

**MINUTES OF THE BOARD OF ALDERMEN
TOWN OF KERNERSVILLE, N.C.
BRIEFING SESSION APRIL 1, 2009**

The Board of Aldermen of the Town of Kernersville met in a briefing session at 6:30 P.M. on the above date in the Town Hall Executive Conference Room at the Municipal Building at 134 East Mountain Street.

Present: Mayor Dawn Morgan, Mayor Pro Tem Kevin Bugg, Aldermen Dana Caudill Jones, Brooke Cashion, Bob Prescott and Keith Mason.

Absent: None.

Staff Present: Curtis L. Swisher, Town Manager; John G. Wolfe, III, Town Attorney; Dale F. Martin, Town Clerk; Jeff Hatling, Community Development Director; Neal Stockton, Chief of Police; Tim Shields, Public Works Director; and Ernie Pages, Parks & Recreation Director.

Call to Order

Mayor Dawn Morgan called the meeting to order and Alderman Keith Mason delivered the invocation.

1. Consideration of a Resolution authorizing the release of the Badge and Revolver to James Osborne, Retiring Police Officer in accordance with the NCGS.

Alderman Bob Prescott made a **Motion** for the approval of the following Resolution authorizing the release of the Badge and Revolver to James Osborne. Alderman Keith Mason seconded the motion and the vote was all for and motion carried.

RESOLUTION NO. R-2009-06

RESOLUTION DECLARING PROPERTY SURPLUS AND
AUTHORIZING DISPOSAL

WHEREAS, James E. Osborne will be retiring from the Town of Kernersville Police Department on May 1, 2009; and

WHEREAS, in accordance with N. C. G. S. 20-187.2, James E. Osborne has requested his service badge; and

WHEREAS, in accordance with N. C. G. S. 20-187.2, James Osborne has requested his service side arm, a Glock, 40 caliber, Model 22, SN: FRW746; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen of the Town of Kernersville that the Glock, 40 Caliber, Model 22, SN: FRW746, is hereby declared surplus to the Town and that the Town Manager is authorized to present said badge and revolver to James E. Osborne.

Adopted this the 1st day of April, 2009.

2. Briefing on the April 7, Regular Meeting Agenda.

Item # 1 PUBLIC HEARING: Curtis Swisher, Town Manager, Agent for the Town of Kernersville, for consideration of amendments to the Unified Development Ordinance (UDO). Zoning Docket KT-187. Continued from February 3 & March 3, 2009 meeting.

Town Manager Curtis Swisher explained the history of these proposed changes. He stated that this proposal still allows a letter of credit, performance bonds and cash. We are proposing specific language for a letter of credit that is required for the town to accept it. He noted that Staff feels that this will protect the town and allows Developers to post a letter of credit at a certain point in development. Mr. Swisher stated that these terms are acceptable with the banks which currently have LOC's but can't say that these terms will be acceptable four or five months from now. With the economy like it is now, if banks change their requirements, we may have to come back to the Board for changes.

Alderman Brooke Cashion noted that on page 7 Section 8. Chapter C:Article III.... There is one incomplete sentence left in there. After review, the Town Manager stated that Staff will look at this section again and send the Board a corrected copy.

Item # 2 PUBLIC HEARING: Curtis Swisher, Town Manager, Agent for the Town of Kernersville, for consideration of an amendment to the Unified Development Ordinance (UDO). Zoning Docket KT-190

Jeff Hatling briefed the Board regarding this text amendment.

Item # 4 Consideration of a Request by Maggie Weldon to Revisit Off-Premise Signage.

The Town Manager stated that Ms. Weldon owns a business off of Graves St. and is requesting directional signs be allowed. We currently have an ordinance prohibiting this type signage.

Mr. Hatling further explained that directional sign programs have been brought up before but the Board has never changed it.

Alderman Prescott asked if there could be an exception made for one person. The Town Attorney stated that if you make an exception for one you have to allow it for everybody.

Mayor Morgan stated that there has been a lot of work on sign regulations and recommended sending this to our Staff for a full report before the Board takes any specific action.

Item # 5 Presentation by Dean Burgess and Ruth Woosley on Forsyth County Aging Services Report.

The Town Manager stated that a report would be given by Ruth Woosley and Dean Burgess on the difficulties facing our elderly population. The report was conducted by Forsyth County Aging Services through interviews and questionnaires throughout Forsyth County not just in Kernersville.

Item # 6 First Reading of the Taxi Franchise Ordinance for The Eagle Taxi Operated by George Z. Farah and Ahmed M. Ellabib.

Town Attorney John Wolfe stated that we currently have two taxi franchises in town. He stated that this proposal mirrors the others with operating hours proposed to be 24 hours per day.

A question came up about taxi stands and staff advised that proper zoning would have to be in place to set up a taxi stand in town.

**Item # 7. 2009 Annual Report and Budget Request by Non-profit groups:
Korner's Folly Foundation
Kernersville Cares for Kids**

Mr. Swisher stated that this will be the annual reports by Korner's Folly and Kernersville Cares for Kids.

Mayor Morgan asked about the Occupancy Tax funding. Mr. Swisher stated that we have some reserves in the fund balance and will be able to meet the requests for this year. He stated that we may not receive as much in 2009-10 however, we should be able to fund the agencies at the same level.

Item # 8. Sidewalk Implementation Annual Report presented by the Pedestrian & Bicycle Advisory Committee.

Mr. Hatling briefed the Board on the report to be given by Bruce Frankel, Chairman of the Pedestrian & Bicycle Advisory Committee.

Item # 9 Discussion on Historic Downtown Kernersville Signs.

The Town Manager referred to a memo by Sharon Richmond regarding the Board's earlier request for Historic Downtown signage. Ms. Richmond has discussed this with NCDOT and needs to know if the Board wants to proceed with replacing these signs. Ms. Richmond will attend the meeting.

Item # 10 Consideration of Personnel Policy Amendments.

Mr. Swisher stated that this item is not ready and will be pulled from the agenda.

Item # 11 Update on MPO Stimulus Money.

Mr. Shields briefed the Board on his presentation regarding the stimulus money proposed. Mayor Morgan updated the Board on the latest information she has on the request for this money.

Item # 12 Consideration of a MPO Municipal Agreement for Kerners Mill Creek Greenway.

The Town Manager briefed the Board on this municipal agreement for a feasibility study for a potential greenway along Kerners Mill Creek. The Town's portion of the cost is \$9,400 and would be taken from the Transportation Fund. Alderman Cashion requested a map showing this project. Mr. Hatling stated that he would have something available at the meeting and will email it to the Board before the meeting.

Item # 13 Consent Agenda:

- C-1 Approval of Minutes for February 16, 2009 Special Meeting
Approval of Minutes for February 20, 2009 Special Meeting
Approval of Minutes for February 25, 2009 Briefing Session
Approval of Minutes for February 25, 2009 Closed Session
Approval of Minutes for March 3, 2009 Regular Session
Approval of Minutes for March 11, 2009 Special Session**
- C-2 Consideration of a Resolution in Support of the Northern Urban Beltway.**
- C-3 Forsyth County Tax Refund**
- C-4 Consideration of a Resolution in Support of Funding for the I-85 Bridge over the Yadkin River in Davidson County**

Mr. Swisher briefed the Board on each consent agenda item.

Mr. Swisher stated that in Friday's packet he sent out a memo requesting some resurfacing money. Mr. Shields has project costing approximately \$190,000 of which \$90,000 will have to come from the Transportation Fund. He stated that he would like to take the whole \$190,000 out of the Transportation Fund. He stated that we received more revenue projects today and we are \$690,000 short in revenue in sales tax alone. We need to do this project and will freeze the \$100,000 from the resurfacing money. By consensus, the Board authorized the Town Manager to take this money out of the Transportation Fund.

3. Closed Session of the Purpose of Discussing Economic Development and Personnel matters.

Alderman Brooke Cashion made a **Motion** that the Board enter into Closed Session for the purpose of discussing economic development and personnel matters. Alderman Bob Prescott seconded the motion and the vote was all for and motion carried.

4. Adjournment.

Being no further business to come before the Board, the meeting adjourned immediately following the Closed Session at 7:38 PM.

Dawn H. Morgan, Mayor

Attest:

Dale F. Martin, Town Clerk

I, Dale F. Martin, Town Clerk of the Town of Kernersville, North Carolina, do hereby certify that this is a true and correct copy of the minutes of the meeting duly held on April 1, 2009.

This the _____ day of _____, 2009.

Dale F. Martin, Town Clerk