

Minutes  
Spring Hope Board of Commissioners Meeting  
January 9, 2012  
7:00 pm  
Town Hall

A regular meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present were Mayor Buddy Gwaltney, Commissioners Bill Newkirk, Lee Bissett, Nancy Walker and Drew Griffin. Commissioner Clyde Best was absent

Also present were Town Manager John Holpe, Town Clerk Michele Collins, Town Attorney Mark Edwards and Police Chief Tim Denton. Newspapers represented were Joanne Cooper Nashville Graphic and Ken Murchison Spring Hope Enterprise.

Citizens present were: Robbie Jones, Contractor Brent Pullam, Bennie Matthews and Phillip Mills

Mayor Gwaltney called the meeting to order.

Commissioner Bissett made a motion to accept the minutes as written; Commissioner Griffin seconded and the motion passed unanimously.

Chief Tim Denton gave his report; he said that Clint Smith had put in his resignation effective February 1, 2012, but wanted to stay part-time. He also told the board that he had three applications to go over for new hires.

Mayor Gwaltney asked the board for a motion to open the public hearing to discuss the rezoning of 702 East Nash Street from R-15 to General Business. He said that the Planning Commission had already approved the action in their last meeting. Mr. Holpe reminded the board that the same property had already been rezoned from General Business to R-15 back in 2006. He also said that all of the adjoining property owners had been notified of this meeting. Robbie Jones the owner of the property asked if the hearing could be postponed until next month. Mr. Holpe told the board that he had spoken to Town Attorney; Mark Edwards and that the hearing could be held and the decision made later.

Commissioner Bissett made a motion to go into public hearing; Commissioner Griffin seconded and the motion passed unanimously.

Spring Hope resident and adjoining property owner Bennie Matthews asked the board what the traffic patterns would be like if the new Dollar General was built on the proposed site. Mr. Holpe showed him a map that was provided by the contractors and

Brent Pullam, the contractor involved explained that there would be two driveways. He said one driveway would be on Louisburg Road and the other one would be on East Nash. He also said the one on East Nash would only allow for a right turn out of the parking lot so that the traffic would not build up. Mr. Matthews said he understood and had no more questions. Commissioner Griffin asked how long the project would take; Mr. Pullam said that he had seen these buildings go up in a matter of a couple of months depending on the weather.

Commissioner Griffin made a motion to close the public hearing; Commissioner Bissett seconded and the motion passed unanimously.

Mike Meyers from Envirolink told the board that they were in the process of answering a violation received from the state and that it would be done by the end of the week. He said that all the lift station automatic phone calls had now been re-routed to call Envirolink. He also said that he would check on the complaint from Kathy Wiggs about the School Street hole. Mr. Meyers said that he felt like everything was beginning to run smoothly and welcomed any suggestions from the board.

Mr. Holpe asked the board to approve a budget amendment that would put \$15000.00 back in Fund Balance that had been borrowed the previous year for Powell Bill improvements. Commissioner Griffin made a motion to have the funds moved from the recent Powell Bill allocation back to Fund Balance; Commissioner Newkirk seconded and the motion passed unanimously.

Mr. Holpe asked the board to consider a previous request to approve a budget amendment to grant pay increases for employees that would change General Fund and Water/Sewer salary line items. Commissioner Griffin asked Mr. Holpe what the percentage of raises would be; he said 3.3% to 3.4%. Commissioner Bissett said that he thought they should wait until the full board was present before they decided on raises and the rest of the board agreed.

Mr. Holpe asked the board to consider a budget amendment to transfer monies into the unemployment line item. He said that there had been an unemployment claim paid by the state and the town had to reimburse them.

Commissioner Bissett made a motion to approve the amendment as stated; Commissioner Griffin seconded and the motion passed unanimously.

The Town Attorney Mark Edwards told the board that the Department of Transportation wanted both speed limit resolutions approved so that the limit would be balanced going both north and south including; Nash Street, Pine Street and Branch Street.

Commissioner Griffin made a motion to accept both resolutions as written; Commissioner Bissett seconded and the motion passed unanimously.

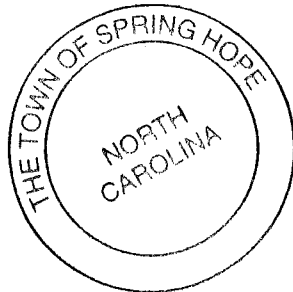
Mr. Holpe informed the board that the money for the sale of the garbage truck had been

received and deposited. He suggested that the money could go to the Park Grant to help with the \$55,000.00 local match. Commissioner Newkirk said he thought that should wait and eventually give them some of that money.

Mr. Holpe told the board that the financial report was looking very solid on the General Fund side. But that there was a small deficit in Water and Sewer due to some unforeseen issues with the Waste Water Treatment Plant.

Mayor Gwaltney asked if there were any new items by the board. Commissioner Bissett asked if the owners of Fresh Fair were in the right zone to have a sweepstakes machine. Mr. Holpe said no that was only for heavy industrial which was further down near the old Masonite Plant. Commissioner Griffin had no new business. Commissioner Newkirk said he had noticed that Progress Energy had been working on the lights that were out and he appreciated their effort. Commissioner Walker said she had no new business.

Commissioner Bissett made a motion to adjourn; Commissioner Griffin seconded and the motion passed unanimously.



Submitted by:

A handwritten signature in black ink, appearing to read "Michele K. Collins".

Michele K. Collins  
Town Clerk

Attest:

A handwritten signature in black ink, appearing to read "J. S. Gwaltney".  
Mayor

Minutes  
Spring Hope Board of Commissioners Meeting  
February 13, 2012

A regular meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present were: Mayor Buddy Gwaltney, Commissioners Walker, Newkirk, Griffin and Best. Commissioner Bissett was absent.

Also present Town Manager John Holpe, Town Clerk Michele Collins, Town Attorney Mark Edwards, Envirolink owner Mike Meyers and Police Chief Tim Denton. Newspapers present were Ken Murchison from The Spring Hope Enterprise and Amanda Clark from The Nashville Graphic.

Residents present were Robbie and Deborah Jones, and the Boy Scouts.

Mayor Gwaltney called the meeting to order

Commissioner Newkirk gave the invocation

Commissioner Griffin made a motion to approve the minutes of January 9, 2012 as written; Commissioner Newkirk seconded and the motion passed unanimously.

Mr. Holpe asked the board to recall the public hearing that was held on January 9, 2012 to change the zoning at 702 East Nash St. from R 15 to General business using a special use permit in a special use district. This would accommodate a retail business that is greater than 5000 square feet. He said that the plans had been reviewed at the prior meeting and that the Planning Board had recommended that the change be made. Mr. Holpe said that the Jones family was there and had finalized all the paperwork. Mr. Jones said that he was ready to go ahead with the zoning if the town was in agreement. Mayor Gwaltney asked the board if they had any questions for the Jones or the developer Brent Pulham who was present. With no questions Commissioner Griffin made a motion to rezone the property from R 15 to General Business special use district with a special use permit to operate a general retail business greater than 5000 square feet; Commissioner Newkirk seconded and the motion passed unanimously.

Mr. Holpe asked the board to look at the information for the Park Committee Project. He said that he had begun fund raising efforts to meet the local match of \$55,000.00 for the project. He asked the board to start to consider whether they wanted to contribute all the money that was made from the sale of the garbage truck which was about \$17575.00. He told them that the committee had received money from The Town of Momeyer as well as from a couple of companies in the area and that the county had agreed to accept less for the next three years so that money could go to the park. Commissioner Griffin asked if the Chamber had promised any amount of money, Mr. Holpe said no. Commissioner Newkirk said that he didn't think that the whole \$17000.00 from the sale of the truck

should go to the park. Commissioner Best said that he thought all the money from the sale of the garbage truck should go to the project since the town had already committed to it. He said that the town will have to tighten their belts and use the money.

Commissioner Griffin said maybe there might be other monies coming in by the end of the project but for now it should be put aside. Mayor Gwaltney told the board that they didn't have to decide today, so the board decided to table the issue.

The Town's CPA Gerrelene Walker told the board that the town's audit was much better than in prior years. She said that she was happy to see that the town had controlled spending and kept the financials under control. Ms. Walker also said that she thought that the segregation of duties was working well and that was one of the reasons that the audit looked so good. Ms. Walker asked if the board had any questions, Mr. Holpe said that he wanted them to know that he appreciated the fact that Ms. Walker was always available. Mayor Gwaltney said that he was used to the negative comments and was surprised and happy that the audit had come out so good. Commissioner Newkirk said that he thought it was a great idea that everyone was cross-trained; Ms Walker said that she agreed that it wasn't a good idea to have just one person dominant on duties. The board thanked Ms Walker.

Mike Meyers from Enviorlink told the board that he was working on a solution for the hole on School St. He said he thinks that the solution is to replace the whole area of that street. Commissioner Best asked Mr. Holpe if he knew when School St. was scheduled to come up on the list that the town had of streets to be worked on. Mr. Holpe said that he could check the map and let the board know. Mr. Meyers said that the town was losing some revenue because people were getting water and not being billed. He also said that he thought the town needed to change a lot of the water meters in town. Mayor Gwaltney asked Mr. Meyers how many meters were not being billed but getting water, Mr. Meyers said he didn't have a number but it was significant. He said that he was working with the town office to identify and fix this matter. Commissioner Newkirk said he didn't understand how the meters that weren't moving could happen more than once without being fixed. Mayor Gwaltney asked if the town buildings had meters and he was told yes by Mr. Holpe. Commissioner Griffin asked if the issues with the state fine had been resolved, Mr. Meyers said that they had answered the violation and was waiting for the result. Mr. Meyers told the board that they had gotten the cemeteries under control as far as the mowing and weeds.

Chief Denton gave his report; he said that there was a strong armed robbery down at Ash Street Recreation but that it was the only crime for the month.

Mr. Holpe presented documentation to the board and asked them to reconsider the employee raises that he had requested at a prior meeting. He reminded the board that the town had set aside some monies in a capital fund in General fund and Water and Sewer. Commissioner Griffin said that he thought it was not a good idea with the economy to give any raises and that the employees should be grateful to have a job. Mayor Gwaltney said that it was unheard of to grant 5.4 or 6 percent raises in these times. Commissioner Newkirk said that maybe the percentage was larger because the employee maybe the

lowest paid and that the board should go with the town manager's suggestion. Commissioner Best said that he would agree to a 2% raise for everyone. Commissioner Best made a motion to give a 2% raise to all employees; Commissioner Griffin seconded the motion passed 3 to 1 with Commissioner Newkirk voting against.

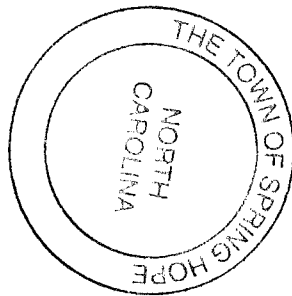
Mr. Holpe told the board that he was scheduled to go see the Local Government Commission in a few weeks to discuss the financing for the new Waste Water Treatment Plant. He said that he was hoping that the project would begin in April. He also said that the CDBG project was coming along well and the people doing the work had put down the asphalt on Franklin Street.

Mayor Gwaltney asked the Commissioners if they had any new business. Commissioner Walker told the board that she went to the ethics class and thanked the town for sending her. Ms. Walker also said that she thought that the Spring Hope sign coming into town should be replaced because it had some graffiti painted on it. Commissioners Griffin and Newkirk had no new business. Commissioner Best said that he thought the board should be notified before any street lights were replaced or added. He also mentioned that he would like to change the meeting date to the first Monday of the month instead of the second.

Commissioner Best made a motion to have any request about the streetlights to be brought to Mr. Holpe then to the board; Commissioner Newkirk seconded and the motion passed unanimously.

Commissioner Best made a motion to have the meetings moved to the 1<sup>st</sup> Monday of the month instead of the second; Commissioner Walker seconded and the motion passed unanimously.

Commissioner Griffin made a motion to adjourn; Commissioner Walker seconded and the motion passed unanimously.



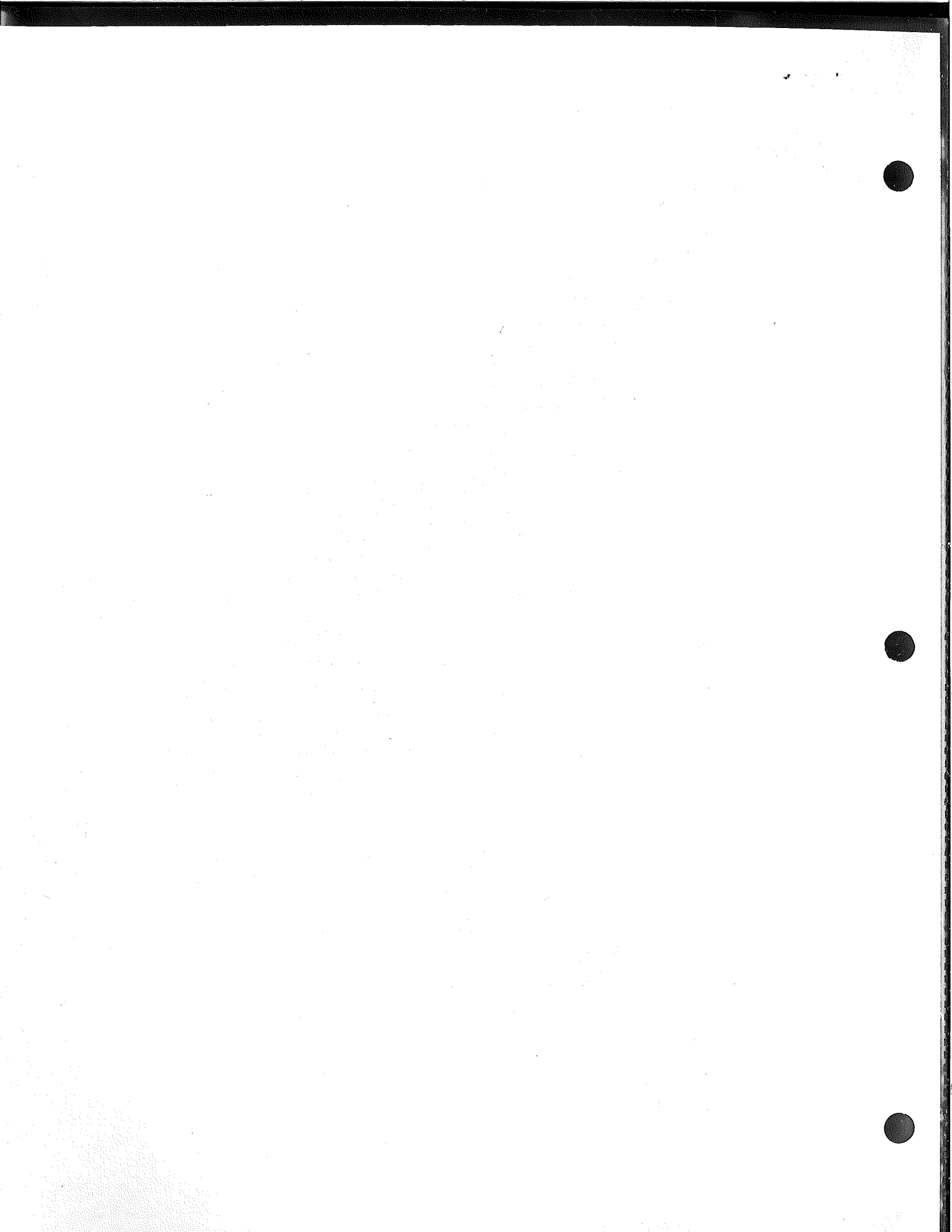
Submitted by:

*Michele K. Collins*

Michele K. Collins  
Town Clerk

Attest:

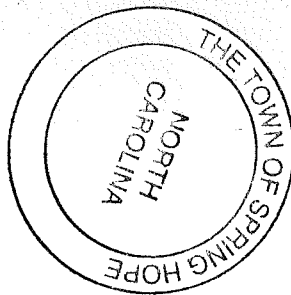
*James F. Gwaltney III*  
Mayor James F. Gwaltney III

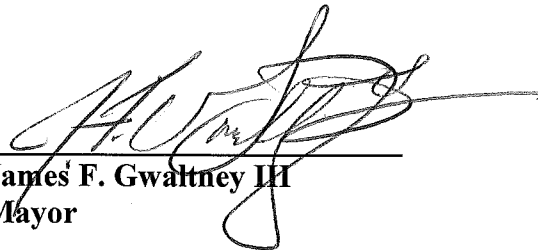


**SPECIAL USE PERMIT**


**March 2012**

**This is to certify that the Spring Hope Board of Commissioners, at its March 5, 2012 meeting, upon a duly adopted motion did grant a Special Use Permit to the Spring Hope Chamber of Commerce to be effective at once to operate a Farmers Market at the Depot Area on Tuesday's, Friday's, and Saturday's from 8 am to 2 pm.**



  
**James' F. Gwaltney III**  
**Mayor**

**Attest:**

  
**Michele K Collins**  
**Town Clerk**



Minutes  
Spring Hope Board of Commissioners Meeting  
March 5, 2012  
7:00 pm  
Town Hall

A regular meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present were Mayor Buddy Gwaltney, Commissioners Bill Newkirk, Lee Bissett, Nancy Walker, Clyde Best and Drew Griffin.

Also present were Town Manager John Holpe, Town Clerk Michele Collins, Town Attorney Mark Edwards and Police Chief Tim Denton. Newspapers represented were Amanda Clark Nashville Graphic and Ken Murchison Spring Hope Enterprise.

Mayor Gwaltney called the meeting to order.

Town Attorney Mark Edwards gave the invocation.

Commissioner Walker asked the board if the minutes should be altered to reflect what she thought the motion about the employee raises covered. Mr. Holpe told her that she was correct that there was conversation about revisiting the question of raises but that it would be at the budget meeting. Commissioner Best said that he made the motion and that the minutes reflected exactly what he said.

Commissioner Best made a motion to approve the minutes as written; Commissioner Griffin seconded and the motion passed unanimously.

Commissioner Newkirk told the board that he did not think that the vote on the employee raises being tabled until all the members were there was correct procedure. He said the purpose of a quorum is so you can vote without all of the members.

Mr. Holpe asked the board to consider renewing the special use permit for the Chamber of Commerce to operate the Farmer's Market in the depot area. Mr. Holpe said he was requesting to have the permit to be renewed for a year and so that it could operate from 8a.m. to 2p.m. on Tuesday's, Friday's and Saturday's. Commissioner Best asked if there were any reason that they couldn't just issue a permit for as long as the market wanted to operate instead of just a 12 month period. Mr. Holpe said it was up to the board. The members agree that the market was a positive to the town. Town Attorney Mark Edwards said that there was no legal reason that they couldn't issue the permit for as long as the Chamber wanted the Farmer's Market.

65

Commissioner Best made a motion to renew the special use permit and deleting the stipulation of the 12 month period from the permit; Commissioner Bissett seconded and the motion passed unanimously.

Mr. Holpe asked the board if they wanted to use all the monies made from the sale of the garbage truck for the local match for the Park Grant. He told them that there was a total of \$17,575.00 available from the truck sale and along with the donations there should be a total of \$30,430.00 for the local match of \$55,000.00, if all the truck money is used. He added that he had also asked the Chamber to contribute \$3,000.00 a year for the next 3 years and that it would bring the total to \$39,430.00. Mr. Holpe said that they are still in the process of fund raising and that he had contacted several people and asked them to donate. Commissioner Best said that he thought the money from the truck should be set aside for the park since they had already made a commitment to the project. Commissioner Bissett agreed and said that it was too late to back out. He said that he thought it would be harder later on to get the money. He asked Mr. Holpe if he thought it was a good idea to use all the money from the garbage truck. Mr. Holpe told him that it would be a big help toward the fund raising.

Commissioner Best made a motion to use all of the profits from the sale of the garbage truck for part of the town's local match for the park;

Commissioner Newkirk said that he was unhappy that the board was making the decision to give money to the park and not taking care of the employees. He said that was wrong and not the correct way to do things.

Commissioner Griffin seconded and the motion passed unanimously.

Mr. Holpe told the board that Red Wells Outfitters; a shop owner in town wanted to have a grand opening for his store on April 28<sup>th</sup>. He said along with the Showside Restaurant they want to request to close down the West end of Railroad and Main Streets near their businesses. Mr. Holpe said they would have music and family activities for everyone to enjoy. Commissioner Bissett said that he thought it was a good idea. Mr. Holpe reminded the board that there would be no Spring in Spring Hope this year so this event could be nice for the town.

Commissioner Bissett made a motion to close the portion of West Railroad Street and West Main Street from Walnut Street to Pine Street on April 28<sup>th</sup> from 10a.m. to 4p.m.; Commissioner Griffin seconded and the motion passed unanimously.

Dean Holmes was present for Envirolink. He said that they got bids to do the work on School Street and were just waiting for an okay from the town. He said that the lowest on was \$4,600.00. Commissioner Newkirk asked him how much money the other bid was, he said \$10,000.00. Dean also said that it has been hard to finish the work on the drainage pipe at James Shepard's Poplar St. home because of the rain but that they were still working on it. He also mentioned to the board that there was a pre-bid meeting for the project at the Waste Water Treatment Plant.

Police Chief Denton told the board that in January 2013 the federal government was changing the mandate for the radio. But that Spring Hope should be in compliance without having to spend any money.

Town Attorney Mark Edwards said he had nothing new.

Mr. Holpe told the board that things were looking better with the budget this year. He asked the board if they wanted to have a retreat meeting on a Saturday morning rather than the short ones they had last year. The board decided that they wanted to do the one Saturday meeting rather than having them before the regular meeting. They decided to do it on Saturday March 31<sup>st</sup> at 8:30a.m. until 11a.m. Mr. Holpe asked the attorney Mark Edwards if it was okay to recess the meeting rather than have to put a notice in the paper for the retreat meeting. Mr. Edwards said that would be fine. Mr. Holpe said that he was going with the engineer and the finance officer to talk informally to some of the Local Government Commission members about the interim financing. He said the official meeting would take place sometime after that.

Mayor Gwaltney asked if the Commissioners had any new business. Commissioners Walker, Newkirk and Griffin had no new business. Commissioner Best asked if the schedule of the park renovations had to be followed in the specific order. Mr. Holpe said no but that they wanted to do the tennis courts first since Megan Bailey had raised money and it was her senior project. Commissioner Best asked about the picnic shelter and why it was on the list for park improvements since the town got money from FEMA to fix the damaged one. Mr. Holpe said that they were referring to the picnic slabs that needed to be refurbished. Commissioner Bissett had no new business.

Commissioner Griffin made a motion to recess the meeting until March 31<sup>st</sup> at 8:30a.m.; Commissioner Bissett seconded and the motion passed unanimously.

Submitted by:



Michele K. Collins  
Town Clerk

Attest:

  
Mayor

**BUDGET ORDINANCE AMENDMENT**

BE IT ORDAINED by the Governing Board of the Town of Spring Hope, North Carolina, that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2012:

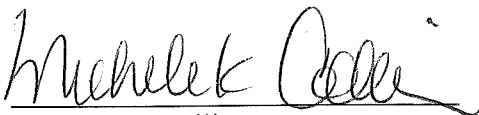
Section 1. To amend the General Fund, the appropriations are to be changed as follows:

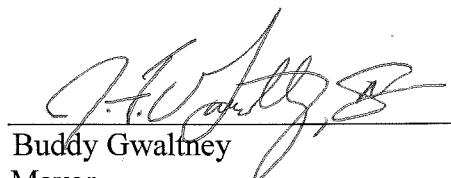
Acct. No	Increase	Decrease
10-5000-8000 New Town Hall	\$23,000.00	
10-3970-0000 Transfer from Water/Sewer		\$23,000.00

Section 2. Copies of this budget amendment shall be furnished to the Clerk to the Governing Board, and to the Budget Officer for their direction.

Adopted this 2<sup>nd</sup> day of April, 2012

Attest:

  
 Michele K Collins  
 Town Clerk

  
 Buddy Gwaltney  
 Mayor

Minutes  
Spring Hope Board of Commissioners Meeting  
April 2, 2012  
7:00 pm  
Town Hall

A regular meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present were Mayor Buddy Gwaltney, Commissioners Bill Newkirk, Nancy Walker, Clyde Best and Drew Griffin. Commissioner Lee Bissett was absent.

Commissioner Newkirk made a motion to approve the minutes of March 6, 2012 as written; Commissioner Walker seconded and the motion passed unanimously.

Mr. Holpe told the board that the headstones that were down at the Oakdale cemetery that weren't put back up by Envirolink could be put back by Clinton Hedgepeth. He said that Clinton would put the remaining headstones up and seal them for \$805.00; he also said that he would seal the ones put back up by Envirolink for an additional \$350.00. Mr. Holpe told the board that there was money in the cemetery budget to do the work if they wanted Clinton to do it.

Commissioner Best made a motion to hire Clinton Hedgepeth to set and seal the remaining downed headstones at Oakdale Cemetery and seal the ones that were put back up; Commissioner Griffin seconded and the motion passed unanimously.

Mr. Holpe informed the board that the Spring Hope Chamber wants to recommend that Alan Newcomb be appointed to the Revitalization Commission. He said that this was the appointee from the chamber but that the board had to approve it. Commissioner Best made a motion to accept the recommendation from the chamber and appoint Alan Newcomb to the Revitalization Commission; Commissioner Griffin seconded and the motion passed unanimously.

Mr. Holpe said that the Spring Hope Fireman wanted to ask to close West Main and Railroad Streets from Pine to Ash St. for Fireman's Day on August 26<sup>th</sup> from 2pm to 6pm. He said that they would have a band, provide port a potties, and do all the clean up. Mr. Holpe said all the needed was the permission to close the streets. Commissioner Best asked if it was okay to just approve a fireman's day on a Sunday in case of bad weather and a date change, everyone agreed.

Commissioner Griffin made a motion to approve to close the streets for fireman's day on a Sunday in August; Commissioner Newkirk seconded and the motion passed unanimously.

69

Mr. Holpe told the board that the \$23,000.00 transfer for the town hall payment was just a paper transfer to get the money out of water and sewer and put it in the general fund. He said that he needed them to approve a budget amendment for that amount. Commissioner Griffin made a motion to transfer the \$23,000.00 from water and sewer to general fund for the town hall payment; Commissioner Walker seconded and the motion passed unanimously.

Mr. Holpe told the board that he had gone to the Local Government Commission with the engineer and the town clerk to discuss the Waste Water Treatment Project. He said that they told him that the board would have to approve an updated resolution since the one on file was over a year old. He told them that the interim financing would need to be complete so that the project could begin. Mr. Holpe told the board that the USDA required that the town spend the loan money first before they disbursed any funds. He said that the annual payment would be a little more than \$14000.00 a year for 40 years for the repayment of the loan and that the USDA would ultimately be the holder of the loan. Mr. Holpe said that the board would need to have a public hearing on or near April 16<sup>th</sup> to be able to meet all the requirements and deadlines. The board decided to have a public hearing at 12:00 pm on the 16<sup>th</sup> to discuss and possibly approve the resolution for the interim financing. Mr. Holpe told the board that the bid opening would be the next day.

Mike Meyers with Envirolink gave his report. He told the board that he was in the process of getting some estimates for road paving. He also said that they were starting to clean the sewers and that the mowing of the town properties had begun. He said that the non-revenue water is down to about 20% and said that there were about 14 stopped meters. Commissioner Griffin asked if that meant there was water going through the meters but not being registered; Mr. Meyers said yes. Commissioner Newkirk asked if the stopped meters were going to residences, Mr. Meyers said some of them were residential but that some were also non residential meters. He said that he had begun with the mailing of the water report to the residents. Commissioner Griffin asked what would be a reasonable percentage of non-billed water, Mr. Meyers said about 15% is the goal and that the reason for it could be slowed water or water used by the fire department.

Chief Denton told the board that the first phase of in service training had been completed. He said that there were some calls of shots fired but have not located the person that they think is doing it. He mentioned that there was a home invasion and the victim had identified some of the suspects and that she was assaulted. Chief Denton told the board that they really needed to keep the part-time officers on the payroll because of the fact they are short handed and needed the coverage.

Town Attorney Mark Edwards said he didn't have anything new.

70

Mr. Holpe said that Red Wells and Showside had canceled their plans to have a grand opening celebration.

He told the board that as far as the CDBG project the hole on Montgomery Street had been fixed and the road was paved. He said that the water and sewer work on Franklin Street had also been completed and they would be finishing up the paving very soon. He said that the CDBG housing project would begin soon and that David Harris from Harris and Associates would be taking care of it.

Mr. Holpe told the board that the chamber had committed to give the park project \$2,500.00 a year for the next three years. He also told the board that as far as the STEP program progress he was pleased with the turn out at the meeting and that he should know within the next few weeks if the town got the award.

He said that the county had received a 100% grant for the hazard mitigation plan and that the town had an option to have their plan upgraded at no cost. The board said that they wanted to be a part of the county plan.

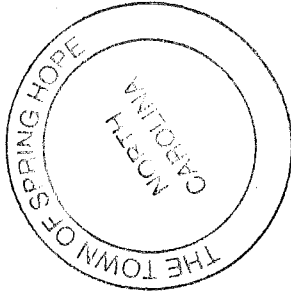
Commissioner Walker asked what the procedure for the people to get on the agenda to speak at the meeting. Mayor Gwaltney told her that they could get in touch with the clerk and be put on the public form. He asked if they were there and if they had any questions. Ms. Lille Roberson asked if there were any additional funds or plans to do the curb and gutter work on Herndon St. She said that they were promised that when the next grant came up it would be fixed. Mr. Holpe said that he would have to check with David Harris on that issue. Ms. Hattie Mae Hinton told the board that the sidewalk on Branch Street was dangerous and needed to be fixed. Mr. Holpe said that he would take a look at it and see if something could be done during Powell Bill time. Ms. Irma Morgan mentioned that on her street; Wilkins St. there was no sewer service and that they wanted it. Mr. Holpe said that for the current program the condition of the housing was so good on that street that it couldn't be funded at this time. Mayor Gwaltney said that he thought that had already been taken care of and that she was entitled to sewer as a town resident. Ms. Annie Perry said she would like to request the paving of School Street not only because it needs it but the old teacher's home is down there and it would be nice to have it paved. Commissioner Newkirk said he would also like to see School St. paved since the road is used a lot with the funeral home next door. Commissioners Griffin and Best had no new business.

Commissioner Best made a motion to recess the meeting until April 16<sup>th</sup> at 12:00pm; Commissioner Walker seconded and motion passed unanimously.

Submitted by:

*Michele K. Collins*

Michele K. Collins  
Town Clerk



Attest:

*[Handwritten Signature]*  
\_\_\_\_\_  
Mayor



72

Minutes  
Spring Hope Board of Commissioners Recessed Meeting  
April 16, 2012

A recessed meeting of the Spring Hope Board of Commissioners was held at 12 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present were Commissioners Griffin, Best, Newkirk, Walker and Bissett. Mayor Gwaltney was absent. Mayor Pro Tem Clyde Best presided over meeting.

Also present Town Manager John Holpe, Town Clerk Michele Collins and Town Engineer Kevin Varnell.

Mayor Pro Tem Clyde Best called the meeting to order.

Kevin Varnell said that he was going to go over all of the information according to the agenda. He told the board that the bids were open on April 3<sup>rd</sup> and asked the board to refer to the sheet in the packet. He told them that the low bid was \$1,283,920.00 which was significantly over the estimated project number of approximately \$850,000.00. He said that negotiations with the low bidder produced a new number of \$1,156,255.00, which is roughly \$127,665.00 less. Mr. Varnell said that it was approximately \$347,000.00 more than the original monies that were promised from the USDA. He said that the town had gone back and asked for additional funds and that the USDA is trying to come up with a loan/grant combination of funds. Commissioner Best asked how the first estimate was so off of what the actual price of the work is now. Kevin told him that the project had begun in 2007 and that prices had risen since then. He said that C.T. Clayton had gotten this price nearly 5 years ago. Mr. Varnell said that if the town backed out now the \$10,000.00 already paid would be lost and that a new plant would cost as much as \$2,000,000.00. He also mentioned that the repairs on the existing plant are going to probably begin to be costly since this plant had not been rehabbed since the 70's. Commissioner Bissett asked if this scenario was the best option for the town, Kevin replied yes that the existing plant was not handling the permit limits well. Kevin said that to rehab the plant the town already has would cost close to \$1,000,000.00. Kevin reminded the board that at this point approximately \$700,000.00 of the project was grant money and that if the town turns down the money it probably would not be offered again. Commissioner Newkirk said that he thought it was smart to find the money and try to do something about the plant. Commissioner Best said that the main thing that he was upset about was the overrun of the cost of the project

Mr. Holpe told the board that an additional meeting would be necessary on April 23<sup>rd</sup> to meet with Thurman Murphy the representative from the USDA. Kevin said that this meeting was necessary because all of the paperwork needs to be in by April 26<sup>th</sup>. Mr. Holpe said that it looked like the town needed an additional \$488,000.00 and not

\$347,000.00 that was originally thought according to the letter that he had received a few minutes before the meeting started. Commissioner Bissett asked how long the plant that the town was going to purchase had been shut down. Kevin said that the plant had been offline according to the USDA since 2007 and that it was working when it was shutdown. Commissioner Walker asked what would happen to the old plant and the parts. Kevin said it was basically not much value to it but some parts would be used and the rest carried away. Commissioner Bissett said he would like a breakdown of what was actually being purchased; Kevin said that he would try to provide that to the board. Mr. Holpe said the final breakdown was as follows; the town needs an additional \$488,000.00 of funds and that there would have to be an additional \$25,000.00 added to the \$14,000.00 payment every year for forty years if no grant funds were given and make the payment \$39,000.00 with a \$1.75 rate increase for the minimum bill. He also said that if some grant monies were given then there would be an addition \$14,000.00 added to the payment and make it around \$29,000.00 with a \$1.60 increase for the minimum bill.

Commissioner Bissett made a motion to go into public hearing regarding the resolution for interim financing; Commissioner Griffin seconded and the motion passed unanimously.

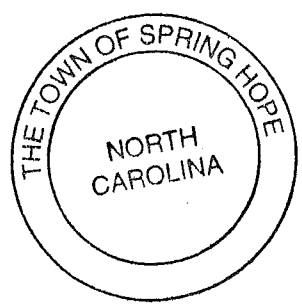
Commissioner Best asked if there were any questions.

Commissioner Griffin made a motion to go forward with the resolution to approve a request for interim financing in the amount not to exceed \$768,000.00 for the new Waste Water Treatment Plant and to send the paperwork to Thurman Murphy; Commissioner Walker seconded the motion and the motion passed unanimously.

Commissioner Bissett made a motion to recess the meeting to Monday April 23<sup>rd</sup> at noon; Commissioner Newkirk seconded and the motion passed.

Submitted by:

*Michele K. Collins*  
 Michele K. Collins  
 Town Clerk



Attest:

*[Signature]*  
 Mayor

71

## RESOLUTION

### RESOLUTION AUTHROIZING THE FILING OF AN APPLICATION FOR APPROVAL OF A FINANCING AGREEMENT AUTHORIZED BY NORTH CAROLINA GENERAL STATE 106A-20

WHEREAS, The Town of Spring Hope, North Carolina desires to make improvements to its Waste Water Treatment Plant to better serve the citizens of Spring Hope; and

WHEREAS, The Town of Spring Hope, North Carolina desires to finance the Project by the use of an installment contract authorized under North Carolina State 160A, Article 3, Section 20; and

WHEREAS, findings of fact by this governing body must be presented to enable the North Carolina Local Government Commission to make its findings of fact set forth in North Carolina General State 159, Article 8, Section 151 prior to the proposed contract:

NOW, THEREFORE BE IT RESOLVED that the Board of Commissioners of Spring Hope, North Carolina, meeting in regular session on the 16th day of April 2012, make the following findings of fact:

1. The proposed contract is necessary or expedient because the existing Waste Water Treatment Plant is outdated and exceeding permit limits.
2. The proposed contract is preferable to a bond issue for the same purpose because present water and sewer rates are sufficient to meet debt payments. The amount not to exceed \$768,000.00 needed for financing exceeds present fund balance and budgeted amounts for capital improvements.
3. No issues will be marked publicly.
4. The sums to fall due under the contract are adequate and not excessive for the proposed purpose because, the sum to fall due is already included as a expense in the present fiscal year budget.
5. The Town of Spring Hope North Carolina's debt management procedures and policies are good because they have been established in line with the review and recommendation of a CPA.
6. No increase in town taxes will be necessary.
7. The Town of Spring Hope, North Carolina is not in default in any of its debt service obligations.
8. The attorney for the Town of Spring Hope, North Carolina has rendered an opinion that the proposed Project is authorized by law and is a purpose for which

public funds may be expended pursuant to the Constitution and laws of North Carolina.

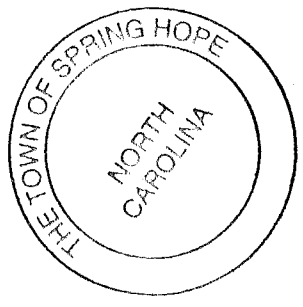
- 9. The probable net revenues of the project to be financed will be sufficient to meet the sums to fall due under the proposed contract.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Town Manager is hereby authorized to act on behalf of the Town of Spring Hope North Carolina in filing an application with the North Carolina Local Government Commission for approval of the Project and the proposed financing contract and other actions not inconsistent with this resolution.

This resolution is effective upon its adoption this 16<sup>th</sup> day of April 2012.

The motion to adopt this resolution was made by Commissioner Griffin, seconded by Commissioner Walker and passed by a vote of 4 to 0.

Clyde Best  
Mayor Pro Tem

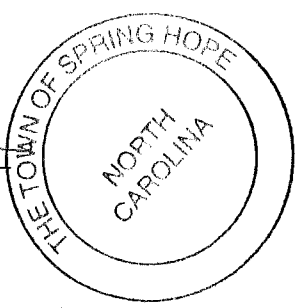


ATTEST:

Michelle Coe  
Clerk

This is to certify that this a true and accurate copy of Resolution No. \_\_\_\_\_ Adopted by the Town of Spring Hope Board of Commissioners on the 16<sup>th</sup> day of April, 2012.

Michelle Coe  
Clerk



Clyde Best  
Mayor Pro Tem

76

Minutes  
Spring Hope Board of Commissioners Meeting  
Recessed from April 2, 2012 and April 16, 2012  
April 23, 2012

A reconvened meeting of the Spring Hope Board of Commissioners was held at 12 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present: Mayor Pro Tem Clyde Best, Commissioners Bill Newkirk, Drew Griffin and Nancy Walker. Mayor Gwaltney and Commissioner Bissett were absent.

Also present were Town Manager John Holpe, Town Clerk Michele Collins, and Town Engineer Kevin Varnell.

Also present was Thurman Murphy and Jonathan Jones from the USDA

Mayor Pro Tem Clyde Best called the meeting to order.

Mr. Holpe told the board that the low bid for the Waste Water Treatment Project came in at \$1,446,881.00 about \$488,381.00 more than the town had available for the project. Mr. Holpe said that he asked the USDA to see if there were any additional funds and they said yes.

Mr. Murphy told the board that the USDA would be able to loan the town additional funds along with an additional grant. He said that the total of the new monies would be a loan for \$278,000.00 and a grant for \$185,400.00. Mr. Murphy said they had a revised letter of conditions for the town to follow and told the board that the payments for the loan part would be two separate loans. The first one would be for the original \$280,000.00 and the second one would be for \$278,000.00. He said the total payment would be a little over \$21,000.00 a year for both loans. Mr. Murphy said that the town is required to get the interim financing and when those funds are used then the grant money will be disbursed. He said that when the project is over then they will assume the debt from the bank and the town will then make the payments to the USDA. Mr. Murphy said that the letter of intent, grant agreement, resolution and obligation of funds all needed to be approved and signed. Mr. Murphy told the board that the town would be locked in at the percentage rate for the loan unless the rate went down.

Commissioner Griffin made a motion to accept the resolution that would include the letter of intent, grant agreement and obligation of funds; Commissioner Newkirk seconded and the motion passed unanimously.

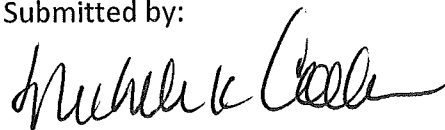
Mr. Holpe told the board that he still wanted them to think about how to pay for the new loan. He said that he didn't have to have a decision right now but that \$1.75

increase would pay for the new \$278,000.00 loan. Mr. Holpe told them that the original \$280,000.00 was already covered in the budget and the increase would be for the new loan. Mr. Holpe said they could either put the raise in as a flat fee raise to the water rate or use a separate item as a capital improvement plan. Commissioner Griffin said that he thought it was a better idea to use a separate line item for the \$1.75 so that the public would know it was for the Waste Water Treatment Plant. Commissioner Newkirk said he agreed and thought that taxes should go up as well because things need to get done and they had to find a way to pay for it. Mayor Pro Tem Best asked if there was a motion to add an additional line item for a capital improvement plan.

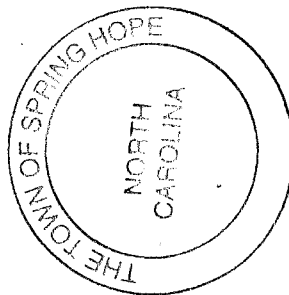
Commissioner Newkirk made a motion to include a separate line to everyone's bill for \$1.75 as a capital improvement plan and for it to take effect with the billing cycle dated July 1, 2012; Commissioner Griffin seconded and the motion passed unanimously.

Commissioner Griffin made a motion to adjourn; Commissioner Walker seconded and the motion passed unanimously.


Submitted by:



Michele K. Collins  
Town Clerk



Attest:

  
\_\_\_\_\_  
Mayor James F. Gwaltney III

ORDINANCE NO.

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR THE TOWN OF SPRING HOPE, NORTH CAROLINA; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN; PROVIDING A PENALTY FOR THE VIOLATION THEREOF; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE; AND PROVIDING WHEN SUCH CODE AND THIS ORDINANCE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF SPRING HOPE, NORTH CAROLINA;

Section 1. The Code entitled "Code of Ordinances, Town of Spring Hope, North Carolina," published by Municipal Code Corporation, consisting of chapters 1 through 26, each inclusive is adopted.

Section 2. All ordinances of a general and permanent nature enacted on or before December 13, 2010, and not included in the code or recognized and continued in force by reference therein, are repealed.

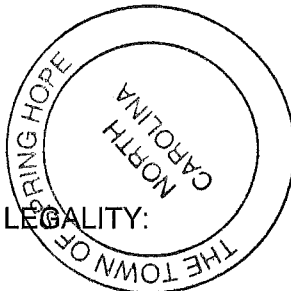
Section 3. The repeal provided for in section 2 hereof shall not be construed to retrieve any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

Section 4. Additions or amendments to the Code when passed in such form as to indicate the intention of the town to make the same part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code included the additions and amendments.

Section 5. Ordinances adopted after December 13, 2010, that amend or refer to ordinances that have been codified in the Code shall be construed as if they amend or refer to like provisions of the Code.

Section 6. This ordinance shall become effective May 7<sup>TH</sup>, 2012

Passed and adopted by the Board of Commissioners of the Town of Spring Hope, North Carolina the 7<sup>TH</sup> day of MAY, 2012.



[Signature]  
Mayor

APPROVES AS TO FORM AND LEGALITY:

[Signature]

Town Attorney

ATTEST:

Michelle Collins

Town Clerk

1<sup>st</sup> Reading:

2<sup>nd</sup> Reading:

Board Action



Certificate of Adoption

I hereby certify that the foregoing is a true copy of the ordinance passed at the regular meeting of the Board of Commissioners, held on the 7<sup>th</sup> day of May, 2012.

Michelle K. Coonan  
Town Clerk

81

*Government of the Town of Spring Hope  
North Carolina*

**Mayoral Proclamation**

*Proclaiming the Week of May 13-19, 2012 as  
National Police Week and Sunday, May 13, 2012  
as Peace Officers Memorial Day*

**WHEREAS**, The Congress and President of the United States have designated the week of May 13-19, 2012 as National Police Week and Sunday, May 13, 2012 as Peace Officers Memorial Day, and

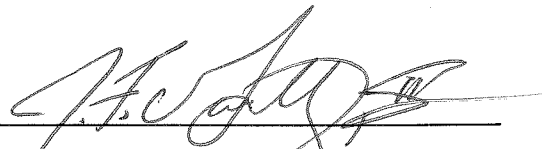
**WHEREAS**, the members of the law enforcement play an essential role in safeguarding the rights and freedoms of the citizens of the Town of Town Spring Hope, and

**WHEREAS**, it is important that all citizens know and understand the duties, responsibilities, hazards and sacrifices of their law enforcement officers, and

**WHEREAS**, the men and women of the law enforcement agency of the Town of Spring Hope serve the people by safeguarding life and property, protecting them against violence and disorder and providing a vital public service.

**NOW, THEREFORE**, the Town of Spring Hope Board of Commissioners, does hereby proclaim the week of May 13-19, 2012 as National Police Week and May 13, 2012 as Peace Officers Memorial Day for the Town of Spring Hope and urges all citizens to recognize these officers' faithful and loyal devotion to their responsibilities and directs all flags on Municipal property to be flown at half-staff on this day.

This the 7th day of May 2012.

  
\_\_\_\_\_  
Mayor James F Gwaltney III

Attest:

  
\_\_\_\_\_

Michele K Collins  
Town Clerk

Minutes  
Spring Hope Board of Commissioners Meeting  
May 7, 2012

A regular meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present: Mayor Buddy Gwaltney, Commissioners Lee Bissett, Clyde Best, Drew Griffin, Nancy Walker and Bill Newkirk.

Also present were Town Manager John Holpe, Town Clerk Michele Collins, Town Attorney Mark Edwards and Police Chief Tim Denton. Mike Meyers with Envirolink and Chris Harris with Harris with Harris and Associates were also present.

Newspapers present were Ken Murchison; the Spring Hope Enterprise and Amanda Clark; The Nashville Graphic.

Citizens present were Jody and Bo Langford, Ollie Shepard, Veronica Cooper and Ricky Tucker.

Mayor Gwaltney called the meeting to order.

Commissioner Best made a motion to approve the minutes of April 2<sup>nd</sup>, 16<sup>th</sup> and 23<sup>rd</sup> Commissioner Griffin seconded and the motion passed unanimously.

Mike Meyers told the board that there was some drain issues on John King's property and Edna Denton's that they took care of. He also told the board that there was some dead trees that needed to be taken care of, one in the Oakdale Cemetery and one in front of Greg Bartholomew's rental home that is on town right away. Mr. Meyers said that the water loss is about 2% and that it was a great number. He said that everything being pumped is being sold.

Chris Harris said that they had checked all the references on the lowest bidder for the CDBG rehab work on Franklin St. He said that the company checked out as solid and he recommended they receive the job.

Commissioner Best made a motion to award the contract to Roanoke Electric; Commissioner Newkirk seconded and the motion passed unanimously.

Mayor Gwaltney opened the public forum

Joddy Langford asked the board to amend the ordinance allowing chickens within the town limits. He said that before the town got an anonymous letter complaining about the chickens he had in his backyard he didn't know they were against the rules. He told

the board that it was not true that the chickens were sick and untrue that the chicken waste would cause sickness. He said that the reason for the chickens was for an educational tool for the children and not for a food source. He said he would like for the town to amend the ordinance to have the chickens not just for him but for everyone. Commissioner Bissett said he didn't have a problem with it as long as it wasn't roosters. Mark Edwards said that you didn't need a public hearing to amend the ordinance. The Commissioners said that they would like to have more input from the public and even though a public hearing wasn't required they would like to have one anyway. Mr. Holpe said that he would advertise it as a hearing so the public would be aware.

Ricky Tucker told the board that there would be a special service held at his church; Peachtree Baptist on May 20, 2012 to honor fallen police and to honor other first responders. He said that there would be a special mention regarding former Spring Hope Police Chief James Stallings who was killed while on duty and he would like for some of the members of the board to attend.

Mr. Holpe asked the board to consider approving the recodification of the code of ordinances. He told them that a company in Florida had redone the ordinance book and would like the board to approve the finished product.

Commissioner Newkirk made a motion to adopt the recodification of the book of ordinances; Commissioner Bissett seconded and the motion passed unanimously.

Mr. Holpe asked the board to approve the bid from E&M Contractor to take care of the park renovations. Commissioner Griffin asked when the work would begin; Mr. Holpe told him that it would begin sometime in June. He also said that the bills would not be invoiced until July and that fund balance funds could be used for a short time until the grant monies are received. He said that Kevin Varnell; Town Engineer recommended that this company get the bid. Commissioner Best made a motion to accept the bid from E&M; Commissioner Griffin seconded and the motion passed unanimously.

Mr. Holpe asked the board to look at the police budget for the 2012-2013 fiscal years and to consider getting rid of some of the part time officers and hire an extra full time officer. The board asked him if he could crunch the numbers and give them the pro's and con's of hiring a new officer before a final decision is made. Chief Denton told the board he believed that overtime hours and part-time hours would be drastically cut if the board decided to add an extra position. Mr. Holpe told the board that right now the police department was short two officers and that was another reason for the overtime. The board decided to have a short budget session on the 23<sup>rd</sup> to finalize the question about a seventh position.

Mr. Holpe asked the board to approve a Proclamation to make the week of May 13, 2012 Police Appreciation Week. Mr. Holpe said that town would also be having a luncheon on Tuesday May 14, 2012 to celebrate the week.

Commissioner Griffin made a motion to approve the proclamation; Commissioner Bissett seconded and the motion passed unanimously.

Chief Denton told the board that he was very close in finalizing the hiring of Steven Hill who was made a conditional offer the previous month. He also said that he was happy that Peachtree Baptist Church was doing the service for fallen officers and especially happy about the former Spring Hope chief being remembered. He added that he has spoken to the FOP in Rocky Mount to try to get the former Chief Stallings on the Police Memorial Wall.

Mr. Holpe said the Garnes-Toney funeral home and Community Outreach wanted to ask if they could have a family day event in the depot area on Sunday June 3<sup>rd</sup> from 1p.m. to 6p.m. and closing down the streets from West Main to Ash and Pine. Commissioner Best asked if they were aware of the fact that they had to clean up and provide porta-johns; Mr. Holpe said they were.

Commissioner Best made a motion to approve the request to close streets from West Main to Pine and Ash on June 3<sup>rd</sup> from 1pm to 6pm; Commissioner Newkirk seconded and the motion passed unanimously.

Mr. Holpe said he rode around town to look at some sidewalks that had been mentioned by Mrs. Hattie Mae Hinton at the prior meeting. He said that the board may need to look at these sidewalks during the talks concerning the Powell Bill. He also said that as far as the Herndon St. curb and gutter, it was not part of the original grant and that there was no money for that.

Mayor Gwaltney asked if the Commissioners had any new items. Commissioner Walker asked what they were to tell Mrs. Robinson about the Herndon St. curb and gutter. Commissioner Best and Newkirk said that she should be told that there isn't any money for that street at this time because the sewer project took priority. Commissioner Newkirk said that he wanted to make sure that someone was looking at the lawns in town to make sure they aren't getting out of control. Mr. Holpe said that the town office was taking care of that issue. Commissioner Griffin had no new items. Commissioner Best asked if Envirolink is doing any spraying in town. Mr. Holpe said that he would check to see if they need work orders to do that. Commissioner Best said that he was appreciative that Roger Warren had bought the old First Citizens building and planned on fixing it up. Commissioner Bissett had no new business. Mayor Gwaltney mention that former Mayor Ed Bradley had passed and that the board would be thinking about his family during their time of grieving.

Mayor Gwaltney said that Michael Ward from the Showside wanted to know if it was possible to have a small event inside of a tent and serve alcohol. The area would be owned by the property owner and partially by the town. Mr. Holpe said that he would get the proposal in writing and ask the lawyer affiliated with the league. Commissioner Best said he thought it would open a can of worms and a lot of the other businesses

would want to do it. Mr. Holpe said it would be by special use only and just for a special event. Mark Edwards said that the ordinance doesn't specifically say no and that the manager may be able to approve it. He also said that if it's a special use permit and only a few times a year it shouldn't really be a problem. Commissioner Griffin said he thought they should find out what Mr. Ward wanted to do and go from there.

The board took a 10 minute break.

Commissioner Griffin made a motion to go into closed session to discuss possible litigation and attorney client relation; Commissioner Best seconded and the motion passed unanimously.

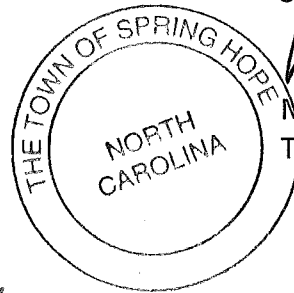
Closed Session

Commissioner Best made a motion to go back into open session; Commissioner Bissett seconded and the motion passed unanimously.

Open Session

Commissioner Griffin made a motion to recess until May 23<sup>rd</sup>; Commissioner Bissett seconded and the motion passed unanimously.

Submitted by:



*Michele K. Collins*

Michele K. Collins  
Town Clerk

Attest:

*James F. Gwaltney*  
Mayor James F Gwaltney

Minutes  
Spring Hope Board of Commissioners Recessed Meeting  
May 23, 2012

A recessed meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present: Mayor Buddy Gwaltney, Commissioners Lee Bissett, Clyde Best, Drew Griffin, Nancy Walker and Bill Newkirk.

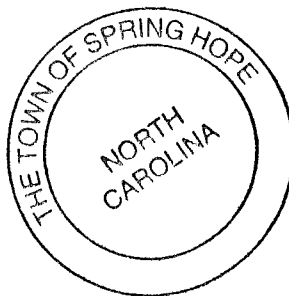
Mayor Gwaltney called the reconvened meeting from May 7, 2012 to order.

Mr. Holpe reminded the board that they were there to discuss the possibility of adding a seventh position to the police department therefore amending the proposed budget.

Commissioner Griffin made a motion to approve the budget as presented at the March 31<sup>st</sup> retreat meeting for possible final approval at the June 4<sup>th</sup> meeting; Commissioner Bissett seconded and the motion passed unanimously.

Mayor Gwaltney told the board that he had received notice that Gerrelene Walker; who had been doing the town's audit had her CPA license suspended for presenting the town's audit before it was officially approved by the Local Government Commission. Mr. Holpe said that she was selling her business to her associate and would be working with him. The board decided that it would be best to put the job out to bid and that John Pollard who was Ms. Walker's associate could also put in a bid. The Commissioners agreed to allow Ms. Walker to accompany Tommy High; a licensed CPA to finish the 2011-2012 fiscal year books.

Commissioner Bissett made a motion to adjourn; Commissioner Griffin seconded and the motion passed unanimously.



Submitted by:

*Michele K. Collins*

Michele K. Collins  
Town Clerk

Attest:

*James F. Gwaltney*  
\_\_\_\_\_  
Mayor James F Gwaltney

**TOWN OF SPRING HOPE  
BUDGET ORDINANCE  
FISCAL YEAR 2012-2013**

BE IT ORDAINED by the Governing Board of the Town of Spring Hope, North Carolina:

Section 1: The following amounts are hereby appropriated in the General Fund for the operation of the town government and its activities for the fiscal year beginning July 1, 2012, and ending June 30, 2013, in accordance with the chart of accounts heretofore established for this Town:

Governing Body	\$ 6,997
Administration	203,980
Buildings	131,530
Public Safety	375,440
Streets	71,000
Powell Bill	39,896
Sanitation	154,000
Recreation	7,000
Library	8,500
Cemetery	2,400
Museum	503
Total	\$ 1,001,246

Section 2: It is estimated that the following revenues will be available in the General Fund for the fiscal year beginning July 1, 2012, and ending June 30, 2013:

Ad Valorem Taxes	\$ 408,450
Other Taxes and Licenses	9,300
Motor Vehicles Taxes	43,900
Penalties & Interest	2,500
Permits and Fees	2,000
Powell Bill Funds	39,896
Franchise Fees	54,000
Local Option Sales Taxes	176,000
Hold Harmless Funds	36,000
Beer & Wine Tax	5,800
Rental on Buildings	15,750
Sales Tax/Video Program	4,900
Cable TV Franchise	500
Cemetery Revenues	8,000



Sales/Telecommunications	18,000
Garbage Fees	150,250
Other Revenues	26,000
Total	\$ 1,001,246

Section 3: The following amounts are hereby appropriated in the Water and Sewer Fund for the operation of the water and sewer utilities for the fiscal year beginning July 1, 2012, and ending June 30, 2013, in accordance with the chart of accounts heretofore approved for the Town:

Water and Sewer operations department	\$ 278,216
Water and Sewer maintenance department	<u>185,280</u>
Total	\$ 463,496

Section 4: It is estimated that the following revenues will be available in the Water and Sewer Fund for the fiscal year beginning July 1, 2012, and ending June 30, 2013:

Water usage charges	\$ 197,000
Sewer usage charges	238,500
Taps and connection fees	2,800
Other Revenues	<u>25,196</u>
Total	\$ 463,496

Section 5: There is hereby levied a tax at the rate of fifty seven (\$.57) per one hundred Dollars (\$100) valuation of property as listed for taxes as of January 1, 2012, for raising the revenue listed "Ad Valorem Taxes" in the General Fund in Section 2 of this ordinance.

This rate is based on a total valuation of property for the purposes of taxation of \$75,233,000

Section 6: The Budget Officer is hereby authorized to transfer appropriations as Contained herein under the following conditions:

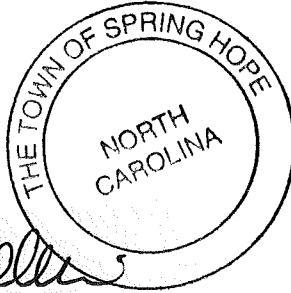
- a. He/She may transfer amounts between line item expenditures within a department without limitation and without a report being required. These changes should not result in increased in recurring obligations such as salaries.
- b. He/She may transfer amounts up to \$ 1,000 between departments within the same fund. He must make an official report on such transfers at the next regular meeting of the Governing Board.

c. He/She may not transfer any amounts between funds, except as approved by the Governing Board in the Budget Ordinance as amended.

Section 7: The Budget Officer may make cash advances between funds for periods not to exceed 60 days without reporting to the Governing Board. Any advances that extend beyond 60 days must be approved by the Board. All advances that will be outstanding at the end of the fiscal year must be approved by the Board.

Section 14: Copies of this Budget Ordinance shall be furnished to the Clerk to the Governing Board and to the Budget Officer to be kept on file by them for their Direction in the disbursement of funds.

Adopted this 4<sup>TH</sup> day of June, 2012



*[Handwritten Signature]*  
\_\_\_\_\_  
Mayor

Attest:

*[Handwritten Signature]*  
\_\_\_\_\_  
Town Clerk

**RESOLUTION**  
**ADOPTING AN AGREEMENT TO CONTINUE PARTICIPATION IN THE**  
**NORTH CAROLINA SMALL TOWN MAIN STREET PROGRAM**  
**2012-2013**

**WHEREAS;** the North Carolina Department of Commerce, Urban Development Division has established a Small Town Main Street Program to provide technical assistance in downtown revitalization, utilizing the "Main Street Four-Point Approach" of Organization, Design, Promotion and Economic Restructuring, to selected small towns in eastern North Carolina; **and**

**WHEREAS;** several towns were selected to receive a more detailed level of service incorporating all of the "Main Street Four Points"; **and**

**WHEREAS;** the Department of Commerce selected the Town of Spring Hope to participate in the program and the Town wishes to continue its participation for an additional year; **and**

**WHEREAS;** both parties agree that a high level of community participation and commitment is required on the part of the Town and community in order to ensure that the program is as successful as possible: **and**

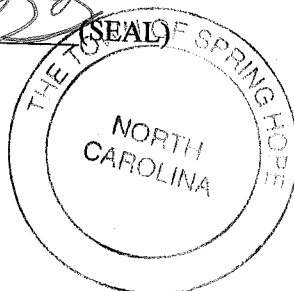
**WHEREAS;** reimbursement for travel related expenses will be required of the Town;

**THEREFORE, BE IT RESOLVED;** that the Town agrees to continue its participation in the Small Town Main Street Program and to abide by the following conditions:

1. The Town will actively participate in the Small Town Main Street Program for an additional period of no less than twelve (12) months beginning July 1, 2012.
2. The Town will designate a contact person in the community for the technical assistance team to coordinate with in order to provide continuity and leadership for the effort.
3. The Town will continue to maintain a volunteer committee and working subcommittees that are representative of the entire community, to provide focus for the program.
4. The Town will continue its support for the volunteer committee and will assist the committee and team in conducting community projects and any other necessary activities.
5. The Town will cooperate with the Small Town Main Street technical assistance team and support the community vision and plan of action.
6. The Town will continue to implement the plan of action to the fullest extent possible.
7. The Town will continue to develop and actively participate in local and regional partnerships and networks, and share resources and information gained through the program with other communities in the region.
8. The Town agrees to reimburse the Urban Development Division for travel related expenses for any travel requested by the Town as submitted.

ADOPTED BY THE TOWN BOARD of Spring Hope THIS 4<sup>TH</sup> DAY OF JUNE, 2012

[Signature]  
Mayor



[Signature]  
Clerk

Minutes  
Spring Hope Board of Commissioners Meeting  
June 4, 2012

A regular meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present: Mayor Buddy Gwaltney, Commissioners Clyde Best, Drew Griffin, Nancy Walker and Bill Newkirk. Commissioner Lee Bissett was absent.

Also present were Town Manager John Holpe, Town Clerk Michele Collins, Town Attorneys Mark Edwards, Dean Holmes from Envirolink and Chief Tim Denton. Newspapers represented were Jo Anne Cooper; Nashville Graphic and Ken Ripley; The Spring Hope Enterprise.

Citizens present were: Nancy Perry, Jason Himmelwright, Joddy and Bo Langford, Annie Perry, Darryl Emig, Ollie Shepard, Antonio Toney Jr. and Veronica Cooper

Mayor Gwaltney called the meeting to order.

Commissioner Best made a motion to approve the minutes from the May 7<sup>th</sup> and May 23<sup>rd</sup> meetings; Commissioner Griffin seconded and the motion passed unanimously.

#### Public Forum

Nancy Perry who lives on Bunn Lane said that she didn't have a problem with the chickens. She said that the current ordinance couldn't be enforced and wanted to know if the board amends it to allow chickens who will enforce it. She said that the Langford's chickens got loose and tore up her yard and if this were to happen again who would enforce the ordinance. She said the rules need to be definite and no variations.

Jason Himmelwright said he also thought that what ever rules were made they needed to be enforced. He also added that the waste needed to clean up properly for the chickens as well as any animal that was leaving waste around town. Mr. Himmelwright said that he thought that people that didn't want chickens should be reasonably accommodated when it came to how close the chickens were to their property.

Annie Perry said that she had issue with chickens being in Spring Hope. She thought that even if there were chickens it's going to smell and not everyone will have the proper coop for them. She also said that eventually there would be chickens running loose and the whole point of living in town was to be in a neighborhood atmosphere and not a farm.

Commissioner Griffin made a motion to go into Public Hearing to discuss amending the ordinance allowing barnyard fowl and also to consider adopting the budget for the 2012-2013 fiscal years; Commissioner Best seconded and the motion passes unanimously.

Mr. Holpe directed the board members to their packets showing the current ordinance that restricts barnyard fowl. He said that the Town Attorney Mark Edwards would draft an amendment to allow chickens within the town limits if that was what the board wanted. Commissioner Griffin asked who would be responsible for rounding up the chickens if they got loose. Mr. Holpe said that it would probably be Nash County Animal control that would pick them up. Commissioner Best asked if it would be the responsibility of the town to enforce the ordinance and possibly levee fines if necessary. Mark Edwards said that the book of ordinances does state that the town may issue fines or citations. Mayor Gwaltney asked if anyone from the public had anything to say. Mrs. Perry said that the ordinance has to more specific about the rules and possible fines if the ordinance was to be changed. She said that it wasn't fair to the neighbors and knew that someone had to open the door to let the Langford chickens out. She also mentioned that maybe there should be a license and a fee to have chickens just like for dogs. Ollie Shepard said that she had a concern that the chickens could cause trouble if the rules aren't spelled out. Ms. Shepard said even though she was for having chickens she was afraid that it could get out of hand. Ken Ripley stated that he thought the Planning Commission may need to look at the issue before a decision was made so that they could decide the distance between properties where the chickens were placed and if they should amend zoning for it. Mayor Gwaltney asked the Langford's what amount of chickens did they want. Joddy said that he wanted to have four but with out a license fee which he thought was a tax and he already paid enough.

Commissioner Newkirk said he thought that the issue would not be issued at this time and the Planning Commission should look at the zoning first. Commissioner Best said that he was wondering if this would create an issue when people started asking for goats or horses in town. He said that there has been a request for goats in the past and that there are some people in town with more then enough space for them. Commissioner Best said that he was sure that the other issues would come up and that there should be specific wording in the ordinance to avoid the can worms that will be opening up. Commissioner Walker mentioned that if all of the households in Spring Hope wanted chickens and the amendment were changed there could be approximately 4000 chickens in town.

Mr. Holpe asked the board to look at the copy of the budget for the 2012-2013 budget years and reminded the board that they had decided to include the \$1.75 increase to be added to the water bill for the Capital Improvement Plan. He mentioned that the public hearing had been advertised within the required time limit. There were no questions. Commissioner Best made a motion to close the public hearing and return to regular session; Commissioner Griffin seconded motion passed unanimously.

Commissioner Griffin made a motion to have the Planning Board make a recommendation on the space needed on a property owners land to house 6 chickens in a

93  
mobile or fixed coop; Commissioner Newkirk seconded and the motion passed unanimously.

Commissioner Best made a motion to adopt the budget for the year 2012-2013 as presented; Commissioner Griffin seconded and the motion passed unanimously.

Mr. Holpe presented the tax write offs, water bill write offs and tax releases & discoveries to the board. He said that the write offs had reached their limit on the debt service and had to be taken off.

Commissioner Griffin made a motion to accept the write offs and the discoveries and releases as presented; Commissioner Newkirk seconded and the motion passed unanimously.

Commissioner Griffin made a motion to accept the resolution to continue the Small Main Street Program; Commissioner Best seconded and the motion passed unanimously.

Dean Holland reported for Envirolink and told the board that the funeral home on the corner of South Ash and Branch had complained that water from heavy rains flooded their business. The owners blamed the town saying that the drainage was inadequate. Mr. Holpe got the insurance adjuster to look at the issue and the insurance company denied the claim releasing the town from any obligation. He also reported that there were 72 work orders that they had resolved during the month. He said that pumps from Ryan Court and Country Inn Lift Stations had burned out but had been ordered. Dean said that he was waiting for estimates to come in for the street paving.

Mr. Holpe told the board that he would be attending a conference in Raleigh for two days pertaining to the NC STEP program. He told the board that they were welcome to attend and to just let him if they wanted to come.

Mr. Holpe told the board that the park work should start at the end of June. He said that he is hoping that the tennis courts and walking trail can be done soon. Mr. Holpe told the board that the grant coach for this project would do his first inspection in July.

Mr. Holpe suggested that the board needed to meet to approve budget amendments before the end of the fiscal year. He said that it would only be for a few minutes for a 12:00pm called meeting, the board decided to meet on the 19<sup>th</sup>.

Chief Denton said that the click it or ticket program was successful and that several people were arrested and also some were charge with violations regarding their license. He said that he and Sgt. Proctor helped the Nashville P.D. with the Blooming Festival.

The Commissioners had no new business.

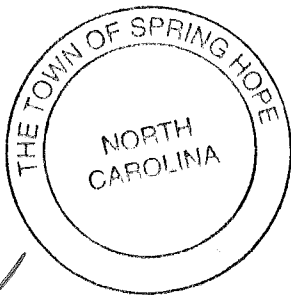
Commissioner Best made a motion to recess until 12pm on June 19th; Commissioner Griffin seconded and the motion passed unanimously.

Submitted by:

*Michele K. Collins*

Michele K. Collins

Town Clerk



Attest:

*James F. Gwaltney*  
\_\_\_\_\_  
Mayor James F Gwaltney

Minutes  
Spring Hope Board of Recessed Commissioners Meeting  
June 19, 2012

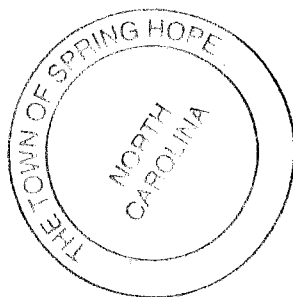
A recessed meeting of the Spring Hope Board of Commissioners was held at 12 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present: Commissioners Clyde Best, Drew Griffin, Bill Newkirk and Lee Bissett were present. Mayor Gwaltney and Commissioner Nancy Walker were absent.

Meeting was called to order.

Commissioner Griffin made a motion to adopt the amendments as presented; Commissioner Newkirk seconded and the motion passed unanimously.

Commissioner Bissett made a motion to adjourn; Commissioner Griffin seconded and the motion passed unanimously.



Submitted by:

A handwritten signature in cursive script, appearing to read "Michele K. Collins".

Michele K. Collins  
Town Clerk

Attest:

A handwritten signature in cursive script, appearing to read "James F. Gwaltney".  
\_\_\_\_\_  
Mayor James F. Gwaltney



## BUDGET ORDINANCE AMENDMENT

BE IT ORDAINED by the Governing Board of the Town of Spring Hope, North Carolina, that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2012:

Section 1. To amend the General Fund, the appropriations are to be changed as follows:

Account No.	Increase	Decrease
10-9000-0300 Transfer to Water and Sewer	\$15000.00	
10-6200-1300 Recreation	\$1,800.00	
10-5600-7505 Streets Equipment		\$2,800.00
10-9000-0100 General Fund		\$14,000.00
10-5100-0200 Police Department	\$8,000.00	
10-5600-3100 Streets Fuel		\$4,000.00
10-4200-4500 Contract Services		\$4,000.00


### Water and Sewer

30-3970-0000 Transfer from General Fund	\$15,000.00	
30-8100-4000 EnviroLink		\$15000.00

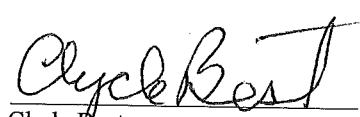
Section 3. Copies of this budget amendment shall be furnished to the Clerk to The Governing Board, and to the Budget Officer for their direction.

Adopted this 19<sup>th</sup> day of June, 2012.

Attest:

  
Michele K Collins  
Town Clerk



  
Clyde Best  
Mayor Pro Tem

Minutes  
Spring Hope Board of Commissioners Meeting  
July 2, 2012

A regular meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present: Mayor James Gwaltney, Commissioners Clyde Best, Drew Griffin, Bill Newkirk and Nancy Walker were present. Commissioner Lee Bissett was absent.

Also present were Town Manager John Holpe, Town Clerk Michele Collins, Town Attorney Mark Edwards, NCDC Attorney Betsy Kane, Mike Meyers and Anthony Branch from Envirolink and Chief Tim Denton. Newspapers represented were Amanda Clark; Nashville Graphic and Ken Ripley; The Spring Hope Enterprise.

Mayor Gwaltney called the meeting to order.

Citizens present were Nancy Perry, Allen Barbee, Claire Moss, Peggy Smith, Jean Brown, Jan Bryant, Joddy and Boo Langford.

Commissioner Best made a motion to approve the minutes of the June 4, 2012 regular meeting and the June 19<sup>th</sup> recessed meeting as written; Commissioner Griffin seconded and the motion passed unanimously.

Public Forum

Nancy Perry said that she thought there should be a setback from the property line and not the home as it pertained to keeping chickens in a residential neighborhood. She said that the ordinance should be voted upon with the idea of what's best for the town not just for the particular chicken owners that started the questions. She also said that there should be something in the new ordinance that said who enforces the ordinance. Terah Himmelwright who lives on Railroad St. said that she also thought that the issue should be about the community and not a personal vendetta. She also thought that it would be a good idea but that the town name the specific way the ordinance was going to be enforced. She said she was also concerned about how waste would be dealt with for the chickens and any animals producing waste outside.

Commissioner Griffin made a motion to go into public hearing to discuss a change in the Subdivision Ordinance; Commissioner Newkirk seconded and the motion passed unanimously.

Commissioner Griffin said that he thought the 800 foot cul de sac change from the present 500 foot would be the same as the county. Ken Ripley; Planning Commission member said yes and that the Planning Commission was in agreement to go with the change.

Commissioner Best made a motion to go back into regular session; Commissioner Griffin seconded and the motion passed unanimously.

Commissioner Griffin made a motion to change cul de sac length in a RA Zone from 500 to 800 ft; Commissioner Newkirk seconded and the motion passed unanimously.

Betsy Kane from the North Carolina Division of Community Assistance had a small presentation on the question to allow chickens in residential areas. She said that many small rural towns do allow the keeping of chickens in backyards but they strictly regulate the terms. She said that a coop was necessary to protect the chickens from the elements and predators. Ms. Kane said that the hens were relatively quiet but has a potential nuisance with the issue of waste if it's not kept under control. She also said that the waste and uncleanness may attract rodents and become a problem. She said that many towns do have setback requirements and that the nuisance ordinance comes in to play along with permits and fees. She ended by saying that the ordinance should be simple but enforced, there shouldn't be strict zoning, no more than six chickens, no slaughtering, must have a coop and setbacks. Commissioner Newkirk asked how much room the pen should give the chickens, Ms. Kane said the coop should be about 5 ft long because if it was too enclosed the hens would peck each other.

Mr. Holpe said that the Planning Commission recommended that the board entertain a motion to allow backyard chickens. He asked the board if they wanted to let Mark Edwards draw up the changes in case the board voted to allow the chickens in town.

Commissioner Griffin made a motion to allow the town attorney to draft a amendment to the town ordinance to allow up to six hens, no roosters; runs and coops could be fixed or mobile but must be maintained in a sanitary condition; no slaughtering and with the setback of 10 feet from the adjoining property line; Commissioner Best seconded and the motion passed unanimously.

The board decided to wait until the August meeting for the final vote on allowing the chickens in residential neighborhoods.

Victor Morrow from the Benefit Bank of N.C. told the board that the group he was representing was a strong tool for the citizens of the town. Tiki Windley also with Benefit Bank told the board that this plan would reduce the wealth gap and is a part of a 10 state initiative. He said that the group helps to get benefits to the people that need assistance and are free of charge to the recipients. Commissioner Griffin asked where the funding comes from and he said that they had several beneficiaries including the Duke endowment and NC Department of Commerce. Mr. Holpe said that there wasn't much office space in the town hall for this and asked him what would be the responsibility of the town staff. He said that they were going to be concentrating on volunteers and interns from colleges to help. Mayor Gwaltney said that he thought this was a good idea for

Spaulding and would help draw people to the resource center. Commissioner Newkirk said that he agreed and that he would be happy to speak with the group.

Mr. Holpe asked the board to consider the contract from the NC Rural Center pertaining to the grant that was awarded to the town and making the town part of the STEP program. He said that the town would be awarded a \$25000.00 planning grant along with \$100,000.00 to implement programs that would assist in economic growth.

Commissioner Griffin made a motion to have the town attorney to review the contract and have the mayor sign it after approval from Mr. Edwards; Commissioner Best seconded and the motion passed unanimously.

Commissioner Best made a motion to accept the contract from Fields and Cooper to continue legal services; Commissioner Griffin seconded and the motion passed unanimously.

Mike Meyers from Envirolink told the board that most of the water pumped was billed but that it was down a little from the previous month. He introduced Anthony Branch to the board as the main contact for the Waste Water Treatment Plant. He told the board that they would be testing the water from 10 residents this summer and it was state mandated. He also said that the fats, oils and grease letters were going to be going out soon and the town staff would be doing that work. Mr. Meyers said that there were no major issues and asked the board if they had any questions. Mr. Holpe asked Mr. Meyers if he could explain to the board about the interest free loans from DWQ that would assist with the lift stations. Mike said that he thought it was a win situation to borrow the money from DWQ since it was a no interest loan. Mr. Holpe asked the board if they would allow them to look into the loans and bring it back to them in August. The board agreed to allow them to find out more information.

Mr. Holpe said the way it looks now the financial report for the end of the fiscal year looked like it was positive. He also told the board about the plans for the kick-off party to celebrate the NC STEP grant and that it would be held at the community building. He mentioned that there would be free food and officials from the Rural Center would also attend.

Commissioner Best made a motion to allow the town manager and the finance officer to select an auditor for the upcoming audit and to have the mayor sign it; Commissioner Newkirk seconded and the motion passed unanimously.

Commissioner Griffin asked when the park work would begin. Mr. Holpe said that it would begin within the next two weeks and the reason it had not began yet was because of the changing of the fiscal year. Commissioner Walker, Newkirk and Best had nothing new. Mayor Gwaltney told the manager that he thinks that there should be an increase in how much the town charges homeowners who don't cut their grass and an increase in the

prices of tickets given to parking violators. The board agreed and Mr. Holpe said that he would research a price.

Commissioner Best made a motion to adjourn; Commissioner Griffin seconded and the motion passed unanimously.

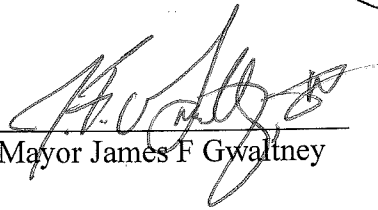
Submitted by:



Michele K. Collins  
Town Clerk



Attest:



Mayor James F Gwaltney

**A Resolution of the Town Board  
of the Town of Spring Hope  
Amending the Chapter 24 of the Subdivision Ordinance**

**Whereas**, the Planning Board of the Town of Spring Hope recommends the following amendment to the Subdivision Ordinance in Chapter 24 of the Code of Ordinances to the Town Board of the Town of Spring Hope; and

**Whereas**, a public hearing on the said amendment was held at the meeting of the Town Board of the Town of Spring Hope on July 2, 2012, at 7:00 pm; and

**Whereas**, a notice of public hearing was published in *The Spring Hope Enterprise* for two successive weeks prior to the hearing;

**Now, Therefore Be It Resolved** by the Town Board of the Town of Spring Hope that the following amendment is hereby made to the Subdivision Ordinance in Chapter 24 of the Code of Ordinances:

**Section 24-96. Minimum street right-of-way and pavement widths.**

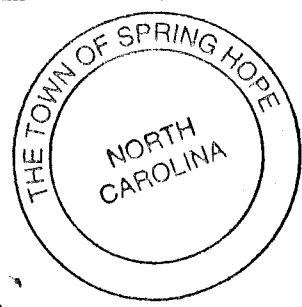
...

(e) *Cul-de-sacs.*

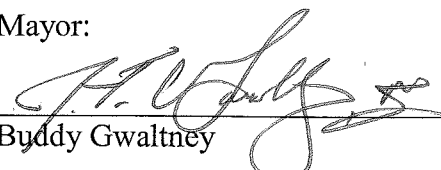
...

(2) Cul-de-sacs shall be no longer than ~~500~~ 800 feet. The turnaround shall have a diameter of at least 100 feet. The length of the cul-de-sac shall be measured from the center of the intersection at the beginning of the cul-de-sac running along the centerline to the center point of the turnaround.


Adopted this the 2<sup>nd</sup> day of July, 2012.



Mayor:

  
Buddy Gwaltney

Attest:

  
Michele Collins, Town Clerk

**A Resolution of the Board of Commissioners  
of the Town of Spring Hope  
Adopting an Amendment to the Code of Ordinances**

Whereas, the Board of Commissioners of the Town of Spring Hope desires to amend the Code of Ordinances, Town of Spring Hope, North Carolina; and

Now, Therefore Be It Resolved by the Board of Commissioners of the Town of Spring Hope that the Code of Ordinances, Town of Spring Hope, North Carolina, is hereby amended as follows:

1. Chapter 10, Article III, Section 10-52(b) shall be amended by deleting the stricken words and adding the underlined words:

(b) *Weeds; time for cutting.* Every owner or person in possession of a vacant lot within the corporate limits shall cut down, within four inches of the ground, all weeds, grass or other noxious growth from said lot as needed. If said weeds or other noxious growth are not cut in compliance with this article, the town manager or his the town manager's designee shall proceed to have said weeds or other noxious growth cut, ~~and the owner or person in possession of such lot shall be responsible to the town for \$500.00 per acre of weeds or other noxious growth cut.~~ Any equipment that is necessary besides a lawnmower to clean a lot will add an extra charge per hour as set by the annual fee schedule on file in the office of the town clerk pursuant to the terms of subsection (c) of this section.

2. Chapter 10, Article III, Section 10-52(c) shall be amended by deleting the stricken words and numbers and adding the underlined words and numbers:

(c) *Penalties and remedies.* If any person shall violate the provision of either subsections (a) or (b) of this section, it shall be the duty of the town manager or another designated agent to give notice to the owner and person in possession of such premises that within ~~15~~ 7 days from the date of such notice, any material in violation of either subsections (a) or (b) of this section shall be removed. If the owner and/or the person in possession of such premises do not remove the said materials within ~~15~~ 7 days from the date of the notice, the town manager may:

(1) Proceed to ~~have the town~~ hire a qualified third party to cut and/or remove the material in violation of this section ~~and charge the owner and person in possession of the premises, jointly and severally, \$500.00 per acre of material cut and/or removed.~~ Any equipment that is necessary besides the use of a lawnmower to clear a lot will add an extra charge per hour as set by the annual fee schedule;.

(2) Hire a qualified third party to cut and/or remove the material in violation of subsections (a) or (b) of this section ~~and charge the owner and persons in possession of the premises, jointly and severally, the amount paid by the town to the said third party;~~

Minutes  
Spring Hope Board of Commissioners Meeting  
August 6, 2012

A regular meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present: Mayor James Gwaltney, Commissioners Clyde Best, Drew Griffin, Nancy Walker and Lee Bissett. Commissioner Bill Newkirk was absent.

Also present were Town Manager John Holpe, Town Clerk Michele Collins, Town Attorney Mark Edwards, Dean Holmes and Anthony Branch from Envirolink and Chief Tim Denton.

Newspapers present were Ken Ripley from the Spring Hope Enterprise and Amanda Clark from the Nashville Graphic.

Citizens present were Nancy Perry, Boo Langford and Ricky Tucker.

Mayor Gwaltney called the meeting to order.

Commissioner Best made a motion to approve the minutes of July 2, 2012 as written; Commissioner Griffin seconded and the motion passed unanimously.

Town Attorney Mark Edwards presented the board with the ordinance to allow backyard chickens in residential areas. He said that there were to be no more than six hens allowed and no roosters. He also said that the chickens must be kept in coops at least 10 feet from the adjoining property owner and in sanitary areas. Mr. Edwards said that the town manager or his agent would determine the conditions if a complaint were to arise and have the right to enforce the ordinance. He also said that the town had the right to levy fines against violators as well as enlist the assistance of Nash County Animal Control if needed. The last thing that he said was that the slaughter of chickens was unlawful.

Commissioner Bissett made a motion to amend the town ordinance to allow chickens in residential areas as stated in the ordinance; Commissioner Griffin seconded and the motion passed 3 to 1 with Commissioner Walker voting against the motion.

Mr. Edwards told the board that the town could increase the parking tickets to \$50.00 and have them classified as civil penalties so that the town could retain the funds. He also told the board that the motor vehicle code already states that the fine for handicapped parking is \$250.00 and that the code gives municipalities the right to enforce it. Commissioner



Griffin asked why the time limit on the tickets was only 3 days to pay. The clerk reminded the board that the time limit had been changed to 30 days. Commissioner Walker asked for the resolution to state that there was a 30 day time limit.

Commissioner Griffin made a motion to adopt the resolution with the stated changes; Commissioner Walker seconded and the motion passed unanimously.

Mr. Edwards then told the board that he had made the requested changes to the ordinance regarding the prices charged for the town hiring an outside contractor to clear unmowed lots and also the time limit the resident had to comply with the notice to clear the lots. He said that he changed the fee for the town hiring someone to do the mowing to a \$250.00 penalty plus the cost of any expenses incurred by the town as requested by the board. He also said that the time limit for the owner to comply with the warning notice for mowing their grass has gone from 15 days to 7 days.

Commissioner Griffin made a motion to accept the amendment to the ordinance for the grass penalties and time changes for the compliance to the warning; Commissioner Bissett seconded and the motion passed unanimously.

Mr. Holpe told the board that there was about \$17,000.00 in Powell Bill funds and that some of the money had been allocated for patching potholes and the cost of the new map. He said that would leave about \$10,000.00 available funds and that there would also be about \$39,000.00 received in the upcoming months. He reminded the board that \$53,000.00 had been borrowed from Fund Balance for Powell Bill projects in 2010 and not paid back. He said that he was looking for a consensus from the board on what they wanted to do with the funds this year. Commissioner Best asked if the list he had in the packet of streets was the same as what Kevin had on the Powell Bill map. Mr. Holpe said that the streets he had on the list were the worst streets in town and needed repair. He said that he was pretty sure that the ones he had on the list were about the same as on the map. Mr. Holpe said that he would check and see what kind of revised plan that Kevin had made. Commissioner Best asked if it was ok to use the funds from Fund Balance to help with these kinds of things. Mr. Holpe said yes and that they didn't necessarily have to pay it back. He said that the fund balance was compliant with what the state required. Commissioner Best said he thought it was more important to fix the streets and sidewalks then to pay back the fund balance. Mayor Gwaltney said that he thought the money should be paid back as it was originally intended and maybe it could be done by making payments back to the fund balance in small increments. The board decided to table the discussion until next month while Kevin and Mike get more information about the prices for the street repair.

Mr. Holpe told the board that Mike Meyers had mentioned that the town could take out an interest free loan for \$220,000.00 from DWQ to start another project for the country inn lift station and telemetry system. Mr. Holpe asked the board to allow Envirolink to fill out the application for the loan and he mentioned that if the town is approved for the loan by DWQ then the LGC would have to approve it also.

Commissioner Bissett made a motion to allow Envirolink to apply for the loan from DWQ; Commissioner Best seconded and the motion passed unanimously.

Dean Holmes from Envirolink said that there were no serious issues to report. He did say that they would begin spraying the needed parts of town within the next couple of days. Mayor Gwaltney asked about the well production and the metered water difference. Dean said it could be many things that could cause the difference like flushing or fire department training.

Commissioner Best made a motion to close the streets for the Pumpkin Festival for the upcoming year and to renew it annually automatically as long as the festival is active; Commissioner Griffin seconded and the motion passed unanimously.

Mr. Holpe reminded the board that the STEP kick-off event would be held at the Spaulding Auditorium on Saturday August 18th from 6 to 8 pm. He said that the participation so far at the meetings has been well attended. He also asked the board if they wanted to change the date for the next board meeting since it would be on Labor Day. The board decided to have the September meeting on Tuesday the fourth.

Chief Denton told the board that there was a shooting through a window at the Oakdale Apartments but that no one was injured. He also said that there were two juveniles that had left home and had since been located. He also said that there was a strong armed robbery at the First Citizens bank in the driveway and that they had a good description of the suspect. He said that Steven Hill had been sworn in as the town's new officer and that he would be sending out requests from other agencies for help with the festival.

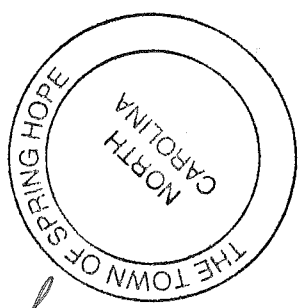
Commissioner Bissett had no new business. Commissioner Best said he wanted to know if the microphones worked or not and would like the one at the podium to work because of his hearing problem. Mr. Holpe said that he would check on getting them fine-tuned. Commissioner Best said that he had numerous positive calls for the approval of the chicken ordinance. Commissioner Griffin and Walker had no new business. Mayor Gwaltney asked about the yard sale permits and felt like it was not a good use of man power for the police to have to check. He said that he thought there should be a better way to regulate the process.

Commissioner Bissett made a motion to adjourn; Commissioner Walker seconded and the motion passed unanimously.

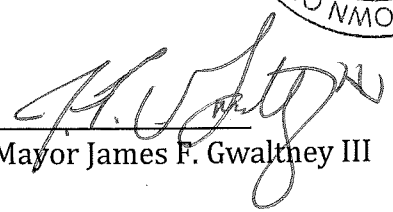
Submitted by:



Michele K. Collins  
Town Clerk



Attest:



Mayor James F. Gwaltney III

**A Resolution of the Board of Commissioners  
of the Town of Spring Hope  
Adopting an Amendment to the Code of Ordinances**

Whereas, the Board of Commissioners of the Town of Spring Hope desires to amend the Code of Ordinances, Town of Spring Hope, North Carolina; and

Now, Therefore Be It Resolved by the Board of Commissioners of the Town of Spring Hope that the Code of Ordinances, Town of Spring Hope, North Carolina, is hereby amended as follows:

1. Chapter 4, Section 4-1 shall be amended by deleting the stricken word and adding the underlined words:

Subject to the terms of section 4-4, no ~~No~~ animal shall be permitted to run at large (other than on the owner's property) within the town limits. Pets are to be properly tagged for identification purposes. Chickens kept on an owner's property pursuant to section 4-4 of this chapter shall not be considered pets for the purposes of this Section. All animals caught running at large will be impounded by the county animal control.

2. Chapter 4, Section 4-2(a) shall be amended by deleting the stricken words and adding the underlined words:

(a) Cows, horses and other large livestock, swine, goats, sheep or other small livestock ~~and barnyard fowl~~, male chickens and seven or more hens are prohibited in any area of the town except those areas zoned for agricultural purposes by chapter 26, zoning.

Further, Be It Resolved by the Board of Commissioners of the Town of Spring Hope that the Code of Ordinances, Town of Spring Hope, North Carolina, is hereby amended by adding a section to be numbered 4-4, which section reads as follows:

**Sec. 4-4. Chickens**

(a) Up to six female chickens or hens (hereinafter "hens") may be kept on any lot zoned for residential purposes.

(b) Hens kept pursuant to this section must be kept in runs or coops. The runs or coops may be either a fixed or mobile structure. Hens kept pursuant to this section shall not be permitted to run at large.

(c) The run or coop must be built or placed no closer than ten feet to the property line of an adjoining property owner.

(d) The run or coop must be kept in a clean and sanitary condition. The run or coop must be built so that the hens are raised and kept in a humane condition. The run or coop must be kept and maintained so that no nuisance shall be created by the odor produced by the run, the coop, or the hens therein. Compliance with this paragraph shall be determined by the town manager or the town manager's designated agent, which may be the county animal control.

(e) The town manager or the town manager's designated agent, which may be the county animal control, shall have the authority to go onto the property on which the hens are located for the purposes of inspecting any run or coop.

(f) The town manager may utilize the services of the county animal control to enforce or mitigate any violations of the terms of this section, including, but not limited to, impounding the hens; provided, however, such use of the services of the county animal control shall not limit the town's ability to utilize the appropriate provisions of section 1-18.

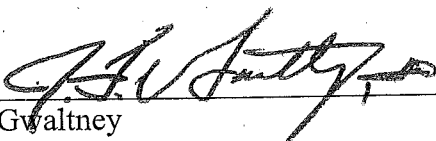
(g) No hens kept pursuant to this section shall be slaughtered within the town limits. The terms and provisions of Section 4-3 shall apply to any hens kept pursuant to this section.

(h) This section does not limit hens in those areas zoned for agricultural purposes by chapter 26, zoning.

**Further, Be It Resolved**, that these amendments and additions to the Code of Ordinances shall become effective upon passage by the Board of Commissioners.

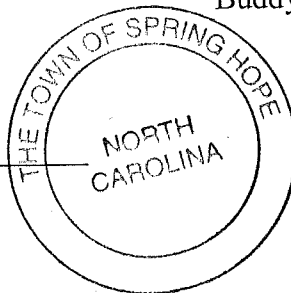
Adopted this the 6<sup>th</sup> day of August, 2012.

Mayor:

  
Buddy Gwaltney

Attest:

  
Michelle Collins, Town Clerk



Minutes  
Spring Hope Board of Commissioners Meeting  
September 4, 2012

A regular meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present: Mayor Buddy Gwaltney, Commissioners Clyde Best, Drew Griffin, Nancy Walker, Bill Newkirk and Lee Bissett.

Also present were; Town Manager John Holpe, Town Attorney Mark Edwards, Town Engineer Kevin Varnell, Dean Holmes from Envirolink and Chief Tim Denton.

Citizens present were Ruby Davis, Ricky Tucker and Diane Tucker. Jo Anne Cooper was present representing the Nashville Graphic.

Mayor Gwaltney called the meeting to order.

Public Forum

Ruby Davis told the board that she thought the town needed to work on getting a new laundromat in town. She said that she had spoken to a few Commissioners with no satisfaction. Ms. Davis said that the old ladies in town need to be able to go somewhere to wash their clothes as well as the Hispanics who tend to go grocery shopping while their clothes are washing. She said she felt like Nashville was getting business that should be in Spring Hope. Commissioner Griffin said that he spoke with the owner of the Nashville laundromat about coming to Spring Hope and he said that the former owners had stripped the store to the point that it would be too costly for him to try to locate a store there. Commissioner Newkirk asked if it was possible to put an advertisement on the town's website that a laundromat was needed. Mr. Holpe said that he thought that was a good idea and would get that done.

Kevin Varnell asked the board to look at the list of streets to be considered for the upcoming Powell Bill annual project and the cost estimates for each. He said that according to the street plan Mclean St. was scheduled to be the next street fixed. Kevin explained how much each street would cost to actually fix the streets rather than just to repair them. Kevin said that he thought the next step was to figure out how much money there would be available to spend and if the board was planning on paying any of the previously borrowed money back. Commissioner Best asked if there was any way to recycle some of the materials taken up. Kevin said that it could be but that it cost to get someone to truck it away and that would defeat the purpose. Commissioner Best said that he thought that with the figures that he heard there was not enough money to fix anything. Mr. Holpe said that by January 2013 there should be about \$56,000.00 which should be enough to do some of the work. Kevin said that the work could be bidded out any way that they wanted and that some of the work could definitely be done. Commissioner Best said that he thought Mclean St. and Oak St. were the most heavily traveled and should probably be done first. Commissioner Newkirk said that he was backing off of trying to get something done on

School St. since the school board said that they might be able to take care of it. Commissioner Best said that he thought that Powell Bill money would never keep up with the need for the street repair. He said that he thought that they needed to do the best they could with what they have. Kevin said that there was a slow process and that they were getting there but it would take time. Commissioner Griffin asked if it was possible to take money from Fund Balance and not get into trouble with the Local Government Commission. Mr. Holpe said the state required 8% but the town presently had 16%. Mayor Gwaltney said that he receives a letter every year from the LGC saying that the Fund Balance is really not where it should be. Commissioner Griffin said that he didn't think it was a good idea to pay any money back right now to Fund Balance. Kevin said that he would ask the DOT if they had any money to give to help with paving McLean St but that it was a long shot. Mr. Holpe asked if there was any way to bid the work out and pay the last \$19,000.00 out in January when the rest of the Powell Bill money comes in. Kevin said that they don't usually do business like that and that the town could take the money out of Fund Balance and pay it back. Commissioner Best said he thought they should bid it out and make a decision when the prices come in. Mayor Gwaltney said that he thought they needed to be careful about continuing to take money out of Fund Balance and not paying it back. He also said that just a few years ago there was about \$200,000.00 in Powell Bill and he thought it wasn't a good idea to drain the account every year.

Commissioner Best made a motion to get bids on all the jobs on the list and see what the prices are when they come in; Commissioner Bissett seconded and the motion passed unanimously.

Mr. Holpe asked the board to look at the Animal Control Ordinance and Interlocal agreement from Nash County. He said that he asked Town Attorney Mark Edwards to look over it. Mr. Holpe said that he looked at it and didn't see anything that was out of line or different. He asked them if they need more time to go over the ordinance and have Robert Hunt from the county to come to the next meeting. Mr. Edwards said that he had not had a chance to make sure that the county ordinance didn't conflict with the town's ordinances. The board decided to wait until the next meeting so that Mr. Edwards could review all of the concerns.

Mr. Holpe said he has noticed that people are blowing grass into the streets constantly and clogging up drains in town. Mr. Holpe said that he was asking the board to consider a resolution to make it against the town ordinance to put grass clippings in the street. He said that he got a call that clippings were clogging the drains and laying in the street in front of the grocery store Just Save and that it was a good example of the problem. Commissioner Griffin said that he noticed that many of the curb and gutters in the town are full of grass and the sidewalks had a lot of grass growing through them. Commissioner Bissett said that he thought they should be more spraying going on and asked Envirolink if they were doing it. Dean Holmes from Envirolink said that they were doing the ones downtown. Commissioner Best asked if there should be something added to the ordinance for a fine, Mr. Edwards said that there is already a part of the Code of Ordinances that deals with all fines.

Commissioner Best made a motion to adopt the resolution to the code of ordinances regarding the issue of leaving grass in the street; Commissioner Griffin seconded and the motion passed unanimously. Mayor Gwaltney noted that it was a unanimous vote; therefore it complied with the rules of adopting a new resolution.

111

Dean Holmes from Envirolink was present to give the monthly report. He stated that there had been a major water leak on West Nash and that there was a significant water loss. Dean said that the pipe that caused the leak was defective and that they had cut out the damaged part put in a valve and replaced the damaged pipe. Commissioner Best said that this could probably account for some of the water loss that the town has been experiencing. Dean said that it could definitely be part of the reason. He said that they called in DOT and the locate line company to assist with the leak. Commissioner Griffin asked what the acceptable range for water loss was, Dean said about 10% and that was where the town was at this time. He said that they did a total of 78 work orders for the month of August and would be picking leaves and limbs on schedule. Mayor Gwaltney asked why there was so many re-read of meters, Dean said he wasn't sure. Mr. Holpe said it was because people question their usage. The Mayor said that he thought that the water was not as clear as it was and wondered if they are flushing the water more often. Dean said that he could find out how often the flushing was going on and that sometimes they do have to do individual homes when then have an issue with discolored water. Dean said that they have gotten some quotes to remove the chemicals and hazardous materials that may be down at the truck shed. Commissioner Bissett said there was a service in Nash County that would pick them up without any questions asked for a small fee. Dean told the board that they were spraying all of the town properties and would continue until they were finished.

Mr. Holpe said that there had been many comments made to him that the town did not need the railroad tracks in the crossings. He said that he would be happy to send another letter to the Railway Division and ask if they would remove the tracks. Commissioner Best said that they aren't maintained and that the Railway Division needed to remove them.

Commissioner Best made a motion to ask the NCDOT Railway Division to remove the tracks at the five crossings in town; Commissioner Griffin seconded and the motion passed unanimously.

Chief Denton said that they were able to recover a stolen gun with the assistance of the local gun shop. He said the owner of the shop had concerns about the gun and when the serial numbers were run it was found that the gun had been stolen and it was returned to the owner. He said that there were two break-ins on Walnut Street and that they were under investigation. Chief Denton said that they also investigated charges of fraud at the Just Save grocery store when a customer was trying to pass bad checks. He said that Sgt. Proctor had fingerprinted about 40 children at the STEP kickoff and Fireman's Day programs. The Chief told the board that he was working on getting agreements signed with nearby police agencies in reference to them helping with the Pumpkin Festival.

Commissioner Walker had no new business. Commissioner Newkirk asked if they could send out a phonetree before the monthly meetings to make residents aware of the upcoming meeting, Mr. Holpe said that it would be no problem. He also said that when Envirolink started he had given them a large compliment for their work but now he believes they are not using enough people to take care of the town. He said that there is no way only two people can take care of the entire town and all it needs. Commissioner Newkirk said that the town looked awful and he felt like they weren't keeping up their end of the contract. Commissioner Griffin said that he agreed



and that it wasn't fair to keep on the residents about cleaning their yards if Envirolink wasn't keeping up the town. Commissioner Best and Bissett had no new business.

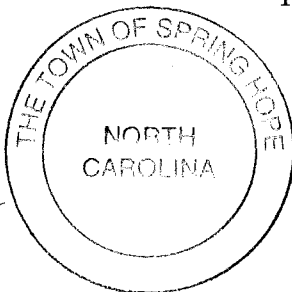
Commissioner Bissett made a motion to adjourn; Commissioner Walker seconded and the motion passed unanimously.

Submitted by:



Michele K. Collins  
Town Clerk

Attest:

  
Mayor

16

**A Resolution of the Board of Commissioners  
of the Town of Spring Hope  
Adopting an Amendment to the Code of Ordinances**

**Whereas**, the Board of Commissioners of the Town of Spring Hope desires to amend the Code of Ordinances, Town of Spring Hope, North Carolina; and

**Now, Therefore Be It Resolved** by the Board of Commissioners of the Town of Spring Hope that the Code of Ordinances, Town of Spring Hope, North Carolina, is hereby amended by adding a section in Chapter 18, Article II, which new section shall be numbered 18-35 and shall read as follows:

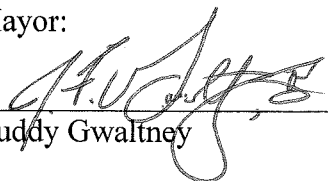
**Section 18-35. Yard waste placed or burned on streets prohibited.**

No yard waste, including but not limited to grass clippings, leaves, tree trimmings, shrubbery trimmings, and other such debris and rubbish, shall be thrown or swept upon or otherwise placed on any sidewalk or street of the town, nor shall any such items be burned thereon.

**Further, Be It Resolved**, that these amendments and additions to the Code of Ordinances shall become effective upon passage by the Board of Commissioners.

Adopted this the 4<sup>th</sup> day of September, 2012.

Mayor:

  
\_\_\_\_\_  
Buddy Gwaltney

Attest:

  
\_\_\_\_\_  
Michelle Collins, Town Clerk

Minutes  
Spring Hope Board of Commissioners Meeting  
October 1, 2012

A regular meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present: Mayor James Gwaltney, Commissioners Clyde Best, Drew Griffin, Nancy Walker and Bill Newkirk. Commissioner Lee Bissett was absent.

Also present were Town Manager John Holpe, Town Clerk Michele Collins, Town Engineer Kevin Varnell and Police Chief Tim Denton.

Mike Meyers and Anthony Branch were there representing Envirolink. Amanda Clark the Nashville Graphic and Ken Ripley the Spring Hope Enterprise was also present.

Citizens present were; Allen Barbee, Veronica Cooper, Nancy Perry, Ollie Shepard and Pamela Brantley.

Mayor Gwaltney called the meeting to order.

Commissioner Newkirk made a motion to accept the minutes of the September 4, 2012 meeting as written; Commissioner Griffin seconded and the motion passed unanimously.

Chris Harris from RSM Harris and Associates was present to award the CDBG contract for the West Franklin Street rehabilitation project. He told the board that there were three projects within the one and that Roanoke Electric was the low bid on two of them and Meridian Design was the low bid on the third project. Mr. Holpe said that they need a motion to proceed with awarding the project and that it usually goes to the lowest bidder.

Commissioner Griffin made a motion to accept the lowest bids for the projects and proceed with the work; Commissioner Newkirk seconded and the motion passed unanimously.

Kevin Varnell told the board that there wasn't any money that could come from the DOT to help with Mclean Street and that all the money would have to come from Powell Bill or town funds. Kevin said he got bids from two companies for the streets that had been discussed and that Barnhill Contracting was the lowest bidder. He said it was time to make a decision about

115

which streets were going to be fixed first. Mr. Holpe told Kevin that at present there was about \$37,000.00 in Powell Bill funds and that another \$19,000.00 would be sent the first of January. Mayor Gwaltney said that he wanted to remind the board that the Powell Bill still owes Fund Balance \$53,000.00 from an earlier project. He said that the money was borrowed with the conditions that it would be paid back. He suggested that the board may want to set up a payment plan to pay back the loan so that the obligation would be met and to not touch Fund Balance but replenish the money that was taken. Kevin said that the prices that were quoted are to actually fix the street and not just patch. Kevin also said that if they decided to pave Mclean it would be the entire street to Dodd St. Mayor Gwaltney said that he thought that it would make sense to do one street and carry over the balance to the end of the fiscal year and then make a payment to Fund Balance. Kevin said that if they paved Mclean St. it would finish it out and that they would potentially get 15 years of service out of it.

Commissioner Best made a motion to go ahead and pave Mclean Street and keep the rest of the money in reserve to use to pave later on in the year or make a payment to Fund Balance; Commissioner Griffin seconded and the motion passed unanimously.

Commissioner Griffin made a motion to award the contract to Barnhill Contractors to do the Powell Bill work since they were the lowest bid; Commissioner Newkirk seconded and the motion passed unanimously.

Allen Barbee said that he was representing the Revitalization Commission and that they had voted to ask to have the zoning changed to allow Internet Sweepstakes in General Business. He said that he wanted to make sure that people who wanted to go to the sweepstakes had an option to stay in Spring Hope. He said that he thought that they would generate revenue as people would be shopping in the area that they played. He also mentioned that the license fee would be a good way to help with making money too. Mr. Holpe said that some of the limitations in the ordinances would have to be changed if they were going to have them located in the shopping center. Allen said that one of the members of Revitalization went to a sweepstakes place and that the people that were there seem to be just using it as a form of entertainment. Commissioner Walker said that if they put it in the Food Lion parking lot it would be across the street from her house which would not be the required 300 feet. Mr. Holpe said that he had mixed feelings about some problems that may arise but thinks that it could be a good source of revenue. He said that he noticed that most managers are saying that they have not had any extra problems and were making money on it. Commissioner Best said he thought it was fine to send it to the planning board. He said that he thought that it would become an issue because other stores in town would want to have them also. Mr. Holpe said that it would be limited to the areas of the shopping centers that were in General Business.

Mayor Gwaltney said that he thought that there could be a problem because of the footage and the restrictions about how close the homes were. The board decided to send the issue to the planning board.

Mike Meyers from Envirolink said that they had been very busy trying to get the town ready for the Pumpkin Festival. He said that they had gotten several calls from people around town complaining about the brown water that was caused by the Fire Department flushing hydrants. Mr. Meyers said that they recommended to them that they meter the hydrants and got a quote on that for them. He said that there was a collection system inspection and that the only recommendation from the state was that the town updates the capital improvement plan. Mr. Meyers said that maybe they could secure more funding to help with that. He said that he had applied for a revolving loan to help with the elimination of the Country Inn lift station. He told the board that it looked like the work on the Waste Water Treatment Plant was on time. Mayor Gwaltney asked when the streets would be swept; Mr. Holpe said that it would be done Wednesday right before the pumpkin festival. Commissioner Best told Mr. Meyers that there was a lot of cut limbs and debris on Branch Street. Mike said that he would have someone pick-up those items. Commissioner Griffin said that he thought they should keep the town maintained for the entire year and not just for the festival. Mr. Holpe asked if the major leak from last month affected the water loss, Mike said that the numbers looked wrong and he would continue to look at the reason. Commissioner Newkirk asked if the town would be as clean this year after the festival like it used to be since they only had two people working in town. Mr. Meyers said that they were going to bring in extra people and have it clean.

Mr. Holpe said that Mark Edwards the town attorney saw no problems with the Nash County Animal Ordinance.

Commissioner Griffin made a motion to accept the Interlocal Agreement with Nash County in reference to the Animal Control Ordinance; Commissioner Newkirk seconded and the motion passed unanimously.

Mr. Holpe said that he was told by the DOT that the issue with the trucks parking by the tracks was their issue. He said that the Railway Division would have to be the ones to put up no parking signs and could send letters to the people parking there letting them know that they were trespassing on DOT property. Mr. Holpe said it looked like the issue had resolved itself and he thought it may be best to wait to see what happens.

Mr. Holpe asked the board to look at the issue of the playground equipment for the park. He said that they tennis court and basketball courts had been resurfaced and now they were in phase two that included playground equipment. Mr. Holpe said that Jenna Green a member of

the park committee had found a matching grant for the equipment and that he would be meeting with her and the company later on in the week. He said that Steve Mohler from the PARTF program told him that they would reimburse half of any paid invoices. Mr. Holpe said that after all the bills were paid they would end up paying only \$13,000.00 for the equipment. He said that the park committee funds would not cover the price and that they would need to use money from Fund Balance. Mayor Gwaltney asked if the original goal of \$55,000.00 that was supposed to be raised had been reached. Mr. Holpe said no that it had not been reached yet. Ken Ripley the chairman of the park committee said that if they could get the grant it would cover everything that they needed to finish the project. Mayor Gwaltney made a comment that it seemed like they were asking for an advance for the next years promised money. Commissioner Best said that if we didn't have it the money then we couldn't spend it and right now the town does not have the money for that.

Commissioner Griffin made a motion to allow the Chamber to have fireworks for the Pumpkin Festival; Commissioner Walker seconded. Commissioner Newkirk asked if the town was liable, Mr. Holpe said that the town held harmless from injuries. Commissioner Best asked if the Chamber had separate insurance from the town. Chief Denton said that the fire marshal secures the area including signatures from the residents. Commissioner Best asked if the Chamber insured the Pumpkin Festival or if the town did. Mr. Holpe said that was the responsibility of the Chamber and that they had in the past but didn't know if they did this year. The motion passed for the fireworks unanimously.

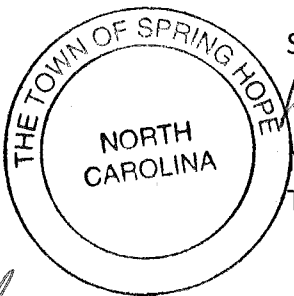
Mr. Holpe said that the Railway Division had decided that they would not take up the tracks at the crossings but would repair if needed. Mr. Holpe said that he had some complaints about the new kind of street light lamps that the town was using. He said that some of the residents were saying that the lights only give more lights to the street and not to the homes. Commissioner Best said that the old lights were no longer available and that's why they changed them.

Chief Denton said that they were finishing up getting the extra help from other law enforcement agencies to help with the Pumpkin Festival. Commissioner Newkirk asked if they were still going to close off Ash St. on Saturday. Chief Denton said yes and that Railroad Street would probably start being blocked on Thursday because of the vendors.

Commissioner Best and Griffin had no new business. Commissioner Newkirk said that he thought that the people that were complaining about the street lights would have to try and get some kind of extra lighting on their own. Commissioner Walker had no new business.

Ken Ripley said that the park committee was saying that they needed the town to front the \$52,000.00 and that the town would eventually get it back. Commissioner Best asked what would happen if the grant wasn't won and since the town doesn't have the money; where would it come from. Mayor Gwaltney said that it seemed like it would not be legal to get a grant, have the state pay half and then the playground people give the rest as a grant. Mr. Holpe said that he explained everything to Steve Mohler and was told that they would send back half of the money. Ken said that they still needed to talk to the playground people and make sure they were getting the grant. He said that they wanted the town to front the \$52,000.00 and then the town would eventually get the money back. Commissioner Best asked how long it would take to get the money back into fund balance if they decided to do this. Ken said he wasn't sure but it would be before the end of the fiscal year. Commissioner Griffin and Mayor Gwaltney said that the end of the fiscal year was a long way away. The board said that they had to make sure that the park committee was getting the grant before they could make a decision. Mayor Gwaltney said it didn't sound legal to him and he thought there needed to be more discussion.

Commissioner Griffin made a motion to adjourn; Commissioner Best seconded and the motion passed unanimously.



Submitted by:  
*Michele K. Collins*  
 Michele K. Collins  
 Town Clerk

Attest:

*J. A. Gwaltney, Jr.*  
 \_\_\_\_\_  
 Mayor

NORTH CAROLINA

INTERLOCAL AGREEMENT

NASH COUNTY

THIS INTERLOCAL AGREEMENT (the "Agreement"), made and entered into this 15<sup>th</sup> day of October, 2012, by and between NASH COUNTY, a body politic and corporate of the State of North Carolina (the "County"), and SPRING HORN, NC, a North Carolina municipal corporation (the "Town").

#### RECITALS

A. Pursuant to Article 20 of Chapter 160A of the North Carolina General Statutes, the County and the Town may enter into contracts or agreements with each other in order to execute any undertaking.

B. On July 9, 2012, the Nash County Board of Commissioners adopted a new animal control ordinance with an effective date of August 1, 2012 (the "Ordinance").

C. The governing board of the Town has adopted a resolution pursuant to G.S. §153A-122 adopting the terms of the Ordinance and permitting the Ordinance to be applicable within the Town's territorial jurisdiction.

D. Pursuant to Section 4-50 of the Ordinance, the County and the Town desire to enter into this Agreement regarding the enforcement of the Ordinance within the Town's territorial jurisdiction.

NOW THEREFORE, in consideration of the foregoing and the mutual promises, covenants and obligations herein contained, the County and the Town hereby agree as follows:

1. Purpose. The purpose of this Agreement is to provide for the County's enforcement of the Ordinance within the Town's territorial jurisdiction.

2. Enforcement of Ordinance. The County agrees to enforce the Ordinance within the Town's territorial jurisdiction. The County shall be responsible for all aspects of the enforcement of the Ordinance, including, but not limited to, all related financial, personnel, operational and governance matters. The Town shall have no authority or responsibility as to any aspect of the enforcement of the Ordinance. The Town acknowledges and agrees to the County's enforcement of the Ordinance within the Town's territorial jurisdiction as set forth herein.

3. Amendment of Agreement. This Agreement may be amended at any time by the written consent of both parties.

4. Duration/Termination of Agreement. The term of this Agreement shall commence as of the date hereof. Pursuant to G.S. §153A-122, this Agreement may be terminated only upon (i) the Town's resolution to withdraw its permission of applicability of the Ordinance within its



territorial jurisdiction; (ii) the Town's written notice to the County of its withdrawal of permission; and (ii) upon the expiration of thirty (30) days after the day the County receives the written notice of the Town's withdrawal of permission.

5. Other Terms. All the terms and conditions of this Agreement shall be binding on the parties hereto and shall bind and inure to the benefit of their successors and assigns. This Agreement shall be governed and enforced in accordance with the laws of the State of North Carolina.

IN WITNESS WHEREOF, the Agreement has been executed by the appropriate representatives of the undersigned governmental bodies, the day and year first above written.

NASH COUNTY

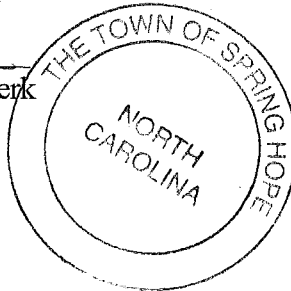
By: \_\_\_\_\_  
Billy Morgan Chairman, Board of Commissioners

ATTEST: \_\_\_\_\_  
Janice Evans, Clerk to Board

TOWN OF SPRING HOPE, NC

By: [Signature]  
J. F. Gwaltney, Jr., Mayor

ATTEST: [Signature]  
Town Clerk



**A Resolution of the Town Board  
of the Town of Spring Hope  
Amending the Text of the Zoning Ordinance**

**Whereas**, the Planning Board of the Town of Spring Hope recommends the following text amendment to the Zoning Ordinance to the Town Board of the Town of Spring Hope; and

**Whereas**, the Planning Board of the Town of Spring Hope has found that the said text amendment is consistent with the Town's adopted comprehensive plan; and

**Whereas**, a public hearing on the said text amendment was held at the meeting of the Town Board of the Town of Spring Hope on December 3, 2012, at 7:00 pm or shortly thereafter; and

**Whereas**, a notice of public hearing was published in *The Spring Hope Enterprise* for two successive weeks prior to the hearing; and

**Whereas**, the Town Board is satisfied that the recommended text amendment to the Zoning Ordinance is consistent with the Town's adopted comprehensive plan and is reasonable and in the public's interest.

**Now, Therefore Be It Resolved** by the Town Board of the Town of Spring Hope that the following three amendments are hereby made to the Zoning Ordinance:

**Amendment #1:**

Article I, Sec. 26-4 "Definitions." shall be amended by adding the following definition:

*Wood Biomass Plant* means a plant or facility producing electrical power from woody biomass, where wood is combusted in boiler systems fitted with air emissions controls to drive steam turbines that produce electricity. Cogeneration may be applied in the plant, in which wood is used to generate both electricity and heat for other processes such as drying and heating. Wood biomass does not include plants that use a combination of wood and other fuels such as coal, oil or natural gas (also known as co-firing)

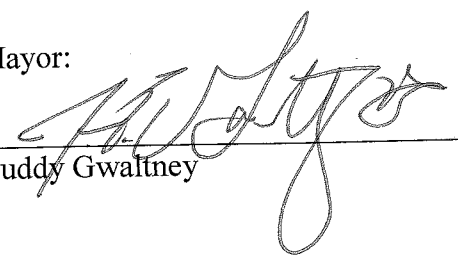
**Amendment #2:**

Article II, Sec. 26-70, Table 304.1 "Permitted Uses" shall be amended by adding under the Manufacturing and industrial uses category a line item for Wood Biomass Plant.


Article II, Sec. 26-70, Table 304.1 "Permitted Uses" shall also be amended by inserting a "S" in the line item entitled Wood Biomass Plant in the column entitled HI.

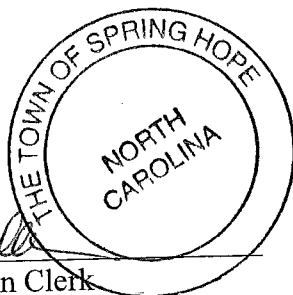
Adopted this the 3<sup>RD</sup> day of December, 2012.

Mayor:

  
Buddy Gwaltney

Attest:

  
Michele Collins, Town Clerk



Minutes  
Spring Hope Board of Commissioners Meeting  
November 5, 2012

A regular meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present: Mayor James Gwaltney, Commissioners Clyde Best, Drew Griffin, Nancy Walker, Lee Bissett and Bill Newkirk.

Also present were Town Manager John Holpe, Town Clerk Michele Collins, Town Attorney Mark Edwards, Town Engineer Kevin Varnell, David Harris from RSM Harris and Associates, Dean Holmes and Anthony Branch from Envirolink and Chief Tim Denton.

Newspapers present were Ken Ripley from the Spring Hope Enterprise and Amanda Clark from the Nashville Graphic.

Citizens present were: Pam Brantley, Veronica Cooper, Ollie Shepard and Phillip and Annette Mills.

Mayor Gwaltney called the meeting to order.

Commissioner Best made a motion to approve the minutes as written; Commissioner Walker seconded and the motion passed unanimously.

Mr. Holpe told the board that it was important to accept the no-interest loan from DWQ in the amount of \$265,000.00 because the Country Inn Lift Station was in bad shape. He said this loan would allow the town to get rid of the station that was out of date and costly and replace it with a new up to date system. Mr. Holpe said that the loan would cost \$13,250.00 a year for 20 years to repay. He told them that at the present there was about \$28,000.00 in the budget for sewer improvement and that \$22,000.00 of that had to be used for the payment owed on the Waste Water Treatment Plant. He said that with the new debt there would need to be an additional \$6500.00 in the budget to add to the \$28,000.00 total to pay for the new loan and the one for the plant. Kevin said that this was an important project and that it needed to be done. He said that the current lift station was in horrible shape and needed to be abandoned so that in the long run the town would save money. He told the board that the new gravity system that would replace the lift station would also be maintenance free. Commissioner Griffin said that he figured that it would cost about seventy cents per water customer to pay for the additional \$6,500.00.

Commissioner Best made a motion to accept the loan and have the Town Attorney and Town Engineer prepare the paperwork; Commissioner Griffin seconded and the motion passed unanimously.

David Harris from Harris and Associates said that there was about \$76,000.00 left from the Franklin St. CDBG project that the town could use for something else related to improvements. He told the board Third Street was presently a gravel road but that the funds left could pave the road with curb and gutter. Mr. Harris said that Wilkins St. was also under consideration but putting sewer lines on that street would be more expensive and that he would help the town apply for additional funds next year. He told the board that the biggest problem with Third Street is that the drainage is bad on the street and that this would eliminate the problem. He said that he would draft a motion for the board to use at the public hearing on Thursday in case they decided to approve the reassignment of funds.

Mr. Holpe told the board that the Community Park Project had spent to date \$64,000.00 and that it included resurfacing the tennis and basketball courts along with a new walking trail. He said that the park was actually an \$110,000.00 project and that meant that they still had approximately \$46,000.00 left to spend. He said that for next year they still had a pledge of \$5000.00 from the Chamber of Commerce and \$10,000.00 from the town. He said that with the \$35,000.00 already received the committee only had to raise another \$5000.00 to make the goal of \$55,000.00. Mr. Holpe said that the committee decided against the playground equipment grant as it had too many risks financially.

Anthony Branch from Envirolink asked everyone to look at their activity report. He said that the WWTP project was coming along very well. He told the board that the hydrant flushing went well with a total of 256,000 gallons flushed. He said that the percent of water unaccounted for was around eight percent this month which was a very good number. Mayor Gwaltney asked why there was 4.5 million gallons of water produced but only 3.4 million sold. Mr. Holpe said that he knew that there was some water used and not billed at the town owned buildings but that it wouldn't account for that much. Anthony said that the readings were a little misleading and that he could account for the WWTP because of some problems with the floats the meter would give wrong readings. Mayor Gwaltney asked if the water that the vendors used at the pumpkin festival was metered and accounted for; Dean said that only the ones at the carnival. Mayor Gwaltney said that might account for some of the water.

Town Attorney Mark Edwards said that he didn't have anything separate from what is in the manager's report.

Mr. Holpe asked the board to look at the sweepstakes information in their packets. He said that the state court is going to make a decision soon about the issue and he thought it might be smart

to wait since the state would probably take most of the profits from the sweepstakes. Mayor Gwaltney wanted the board to think about just leaving the sweepstakes ordinance like it is since the town is covered as far as the law goes. Commissioner Best said he agreed because the people he has heard from do not want them.

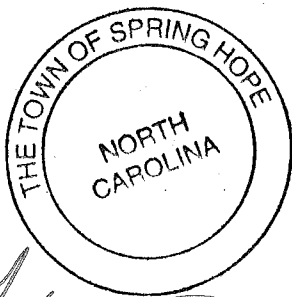
Mr. Holpe said that Steve Head of the Rail Division of NCDOT took care of the trucks parking by the tracks. Therefore he was recommending letting the issue end for now. Everyone agreed that since it was DOT property they would leave the issue to them.

Mr. Holpe said that at the Planning Board Commission meeting they discussed the opening of a new Biomass plant at the old Rockwool plant. He said that they would have woodchips coming in on a daily basis along with two stacks of steam coming from the building that would be converted into energy. Mr. Holpe said the issue was how much water they would need daily and whether or not it would be costly to the town or bring in revenue. The company said that there would not be any odor and that the trucks with the woodchips would come in off of 64 bypass to Momeyer to 64 alternate. Mr. Holpe said that Betsy Kane from the state said that the zoning ordinance would have to be amended to include a Biomass plant in that zone. Commissioner Best said that when these kinds of energy plants come in they have to pay for all costs associated with the plant. He said this was a condition that they had to meet before they could do anything and he said he had seen this before with his work for Progress Energy.

Chief Denton said that the Pumpkin Festival went well even though they did have to issue several parking tickets and take care of a traffic accident. He said that they also arrested two people that had outstanding warrants and that the crowd and traffic was so good they did not have to block the road at Ash St. He said that the training for the police department is about done as far as the state mandated training. He mentioned also that the magistrate's office is trying to set up a video conferencing with the police department to save time and money.

Commissioner Best had no new items. Commissioner Best said that a resident saw Waste industries putting the recycle items in the same truck with the garbage. Mr. Holpe said that he would talk with Mark Meyers at Waste Industries. Commissioner Griffin had no new items. Commissioner Newkirk said the owners of Stop and Shop are complaining that something is wrong with their water consumption. Mr. Holpe said that he would check in to it. Commissioner Walker had no new items.

Commissioner Griffin made a motion to adjourn; Commissioner Bissett seconded and the motion passed unanimously.



Submitted by:

A handwritten signature in cursive script, appearing to read "Michele K. Collins".

Michele K. Collins  
Town Clerk

Attest:

A handwritten signature in cursive script, appearing to read "James F. Gwaltney III".  
\_\_\_\_\_  
Mayor James F. Gwaltney III

Minutes  
Spring Hope Board of Commissioners Public Hearing  
November 8, 2012

A public hearing was held by the Spring Hope Board of Commissioners at 12 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present were Commissioners Newkirk, Best, Griffin and Bissett. Mayor Gwaltney and Commissioner Nancy Walker were absent.

Also present were Town Manager John Holpe and Town Clerk Michele Collins.

Mayor Pro Tem Clyde Best called the meeting to order.

Mr. Best said that the purpose of the hearing was to amend the current CDBG project to include paving and reconstruction on Third Street. Commissioner Newkirk made a motion to open the public hearing; Commissioner Bissett seconded and the motion passed.

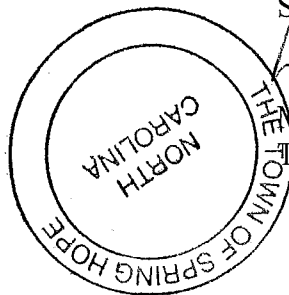
Mr. Holpe reminded the board of the new plan to pave Third Street. Mayor Pro Tem Best opened the floor to questions; there were no questions.

Commissioner Bissett made a motion to close the public hearing; Commissioner Griffin seconded and the motion passed.

Commissioner Griffin made a motion to accept the changes to the CDBG project that would allow paving and reconstruction of Third St.; Commissioner Bissett seconded and the motion passed unanimously.

Commissioner Bissett made a motion to adjourn; Commissioner Griffin seconded and the motion passed unanimously.

Submitted by:



*Michele K. Collins*  
Michele K. Collins  
Town Clerk

Attest:

*James F. Gwaltney*  
Mayor James F Gwaltney

Minutes  
Spring Hope Board of Commissioners Meeting  
December 3, 2012

A regular meeting of the Spring Hope Board of Commissioners was held at 7 p.m. in the Commissioners Room at the Spring Hope Municipal Building.

Members present: Mayor Buddy Gwaltney, Commissioners Clyde Best, Drew Griffin, Nancy Walker and Bill Newkirk. Commissioner Lee Bissett was ~~absent~~ HEAT

Also present were Town Manager John Holpe, Town Clerk Michele Collins, Town Attorney Mark Edwards, Town Engineer Kevin Varnell, Mike Meyers from Envirolink, Betsy Kane from NC Department of Commerce in Raleigh and Chief Tim Denton.

Citizens present were George Godwin

Mayor Gwaltney called the meeting to order.

Commissioner Bissett made a motion to accept the minutes as written; Commissioner Griffin seconded and the motion passed unanimously.

Public Forum

George Godwin said that he was upset that he had to pay a large water bill for a leak that he had no idea about. Commissioner Bissett asked him when he was informed about the leak. Mr. Godwin said that he didn't know until his water was cut off for non-payment. He said that at that time he was told that someone who was working for him was told about the leak but that he was never personally informed. Commissioner Best said he felt that it was unfair to penalize him for the leak if he had not been told in a timely manner. Mayor Gwaltney said he wasn't sure who had the responsibility to tell the owner; Envirolink or the town offices but that there needed to be a clear procedure. Commissioner Newkirk asked if his regular water bill was \$60.00 and Mr. Godwin said yes that it was near that price. Commissioner Griffin said that he agreed he should get a refund of the money that he paid except what he owed for his regular bill.

Commissioner Bissett made a motion to forgive everything for the last two months except for the \$60.00 a month with a refund check for the first month and an adjustment for the second month; Commissioner Griffin seconded and the motion passed unanimously.

Chris Harris with Harris and Associates told the board that all he needed was a motion to approve the benefit amount coming from the CDBG monies to replace the home currently owned by Isadore Battle. Commissioner Best asked if this project would affect the curb and gutter plans for Third St. Mr. Harris told him they were two separate phases. Mr. Best also asked why this part coming in so late, Mr. Harris said it was just part of the process of seeing where to best spend the funds. He said that Miss Battle was qualified for this



application because her house was not repairable. Commissioner Griffin said he didn't know if it was fair to use taxpayer's money to rebuild this one house; Mr. Harris explained that if the town didn't use the money for this it would just go back to CDBG.

Commissioner Newkirk made a motion to approve the housing benefit for Ms. Battle not to exceed \$90,000.00; Commissioner Bissett seconded and the motion passed unanimously.

Mayor Gwaltney said that the next thing up for discussion was the proposal for a biomass plant to be located at the old Rockwool factory. Commissioner Bissett asked if it would be possible to get the power point presentation emailed to each of them rather than to have it shown. Ms. Betsy Kane from the NC Dept. of Commerce said that she would be happy to email it to Mr. Holpe if that was what they wanted. Town Attorney Mark Edwards reminded the board of the legal ramifications of discussing the plans in public. Ms. Kane said that she could go over the quasi-judicial slide and go into depth on the subject. She explained to the board that they were in the position to make a judgment on the outcome of the biomass plant therefore were held to standards most commonly used in reference to court cases. Ms. Kane said that it was ok for the town manager and town staff to discuss the matter since they are not going to make the decision.

Commissioner Griffin made a motion to go into public hearing to discuss adding a permitted use in heavy industrial district with a special use permit; Commissioner Bissett seconded and the motion passed unanimously.

Mr. Holpe reminded the board that this was just to add the wood biomass plant to the accepted uses category. Mayor Gwaltney asked if there was anyone who disagreed with adding the biomass to the category; there were no objections.

Commissioner Griffin made a motion to close the public hearing; Commissioner Bissett seconded and the motion was passed unanimously.

Commissioner Best made a motion to allow a wood biomass plant as a permitted use and to adopt the zoning ordinance to include it; Commissioner Bissett seconded and the motion passed unanimously.

Mike Meyers from Envirolink told the board that the water loss for the month was 7% and that it was a good number as industry standards were 10%. He said that there is a deadline for the Country Inn Lift Station and that it would be at the end of the month. Mr. Meyers said that they would pick up leaves on the 5<sup>th</sup> and the 6<sup>th</sup> and that they had done a system wide flush at the end of last month. He said that there was a problem with the paint at the Waste Water Treatment Plant and will probably go pass the end of the month dead line. Commissioner Best asked Mr. Meyers if the work on Branch St for Dolores Burnett was ready to be started, he said that they were waiting for parts. Mayor Gwaltney asked why the numbers of the waste water and the sold water were not adding up. Mr. Meyers said that it was normal for the two not to add up and that the numbers shouldn't equal and there would be a problem with the flow if they did.

Town Attorney Mr. Edwards had no business to report.

Mr. Holpe told the board that Mclean St. paving had been completed from Hwy. 581 to Dodd St. He reminded the board that the town Christmas party was going to be held on Friday the 14<sup>th</sup> at 6:00pm at the town hall. He told the board that the financial report was looking very good and that the General Fund revenues were \$90,000.00 in excess of expenditures and Water and Sewer revenues were \$67,000.00 in excess of expenditures.

Chief Denton said that all the mandated training had been completed through Nash Community College. He said that everyone had successfully passed. He also said that they had participated in the Governors Highway Safety program and were able to gain points toward purchases new equipment. Chief said that there was one assault and the suspect turned his self in the next day and was charged.

Commissioner Bissett had no new business. Commissioner Best asked about the sewer on Wilkins St. and wanted to know if David Harris was still going to help find some CDBG funds. Mr. Holpe said that Mr. Harris would be helping the town with it as soon as the opportunity arose sometime in January. Commissioner Griffin said that he thought the town offices should be opened at lunch and had some people complain to him about it. Commissioner Newkirk said that many people had complained that the phonetree calls were too long with too much information. He also asked why the newspaper was not publishing the dates along with the calls.

Commissioner Walker had no new business.


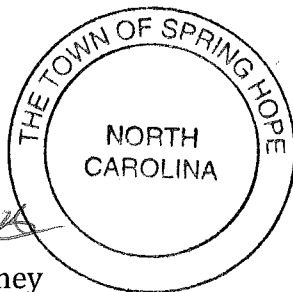
Commissioner Bissett made a motion to adjourn; Commissioner Walker seconded and the motion passed unanimously.

Submitted by:



Michele K. Collins  
Town Clerk

Attest:

  
Mayor James F Gwaltney

**THE TOWN OF SPRING HOPE  
RESOLUTION TO APPROVE  
A THREE-YEAR UPDATE TO THE  
NASH COUNTY 10-YEAR SOLID WASTE MANAGEMENT PLAN**

WHEREAS, it is a priority of this community to protect human health and the environment through safe and effective management of municipal solid waste;

WHEREAS, the reduction of the amount and toxicity of the local waste stream is a goal of this community;

WHEREAS, equitable and efficient delivery of solid waste management services is an essential characteristic of the local solid waste management system;

WHEREAS, it is a goal of the community to maintain and improve its physical appearance and to reduce the adverse effects of illegal disposal and littering;

WHEREAS, The Town of Spring Hope recognizes its role in the encouragement of recycling markets by purchasing recycled products;

WHEREAS, involvement and education of the citizenry is critical to the establishment of an effective local solid waste program;

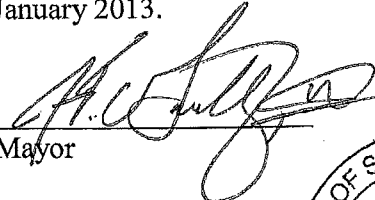
WHEREAS, the State of North Carolina has placed planning responsibility on local government for the management of solid waste;


WHEREAS, NC General Statute 130A-309.09A(b) requires each unit of local government, either individually or in cooperation with other units of local government, to update the Ten Year Comprehensive Solid Waste Management Plan at least every three years;

WHEREAS, the Nash County Health Department, Garrett & Moore, Inc., and Solid Waste Management Plan Update Committee have undertaken and completed a long-range planning effort to evaluate the appropriate technologies and strategies available to manage solid waste effectively;

NOW, THEREFORE, BE IT RESOLVED that The Town of Spring Hope hereby approves the three year update to the Nash County 10-year Solid Waste Management Plan.

Adopted by the Spring Hope Board of Commissioners during regular session on this 7<sup>th</sup> day of January 2013.

  
\_\_\_\_\_  
Mayor

ATTEST:   
\_\_\_\_\_  
Town Clerk

