

TUESDAY DECEMBER 19, 2006
REGULAR MEETING MINUTES TOWN OF SAWMILLS
6:00 P.M.

COUNCIL PRESENT

BOBBY AUSTIN
JOE NORMAN
BOB GIBBS
EDDIE BOWMAN
GERELENE BLEVINS
JOE WESSON

STAFF PRESENT

ROBERT FRYE
SUSAN NOLL
TERRY TAYLOR

CALL TO ORDER: Mayor Bobby Austin called the meeting to order.

INVOCATION: Mayor Austin gave the invocation.

PLEDGE OF ALLEGIANCE: Mayor Austin led everyone in the Pledge of Allegiance.

APPROVAL OF NOVEMBER 21ST REGULAR MEETING MINUTES: On a motion made by Eddie Bowman and seconded by Bob Gibbs, the regular meeting minutes for November were approved. All were in favor.

APPROVAL OF DECEMBER 11TH SPECIAL MINUTES: On a motion made by Joe Norman and seconded by Gerelene Blevins, the special meeting minutes were approved.

ADOPT AGENDA: On a motion made by Joe Wesson and seconded by Joe Norman, the agenda was adopted. All were in favor.

DISCUSSION: TOWN-WIDE SEWER TOWN-WIDE SEWER:

REPORT ON MEETING WITH LOCAL GOVERNMENT COMMISSION: Mayor Bobby Austin, Councilman Bob Gibbs, and Town Administrator Robert Frye met with the Local Government Commission to discuss the possibility of holding a bond referendum, for 4 million dollars. The LGC decided the best action to take would be for the Town to make an application to hold a referendum for a larger amount.

The LGC decided that by applying to hold a referendum for a larger amount it would allow the Town to sewer a larger portion of the Town.

After discussing the situation with the Town's engineering firm, Council decided to add two additional area's to the proposed project (See attached map).

It was decided to move forward with scheduling a bond referendum in the amount of 9.8 million dollars late in 2007.

INTRODUCTION OF TOWN BOND COUNSEL: Town Administrator Robert Frye introduced Mr. Bob Jessup from the firm of Sanford Holshouser LLP. Mr. Frye gave a brief overview of the Town's need for a bond counsel to guide the Town through the bond referendum process. Mr. Jessup then gave a brief overview of what a bond counsel does.

PROPOSED REFERENDUM TIMELINE: The Town would recommend holding the bond vote at the same time as the regularly scheduled election next year.

ACTION TAKEN: A motion was made by Bob Gibbs and seconded by, Joe Wesson to hold a bond referendum in November 2007. All were in favor.

FINANCING OPTIONS: Benjie Thomas of West Consultants, talked with the Council about different types of loans that might be available to help offset the overall project cost.

ACTION TAKEN: No Action taken.

FINANCIAL MATTERS:

APPROVAL OF BOND COUNSEL AGREEMENT: Sanford Holshouser Attorneys at Law will represent the Town of Sawmills as bond counsel for the issuance and authorization of up to approximately 9.8 million.

Sanford Holshouser's fee for serving as Bond Counsel will consist of two components. The first charge of \$2,000.00 will be for all work through the referendum. This amount is to be paid directly to them after the referendum, no matter if the referendum passes or not. This fee also includes all expenses. This will be the only amount the Town pays to Sanford Holshouser if the referendum turns out to be unsuccessful.

Sanford Holshouser will charge \$7,500.00 for all subsequent work as Bond Counsel. This fee will be for the Town's issuance of either fixed-rate general obligation bonds sold to Rural Development or fixed-rate general obligation bond anticipation notes offered at competitive sale for each separate issue of bonds or notes.

On a motion made by Joe Wesson and seconded by Joe Norman Council, approved the agreement with Sanford Holshouser, LLP and agreed to have Sanford Holshouser LLP represent them as bond counsel.

Voting against a contract with Sanford Holshouser, LLP was Councilwoman Gerelene Blevins. Voting for a contract with Sanford Holshouser, LLP were: Councilman Joe

Norman, Councilman Bob Gibbs, Councilman Eddie Bowman, and Councilman Joe Wesson voted for a contract with Sanford Holshouser, LLP.

CHANGE ORDER: VETERAN'S PARK RESTROOM CONSTRUCTION: There was an oversight in the original bid specifications and the cost to tile the restroom floors were not included. It will need to be added in as a change order.

This will add an additional \$2,796.00 to the original cost of the contract.

This was originally supposed to be part of the project and the funds are included in the construction budget for this project.

On a motion made by Eddie Bowman and seconded by, Joe Wesson the change order was approved.

REQUEST FOR ASSISTANCE: CHAMBER OF COMMERCE: Debra Ashley from the Chamber of Commerce spoke to the Council requesting monetary assistance. The Chamber is trying to create a website highlighting tourism opportunities in Caldwell County. They are currently looking for ways to generate funds to cover the cost of development and are asking for a donation of \$500.00 towards the cost of this project.

On a motion made by Gerelene Blevins and seconded by, Eddie Bowman action on this request was tabled until January's meeting.

PARKS AND RECREATION TRUST FUND GRANT APPLICATION: Sam Erwin from the Western Piedmont Council of Governments was on hand to discuss the Veteran's Parks and Recreation Trust Fund Grant (PART-F) application.

The total cost of phase two of the park is \$855,275.00. The PART-F grant would pay \$427,637.00 and the Town would match that amount. The PART-F grant allows up to three years completing the project. Town Administrator Robert Frye suggests spreading the Town's commitment over the next three budget years.

There will be a public information hearing from 5:30 – 6:00 p.m. before the Town Hall meeting on January 16, 2007.

On a motion made by Bob Gibbs and seconded by Joe Wesson the Town will apply for a Parks and Recreation Trust Fund Grant (Part-F).

PLANNING MATTERS:

SUBDIVISION FINAL APPROVAL: HAYE'S MILL LANDING PHASE 3: The Planning Board has reviewed the request from Walter Moore for the final approval of Haye's Mill Landing Phase 3.

Preliminary approval was granted in August 2005. Mr. Moore has since completed all necessary requirements for the final phase.

The Planning Board would recommend approval of Phase 3 in Haye's Mill Landing.

On a motion made by Joe Wesson and seconded by Joe Norman, the subdivision was approved. All were in favor.

SUBDIVISION FINAL APPROVAL: JANETTE'S WAY: The Planning Board has reviewed a request from Philip Bollinger for final approval of Janette's Way Major Subdivision.

The preliminary approval was granted in June 2005 and since that time; Mr. Bollinger has completed all requirements needed to finish the final phase.

The Planning Board would recommend approval of Janette's Way Major Subdivision located on Sawmills School Road.

On a motion made by Joe Norman and seconded by Eddie Bowman, the request was approved. All were in favor.

UPDATE: COUNTY STORMWATER PROGRAM: Bill Duquette, with Caldwell County Planning Department was on hand to talk about Caldwell County's Stormwater program. Mr. Duquette gave a brief update and handed out some information to Council on the timeline for the county's Stormwater program. (See attached).

REQUEST FOR SPECIAL COUNCIL MEETING: The Council decided to hold a special meeting in January 2007 to give the citizens of Sawmills a chance to voice their opinion on the Town possibly hiring a Sheriff's Deputy.

On a motion made by Joe Norman and seconded by Bob Gibbs, the special meeting will take place on January 9, 2007 at 6:00 p.m.

HOLIDAY OPERATING SCHEDULE: The Town offices will be closed Monday December 25, and Tuesday December 26 for the Christmas holiday. The offices will close again on Monday January 1 for the New Year's holiday.

On a motion made by Joe Wesson and seconded by Gerelene Blevins, the Offices will close at 12:00 p.m. on Friday December 22. All were in favor.

TOWN HALL MEETING SPEAKING POLICY: Joe Wesson asked that Council enforce the current rules for speaking during the Town Hall part of a Council meeting and enforce the adopted speaking policy. (See attached).

On a motion made by Joe Wesson and seconded by Joe Norman, the current rules will be in effect.

TOWN HALL MEETING: Jack Davis inquired if the expansion of the proposed sewer project area would delay or impact those areas previously shown as belonging to Phase 1. He was informed that the changes would not impact the previous area's.

Lloyd Carter stated that the Town's water and sewer rates were ridiculous.

Burns Potter would like to see a map where sewer lines are going. Town Administrator Frye told Mr. Potter and anyone else that would like to have a map can come to the Town Hall and pick one up.

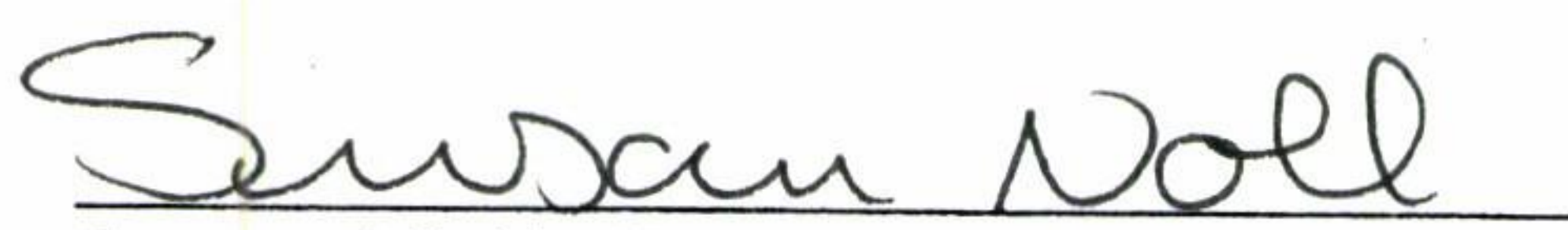
Kathy Davis asked about the sewer rate of \$69.00. Town Administrator Frye stated that \$69.00 would be an average cost for 5,000-gallon usage.

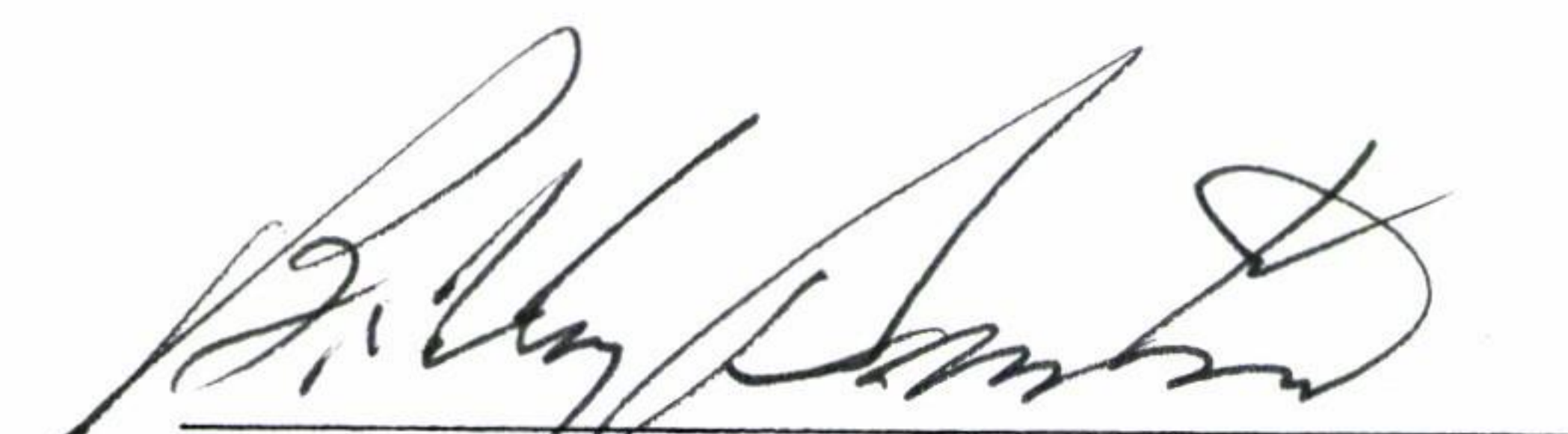
Susanne Lail wants a deputy for the Town. She was told that she could come to the special meeting in January and speak on this subject.

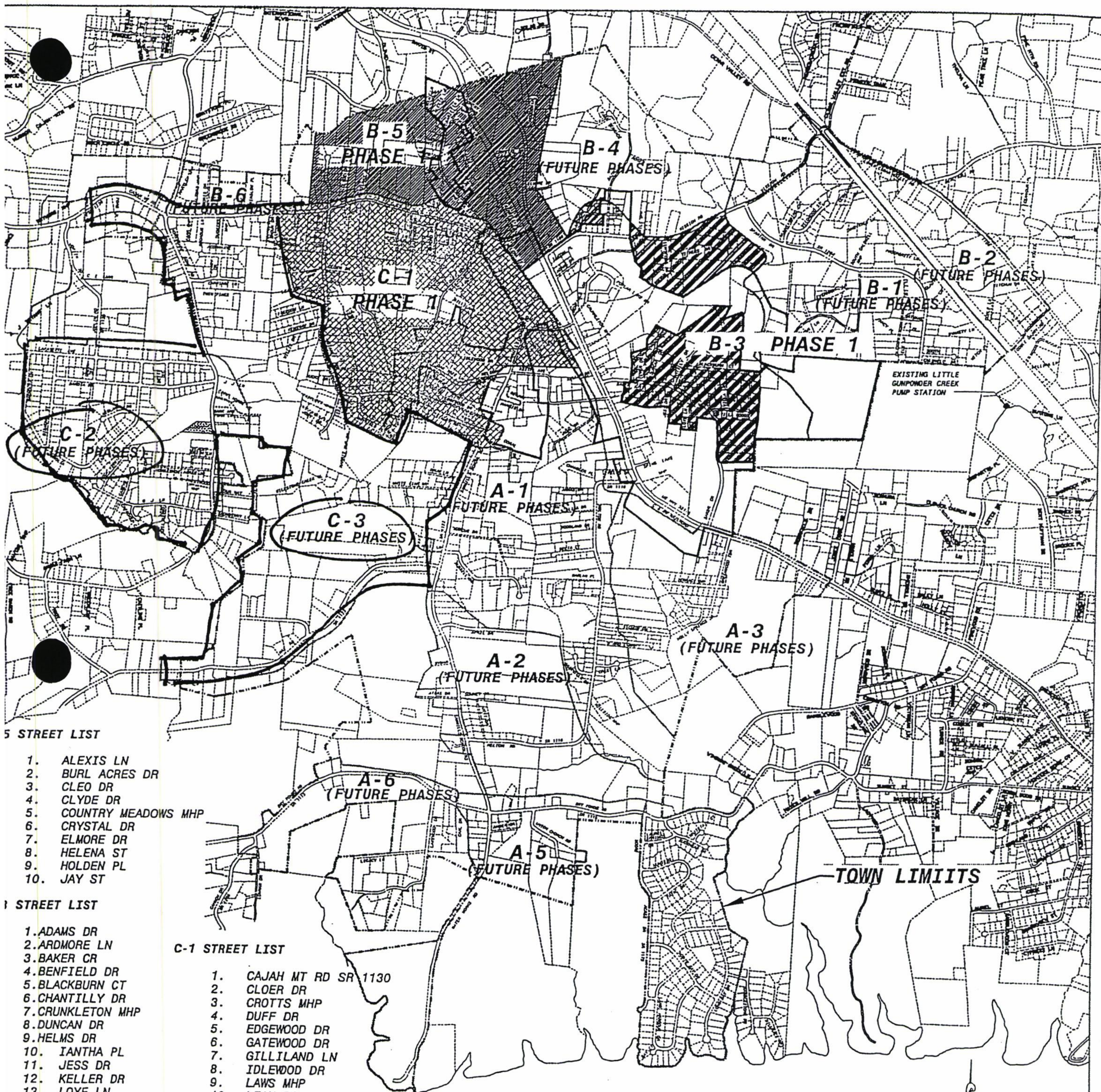
Don Farr wants to know if the special meeting in January is an open or closed meeting. He was informed that it is open to the public and if he wishes to speak, he will need to sign up before the meeting.

Janie Davis would like to know after the sewer is placed would it affect people with pools or those who water their lawn. Town Administrator Robert Frye explained that unless a person installs another meter they would be charged for watering their lawn.

ADJOURN: Mayor Austin asked for a motion to adjourn the meeting. On a motion made by Bob Gibbs and seconded by Joe Norman, the meeting adjourned at 7:25 p.m.


Susan Noll, Town Clerk


Bobby Austin, Mayor



5 STREET LIST

1. ALEXIS LN
2. BURL ACRES DR
3. CLEO DR
4. CLYDE DR
5. COUNTRY MEADOWS MHP
6. CRYSTAL DR
7. ELMORE DR
8. HELENA ST
9. HOLDEN PL
10. JAY ST

1 STREET LIST

1. ADAMS DR
2. ARDMORE LN
3. BAKER CR
4. BENFIELD DR
5. BLACKBURN CT
6. CHANTILLY DR
7. CRUNKLETON MHP
8. DUNCAN DR
9. HELMS DR
10. IANTHA PL
11. JESS DR
12. KELLER DR
13. LOYE LN
14. LUNSFORD DR
15. MISSION RD SR 1108
16. POPLAR LAKE DR
17. SPRING LAKE MHP
18. TOWER DR
19. US 321-A
20. VILLA LN
21. VILLA WOODS
22. WITHERS DR

C-1 STREET LIST

1. CAJAH MT RD SR 1130
2. CLOER DR
3. CROTTS MHP
4. DUFF DR
5. EDGEWOOD DR
6. GATEWOOD DR
7. GILLILAND LN
8. IDLEWOOD DR
9. LAWS MHP
10. LEAH DR
11. MAGGIE LN
12. MAYFIELD PL
13. NELSON MHP
14. OAK TREE LN
15. OXFORD DR
16. PAUL DR
17. RALPHS PL
18. SHOUN DR
19. STAMEY RD

TOWN OF SAWMILLS TOWN WIDE SEWER



405 South Sterling Street
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(828) 433-5661

Town Hall Meeting Speaking Policy

- A.) Persons wishing to address the Council must sign up to speak prior to the beginning of the meeting.
- C.) Persons wishing to address the Council must provide their name address and phone number.
- D.) Persons must state what it is that they wish to address Council about on the form provided. An example of such would be *Reason for addressing Council: Complaint about Garbage Pickup.*
- E.) Persons wishing to speak will be given 5 minutes in which to address the Council.
- F.) Verbal abuse, profanity, or threats against either Council or staff are not allowed and any citizen making such remarks will be asked to leave the meeting.
- G.) Council will take no action concerning any issue brought before them during a Town Hall meeting. Any necessary action by Council will occur at the next regularly scheduled Council meeting.
- H.) The Town Hall meeting is intended as a method for Town residents to make Council aware of their concerns or to ask questions about Town policies or operating procedures. It is not intended to be used as a platform for political campaigning either for or against a particular candidate.

Any person violating this policy will be asked to leave the meeting.

Approved April 18, 2006