

## TOWN OF BAILEY

The Regular Meeting of the Bailey Town Board was held in the Bailey Town Hall on June 18, 2018 at 7:00 pm.

The following members of the Bailey Town Board were present: Mayor Thomas Richards, Commissioners Allen Daniels, Dwan Finch, Shelley Carroll, Troy Conner, and Town Administrator Timothy Johnson. Commissioner Bissette was not present at the meeting.

### **Called the meeting to order:**

Mayor Richards called the meeting to order and opened the meeting and welcomed all guests who were attending the meeting. Mayor Richards asked the Board to approve an amendment to the Agenda. He asked for a motion to approve the following items to be added to New Business.

1. Rejection or Acceptance of Resolution for State Reserve Grant of \$234,000.00
2. Rejection or Acceptance of Resolution for State Reserve Loan of \$234,000.00
3. Rejection or Acceptance of Capital Outlay Ordinance
4. Approval of Budget Amendment for 2017-2018

The amendment to the June 2018 Regular Meeting Agenda was unanimously approved upon a motion by Commissioner Bullard and seconded by Commissioner Conner. (4 affirm); (0 Nays)

### **Approval of minutes and financial statement:**

The financial statement for May 2018 and the minutes for the Regular Board Meeting of May 2018 were unanimously approved upon a motion by Commissioner Conner and seconded by Commissioner Finch. (4 affirm); (0 nays)

### **Agenda items:**

**Bailey Chamber of Commerce:** Cecil Hawley, President of the Bailey Chamber of Commerce stated that the only (2) things he had was that the Miss Bailey Pageant was set for Saturday, November 10, 2018 and the Bailey Christmas Parade has been set for Saturday, December 1, 2018.

**Envirolink;** JP McCann, representative of Envirolink, was present and had nothing additional to report other than to state that the board had the monthly report in front of them and that if they had any questions he would be more than happy to answer their questions.

He indicated the following:

1. That there were 47 works orders received.
2. That there were 338 meters read.
3. That there was 1.51 million gallons of water pumped.
4. That there was 2.18 million gallons of waste water processed.
5. That there were 309 water customers billed / 252 sewer customers billed.

He stated that there were some cemetery issues that he had been discussing with Commissioner Bullard on and that he had spoken with Ashley from his team on the few remaining potholes that were left in Town and that they should be taken care of by the next business day. He again covered the issue with 6689 Elm St in reference to the properties and having houses on one service tap. He also stated that they had thought to add an additional cleanout to the line but it would make it a sewer main which would be unacceptable. Robert Strickland talked to the home owner, Mr. Cox, and he stated that he would not be satisfied until it was dug up and proved that they were on sewer service. Mr. McCann stated that since they were at this junction that there was nothing further that Envirolink could do and he was bringing it to Council for resolution. Commissioner Daniels stated that the last time that we talked there was discussion of doing a smoke test. Mr. McCann stated that CCTV was done instead. Commissioner Daniels stated that he understood that but thought they were going to do a smoke test. Mr. Strickland stated that Mr. Cox was not going to be satisfied until it was dug up and proved to him that he is not hooked up to the septic tank. Commissioner Daniels stated that he knew that Mr. Cox was not there when they did it. Mr. McCann stated that it appears that it is getting pushed back onto Envirolink and it's a problem. Commissioner Daniels stated that he knew the customer was going to have a problem and argue about the issue.

Commissioner Conner stated that it was probably hard to get him there because he works during the week. Mr. Strickland stated that the simplest way of handling this would be to get permission from the home owner that has the septic tank on his property and digging the yard to prove that he was not on the septic tank and on the sewer line. Administrator Johnson stated that Mr. Deal was home all week and he wants someone to call him because he is willing to have his yard dug up to find out what it is going on. Commissioner Daniels then stated that it was his understanding that while under the moratorium that we could not add another tap. Administrator Johnson stated that if we could prove that we had two locations on one service tap then we could add another tap to separate the service entry for both locations. Commissioner Daniels asked how hard is it to do a smoke test. Mr. Strickland said it was not hard but you have to put out a notice because you are going to be smoking up other people's homes. Mr. McCann stated that it will happen because of the time that they would want to do the testing. Commissioner Bullard stated that you already have the video so the next step would be to show him that. Commissioner Daniel stated that if Mr. Strickland could meet with him and Mr. Cox and show Mr. Cox all that he needed to see would that work. Mr. Strickland stated to just let me know when. Mr. McCann asked Mr. Johnson again if Mr. Deal was home all week and Mr. Johnson stated yes and that he would be more than happy to provide his number. Mr. McCann stated that was all that he had at that time to discuss with the Board.

### **Public Comment:**

Mayor Richards opened the public comment section. Cecil Hawley stated that at the last meeting he stated that the Town had close to \$500,000 in this building. He then stated that Mr. Johnson had advised that the Town only had approximately \$346,000 in this building and that we currently owe about \$280,000 on it. He then stated that as you can see we have another leak as you can see in the tiles that are directly behind you which means that we are still adding repairs to this place. His other question was the property transfer for a regular old tax took two months. For him to get a few rocks at Benson St Ext it took over 2 months. So if Mr. Johnson had not put this in the meeting minutes no tax payer would have known about this that the Town of Bailey transferred property over to Commissioner Jerry Bissette without it being on the agenda. Mr. Hawley stated that as Mr. Ervin Powell has stated that unless you sit on that side it takes a lot of time in order to get anything done.

Mike Finch came speaking on behalf of Bailey United Methodist in reference to a problem with a sewer line up and he wanted to know what the Town had discussed on getting the problem fixed. Commissioner Conner stated that he was the Water/Sewer Commissioner and that he had been out of Town for a month but that Jane and him had rode down to the parking lot at the church and he sees a hole and advised that they dig out a 2' x 2' area so that they could see what was really going on. Mr. McCann stated that they did not believe that there is a sewer leak there. Robert Strickland stated that it appears that the ground just gave way over a period of time. Commissioner Conner stated that he told her that he would like to see the Town help get this fixed. Mr. Finch stated that is correct and the right response because it is a public alley and right-a-way that the church does not own it and it should not have been issue in the first place. Administrator Johnson asked if it was in the alley way or if it was in the parking lot. Commissioner Bullard stated that this was an alley way because Southern Bank wanted to do something and they had to get permission from the Town in order to do it. Administrator Johnson stated that he would need to verify that it was an alley way by deed.

Since no one else wanted to speak Mayor Richards closed the public comment section.

### **Old Business:**

**Status with Mr. Cox and Mr. Deal on new sewer tap for 6689 Elm St Work Authorization Request from Envirolink** – Mayor Richards asked for the status. This was discussed by Mr. McCann earlier in the meeting.

**Status of Effluent Pump #2 with Charles Underwood** – Mayor Richards asked for the status. Mr. McCann stated that it had not been received as of the meeting but would follow up with Administrator Johnson.

**Status of Effluent Pump #1 Quotes**– The quote for Charles Underwood for the amount of \$4984.00 less tax and shipping was unanimously approved upon a motion by Commissioner Daniels and seconded by Commissioner Conner. (4 affirm); (0 nays)

**Status on Taser Quotes** – Mayor Richards asked Chief Bullock about the Taser quotes. Chief Bullock stated that he would recommend the X26P rather than the X2. The quote for the X26P is for \$1853.00. Mayor Richards stated he was ok with it as long as the Chief was. Commissioner Daniels asked how many times the Police department has used the Taser. Chief Bullock stated that he has had to use the Taser at least 4 times and it

works really well. The quote from AXON for the X26P in the amount of \$1853.00 was unanimously approved upon a motion by Commissioner Bullard and seconded by Commissioner Daniels. (5 affirm); (0 nays)

#### **New Business:**

**Acceptance or Rejection of Proposed Budget for FY 2018 – 2019** – A motion was made to accept the Proposed Budget for FY 2018 – 2019 by Commissioner Conner and seconded by Commissioner Bullard but was not approved during the regular meeting. The votes were as follows:

- (2) Affirm – Commissioner Conner, Commissioner Bullard
- (3) Nays – Commissioner Daniels, Commissioner Finch, Mayor Richards
- (1) Absentee – Commissioner Bissette was not present at the meeting.

Administrator Johnson stated to the Board that since they did not pass a Budget for the 2018 – 2019 fiscal year that the Town of Bailey will shut down effective July 1, 2018 until such time that an approved Budget was passed. He requested that the Board of Commissioners set a workshop date. Mayor Richards asked the Board when they would like to meet. After some discussion the Board agreed to meet Wednesday, June 20, 2018 at 6pm for a budget workshop meeting.

**Request to adjust late fees from citizen Janet Goforth** – Mayor Richards asked about the citizens request. Administrator Johnson stated that Miss Goforth sent an email in with a request to adjust the penalties on her account. Administrator Johnson advised her that she used a bill pay company that the Town of Bailey is not affiliated with at all. She was adamant that she paid it through the internet on the 15<sup>th</sup> and because she had verification that she did and because she did her part that we should not have applied penalties against her. I told her that the bill pay company sent her payment to us in the form of a check so unfortunately it was not received in our office by the 15<sup>th</sup> so penalties would apply to her account. I told her that I would bring it before the Board for them to consider. After some discussion the Board denied the request to wave the penalty charges on Miss Goforth's account.

**Resolution to accept/reject State Reserve Grant** – Mayor Richards read the resolution as it was presented to the full Board. A motion to accept the Resolution was made by Commissioner Conner and seconded by Commissioner Daniels and was unanimously approved. (4 affirm); (0 nays)

**Resolution to accept/reject Reserve Loan** – Mayor Richards read the resolution as it was presented to the full Board. A motion to accept the Resolution was made by Commissioner Conner and seconded by Commissioner Bullard and was unanimously approved. (4 affirm); (0 nays)

**Request to accept/reject Water Filtration Capital Ordinance Project** – Mayor Richards read the Ordinance as it was presented to the full Board. A motion to accept the Ordinance was made by Commissioner and Conner seconded by Commissioner Finch and was unanimously approved. (4 affirm); (0 nays)

**Budget Amendment for fiscal year 2017 – 2018** – Administrator Johnson stated that revenue in the Cemetery Asset line item needed to be recognized so that it could be used in an expense line item that was over budget. The line items to be decreased was the revenue line item 15-379-0000 for \$7050.00 and revenue line item 15-379-0300 for \$2650.00 and the line item to be increased under the expense was 15-640-4500 for \$9700.00 A motion to accept the budget amendment was made by Commissioner Conner and seconded by Commissioner Bullard and was unanimously approved. (4 affirm); (0 nays)

#### **Commissioner's remarks:**

Commissioner Conner asked Envirolink to take care of the grass in from on Bailey Café. He also stated that he did see someone out assessing the streets.

Commissioner Daniels stated that he would provide three quotes by next meeting in order to get the back porch at the Town Hall painted. He then wanted to know about the status of the parking lot over at the ball field. Mr. McCann stated that the bush hog had been moved today and that it was going to be cut tomorrow. Then Commissioner Daniels thought that hiring a part-time code inspector would be the way to go for the Town on handling the issues that are coming up with buildings that are not being taken care of by the owner. Commissioner Daniels stated that he would get a job description for the next Board meeting.

Commissioners Finch stated that McGill was working on the streets. She also stated that she spoke with the tree guy would be getting the trees on Williams St this week. She stated that there was a memorial service for Veterans out at the cemetery that was really good. She then asked how does a customer handle a problem with

water service and she was speaking in reference to the church because there was an assumption that it was the church's responsibility. Mr. McCann stated that Envirolink had investigated the issue and spoke with a lady at the church in reference to the issue but that Envirolink gets their direction from the Town. Commissioner Bullard stated that unless Envirolink gets a work order they do not know what to do. Administrator Johnson stated that there had been a work order issued and the recommendation was for the church to fill in the hole and wait to see if there was any further degradation. Commissioner Conner stated that he thought that the area should have been cut out so that someone could determine what was going on because you sure could not tell with the hole that was currently there. Mr. McCann stated that he would go back and take a look but that he had already spoken to the lady at the church. He asked if she was here and Jane Finch stated that you did not speak to me. Mr. McCann stated that he did speak with a lady at the church. Administrator Johnson stated to Jane Finch that when she brought the gentlemen in that he stated that dirt could be infiltrating the line I advised him that couldn't be because we had slipped lined the line not long ago. He then agreed that if that was the case then dirt would not be going into the line. Administrator Johnson also stated that he had not received any notice regarding the backup of water at the office and that this was the first time that he was hearing about this. Mr. McCann stated that the correct procedure would be for the church to call the Town and so a work order could be entered. After further discussion Mr. McCann stated that he would make sure that someone was out at the church tomorrow to look at the sinkhole and would report back to Mr. Johnson. Commissioner Finch stated that she was not here to fix the issue she just wanted to know what the Town could do to help better serve and help the customer. Again Administrator Johnson stated that a work order had been issued and the recommendation had been provided and that the church had been advised of that recommendation. Once the work order closed he had no other way of knowing that it was still an outstanding issue. He then stated that he told Jane Finch when she came in on Friday that he would take it before the Board on Monday but that she advised the gentleman who was with her to go ahead and fix it. Mr. Johnson stated that he knew that Envirolink would be there regardless but that he would have a work order in place for them regarding this issue.

Commissioner Bullard had no remarks.

**Mayor's remarks:**

Mayor Richards read the resignation of Commissioner Conner effective 07-31-2018. Mayor Richards then stated to Commissioner Conner thank you for your service.

**Department Heads Remarks:**

Chief Bullock had no further comments.

Administrator Johnson had no further comments.

**Closed Session:**

A motion was made to go into closed session as permitted by NCGS 143-318 (a) (6) to consider the qualification competence and performance of an employee by Commissioner Bullard and seconded by Commissioner Conner and was passed unanimously. (4 affirm); (0 nays)

A motion was made to go back into open session by Commissioner Bullard and seconded by Commissioner Conner and was passed unanimously. (4 affirm); (0 nays)

**Open Session:**

Commissioner Bullard asked Administrator Johnson to provide the Board with salary information for all active employees with a 1,2,3,4 & 5% increase. She also asked for the amount of salary John Ennis was making at the time that he left the Town for the Budget Workshop on Wednesday night.

A motion was made to terminate Andy Cone by Commissioner Bullard and seconded by Commissioner Conner and was passed unanimously. (4 affirms); (0 nays)

**Adjournment:**

There being no further business, Commissioner Bullard made a motion to adjourn. Commissioner Conner seconded the motion and the motion unanimously passed. (4 affirm); (0 nays)

  
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Mayor Richards

  
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Clerk