

**Village of Misenheimer
Council Minutes
Community Building
May 14, 2012 7PM**

Council Present:	Michael Riemann, Mayor Michael Herron, Mayor Pro-Tem Michael Burrage, Finance Officer Jim Gulledge, Council Member Peter Edquist, Council Member Pam Humphrey, Clerk	Visitors Present:	Erik McGinnis, Police Chief Paul Key, Village Resident Erica Benjamin, SNAP
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Call to Order: Mayor Riemann called the Council meeting to order at 7:00 PM declaring a quorum present.

Introduction of Visitors: Visitors noted above were welcomed to the Council meeting.

Approval of Agenda: Herron made a Motion to revise the Agenda for the May 14, 2012 Council Meeting in order to allow Paul Key to speak after Item 4.-Approval of the April 9, 2012 and the April 12, 2012 Joint Council/Planning Board Meeting Minutes. Edquist seconded the Motion and it was approved by a vote of 5/0.

Approval of April 9, 2012 Minutes: Burrage made a Motion to accept the April 9, 2012 Minutes with no revisions. The Motion was seconded by Gulledge and was approved by a vote of 5/0.

Approval of April 12, 2012 Minutes: Edquist made a Motion to accept the April 12, 2012 Minutes with no revisions. The Motion was seconded by Herron and was approved by a vote of 5/0.

Paul Key, Village Resident, Commentary: Mr. Key was interested in the status of the proposed Noise/Nuisance Ordinance that Mayor Riemann prepared and provided Council at the March 12, 2012 Council Meeting for their review and comment. Mr. Key had reviewed the proposed Ordinance and had also recommended some changes to it. Mayor Riemann advised that the proposed Noise/Nuisance Ordinance has not been fully reviewed by Council at this date. Council may be able to address the proposed Noise/Nuisance Ordinance at the July 9, 2012 Council Meeting. There are concerns regarding crafting an Ordinance that is legally enforceable as well as complementary to other Ordinances needing to be developed for the Village.

Mr. Key advised that his concern focused on the rental property two doors down from him on Wesley Chapel Road that is usually rented to Pfeiffer University students. Mayor Riemann indicated that he had attempted to make phone contact with the property owner numerous times with no success. Police Chief McGinnis commented that the Police Department staffs more than one officer on duty when the University has special events such as Homecoming in order to be equipped to handle possible large groups of students.

Mr. Key concluded his remarks at 7:10PM and left the Council Meeting.

Stanly County Solid Waste Plan Resolution: Stanly County recently provided the Village with a copy of the County's Ten (10) Year Solid Waste Plan. Mayor Riemann and Pam Humphrey, Clerk, have been providing information to the County to update information related to the Village. The County is requesting that all municipalities in the County approve a Resolution approving the Solid Waste Plan that the Stanly County Commissioners are scheduled to review and approve at their June 2012 meeting. Burrage made a Motion that the Village approve the County's Solid Waste Plan pending receipt of the final updated plan. Edquist seconded the Motion and it was approved by a vote of 5/0.

Rocky River Rural Planning Organization (RRRPO): Mayor Riemann stated that there are concerns that the RRRPO that Stanly County is a member of may be at jeopardy if all of Union County is combined in to the Mecklenburg-Union Metropolitan Planning Organization (MUMPO). By current definition, a rural planning organization (RPO) is an organization consisting of three (3) to fourteen (14) counties (RRRPO currently comprised of Stanly, Anson, and rural

portions of Union) with a population of over 50,000. The Resolution that the RRRPO is requesting Council's approval is to support the modified definition of a RPO to consist of at least two (2) rural counties (Stanly and Anson) with a population of over 50,000. Herron made the Motion to approve the RRRPO Resolution as presented. Gullledge seconded the Motion and it was approved by a vote of 5/0.

Gray Stone Day School Scholarships for FY 12/13: Gray Stone Day School submitted two (2) scholarship candidates for Council's award consideration. One candidate will be attending Pfeiffer University and the other will be attending Meredith College. The scholarship award will total \$2,000 over a four year college term. Scholarships (\$250) are awarded each Fall and Spring semesters. Scholarship recipients must remain in college to continue to be eligible for their award.

Biographical and scholastic information regarding the candidates was provided by Gray Stone Day School staff for Council's consideration. Herron made the Motion to award the two Village of Misenheimer \$2,000 scholarships to the candidates recommended via a vote by Gray Stone Day School instructors. Edquist seconded the Motion and it was approved by a vote of 5/0. The FY 12/13 scholarships will be awarded on Friday, June 1, 2012 at 10:00AM at Gray Stone Day School.

Pfeiffer University Police Contract for FY 12/13 starting July 1, 2012: Mayor Riemann and Pam Humphrey, Clerk, met with R. Leslie, VP of Finance/CFO of Pfeiffer University, to discuss and negotiate the Village of Misenheimer's contract for Police services with Pfeiffer University for FY 12/13. The contract verbiage is the same as last year with the exception of the Village contributing \$20,000.00 vs. \$25,000.00 toward Police Department expenditures for FY 12/13. Approval of this contract will cap the Police Department proposed budget for FY 12/13 at \$240,000.00 (Pfeiffer University \$220,000.00 + Village of Misenheimer \$20,000.00). Burrage made the Motion to approve the FY 12/13 contract with Pfeiffer University for Police services. Herron seconded the Motion and it was approved by a vote of 5/0.

North Carolina Department of Transportation (NCDOT) Bridge Renovations and Possible Sidewalk Placements: Mayor Riemann stated that the NCDOT is in the planning stages of replacing the bridges on Wesley Chapel Road and Reeves Island Road during the summer of 2013. NCDOT will pay for the grading of sidewalks if we choose to provide sidewalks over the bridges. The Village must advise NCDOT now regarding which side of the bridges that the sidewalk grading and box placement must be designed. The Village must pay for the pouring of the concrete for the sidewalk. Powell Bill funds may be eligible for this type of sidewalk paving project. Herron made the Motion for Mayor Riemann to advise NCDOT to place the sidewalks as follows if one is facing the bridge:

- Right side of Wesley Chapel Road
- Left side of Reeves Island Road

Burrage seconded the Motion and it was approved by a vote of 5/0.

Administrative Reports for April 2012 and May 2012: Mayor Riemann advised Council regarding the following:

- **North Carolina Department of Transportation (NCDOT) Current Powell Bill Sidewalk Construction:**
 - Sidewalk easements have been obtain and filed with the Stanly County Register of Deeds. Pam Humphrey, Clerk, will be mailing filed copies to each property owner.
 - NCDOT has completed the sidewalk removal and grading.
 - The NCDOT sidewalk contractor is currently pouring the sidewalks.
 - Driveways will be poured last with fast curing concrete so as to minimize homeowner inconvenience.
 - There is a question regarding the pouring of the driveway at Holt Drive as it is the only access in for two (2) property owners.
 - An area of uncured sidewalk has been defaced.
- **Carolina Thread Trail (CTT) Grant Update:**
 - The Committee and Stewart Engineering are currently working with property owners to solicit and secure easement access to their property for the proposed CTT corridor route.
- **Chambers Engineering Sewer Study Update:**
 - A Final Study document was issued to each Council Member for their subsequent review and comment.
 - Gravity is a less expensive solution than a pump forced flow solution.

- **Flood Plain Grading:**
 - Recently Thompson Grading removed the barriers out of the creek that impeded its flow. They also removed brush from the creek banks.
 - Mayor Riemann indicated that he will inquire as to whether we can remove the sediment islands in the creeks in order to continue to improve its flow.
- **NCDOT Community (Misenheimer/Richfield/New London) Sidewalk Planning Grant Award Status:**
 - NCDOT has not advised us regarding the award status of the Community Sidewalk Planning Grant.
 - We anticipate NCDOT award or declination notification in June, 2012.
- **Stanly County Council of Governments (COG) Meeting Tues, May 29, 2012 at 6:30PM in Locust, NC:**
 - Mayor Riemann encouraged the other Council Members to attend this meeting if their schedules permit.

Police Chief McGinnis presented the March 2012 and April 2012 Police Reports for Council. Two (2) DUIs were processed in the Village per the reports.

Council Member Burrage asked Police Chief McGinnis if he had considered taking the 1997 Ford Crown Victoria Police vehicle whose check engine light is currently on to Galloways since N. Stanly Auto has not been successful in correcting the check engine light situation. With the check engine light on, the vehicle cannot pass the annual NC Inspection. If the vehicle cannot pass inspection, it cannot be tagged or driven. Police Chief McGinnis responded that he would check in to Council Member Burrage's request. The 1997 Crown Victoria Police vehicle may be more valuable for sale or salvage if the check engine light situation can be resolved.

Budget Planning Discussions:

- **FY 11/12 Budget vs. Actual Status at 5/3/12 (10 months)**-Pam Humphrey, Clerk, provided a report showing Revenues and Expenditures recorded for the ten (10) months of FY 11/12 for Council's review and comment.
- **FY 11/12 Budget Amendment Request-\$1,040 Clerk 401(k) Employer Contribution not originally budgeted**
 - Herron made a Motion to approve the \$1,040 FY 11/12 Budget Amendment request to fund the Clerk 401(k) Employer Contribution that was not originally budgeted. Edquist seconded the Motion and it was approved by a vote of 5/0.
- **FY 11/12 Police Vehicle Purchase and Financing (Police Chief McGinnis and Pam Humphrey, Clerk)**
 - Police Chief McGinnis recommends purchasing a 2012 silver Dodge V-8 Charger from Ilderton Chrysler/Jeep/Dodge in High Point, NC for the NC State contract price of \$21,930.00. Other makes and models of police vehicles were included in the purchase analysis.
 - Police vehicle add-ons are being estimated to be purchased and installed for no more than \$8,000.
 - The FY 11/12 Budget includes \$6,000 toward the financed purchase of a Police vehicle.
 - Request for Quotes (RFQ) went out to four (4) banks.
 - The BB&T estimated finance quote for \$30,000 for 60 months came in at the lowest interest rate of 2.91% and a monthly payment of approximately \$528.00.
 - Police Chief McGinnis advised Council that Ilderton would require a Purchase Order from the Village to hold the vehicle at its quoted price of \$21,930.00 until satisfactory financing arrangements were finalized by the Village. Burrage made the Motion to approve a Purchase Order to Ilderton for \$21,930.00 in order to hold the Police vehicle until satisfactory financing arrangements are finalized. Gullledge seconded the Motion and it was approved by a vote of 5/0.
 - Pam Humphrey, Clerk, advised Council that BB&T would require a Resolution to be signed by Council once financing details had been finalized. Herron made a Motion to approve for the Village to continue discussions and negotiations with BB&T to finance the Police vehicle and equipment add-ons for no more than \$30,000. Gullledge seconded the Motion and it was approved by a vote of 5/0.
- **FY 12/13 Proposed Budget (Presentation by Mayor Riemann, Burrage-Finance Officer, and Pam Humphrey, Clerk)**
 - A proposed FY 12/13 Summary and Detail Budget was presented to Council for their review and comment.
 - **The following Revenue related items are included in the Proposed FY 12/13 Budget:**
 - The property tax rate will remain at .22 per \$100 of real property for FY 12/13.

- The rate to apportion to the Richfield Misenheimer Fire Department for fire and rescue will remain at .07 of the total .22 property tax rate for FY 12/13.
- Revenues for FY 12/13 are budgeted closely to the budgeted Revenues for FY 11/12.
- The Village anticipates being eligible to receive NCDOT Powell Bill funds during FY 12/13 as the .15 mile of Colony Apartment Road was acquired by the Village from NCDOT's maintenance responsibilities during FY 11/12.
- Pfeiffer University has agreed to renew the contract for Police services for FY 12/13 at the same amount of \$220,000.00 per year which is the same as the amount for FY 11/12. Council approved the contract terms at the May 14, 2012 Council Meeting.
- **The following Personnel related items were included in the Proposed FY 12/13 Budget:**
 - There will be no salary rate increases for employees during FY 12/13.
 - The FY 12/13 Budget assumes no employer rate increases or salary ceiling amount increases for payroll related taxes.
 - The 401(k) plan employer contribution will remain at 5% for employees eligible to participate in the 401(k) plan.
 - Health, Dental, Life, & Accidental Death & Dismemberment (AD&D) insurance renews March 1, 2013. The FY 12/13 Budget assumes a 20% increase in health insurance premiums and a 10% increase in dental insurance premiums.
 - The NC State Retirement (LRS) employer contributions will be reduced to 7.21 % for LOGS and 6.74% for LOCL starting July 1, 2012.
 - The Police Department will increase their staff to five (5) full time officers from four (4) full time officers starting July 1, 2012. Part time officer usage will be minimal.
 - The Police Department is budgeting for possible staff promotions during FY 12/13.
 - The Clerk will increase her hours to a full time status of thirty (30) hours per week along with being designated as Town Administrator/Clerk/Deputy Finance Officer. Full time benefits will be provided.
 - The Police Chief will be trained to assume the Zoning and Flood Plain Officer responsibilities. A \$1,000.00 stipend will be added to his compensation for FY 12/13.
- **The following Capital Purchases and Improvements were included in the Proposed FY 12/13 Budget:**
 - The Police Department has budgeted for the purchase of a 2012 Dodge Charger Police vehicle in FY 11/12. Twelve (12) vehicle payments toward a sixty (60) month loan proposed to be initiated in July 2012 are budgeted for FY 12/13. The 1997 Ford Crown Victoria police vehicle will be retired. The other remaining Police vehicles will include a 2008 Ford Crown Victoria and a 2004 Ford Explorer.
 - Phase 1B has been budgeted for the continued restoration of the historic Gladstone Academy property on Wesley Chapel Road. This phase includes foundation leveling and restoration along with the interior floor being rebuilt and protected. The estimated cost for this phase from Southern Home Management is \$38,850.00.
 - Gutters and hand rails at the entrance steps are planned as improvements at the Community Building on Lions Club Road.
- **The following Expenditures of note were included in the Proposed FY 12/13 Budget:**
 - The Police Department Budget for FY 12/13 includes funding of \$20,000.00 from the Village. The entire Budget for the Police Department totals \$240,000.00 (\$220,000.00 from Pfeiffer University and \$20,000.00 from the Village).
 - The Police Department Budget for FY 12/13 includes an estimated net amount of \$202 for increased vehicle insurance for the addition of the 2012 Dodge Charger and the retirement of the 1997 Ford Crown Victoria.
 - The General Government Budget for FY 12/13 includes property and liability insurance estimated expenditure of \$556 for the historical Gladstone Academy property.

- The General Government Budget for FY 12/13 includes utilizing the estimated Powell Bill revenues of \$13,000 received during FY 12/13 toward sidewalk and/or road improvements.
- The Zoning Budget for FY 12/13 includes \$1,137.00 for Village Land Use/Ordinance Planning.
- The Solid Waste Budget for FY 12/13 includes an estimated increase in solid waste and recycling pick up rates by 2.4% based upon the estimated Consumer Price Index (CPI) at July 1, 2012 (contract renewal date).
- The FY 12/13 Budget does not estimate a Fund Balance Appropriation (Revenues = Expenditures)
- **FY 11/12 Proposed Budget Planning Meeting Date(s):** Council announced that a Public Hearing will be held on Monday, June 11, 2012 at 7PM at the Community Building to review and discuss the FY 12/13 Proposed Budget. A notice will be provided in the Stanly News and Press to advise the Public of the Public Hearing. In addition, once the Public Hearing portion of the meeting is concluded, the Council will convene for the regularly scheduled monthly Council Meeting to address the approval of the FY 12/13 Budget and other items that may be included on the June 11, 2012 Agenda.

Closed Session Discussion:

- Closed Session-Personnel and Property: Mayor Riemann requested a Motion to go into Closed Session for purposes allowed by State Statute 143-318.11 (a)(6) and State Statute 143-318.11 (a)(5). Herron made the Motion to go into Closed Session. Burrage seconded the Motion and it was approved by a vote of 5/0. Once Closed Session was concluded, Herron made the Motion to return to Open Session. Edquist seconded the Motion and it was approved by a vote of 4/0 (Gulledge left the meeting at 9PM at the start of the Closed Session).

Other Business: Herron made a Motion to seal the March 12, 2012 Closed Minutes of Session #1-Personnel. Burrage seconded the Motion and it was approved by a vote of 4/0.

Adjournment: The Council adjourned the meeting at 9:10 PM.

- **A Public Hearing will be held on Monday, June 11, 2012 at 7PM to review and discuss the FY 12/13 Proposed Budget. Following the conclusion of the Public Hearing portion of the meeting, Council will convene for the regularly scheduled monthly Council Meeting to address the approval of the FY 12/13 Budget and other items that may be included on the June 11, 2012 Agenda.**