? We try to stay within the core of Walkertown because of limited equipment. I think we have to decide when we put them on and when we don't. My point is this, let's be sure of what we do when we do them."

Mr. Linville: "Is that the way you've done it in the past?"

Mr. Warner: "In the past, right. We decided that we would or would not put this one on the Powell Bill and as we grow, then we can put on more."

Mr. Linville: "Because we don't have any kind of real standard to approve a Powell Bill street so I didn't know what had been done"

Mr. Warner: ".....It's just been a matter of ____ Back in 198__ can't go back that far... But when the county cooperated, D.O.T. said this, '*We will bring all the streets up to standard and then we'll turn them over to you as you put them on*' so that's the way it's been handled in the past. My point is this, as we start into it, let's don't over-extend ourselves because we're limited in equipment and we take care of what we maintain."

Mayor: "Mentioning Poindexter made me remember that several meetings ago we had a request for 'CHILDREN AT PLAY' signs and D.O.T. is not real hep on that sign because according to them that gives children a false sense of security – that it's all safe. So we did install 25-mile an hour speed limit signs on Poindexter."

Ms. Duggins: "We realize that children are supposed to play in their yard – not the street."

Ms. Welch: "May I ask one more question? We talked about changing our meeting night from Tuesday nights to Thursdays? Are we still...we all agreed we could. What else do we need to do?"

Mayor: "We talked about July or August – sometime in the summertime. That we would pick a period far out and say we'd begin changing that – let it be two or three months and making it public. We did not set a date. If you think we need to discuss it we can put it on the work session."

Ms. Welch: "The next work session."

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PUBLIC SESSION: Please limit your comments to three minutes.

Public Session was opened at 8:20 p.m.

Fred Martin

2733 Martin St.

Walkertown NC

"I got a question on the sewer. Does anybody know how much the bill is for the town of Walkertown for the sewer every year?"

Mr. Warner: "You mean to re-pay the loan every year? Is that the question you're asking?"

Mr. Martin: "What's coming out of the taxpayers' money?"

Mr. Linville: "When we borrowed that money, we have a debt schedule that was set at that time and it's like a normal loan schedule, it varies as the years decline. You pay more interest the first the more the principle goes into the bank. But it goes from \$100,000 a year down to less; say \$120,000 to \$70,000 – round numbers. And whatever fees that we pay for our usage goes against that. The way the rate is set, these first few years, this first year, the fee should earn about \$70,000 and we'll pay about \$70,000 out of the General Fund."

Mr. Martin: "The first year it's \$70,000?"

Mr. Linville: "Um hmmm."

Mayor: "So are you saying the usage, if I heard you correctly, the usage reduces the overall amount every month, is that correct?"

Mr. Linville: "Yes."

Mr. Warner: "And that would be the surcharge based on the double rate of the city, is that right?"

Mr. Linville: "That's correct."

Mr. Warner: "Now, if you said \$70,000 and \$70,000 --- that would be retiring debt at \$140,000 the first year."

Mr. Linville: "Correct."

Mr. Warner: "All right. Get the new school and those on, that'll bring in more revenue and the quicker it'll go down. Will they keep a tally on that or how will we manage that?"

Mr. Linville: "I talked with them. They haven't decided yet how often they can update our usage and I asked for quarterly. He said it might be bi-yearly, yearly at the worst. He said the Revenue Office would keep us informed on how things were working so we could plan."

Mr. Warner: "Did I misunderstand you.....they do not calculate how much revenue is paid in by the Walkertown sewer?"

Mr. Linville: "Yes."

Mr. Warner: "If they keep a total there, then they'll know that half of it is surcharge and the other half is regular fees."

Mr. Linville: "Right."

Mr. Warner: "So then they could do that at any given time."

CONTINUING PUBLIC SESSION:

Mr. Martin:

"And for street paving, on Martin Street, if you don't fix the ditch down there, your street's going to be in the creek."

Mr. Linville: "Is that hole back?"

Mr. Warner: "Now, that's one thing we need to get on quickly because we paid \$10,000+ to do that!"

Mr. Linville: "And they've been back and re-grouted around the seal and it's still eroded out."

Mayor: "Is that that big culvert, Fred?"

Ms. Duggins: "That has been a problem there for years and we need to make sure that this time that it doesn't keep on going."

Mr. Linville: "As soon as it gets warm enough we'll get Barry to dam that up and re-grout it."

Public Session was closed at 8:24 p.m.

ANNOUNCEMENTS:

04-06-04	1:00 p.m.	Council Agenda Setting Meeting @ Town Hall
04-13-04	7:00 p.m.	Town Council Work Session Meeting @ Library
04-20-04	1:00 p.m.	Council Agenda Setting Meeting @ Town Hall
04-27-04	7:00 p.m.	Town Council Meeting @ Library
04-07-04	4:30 p.m.	Festival Committee Meeting @ Town Hall
04-15-04	5:00 p.m.	Land Use Committee Meeting @ Library
	04-19-04	4:00 p.m. Planning Board Work Session @ Town Hall
04-20-04	3:00 p.m.	Planning Board Meeting @ Library
08-28-04	10:00 a.m.	Walkertown Community Day in the Park Festival

ADJOURNMENT

MOTION: TO ADJOURN AT 8:45 P.M.

BY: Wallace Larrimore

SECOND: Sarah Welch

VOTE: Unanimous

ATTEST:

TOWN OF WALKERTOWN:

By: _____

Lynn McKinnie

Town Clerk

By: _____

Kenneth R. Davis

Mayor