



Town of Walkertown, North Carolina

Website: townofwalkertown.com

Walkertown Town Council Meeting

Walkertown Library Auditorium

THURSDAY 7:00 P.M. October 28, 2004

MINUTES

1. CALL TO ORDER @ 7:00 P.M. Mayor Doc Davis
2. DETERMINATION OF QUORUM Town Clerk
Present: Mayor Davis
Dot Duggins
Wallace Larrimore
Horace Warner
Sarah Welch
Staff: Toby Linville
Lynn McKinnie
Steve Garland
3. INVOCATION Reverend Bobby Roberson
GOSPEL LIGHT BAPTIST CHURCH
4. PLEDGE OF ALLEGIANCE Councilman Horace Warner
5. AGENDA ADDITIONS / CHANGES AND APPROVAL
Changes to the agenda:
 - Add as #20, a Proclamation recognizing Gospel Light's State Soccer Championship.
 - Move to #21 the Announcements and to #22 Adjournment.

MOTION: TO APPROVE AGENDA WITH CHANGES
BY: Horace Warner

SECOND: Dot Duggins
VOTE: MOTION PASSED UNANIMOUSLY

6. PUBLIC SESSION

- PLEASE LIMIT COMMENTS TO 3-MINUTES OR LESS

Public Session was opened at 7:06 p.m.

(1) Ricky Broadstreet
4774 New Walkertown Road
Walkertown, NC

"We had some property that was zoned commercial some time back and from just about the time Furman Burt started renting these houses, this neighborhood started going downhill. The last Tuesday, my daughter gave me a call that said that were some people living up here in the corner house that was threatening her every time she comes out to the mailbox; calling her names. There's been numerous complaints up there and the sheriff's up there three, at least four times a week. On Tuesday night, from about 4:00 in the afternoon til about 7:00 the next morning, it was like *Dodge City* down there. We got fighting in the middle of the street; we got gunplay. We got sheriffs coming and going out there. We got a house out there that is unfit for human beings to live in --- no electricity in this house. These people are building fires on the outside -- living like animals. Sheriff said there wasn't a drop of food in the house when they went in there. Took me all night --- I had to sit on my front porch with a weapon in my lap from 12:00 to 7:00 in the morning to make sure they didn't come back and burn my house down! I got a handful of papers here -- the boys that lived in that house -- anything from arson, to breaking and entering to assault on a female, failure to comply with the DMV. Furman Burt brought these people into my neighborhood and terrorized them -- my family!!! Now, I've got to go to court; went to court today, got to go back to court Monday --- to try to keep these animals in jail. Forsyth County sheriffs tell me they been following these people for years -- Joe White, Senior, terrorizing Forsyth County for 20 years!! Not once did he even take into consideration to see what he had brought into this community. All he cared about was getting the rent money. Lied to me on several occasions, when I told him what kind of problem he had down here. People's next door neighbor had to sleep at night time with every light in the house on --- terrified!! Man told me 'Thank God. This is over with!' Now this house is unfit to live in -- it doesn't even have a sewer connection! And as far as I'm concerned, this thing should be pushed to the ground --- and **never** rented again! And Furman Burt must be brought before this council and told that if he's going to run a slum down there, that he's going to bring in every kind of riff-raff and trash that Forsyth County's got to offer us down here.....so we can have a, what? A Chinese restaurant?? Is that what it comes down to? We so blind running after that tax dollar that we destroy the community and people that's minding their own stupid business? Going about my way? And, now, I'm hung up in the court system. Already missed an ungodly amount of work. Now, I want something done about this house!!! I don't care what has to be done about it!! You people are elected to run this town -- we ain't got to run it like Winston-Salem, Greensboro, or High Point!!! We ain't got to do what they say that needs to be done!! Far as I'm concerned, their economic development is outdated! We can no longer afford economic development at the risk of beating the community into the ground!

Mayor: Ricky, I hear what you are saying; I know the council hears but we will have to see what can be done. I don't know what can be done. Several of us have discussed it. We have discussed it with some county officials already. I don't have an answer of what can be done. We will look into it further and if there's

anything, by law, that we can do as a council or as a town, we will be willing to do it. I think this council feels the same. But right now we don't have anything we can prevent.....”

Mr. Broadstreet: Well, if you want a poster child for what you do not ---- You've got a poster child here for the things that should not be done in this town. This is it! If this is not the standard, then I don't know what is!! And, to start with, you know what it would take to even start the process – a little bit of courage! Stand up and tell somebody, 'Listen, we're not going to live like this.' That would be a start. So, I don't know when this is going to end for me and my family. I don't have no idea. You can't trust these people – and I defy any human being that will tell me one good thing about these people that's been chased all over Forsyth County. So, I'm not going to rest until something is done about that thing – if I have to go to the stinking TV, newspapers, or whoever. I've already talked to Linda Garrou today about this situation that we have and she's going to call me back tomorrow. But something is going to be done about it. Thank you.

Mr. Warner: I'm certainly sorry for what you folks have gone through. But, secondly, may I ask our counselor over there to look into this and see – I believe there's an opportunity for civil action on the basis of a nuisance law, that could be used in this particular case. It may not satisfy the need but if you would look into that for us and keep us advised, please.

Ms. Welch: I understand that the house has been condemned and locked up. It's on the corner of New Walkertown Road and 66 and the address is 4795.

Mr. Garland: If it's condemned, currently, that may be the best that we can do and while it's condemned, it can't be used for folks to live in. That doesn't keep trespassers from using it. If anybody is there, they're breaking the law, the deputies would need to get involved.

(2) Steven O'Ferrell
4783 New Walkertown Road
Walkertown NC

I am Ricky's neighbor and I've been preaching to this council about this property for the last two or three years – going on that long. Mr. Burt got up here and spoke when he got all this property zoned commercial that he was going to make a showpiece out of this community. Well, he has made a showpiece out of it! And also, I don't know if it's legal or not, but the sewer connection in front of my house – there's one in the house next to me – they didn't run one up to the corner. And I questioned the man when he done that and he said, 'This property is commercial.' They don't have to have two sewer taps. Well, he could theoretically rent this house out for the next 25 or 30 years. They done pumped the septic tank, which I thought was illegal, in that first house. And I'm tired of favoring people. I know what we got, we going to have to live with but I don't want this town to go forward with any kind of stuff like this in somebody else's neighborhood. That's the reason I'm on this planning committee. I think we ought to really consider what we're going to do instead of rushing into things. I've lived here since 1976; I know a lot of ya'll have lived here longer than that. But I feel like I'm alienated, almost! Like I don't matter. Thank you.

Public Session was closed at 7:15 p.m.

7. APPROVAL OF MINUTES

- Town Council Minutes - Regular Meeting – September 23, 2004

MOTION: TO APPROVE MINUTES AS PRESENTED
BY: DOT DUGGINS
SECOND: HORACE WARNER
VOTE: MOTION PASSED UNANIMOUSLY

DISCUSSION:

Mayor: If you will note, the Planning Board minutes were included in your packet – we're not approving those. They were just included as information according to Ms. McKinnie.

8. PUBLIC HEARING #1 (Continued)

Continued from Advertised September 23rd Meeting

To Require All New Commercial Properties to Install Sidewalks –
An Amendment to the Town Code of the Town of Walkertown

DISCUSSION:

Mayor: This is the Public Hearing concerning the advertisement requiring all new commercial properties to install sidewalks – an amendment to the town code of the town of Walkertown. This was advertised prior to the meeting on September 23rd. This has already been advertised and we postponed it until tonight to have the public hearing.

At this time, the Public Hearing was opened at 7:16 p.m.

Mr. Linville: The original intent of this ordinance was to make all new commercial properties have to install sidewalks, just like we did with the new residential subdivisions. After meeting with Peggy (Leight) and Suzy Gallaway and Bo Houff, we came up with the idea of creating a “core area” where between new properties building sidewalks, residential properties dedicating easements and the town helping to complete it, maybe we could have a pedestrian transportation network. So that's what this ordinance addresses. The third page is that area plan that was proposed.

Mayor: This is limited to the town core area.

Mr. Linville: It runs on Highway 66 from Old Walkertown, to Highway 158, Darrow Road, Ruxton Drive, from Darrow to Main, Main Street to the fire station, US-311 from 66 up to Main and Harley Drive.

Mayor: To what extent would a property be required to put in a sidewalk when they do some remodeling.

Mr. Linville: If it was just a completely new rebuilding job, commercial, they would have to install sidewalks. If it was an existing commercial, and they made improvements up to 50% of the total value of the building and the property together, then they would have to build the sidewalks. And residential properties could either build the sidewalks or just dedicate a five-foot easement.

Mayor: I think I know what you mean when you say they would have to build the sidewalks, but would you make clear they will be paying the bill for that sidewalk. Is that correct?

Mr. Linville: That is correct. The intent is to get some pieces linked together and then the town can pay to connect those, a few years down the road.

Mr. Warner: What did he mean that the town could pay when necessary? What was that relating to?

Mr. Linville: At whatever point the town wished to take up a segment of the project, just like we did here on Main Street, then we would fill in the blanks.

Mr. Warner: For that purpose only, then?

Mr. Linville: Right.

Public Hearing was closed at 7:20 p.m.

MOTION: **TO APPROVE REQUIRING ALL NEW COMMERCIAL PROPERTIES TO INSTALL SIDEWALKS – AN AMENDMENT TO THE TOWN CODE OF THE TOWN OF WALKERTOWN**

BY: **SARAH WELCH**

SECOND: **DOT DUGGINS**

VOTE: **MOTION PASSED UNANIMOUSLY**

9. DISCUSSION AND/OR ACTION

Continued from 09-23-04 meeting

- Rules and Procedures
- No Consideration Action

DISCUSSION:

Mr. Warner: I will, in the conclusion here, make a motion that we reinstate in

our Rules and Procedures 'No Consideration' action which is in the original Rules and Procedures prior to February of 1995. At the concern of this is that it will, if used responsibly, be a good tool to stop action on anything that comes up on the spur of the moment. And in the past, which I hope we never have in the future, we've come in and had stuff laying at our place and, then, was asked for a vote on that given meeting which means that that went on through. Without 'No Consideration', then, it went on – if you had a majority vote, it passed. Now, in this case, I would suggest that we turn this over to our counselor there that he would properly put this in our *Rules and Procedures*. We'd want it based on the fact that, first of all, it should be limited and not used irresponsibly – whatever statement we could make to that. The next thing there is if something has been 'No Consideration' or delayed for thirty days, it could not be used a second time, to delay it. All we want to do, and I hope the counselor would put this in there, is give the councilmember a privilege to ask for a thirty day delay for further consideration, more information, or whatever and I think it would put upon each of us the responsible use of it – and that's the only reason for having it in there. Unfortunately, I had used it once before and at that time, they did not know it was not still in the Rules, but it was brought to the attention and went back to the February 25th, I believe, ---- February, 1995 ---- and found out it had been removed for, maybe a reason that we wouldn't want to agree with, or not agree with it, that's immaterial. But I would like it to be put back in there, that it would be used responsibly, for any councilmember that they may set aside something that comes up on the spur of the moment. Because you get everyone that wants something done **now!** And sometimes that's not the best way to go.

Mayor: You did make a motion? Is that what you said?
Mr. Warner: I wanted to make that statement first, now, then I will make a motion that we reinstate the 'No Consideration' resolution in our Rules and Procedures to be used responsibly - now this doesn't have to be stated in the motion – and given on the advice of counsel how we put it in there that would serve our purpose.
Mr. Larrimore: Mr. Mayor, I'd like to speak to that.
Mayor: Well, we need to deal with the motion and second first.
Mr. Garland: Before 'Discussion' you'd want to see if there's a second.....

MOTION: **TO REINSTATE 'NO CONSIDERATION' TO WALKERTOWN RULES AND PROCEDURES**
BY: **HORACE WARNER**
SECOND: **SARAH WELCH**
VOTE: **THIS MOTION WAS NOT VOTED ON BUT WAS REPLACED BY A SIMILAR MOTION BELOW**

DISCUSSION BEFORE FINAL VOTE:

Mr. Larrimore: Something like this ought to be discussed at a briefing – when we all get together because we’ve got these Rules and Procedures that were adopted to go by and I’m looking at them right now. If we’re going to change one, or whatever, we need more time to look at and go through and change ---- there’s probably some more in here that needs updating.

Mr. Warner: Mr. Mayor? I think council.....

Mayor: Wait just a minute. Wait until Mr. Larrimore has his say.....

Mr. Warner: I think he’s bringing a good point.....

Mayor: Okay. Wait just.....

Mr. Warner: He’s going to do it in a separate motion, though.

Mr. Larrimore: It goes through Rule 29 and then another page here, how to do it and all. I showed him, where we changed the first one! And I haven’t seen any paperwork on it but I know there is paperwork on it. The very first one says that ‘.....*the regular meeting shall be the second Tuesday and the fourth Tuesday.....*’ I’m just pointing out something that needs changing. See? This is our rules to go by. And we can add that change that he’s speaking about to this when we have a -----

Ms. Duggins: -----workshop-----

Mr. Larrimore: and add to your things that you’ve got there, your things to do. Says Rules and Procedures and Rule #1 is ‘*The Town shall hold a regular meeting on the second and fourth Tuesday of each month*’. Now, see that’s not what we’re doing now. I’m just saying we need to update these.

Ms. Duggins: We especially need to go through the Rules and Procedures every time a council changes – every new election – plus, at any time that we think there is an infraction or something that could be done better than what we’ve been doing.

Mayor: It seems that all the above is true. Number one, we erred somewhat in the very first meeting this year in that, rather than jumping into the three things that are outlined to do on the very first initial meeting; we jumped into business. And, according to our Rules and Procedures, I think it’s the second or third item on our agenda is to adopt Rules and Procedures. You’re exactly right! I think that’s in there. So, yes, we did. So, what I hear the council saying, I believe, is that we want to take time to go through all our Rules and Procedures at a workshop meeting. Is that.....?

Mr. Warner: No. actually, I would like to separate them and go forward with the ‘No Consideration’ tonight, since it’s on the agenda. Now, I agree with Councilman Larrimore that definitely these should be changed and updated to conform with, such as, the one meeting a month now. Then, on the ‘Order of Business’ on Rule #6, we have some changes that need to be there because we reinstated the second ‘Public Session’ and also the ‘Other Business’ – they are not in there. So I agree with him on that. So, can we not use them as two separate resolutions??

Mr. Garland: Could I just ask you this? I think I know the outline of what you would like considered but I guess what I'm saying is I don't think a vote tonight would be a vote substantively to change the rules – but for me to come back with a draft of what that rule would look like, if it were to be changed. Because, in other words, I don't think we can outline – if everyone doesn't understand exactly what that motion is going to include, I guess what I'm saying is, and again, ya'll do the motions and you can approve the motions, so ya'll do what you need to..... But what I was hopeful was that I could draft something up, run it by you as to whether or not it encompasses what you want that to be, so that at a subsequent meeting, you would actually adopt the rule itself, as opposed to adopting a rule tonight when I don't know all the parameters of it. As you said, use it responsibly for example, I mean, we would need, I think, to except out budget consideration, because there's actually a statute that says that you have to consider the budget in June and you can do it without some of the normal things coming up. You wouldn't want there to be the right to put that off until July, which is after the deadline for ya'll to adopt the budget. Do you see what I'm saying?

Mr. Warner: Let me state the purpose of my reasoning here. I walked in here on the night of July 28, 1999, at 7:00 and my agenda was at my place. There was another councilmember here – his agenda was at his place. And, at that time, we had other things involved. But they took a very important vote that night. This would have served a purpose to stop it until further consideration had been given by all parties. That's the reason I am so forceful to say we need this!

Mr. Garland: And I'm not arguing that you don't. It's up to ya'll to decide whether you need it or not. The only thing I was asking you was that, given the fact that I don't have a motion here to present to you tonight, I was hopeful that what your motion was, was you wanted me to draft something up; that I would then bring back and you would formally adopt later. I mean, that the motion tonight is to have me investigate it; and if you're going to have the meeting to talk about it, I would, in addition to talking about all the rest of the changes you would want to do, I would bring back a draft after having consulted with you of that motion. Would that.....??

Mr. Warner: I will agree to that on the basis if our clerk will give you a copy of the minutes of the, I believe it's the February, 1995, meeting, so that you can see what happened and how it was taken out...and what was in there before...and it be.... Because I think that served the town from 1984 up til 1995 and I think we could make it use..... But remember this --- I want to say very much and emphasize --- it must be used responsibly. That's up to the people! We don't want to be using it for personal motives or anything like that.

Mr. Garland: Absolutely! And, again, I'm not debating the issue. All I want to do is --- I'd rather it be drafted so that you know the exact terms of what you're voting on and then, frankly, it be the one that you --- you know, if I give it to you and you don't like the way I drafted it, I want you to tell me and I'll draft it the way you want me to draft it.

Mr. Warner: And that's the reason I'd like to reinstate it as it was back

in 1995, because I think it would serve a useful purpose; if used, again, responsibly. I think it's needed.

Mayor: Okay. Counselor, you got us into this --- get us out of it!!

Mr. Warner: Now, I will amend my motion.....

Mr. Garland:Oh!!!.....

Mr. Warner:Let's keep them separated, if you will..

Mr. Garland:But.....

Mr. Warner:I think Councilman Larrimore has his motion, too.....

Mr. Garland:But, again, just to.....

Mayor:No, we only have one motion on the floor right now.....

Mr. Warner:That's mine, yes.....

Mr. Garland:Again, I think though, that motion is for me to draft up a 'No Consideration.....

Mr. Warner:All right.....I'm going to amend the motion.....

Mr. Garland:Which would then be subsequently adopted at a later meeting.....

Mr. Warner:Right.....

Mr. Garland:If you were to adopt it at a later meeting... ..

Mr. Warner:Now.....The one value of a 'No Consideration' is this: it does not require a second. It does not require a vote. And it's in force as long as it's given before a vote is in process. And that's where the protection comes in and used responsibly it will serve us very well. And we can avoid some ---- now, we have not had any problems recently. I hope we don't have any problems in the future, but it will always be there if we do.....

Mayor:All right. To summarize.....

Mr. Warner:I was going to amend the motion, if you would allow me.....

Mayor:Right.....

Mr. Warner: May I amend that motion? Then I'll move that we ask our counselor to draft a resolution to our Rules and Procedures that will implement to us 'No Consideration' to be used responsibly by the councilmembers if the thirty-day delay is needed on any given thing that is brought on the spur of the moment to the council.

MOTION: **TO ASK THE TOWN ATTORNEY TO DRAFT A RESOLUTION OF 'NO CONSIDERATION' TO BE ADDED TO OUR RULES AND PROCEDURES WHICH WOULD INCLUDE A THIRTY-DAY DELAY ON ANY ITEM BROUGHT TO THE TOWN COUNCIL WITHOUT ADVANCE NOTICE**

BY: HORACE WARNER
SECOND: SARAH WELCH
VOTE: MOTION PASSED UNANIMOUSLY

DISCUSSION BEFORE FINAL VOTE:

Mayor: Okay. Are you okay with seconding this motion, Ms. Welch?

Ms. Welch: Yes.

Mayor: Okay. Motion and second. Now, is there any discussion?

Ms. Duggins: The 'No Consideration' rule was meant to be used, the way I understand it, as when something comes up that some councilmember, one or more, does not have all the information they need to make a decision that night – or that meeting; and that was why the 'No Consideration' rule is in there and serves us well for when we don't use it. When we abuse it is when we get into trouble and when we use it as a delay tactic or some other thing. But you're right, if our attorney draws up the rule, as you're stating, so that it can only be used the one time, for thirty days, and gives you time, or whoever needs more information can gather it and get it, and make a reasonable decision, then that's what it's for.

Mr. Warner: Now, an example is this: when I walked in tonight, this was laying in my place. Says resolution so'n'so. Well, it wasn't asked to be put on the agenda, so it won't be voted on tonight. But, there, again, if someone brought this up and said 'let's vote on this tonight' and I didn't think it was appropriate tonight, I could say 'No consideration' if I did it in the proper manner and it would be set aside for thirty days. And then, I could check into it.

Mayor: Okay. Is there any other discussion concerning asking counsel – the motion's been changed to ask counsel to draft a resolution for the 'No Consideration' to be added to the Rules and Procedures, is that correct, Mr. Warner? Is that correct, Ms. Welch? Did you second?

Mr. Warner and Ms. Welch both agreed in the affirmative and voting was taken.

Mayor: Okay. That passes so if you will, Ms. McKinnie, give the necessary information to counsel so that he can draft us that.

Mr. Warner: Hold it. Before we go forward, should we not consider Councilman Larrimore's discussion or motion, if he wants to make one?

SPOKEN ALL AT THE SAME TIME:

Mayor: Well, we didn't have a motion.....

Mr. Warner:Well, we can back to.....

Mr. Larrimore:I just make the motion that we.....

Mr. Warner:I think it's timely we do.....

Mr. Larrimore:That we sit down together and....we got twenty-something rules and stuff here that we should go by, about the minutes, and the appointments, and quorum and.....

Mr. Warner:Oh! You want a full review?

Mr. Larrimore:Right.....

Mr. Warner:I was thinking you wanted a particular – correct those that are in violation at this point.....

Mr. Larrimore:No, I don't have anything I want to change, but what I'm saying, if we went through them one by one.....

Mr. Warner:I agree.....

Mr. Larrimore:It'd.....Kindly update them.....because we do need to update the first one, about our meeting days.....

Mr. Warner:I misunderstood. I thought you wanted to go ahead and get those changes instituted---.....

Mr. Larrimore:No. I think we ought to go through it.....

Mr. Warner:We could live another month.....

Mayor:While we're on that topic, we have a number of topics that we need to discuss in a workshop. Would you be agreeable to just add that.....

Mr. Larrimore:That would be fine with me! I just thought they.....

Mayor:to ---- ?? Okay. Because I don't think we need a motion to.....

Mr. Larrimore:I just think they need to be gone through and.....

Mayor:I've been building a little list of things we need to do in a workshop.....

Ms. Duggins:Do a motion for a workshop.....

Mayor:so we'll add that topic to it.....

Mr. Larrimore:I make a motion that we set up a workshop type meeting where we can discuss this stuff.....

Mayor:Okay, there is a motion on the floor now that Mr. Larrimore said that we could settle a workshop to address specifics of a number of various and sundry items that need to be addressed, is that close? Is that pretty close?

Mr. Larrimore: Yes, sir.

MOTION: TO SET UP A SPECIAL WORKSHOP MEETING TO ADDRESS VARIOUS ISSUES CONCERNING THE TOWN OF WALKERTOWN

BY: WALLACE LARRIMORE

SECOND: DOT DUGGINS

VOTE: MOTION PASSED UNANIMOUSLY

10. DISCUSSION AND/OR ACTION

- Enhancement Agreement with D.O.T. Project: E-2971 I
- RESOLUTION #04-033
To Approve Town Participation with D.O.T. in Construction of 5-Foot Sidewalk Along Main Street From NC-66 to US-311

DISCUSSION:

Mayor: This is to approve the town participation with D.O.T. in the construction of a 5-foot sidewalk along Main Street from 66 to 311; actually, it's from New Street to Old Hollow Road.

Mr. Larrimore: That along Main Street to 311? Extending it? Is that the way you changed it?

Mayor: Well, it actually reads.....

Mr. Larrimore:I know; I'm reading it.....

Mayor:That actually should read New Street to Old Hollow Road because it doesn't actually go to 311, which would be there at Harley Drive, so it actually should be New Street from NC-66, or Old Hollow Road as we know it, to New Street.

Mr. Linville: This goes back to what we've talked about months ago. NC-DOT has a pool of money called Enhancement Funds that they can help with projects like sidewalks. It's not for paving, new construction, utility relocation – any of that, it's just for sidewalks, and renovating historically significant structures. And they let us do this, and it was their doing. We did it sort of backwards. Typically, you would sign this agreement first. The municipality would be in charge of bidding, having the construction done, inspected, and then NC-DOT would pay. Well, they just told us to go ahead and complete the work and then we would do the paperwork – and that's what this is. The sidewalk is complete. The contractor's been paid and by you signing this resolution, NC-DOT will reimburse us for the money we spent.

Ms. Duggins: I make a motion that we will approve this participation with D.O.T. in construction of five-foot sidewalk along Main Street, from 66 to Highway 311.

Mr. Larrimore: Second.

Mr. Warner: And will you also include in that, correction from 311 to New Street, please? I'll second that motion.

Mayor: Okay. We have two seconds! This issue is that we've paid the bill; D.O.T. will reimburse us as Toby told you, this amount.

Mr. Larrimore: I'm in favor of this but if you read this, what they put in here, after the fact? That would have scared me to death if I had joined a contract like this.

MOTION: **TO APPROVE PARTICIPATION WITH D.O.T. IN CONSTRUCTION OF A FIVE-FOOT SIDEWALK ALONG MAIN STREET FROM NC-66 TO NEW STREET**

BY: **DOT DUGGINS**

SECOND: WALLACE LARRIMORE / HORACE WARNER
VOTE: MOTION PASSED UNANIMOUSLY

11. DISCUSSION AND/OR ACTION
RESOLUTION #04-034

To Approve Thursday, December 23, 2004 As Floating Holiday for Year 2004 for Town Staff per Personnel Benefits Policy

DISCUSSION:

Mr. Warner: There's a concern there. December 23rd is our regular meeting day. And then, also, if you'll look at the calendar, you'll see that half day on the 22nd is also a holiday for staff. I don't know whether staff is affected by this or not.

Lynn: We actually forgot about the meeting! But we've already discovered it – just a little too late!

Mr. Warner: There again, if they're going to be off half a day on the 22nd, which is in our gifts – holiday – and then the 23rd is another holiday and then the meeting is that night. What'll we do?

Mr. Linville: If we can, we'll move our meeting date back to the 16th?

Ms. Welch: I thought we had moved the meeting.

Mayor: No, we did not.

Mr. Larrimore: We need to either change it or meet over at her house!!!

Mr. Warner: Well, in consideration of this, if it pleases the rest of the council, one of us should make a motion there to change the meeting date. Then, also, this subject to the meeting date, is that all right with everyone?

Mr. Larrimore: I make a motion we have it the 16th?

Ms. Duggins: And change the..... give them the day off.....

Mr. Larrimore:Yeah. And go ahead and give them the time off.

MOTION: **TO APPROVE GIVING STAFF 1/2 DAY OFF AND FLOATING HOLIDAY FOR CHRISTMAS**

BY: **WALLACE LARRIMORE**

SECOND:

VOTE:

THIS MOTION WAS INTERRUPTED BY DISCUSSION OF MEETING DATES. SEE BELOW FOR FURTHER MOTION.

Mr. Garland: That would be two motions, I guess. If the first

motion is to change the meeting date to the 16th, you're not going to have to change this motion, that would be the same thing.

Mr. Larrimore: Okay.

FROM THE AUDIENCE: Land Use Committee is that night – the 16th.

Lynn: *joking:* I'll change ya'll – no prob!!!

Mr. Linville: *joking:* You need a break!

Mayor: Seems to be a conflict in scheduling here. Let's – what's the 30-day notice?

Mr. Garland: Well, actually, as long as either at this meeting, or the next meeting, you do it at your meeting, there's no requirement of any sort of notice because you've done it at your regularly scheduled meeting and you can change the date of your regular meetings at your regular scheduled meeting. I'll check to be sure about that but I'm almost positive that that's the case. It's only when you're scheduling a special meeting or you do it outside of your regular scheduled meeting that you would have to give

Lynn: I always send out a Public Notice in writing to newspapers and Sunshine....

Mr. Garland: Yes, she does.

Mayor: Well, it seems as if this is not too well thought through so we better postpone this til we have time to look at it and look at the scheduling. Would the council be in agreement to postpone this until November, til we can look at our schedules? Everyone?

ALL AGREED TO POSTPONE TIL NOVEMBER.

Mr. Larrimore: Getting back to #11, I make a motion we approve their Thursday, December 23rd off.

MOTION: TO APPROVE GIVING STAFF THEIR FLOATING HOLIDAY AS DECEMBER 23RD
BY: WALLACE LARRIMORE
SECOND: DOT DUGGINS
VOTE: SEE DISCUSSION

DISCUSSION BEFORE FINAL VOTE:

Lynn: Wait! Wait!

Mr. Linville: Wait! Wait! We can move our time....just hold this item til November; we'll talk about it all again then!

Ms. Duggins: Hold that one also?

Lynn: Yes!

Mayor: I don't remember seeing that in any procedure ---

"Wait! Wait!"

Mr. Garland: That's that "wait, wait" motion I'm drafting too!

Mayor: I hope when you're typing, you hit the screams from the *"Wait! Wait!"* What goes around comes around... Okay, in all fairness to

Mr. Larrimore and Ms. Duggins, they made the motion and seconded it, would you withdraw your motion, Mr. Larrimore?

Mr. Larrimore: I withdraw it.

Mayor: Would you withdraw your second, Ms. Duggins?

Ms. Duggins: I withdraw it!

Mayor: We're going to withdraw Item 11!!

Mr. Warner: Can I make a motion that we table this item until the November meeting?

MOTION: **TO TABLE ITEM #11 RESOLUTION #04-034 TO APPROVE THURSDAY, DECEMBER 23, 2004 AS FLOATING HOLIDAY FOR YEAR 2004 FOR TOWN STAFF PER PERSONNEL BENEFITS POLICY UNTIL THE NOVEMBER MEETING**

BY: **HORACE WARNER**

SECOND: **SARAH WELCH**

VOTE: **MOTION PASSED UNANIMOUSLY**

12. DISCUSSION AND/OR ACTION

September, 2004, Financial Statements

Submitted by Town Clerk Lynn McKinnie

DISCUSSION:

Mr. Larrimore: I'd like to make some comments. If we could run the first copy and copy #7 to some of the people that have asked for more information about the finances. I mean, that's the way it comes out this month. One, it gives the balances of Town of Walkertown – the Cash Management Trust Fund has got \$1,607,365.83; checking account, we got \$101,080.18 and various, \$500. In that total unrestricted fund is \$1,708,946.01. Now, I just want to bring something to ya'll's attention. That's the unrestricted, two funds, that's one million, seven hundred eight thousand --- well, you look over here on that page with all our budget set up. Our budget is \$1,093,390 – so in those first two funds, we're over --- we've got \$615,556 over – and that's not even the whole year. We've got the rest of the year to collect the money. Like the budget, year-to-date property tax budget is \$530,790 and we've only collected \$35,233 and we're still that well off. So, what I'm trying to tell you – Walkertown's in good shape compared to all the towns around us.

Fred Martin (FROM THE AUDIENCE) Good shape for the shape it's in.

Mr. Larrimore: Good shape for the shape it's in!! I'm talking about money. If you want to see the money, I'll run you a copy.

Mayor: All right. Mr. Larrimore, if you would, the two pages that you said that you felt we should give out to the ---- make available at the meeting. If you would, point those out, the ones that you want to give out, finance officer.....

Mr. Larrimore:Number one and seven.....

Mayor: If you would, just make sure Ms. McKinnie is aware of that for the next meeting so we can do that next time. I'm sure she can run the copies of those two, isn't that true?

Mr. Warner: Did he say, one, six and seven or just one and seven?

Mr. Larrimore: Well, just one and seven is the.....

Mr. Warner: To add one more, which is page 6, that is the accounts payable – which says the checks that were written – that would give you the paid out total. For example, last month, we wrote a check that totaled \$35,907 – you see, that would give full accounting for revenue spent and balanced.

Mayor: Pages 1, 6 and 7, then, according to this financial statement is what.....

Mr. Larrimore:Okay. I'll go along with that. These are available; all you got to do is come up to Town Hall and Lynn can get these for you.....

Mayor:This will make it easier. As you said, it would make it available to.....

Mr. Larrimore:There was one interesting thing here, Lynn and I have already talked about. Powell Bill revenue, for example, we put in the budget \$110,000 and we received \$128,290.24 !! So, we came out \$18,290 to the good – over what we had in the budget. So, it's not.....

Mayor:I'm sure everybody knows why that's to the good because the gas is up and the fuel tax is up and we're all having to pay for it!!!!

Mr. Larrimore: That's right!

Mr. Warner: I appreciate his mentioning that; but, then also, if we look at the expenditures on Powell Bill, we spent \$51,000 more on paving than our budget so that \$18,000 can apply against that \$50,000. Plus, then we will have some other revenues. My point is this, at this time, we may not want to adjust – take it out of fund balance, which would be by appropriation. Is that agreeable with you?

Mr. Larrimore: Right. Yeah.

Mr. Warner: The thing is, we keep that in the back of our mind that while we get that extra money, it's going to be allocated as it is(??), plus other monies.

Mr. Larrimore: Well, I didn't mention the last two, Powell Bill money – we've got \$685,401, that's our paving money and whatnot. As far as I know, every thing around here is paved – except my driveway up to my house.

Mr. Warner: While we're talking about being in good shape,

there will be other needs and there is a priority list already existing.

MOTION: TO ACCEPT SEPTEMBER 2004 FINANCIAL STATEMENTS
BY: WALLACE LARRIMORE
SECOND: HORACE WARNER
VOTE: MOTION PASSED UNANIMOUSLY

13. DISCUSSION AND/OR ACTION

Festival Balance Sheet

Submitted by Town Clerk Lynn McKinnie

DISCUSSION:

Mr. Larrimore: Well, this particular one, I want Lynn to explain this one – she made it so pretty!! It is so pretty!

Lynn: I made it pretty!

Mr. Larrimore: You did. It's yellow, green, pink!

Mayor: As you'll note, to date, the Day in the Park balance is \$450.82. Most, it looks like one outstanding bill. Is that correct, Ms. McKinnie? But the good news is, it's pretty certain now that the Day in the Park Committee will not be using the money allocated for that event, which is \$5,000, by the council. It appears that will be returned to the council and back into the same funds that it came from. Any questions concerning the Day in the Park, or festival balance sheet?

Mr. Warner: That \$5,000, as you mentioned, is in Community Relations. So that would be another \$5,000 apply to this overpayment, over-expense, on paving. It could stay in there for the time being because we _____ some all later.

Mayor: This was submitted as information only so we're not looking for a resolution on it.

14. DISCUSSION AND/OR ACTION

Set Date, Time, and Location for Facility Needs Special Meeting

DISCUSSION:

Mayor: This is for a workshop meeting and we need to do that on the --- we would like to do that prior to the next meeting, if possible.

Mr. Linville: Going back to the festival, do you want to decide whether or not to proceed with Fall Festival for next year so we can start working on that again? At least, reserve the park – you'd had an alternate date that you had

looked at.

Mayor: I'd really like to make sure that thing is totally closed out so we can have the council a full picture.

Ms. Duggins: Why don't we discuss that at our workshop because we'll want to update our committee, those that want to stay on it and those that want to come off, or add to, such as that....

Mayor: We can do that. Would you want to wait until the November meeting?

Mr. Linville: Sure.

Mayor: Okay, what's an afternoon??? Nights in November are pretty full.

Ms. Duggins: What about a Saturday?

Mr. Linville: What about a Wednesday night? Or any afternoon?

Ms. Duggins: I have choir on Wednesday night.

Mr. Larrimore: The guy that prayed while ago might.....

Mayor:What about the 8th.....?

Mr. Larrimore:frown on me.....

Ms. Duggins:What is the 8th??

Mayor: The 8th is a Monday afternoon?

Ms. Welch: The 8th is a good day.

Mayor: Is the 8th a conflict in the town, Ms. McKinnie?

Mr. Warner: I have a conflict on the 8th – I have a medical appointment on the 8th.

Mayor: What about the 12th? On a Friday? Say at 2:00? How does that fit everyone's schedule? Friday, November 12th, 2:00 at Town Hall.

Mr. Linville: We need to set our agenda for Lynn's advertising purposes. So, we're going to discuss Rules and Procedures.....

Mayor: No. No, this is not Rules and Procedures day. This day, we've got set aside #14 – was to discuss our facilities' needs. That was the number one item that we were going to have on this. And then we said we would discuss, hopefully we'd have time, what to recommend on the committee but the, excuse me, the Day in the Park. That may be --- our primary objective was to discuss the facility needs. This came about, if you'll recall, we were going to do this when we were discussing the Gant warehouse property – what to do with it. We said we needed to have a meeting to discuss all of our properties. And that's what this meeting was primarily designed for. And then we added the, just a few minutes ago, the Day in the Park discussion on that, which it may be that we may need to go back to just the facilities' needs, because that could get out of hand. I mean, be a longer meeting than we anticipate.

Ms. Duggins: The facilities, the special needs for the facilities,

is going to take a while because there are several pieces of parcels, and the wells --
- we've got a lot of things to discuss there. So it may take a while.

Mayor: I would recommend to council to limit it to the facilities this time and leave the Day in the Park til the November meeting. Is council agreeable with that?

EVERYONE AGREED.

Mayor: So, it would just be a facilities needs meeting that we originally set up. That would be on November 12th at 2:00.

Mr. Warner: Let me ask a question there out of ignorance. That being announced as a meeting at this time, does that require a notification?

Lynn: I always put out a Public Notice for any meeting.

15. DISCUSSION AND/OR ACTION Hazard Mitigation Plan

DISCUSSION:

Mayor: You have this in your packet and you also have an additional --- was this a change that we have at our table?

Mr. Linville: No. No. No. What's in the packet is the executive summary explaining what the Hazard Mitigation plan entails and the resolution was an add-on, which would be our portion to approve so that we can become part of Forsyth County's Emergency Management Plan instead of having to do our own. So, if at all possible, we do need you to discuss this and approve that resolution tonight.

Mayor: Would you want to give us the gist of it?

Mr. Linville: This is another state unfounded mandate that in order to receive disaster funds that every municipality in county and state had to have a Hazard Mitigation plan by November, 2004. Forsyth County Emergency Management, being that that's their area of expertise, picked up the ball and invited all the municipalities to be part of it. They would be in charge of drafting it and they held the meetings and they held the public meetings. They just had one this past Wednesday and they've had public meetings before, per the requirements of this plan. So, we're lucky this doesn't cost us anything and we get all the benefits of it without any of the work, other than a few meetings.

Mayor: But we've got to choose to participate, is that right?

Mr. Linville: Right. This is part of it - the rest of it is about 200 pages of material. But it explains what hazards are here in -- that face us in Forsyth County and the facilities that we have to address it and what we do in the case of a mass-casualty event, things like that.

Mayor: Is this involving homeland security or not?

Mr. Linville: I think it came about before the Homeland

Mr. Warner: Are you going to address this proclamation that was given to us tonight?
Mayor: Yes, sir. That's Item #20.
Mr. Warner: You want to jump to that now or go....?
Mayor: Yes. We can. We can go ahead and jump to Item #20 and then we'll come back to Item #17.

Proclamation

WHEREAS, Gospel Light Christian School was founded in 1972 as a ministry of Gospel Light Baptist Church and has faithfully served the Walkertown and surrounding areas in providing a God-centered education in grades K-4 thru 12 for these past 33 years; and

WHEREAS, Gospel Light Christian School has excelled over the years in its sports program, offering volleyball, softball, basketball, baseball, soccer, golf and cheerleading while striving to be competitive but above all God honoring; and

WHEREAS, the Lord has recently seen fit to bless Gospel Light Christian School with the 2004 NCCSA 3A State Soccer Championship, therefore

IT IS HEREBY PROCLAIMED, that I, Doc Davis, Mayor of the Town of Walkertown, in honor of this achievement and with glory to God, do hereby declare and proclaim Saturday, October 30, 2004 to be GOSPEL LIGHT LIONS' PRIDE DAY.

MOTION: **TO PROCLAIM OCTOBER 30, 2004, TO BE GOSPEL LIGHT LIONS' PRIDE DAY AS PER PROCLAMATION**
BY: **WALLACE LARRIMORE**
SECOND: **DOT DUGGINS**
VOTE: **MOTION PASSED UNANIMOUSLY**

Gospel Light is to be commended for being the State Champions in Soccer!

17. MANAGER'S UPDATE

DISCUSSION:

Mr. Linville: I have three items and I'll be quick. First thing, I received a letter from Marilyn Martin asking questions about some of the ongoing items that we had. I answered her letter but I wanted to read this in public for the good of everyone that's probably got the same questions on their mind so everyone will hear it.

Mr. Linville then proceeded to read his answer-letter as shown below:

October 18, 2004

Marilyn Martin
P.O. Box 117
Walkertown, NC 27051

Marilyn,

Thank you for your interest in the issues that have been before the Town Council and me for the past few months. You will receive this written response by mail before the August 28, 2004 Town Council meeting but I will read your questions and my answers at that meeting so everyone benefits from an update.

The following answers are in the same order as your questions.

Question #1: Is there anything that can be done on Ruxton Drive to improve traffic flow for residents on this street and Lakawanna during sports events?

1. We can post No Parking signs along Ruxton Drive to deter parking but without strict enforcement they may not be effective. Parked automobiles become a serious problem during tournaments. At those times the Middle School, Library, and Elementary School parking lots are full. To post a No Parking area, I need a no parking ordinance from the council in order to allow the Sheriff's Department to enforce a No Parking Zone.

Question #2: Do you know the status of the scoreboard for the Walkertown Wolfpack which the Town Council approved money to get this installed?

2. Dorez Thomas from the Walkertown Wolfpack will give an audit soon of the Wolfpack's funding for the year. At that time he will update us on the scoreboard purchase.

Question #3: Do you know the status on the left turn signals for Highway 66 and Main Street and Highway 66 and Darrow Road? Has a survey been done? If so, what is the decision?

3. NCDOT has completed their traffic study for a left turn arrow from Hwy 66 South onto Main Street. Mayor Davis and I met with J.P. Couch on Thursday October 14th. He stated that the Darrow Road and Main Street intersections on Hwy 66 have coordinated signalization to move the most traffic possible. He felt that adding a dedicated turning lane will delay both intersections and make traffic back-ups on Hwy 66 even worse. NCDOT's reply letter and traffic counts are attached which state that the traffic at that intersection does not constitute a turn arrow.

Question #4: Where were the ads placed for the "part-time planner"? Did you place one with the Employment Commission or the Winston-Salem Journal.

4. An ad was placed for the part-time planner in the Kernersville News where we do all of our advertising. I also posted an ad on the planning department message board at UNCG where I have a friend seeking a Master's Degree. We have not received any interest in the position. I currently do not have an application from Suzy Galloway. As she gets settled into her doctorate program I assume she will submit an application sometime near the New Year.

Question #5: Have you and the Town Council reviewed the rules for conducting the town meetings and considered making "no consideration" once again a part of the rules?

5. I have reviewed the Rules and Procedures for the Town Council but I cannot answer whether each council member has read them. I cannot tell them which rules and procedures to use. These rules were adopted in 2000 and it is up to the Town Council to amend these rules if they desire. Motion 8 in our current Rules and Procedures allows an item to be deferred for up to 100 days. Robert's Rules of Order (RRO) Motion 59 a and b allow an item to either be postponed during that session or indefinitely. The Rules and Procedures that we currently use were derived from RRO to be more suitable for small elected bodies by Fleming Bell of the Institute of Government. These rules are much easier to use and more concise. Both our Rules and the RRO no consideration motion are attached.

Question #6: Why are we considering renovating the warehouse for meeting space when it was vetoed and stopped?

6. Councilwoman Duggins asked for the warehouse renovation item to be added to the agenda. Each council member can ask for any item to be placed on the agenda. The council needs to have a

special session to discuss our facility needs for the future. The Gant Oil Building will be given to the Town in December 2005 and they will lease their offices back from us until the corporation is dissolved.

Question #7: Why, when an item on the agenda has been voted on do we see it on the agenda again and again? If a decision is made then should be final, otherwise, why vote at all?

7. I can not make any member of the council remove an item from the agenda if they want it to be heard. I agree that these items become redundant but differing opinions sometimes cause review of past decisions.

Question #8: Why do we never get a financial statement at the town meetings?

What is the exact amount Walkertown will have to pay for sewer besides what the citizens pay in assessments, etc.?

8. Complete financial statements are given to each council member and they are ultimately responsible for our budget. The statements are 20-30 pages in length and would require too much paper to distribute to each person in attendance. If the Town Council would like a summary sheet distributed to the public we can provide it but there is a tremendous amount of information in the financial statements and a summary may be too vague. As long as the town functions within the approved budget there is not much to report other than normal bill paying and housekeeping. If there are over-expenditures, those items are publicly discussed as budget amendments.

Concerning our sewer cost, we still have not received our first bill from the Construction Grants and Loans section of the NC Department of Environment and Natural Resources. I have included the preliminary maturity schedule for the \$1,680,000 loan. We will owe the total annual payment plus about \$14,000 annual interest to CCUC for assuming the cost of construction as it occurred. We will give CCUC our bill for each loan payment and they will pay the total amount and bill us for the remainder including our interest payment. Our 2-times rate multiplier will yield about half of the first payment and will increase as users increase. The loan payment decreases annually so we should not have to pay for the entire 20 years. There are a lot of variables that will determine exact amounts that we cannot estimate. Our first annual payment was estimated at \$144,000 dollars minus an estimated \$70,000 dollars in user fees. Our contribution will be less than \$75,000 and we have budgeted \$75,000 for this fiscal year.

Question 9: I would also like some accountability for the number of residents recycling and receiving garbage pick-up. Are they all in the town limits of Walkertown?

9. Waste Industries is completing a housing count audit of our trash customers. They will submit a list of each address that they serve and we will be able to determine if anyone is getting free service. When that service began in July 2002 I marked our map as each can was distributed to each residence. Small Businesses who do not need a dumpster and new homes have been added but the billing should be accurate. The only other option is a windshield survey of each route and we are too short staffed for that task.

Waste Management will not offer that type of count for recycling but they charge us for fewer homes than are in Walkertown. Waste Management did not pre-plan their route so they service many homes that are outside of our municipal boundaries. I offered to help them distribute recycling totes but they distributed on their own. The houses that get recycling who are not in Walkertown are getting a service that is free to them and the Town. On the good side of that, they don't charge us for the total number of households we have. I said an estimated 1650 homes in the bid and that's what they charge us for. There might be 1900 bins out for all I know because they're all over the countryside so it's not accurate but it's a gift to the folks that are receiving free service.

Attached:

- NCDOT Traffic Study and Traffic Counts
- Town of Walkertown Rules and Procedures and Robert's Rules of Order Excerpt
- Preliminary Loan Maturity Schedule

Mr. Linville continued: There are going to be some public hearings on the northern beltway for our section. I've got a ton of dates – Monday, Nov. 8th, Nov.

9th, Nov. 16th, etc.

Mayor: I thought November 16th was for the western section?

Mr. Linville: It does say – I'm sorry ---

Mayor: The only one for the eastern would be December 2nd, I believe is correct.

Mr. Linville: The item you received late, the resolution to proceed with the Special Use application for the Class B manufactured home, the mobile home moratorium that was completed was received by Inspections on October 21st. Timothy Loflin had made application on October 20th so Inspections said your ordinance is effective on the day that it was approved so he's not grandfathered, even though he'd made application before they ever received the document. He had also gotten his soil perk test, soil evaluation test done, on September 14th. So, I feel like this guy should be grandfathered in. He had made application – no one knew about this moratorium and he came by yesterday after he had gotten his letter saying he had been dropped. He's put his down payment on his mobile home, soil evaluation's done, and if we don't grandfather him, he'll have to wait 180 days, six months, before he can proceed. So, if you're willing to allow this, this keeps him on the November agenda that he is already, at one time, been placed on.

Ms. Duggins: In view of this letter, and in view also of the fact that down Shirley Street there are several mobile homes – if this was out in an area that no other mobile homes were, I wouldn't want to supersede this, but since it is, I think, this person really does need to be I think we need to take up this and go ahead and allow him to proceed with this. Now, do we need to suspend our rules tonight that this is not on the agenda – do we need to suspend the rules in order to take this up tonight or can we wait until ---- it'll be a month before we can take it up again???

Mr. Garland: I mean, I think with the unanimous consent of the council, you could take it up this evening. I guess you could probably take it up this evening if you had three-quarters vote of the council to suspend the rules. But, it probably would be best if you had a unanimous vote.

Mayor: All right. Is the council willing to suspend the rules to deal with this item tonight? That would be our first issue.

EVERYONE AGREES VERBALLY IN FAVOR.

All right. Everyone's in favor.....

Ms. Duggins:Then I will make a motion that we exempt to authorize the Forsyth County Inspections Division to accept the application by Timothy Loflin for a Class B manufactured home in this area...

Mr. Garland: ...Could I just add to that that it's due to the fact that he took action prior to, and it was pending before they received it? That way, this will be the only one it applies to.

Ms. Duggins: Right. Thank you.
Mayor: I'm assuming that there's not others that are hanging?
Mr. Garland: Again, I assume that you would probably have to treat those similarly if that came up. But, then again, they would've gotten this letter for the November meeting, anybody would've come in after they got the notes.

MOTION: **TO AUTHORIZE FORSYTH COUNTY INSPECTIONS DIVISION TO ACCEPT TIMOTHY LOFLIN'S APPLICATION FOR A CLASS B MANUFACTURED HOME DUE TO THE FACT THAT HE TOOK ACTION PRIOR TO THEIR RECEIVING TOWN OF WALKERTOWN'S RESOLUTION SUSPENDING MOBILE HOMES**
BY: **DOT DUGGINS**
SECOND: **SARAH WELCH**
VOTE: **MOTION PASSED UNANIMOUSLY**

18. OTHER BUSINESS

Mr. Warner: Mr. Mayor, I'd like to go back and ask the manager a question on his answers to Ms. Martin's letter – when he said Waste Industries was completing a house count.... My question, Waste Industries also serves other people not within the municipal limits of Walkertown. Do they use the same containers that they issued us?
Mr. Linville: Yes.
Mr. Warner: Then, how is that any accountability to anyone?
Mr. Linville: Because when they issue a can, they enter an address. And every address that we pay for is entered into the master Walkertown account. Individuals that have a private container – they bill for separately.
Mr. Warner: Do we ever verify those that we see that are on the fringe areas? There's one that I raised the question on several times and we can't confirm with them that they are a paying independent customer.
Mr. Linville: If I get a complaint, or a question, I will investigate them, but I don't go out looking for them, no.
Mr. Warner: So, then, I'll probably bring you a complaint on this one because we've done it three times already. Now, given that, if you'll remember back when we made the change, there was a yard full of cans over on the maintenance facility – that was above and beyond those that we had already issued. And then you said these would be used for people that were then annexed into the town after that fact, is that right?
Mr. Linville: That's correct.

Mr. Warner:
that correct?

That's how those were all distributed, is

Mr. Linville:

That's correct.

19. PUBLIC SESSION

- PLEASE LIMIT COMMENTS TO 3-MINUTES OR LESS.

Public Session was opened at 8:22 and closed at 8:25 p.m.

- 1) Marilyn Martin
2733 Martin St.
Walkertown NC

My reason for the letter was to save time at council meetings, because I sent copies to everyone. But, since we took the time anyway. I want to thank you, Toby, personally, for all the information you sent me. It was a big help. It enlightened me a great deal. You gave me detailed answers and you said at the end, I wanted to read here, that you were correct in saying that "a community is as strong as its citizens" and that's what Walkertown is, is its citizens. And I, for one, am glad to see this many concerned citizens coming out to the town meetings and expressing their concerns for our town and you answering the questions. I think that's a big help. I appreciate the financial answers. I still say about the warehouse, we have meeting space that's free and we ought to take advantage of it while we can and plan for the future. And I was not asking for a complete financial statement just what was said we could have and I think that'll be good for everyone. And the letter about the stoplights, the engineer had sent me a copy but I appreciate it. Thank you.

- 2) Jerry White
3064 Main St.
Walkertown NC

...Where ya'll came down there and had them to widen the road and everything. When are you going to finish the project?

Mr. Linville: That's and NC-DOT project and they've got it scheduled and I have not had any correspondence with them. It's their responsibility and you'll need to contact them to find out.

Mr. White: That's par for the course. Thank you.

20. ANNOUNCEMENTS:

- Farmers Market has closed – no more produce !
- Recycling in Walkertown continues every two weeks. 11-01, 11-15, 11-29
- TOWN COUNCIL MEETINGS: (4TH THURSDAYS)
7:00 p.m. at the Library Auditorium on:

NOTE: 11-18-04* CHANGE DUE TO THANKSGIVING HOLIDAY

12-23-04

- PLANNING BOARD MEETINGS: (3RD TUESDAYS)
11-15-04 4:00 p.m. Town Hall – Pre-Meeting Session
11-16-04 3:00 p.m. Library (Actual Meeting)
- LAND USE COMMITTEE: (1ST AND 3RD THURSDAYS)
11-04-04 7:00 p.m. Library

- Mr. Warner: What did we decide there about the Land Use? They're scheduled for the same day.
- Lynn: They're meeting on the 16th of November rather than the 18th.
- Mayor: Ms. McKinnie will have a schedule on town hall – it'll be on our website. Check that because there are some adjustments to be made in November and probably will be made in December. And I encourage everyone to go vote next week. Halloween is coming and the council has been asked to make a decision. We've taken it on ourselves, on several occasions, to advise people we would be recommending Halloween festivities to be conducted on Saturday night as opposed to Sunday, in observance of leaving Sunday alone. So would this council be willing to make that as a resolution?
- Ms. Welch: I would.
- Mayor: Let's vote and go quickly.
- Mr. Warner: How does that work? There's something at Love's Church. Does it conflict?
- Ms. Duggins: We have something Sunday. Trunk and treat.
- Mr. Warner: Is that on Sunday or Saturday? Will that cause confusion?
- Ms. Duggins: Sunday. They already have it scheduled and they already have it on the marquis and they've already publicized it.
- Mayor: It's not saying they couldn't do whatever they wanted to do; it's just a matter of people wanting to know when ---- quite a few people have called wanting to know when the children can go trick or treating.
- Ms. Duggins: Someone said today that their children were going to trick or treat Friday night, Saturday night and Sunday night.
- Mayor: Is there a preference on this council for choosing Saturday night as a designated trick or treat night, if they're going to have one.
- Ms. Duggins: I don't have a preference. I say let the parents be responsible.
- Mr. Warner: I think you're looking for something we can tell the public, is that right? I don't know what pleasure the others are but Saturday night's all right with me.
- Mayor: Well, we've been expressing kind of what I think many ----- Kernersville is the only one I know of that chose Friday night.
- Ms. Welch: Well, they're going to do what they want to anyway.
- Mayor: So what I'm hearing is this council does not want to address it.

- SCHOOL COMMITTEE:

21. ADJOURNMENT

MOTION: TO ADJOURN @ 8:30 P.M.
BY: **SARAH WELCH**
SECOND: **DOT DUGGINS**
VOTE: **MOTION PASSED UNANIMOUSLY**

ATTEST: **TOWN OF WALKERTOWN:**

By: _____
Lynn McKinnie
Town Clerk

By: _____
Kenneth R. Davis
Mayor

Town Hall will be closed Thursday, November 25th and Friday, November 26th for the Thanksgiving holidays.



Hope yours is very “THANKFUL”.