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April 12, 2011

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**MINUTES OF THE
SUMMERFIELD TOWN COUNCIL
SUMMERFIELD COMMUNITY CENTER
APRIL 12, 2011
6:30 PM**

NOTE: The official minutes are a CD recording of the meeting. The following is a summary of the events of the meeting.

The meeting was called to order at 6:32 pm by Mark Brown.

The invocation was led by Linda Southard, followed by the Pledge of Allegiance, led by Boy Scout Troop 103.

INTRODUCTIONS:

Council:

Mark Brown, Mayor
Dena Barnes
Alicia Flowers
Dianne Laughlin
Bob Williams
John Wray Jr.

Staff:

Michael Brandt, Town Manager
Valarie Halvorsen, Town Clerk
William Hill, Town Attorney
George Holub, Parks & Rec Supervisor
Chris Anderson, Town Planner
Dana Luther, Finance Officer

CONSENT AGENDA:

Brown recommended moving 13B Proclamation in Memory of William Gordon to 6A and adding a Closed Session as item 16A.

Barnes made a motion to approve the Consent Agenda *as amended*, including the meeting agenda, Financial Report, and approval of the February 21 and March 8, 2011 meetings. The motion was seconded by Williams and carried unanimously.

PROCLAMATION IN MEMORY OF WILLIAM (BILL) GORDON

Brown read the proclamation which is hereby incorporated into these minutes:

WHEREAS, on behalf of the Town of Summerfield, we wish to extend our sincere condolences on the passing of William Dean "Bill" Gordon; and

WHEREAS, Bill Gordon was a tireless supporter of Town events and its citizens; and

WHEREAS, Bill Gordon served this community in various capacities, including donating his time and talents as a member of the Historical Committee, Comprehensive Plan Steering Committee, Summerfield Road Special Area Plan Committee and photographing and framing images of Town events, people and places; and

WHEREAS, Bill Gordon's efforts led to the creation of the Summerfield National Register Historic District, the Welcome banners that can be seen along Summerfield Road, and the initiation of the effort to nominate the historic Rock Gym for inclusion on the National Historic Register; and

WHEREAS, Bill Gordon earned the respect, admiration and high regard of all with whom he came into contact, and our community has sustained a great loss in his death.

NOW, THEREFORE, the Town Council of the Town of Summerfield, on behalf of its constituency and citizenry, extends its sincerest sympathies upon the passing of Bill Gordon.

Proclaimed this 12th day of April 2011.

SPEAKERS FROM THE FLOOR

Dwayne Crawford, 1106 NC Hwy 150 W, questioned the necessity of creating a Parks & Recreation Department and feels it is not in keeping with Limited Services Local Government.

COMMITTEE REPORTS:

- A. Finance:** Luther said the next meeting April 26 would be a joint meeting of the Finance Committee and Town Council to hear committee budget presentations.
- B. Historical:** Linda Southard discussed the March 31 meeting during which special guest Dewey Trogdon spoke about the A&Y Railroad. She noted it was very interesting and well attended.
- C. Parks & Rec:** Jane Doggett reported the committee is working on their budget and event planning and noted there were openings on the committee for interested volunteers. The next meeting is May 5.
- D. Public Safety:** Brandt reported that safety inspections had been done on Town Hall and the park facilities and a few issues that arose from that are being taken care of. The next meeting is May 18.
- E. Founders' Day:** Brown stated the event will take place May 14.
- F. SFD Rd/Development Ord.:** Wray said the SFD Rd committee met in March to review maps: the next meeting is April 18.

PUBLIC HEARINGS

A. Rezoning Case #01-11 RS-30, SC to CU-LB, SC The property is located at 7610 Brisbane Dr, being Guilford County tax map #0146870. This parcel, located in Bruce Township, includes approximately .74 acres and is located just north of the intersection of Oak Ridge Rd and Brisbane Dr. The parcel is owned by Patrick and Deborah Jenks.

Anderson described the case, noting that the Zoning Board recommended limiting the 26 potential uses to 19 and recommended approval 5 to 0.

Brown opened the Public Hearing at 6:55 pm.

Proponents

Patrick Jenks, property owner requested approval, stating the intent was to use the house as a Bridal Cottage, that four to five parking spaces and landscaping would be put in.

Linda Southard, 4109 Oak Ridge Rd lives next door to Gray Gables and says she has not had any problems with events held there. She feels it is a great business and is supportive of the rezoning.

Opponents

Terry Parrish, 7611 Brisbane Rd, says she is not against the rezoning, but has concerns about parking and hours of operation.

Brown closed the Public Hearing at 7:05 pm

Following brief discussion, Wray made a motion to approve Rezoning Case #01-11 RS-30, SC to CU-LB, SC with the 19 conditions recommended by the zoning board, based on Goal 1 of the Comprehensive Plan Appropriate. Limited Commercial Development. The motion was seconded by Williams and carried unanimously.

B. Voluntary Agricultural District The Town of Summerfield is considering allowing Voluntary Agricultural Districts within the Town limits under an agreement with Guilford County.

William Wickliff of Guilford County Cooperative Extension explained the program, noting that it is a voluntary 10 year easement to not develop land which can be rescinded by writing a letter.

Brown opened the Public Hearing at 7:19 pm

Proponents

Jane Doggett, 7986 Highfill Rd thinks it is a great idea that should have been brought forth 20 years ago. She feels it is in the best interests of Summerfield to approve.

Beth Kaplan, 7979 Highfill Rd agrees and requested approval.

Brown closed the Public Hearing at 7:20 pm

Barnes made a motion to approve the Memorandum of Understanding Between the County of Guilford and Town of Summerfield, NC Regarding Voluntary Agricultural Districts. The motion was seconded by Flowers and carried unanimously.

BUSINESS FROM TOWN MANAGER

A. Discussion of Stormwater Program for New Development

Anderson stated on March 10, 2011, the North Carolina Environmental Management Commission (EMC) approved a Model Local Stormwater Program for New Development. This is as required by the Jordan New Development Stormwater Rule, State Statute. Local governments are given 6 months to return their programs for Commission approval. This is one of the 13 steps that will be incorporated to address the Jordan Lake Rules.

Anderson noted this was for informational purposes only and it would be brought back before council for approval in July or August.

B. Discussion Regarding the Creation of a Parks and Recreation Department

Brandt stated the main reason for doing this was to separate out expenses of running and maintaining park facilities from the Parks & Rec committee budget. This change will provide a clear separation between the committee and the department and the tasks they are responsible for. He recommended moving Holub and Franks to this department and changing Holub's title to Park and Facilities Supervisor with the following duties: Landscape and Grounds Maintenance, Construction Supervision, Facilities Planning, Facilities Budgeting including CIP and Sports League Liaison. Frank's title would change to Parks and Recreation Programs Supervisor with the following duties: Recreation Programming (with the exception of Sports Leagues), Special Projects, Volunteer Coordinator, SPARC Liaison, Program Budgeting and Concessions. He further recommended that when the budget is brought forth, that council consider increasing Frank's hours from 19 to 30.

Flowers feels that this is "growing government".

Following much discussion, Wray made a motion to create a separate Parks and Recreation Department in the budget without hiring any additional staff. The motion was seconded by Williams and carried 4 to 1. Flowers opposed.

C. Discussion of Community Events

Brandt stated at a previous Town Council meeting he made the statement that the cost of preparing the property for Founders' Day would come out of the Founders' Day budget. This was an incorrect statement, site preparation is going to be expensed to maintenance for town properties, since the site work was 1) un-anticipated when the budget was developed, and 2) the site prep allows the property to be used for other Town events or activities, so Founders' Day should not bear the cost.

Brandt also requested approval of funds for a Music In the Park event to occur in September of next year. Since this is in the next FY budget, there are no funds for planning of the event. Deposits must be made on equipment, and other preparatory work. He noted that beginning with the next budget, programming expenses would be included from July 1 through the following September to account for deposits for events in the following fiscal year.

Barnes asked about parking and Brandt replied that the school construction should be completed by then.

Wray made a motion to approve up to \$1000 to pre pay for the Music in the Park event. The motion was seconded by Williams. Flowers asked if the motion was approving funds from an upcoming budget. Brandt replied that it was in essence approving a small amount of next year's budget. He noted that beginning with the next budget, he would be requesting approval of programming expenses from July 1 through the following September to account for deposits for events in the following fiscal year. Brown called for a vote. The motion passed unanimously.

D. Report on Meetings or Activities (if any)

Brandt attended the PTCOG Manager Meeting. Anderson attended a meeting about forming a Stormwater Association to fight the Jordan Lake Rules.

BUSINESS FROM COUNCIL

A. Appoint Sandy Douth to Founders' Day Committee

Brown stated the applicant lives in Greensboro and works at the Bank of Oak Ridge. Laughlin and Williams have both worked with Douth in the past on other committees.

Wray made a motion to appoint Sandy Douth as an ex-officio member of the Founders' Day Committee. The motion was seconded by Laughlin and carried unanimously.

Luther, Anderson and Holub were excused from the remainder of the meeting.

BUSINESS FROM THE MAYOR

Brown and Barnes read the Proclamations, which are hereby incorporated into these minutes:

A. Resolution Supporting the City of Greensboro In revising and or Repealing the Jordan Lake Watershed Rules

WHEREAS, The Jordan Lake Rules were adopted at a time before the depth and breadth of the current economic decline was realized by parties to both the negotiations and the enactment of this legislation; and

WHEREAS, Enforcement of the Wastewater Discharge Rule 15A NCAC 02.B .0270 no later than calendar year 2016 in the current economic climate will severely deplete the available resources of the local municipal and county governments; and

WHEREAS, The potential for the existing development retrofit rule requirements for the Haw River beginning in 2017 will place an undue burden on an already overtaxed economy; and

WHEREAS, Not all affected local governments have the necessary manpower to implement the required stormwater permitting under the Rules; and

WHEREAS, The Jordan Lake Rules are an unfunded mandate which place further economic strain upon local governments; and

WHEREAS, Executive Order No. 70 (Rules Modification and Improvement Program) specifically states it shall guide the drafting, adoption, modification, and review of any rules and regulations and rules shall not impose undue burden upon persons or entities who must comply with the rules; and

WHEREAS, The current economic realities require the Wastewater Discharge Rule implementation be delayed for four (4) years until 2020, and the initial monitoring of the Haw River, the potential Stage Two Adaptive Management Program, and the Stormwater Management for New Development requirements, be delayed until March 1, 2020.

BE IT THEREFORE RESOLVED that the Town Council of the Town of Summerfield hereby joins in efforts to delay the implementation of the Jordan Lake Rules and to specifically delay the implementation of Session Law 2009-269, Section 2. (b), from 2016 to 2020, to delay the monitoring report and the potential Stage Two Adaptive Management Program set out in Section 3. (d)(2) a., from March 1, 2017 until March 1, 2020, and to delay the implementation of the Stormwater Management for New Development requirements as specified in the Jordan Lake Rules until March 1, 2020.

Adopted on this the 12th day of April, 2011.

C. Proclamation - National Volunteer Week

WHEREAS, a basic ingredient in the foundation of this nation is the voluntary acceptance of initiative and responsibility by private citizens and voluntary organizations, a fact largely responsible for the progress and development of our great country; and **WHEREAS**, many citizens of this community contribute to the well-being of fellow residents and the welfare of all our citizens by giving tirelessly of their time and energy to make a real difference in the lives of children, adults and the elderly without desire for recognition, remuneration or personal gain; and

WHEREAS, for many years these individuals and organizations have worked quietly, often unnoticed and unappreciated by the general public; and

WHEREAS, since 1974 the United States has celebrated National Volunteer Week every third week in April in order to recognize the contribution of our amazing volunteers.

NOW, THEREFORE, the Town Council of the Town of Summerfield proclaims April 17 through 23 as

NATIONAL VOLUNTEER WEEK

and give recognition and appreciation to all volunteers, and urge all citizens to be aware of the contributions made by our committees and volunteer workers and to give recognition to these individuals and organizations for their valuable contributions in the quality of life in our community.

Proclaimed this 12th day of April, 2011.

D. Proclamation - Day of Prayer

WHEREAS, Civic prayers and national days of prayer have a long and venerable history in our constitutional republic, dating back to the First Continental Congress in 1775; and

WHEREAS, The Declaration of Independence, our first statement as Americans of national purpose and identity, made "the Laws of Nature and Nature's God" the foundation of our United States of America and asserted that people have inalienable rights that are God-given; and

WHEREAS, The Supreme Court has affirmed the right of state legislature to open their sessions with prayer and the Supreme Court and the U.S. Congress themselves begin each day with prayer; and

WHEREAS, In 1988, legislation setting aside the first Thursday in May in each year as a National Day of Prayer was passed unanimously by both Houses of Congress and signed by President Ronald Reagan; and

WHEREAS, The National Day of Prayer is an opportunity for Americans of all faiths to join in united prayer to acknowledge our dependence on God, to give thanks for blessings received, to request healing for wounds endured, and to ask God to guide our leaders and bring wholeness to the United States and her citizens; and

WHEREAS, It is fitting and proper to give thanks to God by observing a day of prayer in the Town of Summerfield when all may acknowledge our blessings and express gratitude for them, while recognizing the need for strengthening religious and moral values in our State and nation;

NOW, THEREFORE, the Town Council of the Town of Summerfield proclaims the **first Thursday in May 2011**, to be designated as

"A DAY OF PRAYER IN SUMMERFIELD, NORTH CAROLINA"

and encourage the citizens of Summerfield to observe the day in ways appropriate to its importance and significance.

Proclaimed this the 12th day of April 2011.

E. Proclamation - Municipal Clerks Week

WHEREAS, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world; and, the Office of the Municipal Clerk is the oldest among public servants; and

WHEREAS, The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all, and the Municipal Clerk serves as the information center on functions of local government and community, and

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province and international professional organizations, and

WHEREAS, It is with much appreciation that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW, THEREFORE, the Town Council of the Town of Summerfield proclaims the week of May 1 through May 7, 2011, as Municipal Clerk Week, and further extend appreciation to our Municipal Clerk,

Valarie R. Halvorsen

and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent and encourage the community join us in this recognition.

Proclaimed this the 12th day of April 2011.

F. Proclamation - Certified Public Accountants Week

WHEREAS, the fiscal health and well-being of Summerfield citizens, businesses and institutions is critical to the continued vitality and prosperity of the Town; and

WHEREAS, Certified Public Accountants have achieved the education and professional experience requirements to become licensed and passed the rigorous Uniform CPA Examination; and

WHEREAS, CPAs must uphold high standards of ethics, professionalism and knowledge by maintaining and enhancing their skills through lifelong continuing professional education, and provide valuable accounting and auditing services, management advisory services, individual and corporate tax and financial planning advice and countless other services; and

WHEREAS, CPAs continuously draw upon their unique knowledge and experiences to provide sound, reliable financial counsel in order to protect and promote the growth of business, the soundness of government operations, the excellence of higher education and the confidence of investors in the Town of Summerfield, the state of North Carolina, and throughout the United States of America; and

WHEREAS, it is fitting to recognize CPAs' contributions to the financial well-being and success of citizens and commerce in the Town of Summerfield and across the nation; and

NOW, THEREFORE, the Town Council of the Town of Summerfield proclaims the week of April 10 through April 16, 2011, as Certified Public Accountants Week, and further extend appreciation to our Town Finance Officer,

Dana M. Luther, CPA

and to all CPAs for the vital services they perform and their exemplary dedication and encourage the community join us in this recognition.

Proclaimed this the 12th day of April 2011.

G. Report on meetings or activities (if any)

Brown reported on the following meetings: March 10 site visit to Kernersville Medical Center, March 15 Guilford County Commissioners meeting, March 18 Mayors Meeting in Pleasant Garden, March 22 ABC Board meeting, and April 6 NCLM Legislative Update meeting in Archdale.

OTHER BUSINESS

Brown asked council to complete Town Manager evaluations and return them to him during the May meeting. Brown announced the A&Y Greenway Community "Walk-In" would be April 26 at Stokesdale Town Hall and April 27 at Summerfield Athletic Park Field House from 11am to 7pm each day. The purpose is for interested citizens to give input about what they would like to see in the trail.

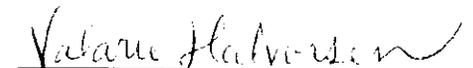
Wray made a motion at 8:27 pm to enter into Closed Session to discuss honoraria. The motion was seconded by Barnes and carried unanimously.

Wray made a motion at 8:33 pm to return to Open Session. The motion was seconded by Barnes and carried unanimously.

With no further business before the Town Council, a motion was made at 8:33 pm by Barnes to adjourn. The motion was seconded by Flowers and carried unanimously.



Mark E. Brown, Mayor



Valarie Halvorsen, Town Clerk