



Town of Indian Trail
Minutes of Regular Council Meeting
June 8, 2010
Civic Building
7:00 P.M.

The following members of the governing body were present:

Mayor: John J. Quinn

Council Members: Robert Allen, Gary D'Onofrio, Jeffrey Goodall, John Hullinger, and Darlene Luther.

Staff Members: Town Manager Joe Fivas, Town Attorney Keith Merritt, Town Clerk Peggy Piontek, Finance Director Marsha Sutton, Planning Director Shelley DeHart, Town Engineer Scott Kaufhold, Tax Collector Janice Cook, Assistant to Town Manager Miriam Lowery, Senior Planner Katie Reeves, Civil Engineer Adam McLamb, and Receptionist Susan Didier.

Press/Media: Marty Minchin of the Charlotte Observer, and Jason deBruyn of the Enquirer Journal.

CALL MEETING TO ORDER

Mayor Quinn called the meeting to order.

PRESENTATIONS

* **July 4th Parade Update** - Ms. Didier informed the public about the date, time and fun filled activities planned for this event.

* **Park System Development Process and Capital Improvement Plan - Mr. Fivas requested these matters be deferred to the next meeting. He provided a brief explanation of them, suggesting a thorough discussion to be held at the June 22nd meeting and extended an invitation to the citizens to attend the meeting to hear the discussion.**

ADDITIONS AND DELETIONS

Council had no additions or deletions for this meeting.

MOTION TO APPROVE AGENDA

Gary D'Onofrio made a motion to approve agenda
Council voted unanimously in favor of the motion.

PUBLIC COMMENTS

Kathy Broom, 4105 Runaway Circle, Indian Trail, NC commented that she feels it is inappropriate for two Council Members having sexual relations. From a political point of view she feels this would increase the chance of more meetings being cancelled, voting, spending of tax dollars and decisions that need to be made. She asked that Ms. Luther and Mr. Allen resign immediately for the Town of Indian Trail. Ms. Broom said she believes the majority of the Council wants a police department with Lark Plyer as the Chief. Ms. Broom said that Mr. Plyer was not welcome in Indian Trail. She advised the Council that the citizens that oppose a police department are not going away. The citizens listed this on the survey as the #2 priority and the Council listed it as #12.

Robyn Fossdal, 1006 Coral Bell Ct., Indian Trail has no respect for Mr. Allen, Ms. Luther, Mr. D'Onofrio, Mr. Goodall and Mr. Merritt because of behavior choices. She feels they allowed their personal feelings to cloud their judgment for decision making in Indian Trail. She feels they should listen to what the citizens want, safety, and more deputies.

Hal Jones, 3004 Thorndale Rd., Indian Trail, NC read from an article in the Enquirer Journal of May 11, 2010. He shared with Council some legal items he found pertaining to separation law in North Carolina, advising that adultery is a misdemeanor. He feels Ms. Luther and Mr. Allen took and upheld an oath and have now violated the law, they neither supported or defended the laws of North Carolina and continue to do so. He feels the Town Manager and Town Attorney have not fulfilled their duty, as it's their duty to see that the laws of North Carolina are faithfully executed. Mr. Jones told Mr. Allen and Ms. Luther they need to do the right thing, resign the current office they hold, have a special election, as this is a disgrace.

PUBLIC HEARINGS

Fiscal Year 2010-2011 Budget Hearing

Mr. Merritt informed Council that the North Carolina Statutes 160A-81 (he read the Statute to Council) and number 28 of their Rules of Procedure permit them to adopt time limit rules for citizens to speak if they choose to do so. Council chooses not to adopt those rules. Mayor Quinn opened the public comments portion of the hearing.

Jerry Wiggin, 10004 Fenwick Dr., Indian Trail, NC - commended Council & staff for a budget that provides a high level of service to the citizens without raising taxes. He feels as the leaders of Indian Trail Council has acted with courage and wisdom while holding the line on taxes, focused efforts on jobs and the economy, helping the existing businesses in Indian Trail to survive. He believes it's a wise choice to freeze the hiring of deputies until after an evaluation of law enforcement is completed. He commended them on trying to create the first park. Mr. Wiggins feels the budget is realistic and affordable.

Severin Jacobson, 3905 Waters Reach Lane, Indian Trail believes that an incredible job has been done with the budget; he went onto point out the positive accomplishments of Council and staff in the last year.

Kathy Broom, 4103 Runaway Circle, believes the Council is not listening to the citizens, explaining the top 3 issues in the last survey were roads, public safety and parks and pointed out where Council put these on their priority list. He advised that an Economical Development Department is not how the citizens want their money spent, nor a public relations person, that's why we have a Town Manager. She pointed out the stipend being paid to the ABC Board and it's her recollection that no taxes were to be used to fund the Board or store. She asked several questions pertaining to this issue, including paying the Board members advising that for years the citizens have volunteered their time to serve on several Boards and Committees. She feels the money budgeted for events are too high. She inquired how we are spending all of this money and not raising taxes, she was informed the Town is taking it from other departments. Funds have already been eliminated with the permit fees and now we're asking our departments to work with less money and get the same amount of work done. If these funds can be moved and not have a negative impact, she suggested lowering the budget by that amount and save the taxpayers' money.

Jon Fussdal, 1006 Coral Bell Ct., Indian Trail, NC due to the economy he is against and Economic Development Department and Public Relations person and feels public safety should be the priority. He believes housing values will diminish at the next assessment period, resulting

in lowering the available funds for the town. He would rather see a group of volunteers form a committee when the time is right. Let them know we want, need and appreciate their help and stop disbanding them. He believes the citizens are satisfied with the service of the Union County Sheriff's office and is a great economical deal. If there isn't proper police protection, what's the point of economic development?

Brian Rogers, 2011 Triple Crown Drive, Indian Trail, NC thanked Council and Town Manager for not raising taxes. He's heard a lot about surveys, but in his view that's why we have elections and why the Council is responsible for making the decisions. He's uncertain which is better for the Town, police or deputies, but he wants the better deal economically. From his conversations with other municipalities, Indian Trail is one of the few that welcomes commercial growth and without that we will have more burdens. He chose Indian Trail because of the low tax rate and the family community. He feels hiring an economical development person will pay for itself over time; more commercial growth and taxes will benefit the Town and County. He recommends cutting staff, and discounting the newsletter. He offered his services to assist the Town in any way he can.

Samantha Towns, 104 Pine Lake Drive, Indian Trail, NC - she thinks it's a disgrace that Council did not appear at last week's special meeting. She feels that four Council Members not showing up to discuss the budget is unacceptable. She believes the Council has no concerns on what the citizens think. She believes Council should do a study on economical development before doing one on the Sheriff's Department. Get priorities straight, take care of public safety first. She feels the Town should survey and discuss economical development and the best approach to take.

Gary Evans, 4800 Mossy Cup Lane, Indian Trail expressed concern over the allocation of \$300,000 line item for Economic Development, suggesting those funds be applied towards Public Safety. He feels it was arrogance and lack of respect from Council that caused the disbanding of several committees being served by volunteers of the community. Mr. Evans said the Town Manager should be the visible individual at events and meeting with business prospects or the Chamber of Commerce, as he is being paid to manage our town. Sanitation was listed as the Council's top priority, to this date Lieutenant Coble has provided recommendations to Council over a year ago and has not received them. Bringing new big businesses to the town with water and sewer unavailable will be difficult. Until rectified the focus should be filling the countless empty store fronts readily available for use.

Mayor Quinn closed the public comments portion of this hearing.

Mr. Goodall said this is the best budget he has ever seen produced by the Town Manager and staff, acknowledging the cuts the departments made to assist in making Council's initiatives

happen. The initiatives being brought on are fantastic and long overdue. He has no problem with the budget and thanked staff and Manager.

Mr. Hullinger also liked the budget but disagrees that we should not grow the number of staff, increases in the event budget and the newsletter are a waste of funding and time. He wants law enforcement increased.

Mayor Quinn thanked everyone who came in last week to hear his and Mr. Hullinger's concerns. He was unaware that Council was not attending; he wished Council was here to hear their responses. He feels the most important thing that government supplies is public safety. He expressed concerns about the funding increase for events.

Mr. Goodall said if there are no other problems with the budget he would like to make a motion to approve the budget this evening. He feels it's been discussed in detail in several meetings, Council as a majority made the budget calendar and would prefer not to put it off for the final meeting before it's due by State Statute.

Ms. Luther advised that she agrees the budget should remain as is. She's fine approving tonight or waiting, but if we wait until June 22nd, she's uncertain as to what would change between now and then.

Mr. Hullinger said he feels like a bunch of people showed up and you didn't listen, that's how it appears to him. If you want to do it do it, but he will not vote for it tonight.

Ms. Luther said she heard it and believes the difference is whether or not we add to the public safety budget and if we add more deputies, that's where the entire division is. Everybody wants low taxes with no increase and we haven't raised them. There is a lot of misinformation out there. It is her understanding that the Town Manager spoke with Lieutenant Coble about adding deputies and it's her understanding that the response was we're fine right now and he'll let us know if he needs more. Is that correct?

Lieutenant Coble explained the process of hiring new staff and some history of studies that were requested and recommendations that were presented as a result of the Public Safety Committee. He has had discussion with Mr. Fivas during the budget process about the possibility of having some contingency funds in the budget, once the study was completed to reach the recommendations of his and the Public Safety Committee. It's his understanding that funds were left in for the contingency, but a rate increase was sent in by Union County that essentially consumed the contingency funds. Mr. Fivas has assured him and Sherriff Cathey if they present a need to him for staff increase, he will go to Council with their request. Lieutenant Coble made it perfectly clear that needs assessment are performed every day. He is hesitant to

increase his staff because of concerns that should Council determine a police department is the direction they should go, he does not want to have to lay people off. While he understands and appreciates the support of the citizens, he wants to assure them if there was a dire need for additional staff he would go before Council and make an urgent request. To provide more service and a better level of service more staff would be ideal, but his hesitancy remains the same for reasons just stated.

Gary D'Onofrio expressed concern that so many people are here voicing their thoughts but he personally has not heard anything from any of the citizens except Ms. Higgins and encouraged all citizens to get in reach out to the Council and let us know what you're thinking. He is approachable; his contact information is on the town website and will make time for whoever needs it. We are here to serve you, but it says a lot that so many people are so concerned and he has not received one question. He stated that he did inform the Town Manager the week before the special meeting that he would be unable to attend. Mr. Fivas not being familiar with our procedures, that was not communicated for which he apologized.

Ms. Luther explained Council's position at Goals and Initiatives session which resulted in a priority list, by advising although listed as first, they did not feel sanitation was the most important matter. They felt that a better deal could be gotten, possibly saving the town hundreds of thousands of dollars which could be applied to other matters. Although currently we have no plans to add any additional deputies, it should not indicate that public safety is not important to us.

Mayor Quinn thanked Ms. Higgins for her input and questioned how Council could consider passing a budget without further input. He went onto provide the history of scheduled Council meetings pertaining to the budget. In his opinion, he felt the Council wanted to shut down the process and ratify the budget right away, indicating they knew everything was going on with the budget, or the budget they were hoping for just happened to appear, to which the Mayor knew nothing about. As a result he has requested emails between the Council and Town Manager. He suggested that the Code of Ethics be reviewed at a future meeting. Mayor Quinn stated he took exception to the press release put out by the Town Manager

Mr. Fivas clarified a few points of Mayor Quinn's: he did have an informal meeting with Mayor Quinn about the budget. He advised he has a great deal of importance in the budget process; he and Marsha have spent hundreds of hours putting the budget together, they delivered the budget and the integrity of the budget should not be questioned. It was discussed with Council at a meeting for 7 hours about priorities and goals. The evening that we had the budget presentation, we spent 90 minutes going through each Department. Private meetings with each Council Member to afford them the opportunity to ask their questions was done and is appropriate. There was a significant amount of discussion before that time, it should be clarified many comments

were made and there was no discussion. He wrote the press release and accepts responsibility for that, but from his outside perspective of one who has managed full time police and fire departments, when you give a significant increase to that budget line of 10%; it is a strong indication of level of support. He believes the 10% increase to the Sheriff's Department shows a great deal of support. He said he has not had any concerns or complaints and has had a good dialogue with our law enforcement agency and until he gets the information to make a recommendation, he believes it's prudent to get through the process. He's been very clear with the law enforcement agencies, Lieutenant Coble stated tonight and it states it in the budget that we are open to what the needs assessment comes out to.

Mr. D'Onofrio said if the citizens are upset with the budget, do not blame staff for budget, they follow Council direction. We have outlined priorities, initiatives, goals, etc. They prepare a budget in accordance with what Council tells them to do; they do not do it on their own. If you want to throw heat, throw it at me, not them, they are good people. Mr. Fivas is a good Town Manager, he'll be here long after I'm gone and you will all be lucky to have him. Make sure that what you feel is placed in the right direction. Anyone asking for more deputies, we are still under the County services, has an obligation to go to the County Commissioners and ask them for more law enforcement. He would be surprised if there is one officer being added this year, yet they voted to spend nearly One Million Dollars to study water and sewer. I appreciate anyone who feels we should hire/contract more deputies, that's a discussion we can have, but at the same time your County has an obligation as well and let them know how you feel.

Mayor Quinn discussed the 10% rate increase for deputies.

Jeffrey Goodall made a motion to approve Fiscal Year 2010-2011 Budget Motion Passed 3 - 2 with Gary D'Onofrio, and John Hullinger opposing. **(Copy attached hereto and made a part of these minutes.)**

ZT2010-005 Post Construction Stormwater Ordinance

Ms. DeHart advised that this a request to amend the Town's Post Construction Ordinance in compliance with our NPDES permit for the purpose of amending terminology, clarification of the duties of the Engineering Department and modifying regulations as it refers to the Goose Creek Basin. The planning Board made the required findings on May 18, 2010:

1. The proposed UDO amendment is consistent with the following goals: 1.3.2 of the Comprehensive Plan – Land Use; the proposed ordinance amendment allows various land uses while considering and protecting environmental resources according to state statutes.
2. This ordinance amendment is a reasonable request and in the best interest of the public because the amendment complies with North Carolina State Statutes related to Phase II and NPDES permit requirements.

Amendment is a reasonable request.

Mayor Quinn opened the public comments section, no one had signed up so he closed the public comments.

Jeffrey Goodall made a motion to approve ZT2010-005 Post Construction Stormwater Ordinance.

Council voted unanimously in favor of the motion. **(Copy attached hereto and made a part of these minutes.)**

MCA 2010-001 Stormwater Control

Ms. DeHart advised this is a request to amend Chapter 60 of the Indian Trail Code of Ordinances in compliance with National Pollutant Discharge Elimination System (NPDES) permit requirements. Chapter 60 was approved on June 12, 2007, establishing the Town's Stormwater Utility Program to implement the mandated Phase II Stormwater requirements. The proposed amendment clarifies 1) terminology and definitions, illicit discharge/connection, role of the Town Engineer, and appeal process.

Mayor Quinn opened the public comments portion of the hearing; no one had signed up to speak so the public comments were closed.

Jeffrey Goodall made a motion to approve MCA 2010-001 Stormwater Control

Council voted unanimously in favor of the motion. **(Copy attached hereto and made a part of these minutes.)**

MCA 2010-003 Title XV Land Usage

Ms. DeHart advised this is to amend Title XV to reflect the adoption of the UDO to rescind chapter 153 - subdivisions

Mayor Quinn opened and closed the public comments portion as no one had signed up to speak.

Jeffrey Goodall made a motion to approve d. MCA 2010-003 Amendment of Title XV Land Usage.

Council voted unanimously in favor of the motion. **(Copy attached hereto and made a part of these minutes.)**

CONSENT AGENDA

- a. Tax Report - Month end tax Report for May 2010**(Copy attached hereto and made a part of these minutes.)**

- b. Acceptance of 2nd Avenue to be a Town maintained street
(Copy attached hereto and made a part of these minutes.)
- c. Budget Amendments

Mr. Hullinger directed Council's attention to budget amendment #10, advising he was under the impression the ABC Board would take out a loan to fund their expense. Ms. Sutton advised they have their own line item and the ABC Board will have to reimburse the town. Mr. Hullinger inquired if they defaulted, would the tax payers incur this expense. Mr. Merritt advised the Town would have no resource to recover.

John Hullinger made a motion to pull item 7c for further discussion.

Council voted unanimously in favor of the motion.

Mayor Quinn inquired about the ABC Process and how it's managed by the State. Mr. Fivas advised he has not received any update of affirmative action. He has contacted the ABC Board to ensure they are aware of the changes that are being discussed in Raleigh. Before they open a store, they will need financing. Once the ABC Board secures financing, does it mean the debt is secured? We can get that information from them at the next meeting. Further conversation pursued.

John Hullinger made a motion to approve the budget amendments excluding #10.
Motion Failed 3 - 2 with Robert Allen, Gary D'Onofrio, and Jeffrey Goodall opposing.

Jeffrey Goodall made a motion to approve all budget amendments.
Motion Passed 4 - 1 with John Hullinger opposing. (Copies can be found on file with the Finance Officer and are incorporated herein by reference.)

Jeffrey Goodall made a motion to approve Consent Agenda.
Council voted unanimously in favor of the motion.

BUSINESS ITEMS

Annual Parks Report

Mr. Allen presented the report as follows:

- Parks, Tree and Greenway Committee was formed in 2006
 - Committee has been instrumental in the adoption of several of the Town's ordinances and policies
 - The Committee has put together a draft work program for FY2010-2011
 - This work program will be funded through the **Tree City USA** fund as well as the **Park** fund where applicable

- The committee asks that the Council consider the following work program

Draft Work Program

- The Committee has four (4) duties as outlined in the bylaws relating to parks, trees and greenway related matters:
 - Make recommendations
 - Assist in development of ordinances, policies and plans
 - Assist in community outreach and public education
 - Assist in the planning of community events

1st Duty: Make Recommendations

- Training on Tree Ordinance Responsibilities
- Assist the Council in identifying potential park locations
- Community Gardens
 - Develop basic policy guidelines
 - This will allow for the Town to assist the community in setting up a community garden if they are approached by an interested citizen group

2nd Duty: Assist in Development of Ordinances, Policies and Plans

- Develop an Urban Forestry Management Plan (3-4 months)
- Carolina Thread Trail
- Meet with speakers who can talk with the committee on developing different policies and programs

3rd Duty: Assist in Community Outreach

- Participate in tours of existing parks and greenways
- Develop partnerships for tree planting and care opportunities (i.e. - Summer program with Library, also meeting with HOAs)

Example

- The Town has partnered with the Library to hold a tree planting and education class on Saturday, July 10th
- This class will be part of a summer teen program hosted by the Library called “Making Waves”- focuses on contributing towards positive changes in the community
- The committee will teach the teens on proper tree planting techniques and tree care

4th Duty: Assist in Planning Community Events

- Plan and participate in the Earth Day Arbor Day Event
- Volunteer at other related events in the community

Park Partnership

- Town staff and Committee members have held a preliminary meeting with the school system to discuss the possibility of a Town Park on the school’s property.
- The committee and school have both identified constraints as well as advantages to this site.

- At this time, both the school and the committee are researching these further
- Identifying needs and ideas for park
 - Sensory Gardens
 - Use existing wetlands as educational areas for both the schools at the public
 - Developing specialized areas for special needs children
 - Soccer field for School/Town use
 - Cross Country track for School/Town use

Other Ideas for Parks

- In addition to looking for large tracts of land, the committee recommends that the Council also look at existing Town owned properties for “mini parks”
- “Mini parks” are identified in the Park Plan as small parks (1-5 acres) throughout the Town

Other Town Owned Properties

- Holly Park Parcel (1.36 acres) - Corner of Wesley Chapel Rd and Treeseide Ln
- Corner of Chestnut Ln and Old Monroe Rd (0.98 acres)
- Beside the Sherriff's Deputies Building on Navajo Trl (0.46 acres)
- At the corner of Blythe Drive and Indian Trail Road (less than 0.5 acres)
- At this time the Committee also asks for any further guidance that the Council may have for the Committee

Mr. Fivas thanked the committee for their hard work and it's appreciated.

John Hullinger made a motion accept the Annual Parks Report and approve the draft work program for Fiscal Year 2010-2011

Council voted unanimously in favor of the motion.

John Hullinger made a motion to table item 9a - Business Hall of Fame until the next meeting.

Mr. Hullinger withdrew his motion.

DISCUSSION ITEMS

Business Hall of Fame

Mr. Fivas advised staff has provided a brief outline of what other communities have done with an opportunity to publicize, encourage, support and commend some local businesses.

He asked if Council is still interested in this and if so, we want some feedback and we will put together what the plan will be.

Mr. Goodall thanked Mr. Fivas and Ms. DeHart for the outline and explained to the public what this is about. This is about recognizing existing businesses and retention. We want to encourage

businesses to stay in Indian Trail. We want to encourage businesses to stay here by recognizing them in some small way by providing some incentives. He would prefer not using Chambers Hall of Fame as a sample. He would recommend it be based on tenure. He would like an award ceremony.

Jeffrey Goodall made a motion to direct the staff to come back with the plan that he just outlined and get it to Council by September 1, 2010
Council voted unanimously in favor of the motion.

MANAGER'S REPORT

Mr. Fivas thanked all staff especially Ms. Sutton on the development of the budget.

Update on Action Garbage discussions

Mr. Fivas indicated that he is hopeful on the progress. He believes that we are drafting a contract for Council's consideration very soon. He thanked Action on their patience. There is a possibility if all parties look at the contract we may ask the Council to have a special meeting to adopt and move forward.

Update on Indian Trail Road and Old Monroe Road Project

Mr. Fivas advised that the businesses have had some issues and serious consideration has been given to these issues. The plan is we know it's a State road and they want to do it a certain way, we will go to the businesses, get their input, come up with a plan that is doable, with the businesses support we will go to the State and present it to them. We will have public hearings, meetings and get as much input as possible. This issue presents real challenges for staff and Council. He thanked Mr. Kaufhold and Mr. McLamb for their hard work in trying to find an agreement.

Update on Chestnut Connector

Mr. Fivas provided the history of the matter. He advised that there was a meeting with Stallings, Indian Trail and the State and at this point there is a feeling that it is time to do something. He explained the lengthy process involved. Stallings is ready to go, they have 14 million dollars, we have 8 million dollars and the road would be in our jurisdiction. The State has indicated the cost could be 16-17 million dollars, they would potentially allow us to take the other 5 million to distribute between the communities for intersection or other road improvements. The issue is how we equitably allocate any outstanding funding that is left.

Mr. D'Onofrio expressed his concern is that when all is said and done it won't have done what it's designed to do which is to alleviate congestion on Old Monroe Road. Although there is nothing else on the table, NCDOT will not support the initial revision designs for Indian Trail Road, so we don't have any options.

Mr. Fivas replied the State has advised if we're willing to pay for another traffic study they are willing to look at any other viable plans and then they could still say no. The State does believe it will relieve traffic to some degree.

Mr. Goodall asked if the plan is a 2 lane road not a 4 lane that was originally planned. Mr. Fivas replied yes, it will be a 2 lane road with a 4 lane bridge over the railroad tracks, but they will purchase the right of way for four lanes in the hopes to expand it in the future. He agrees with Mr. D'Onofrio on this, from what was originally presented, 4 lanes, no businesses, restricted. The last thing we need is a 2 lane road. He believes this needs to be relooked at, we are 20 years behind the congestion now.

Mayor advised he attended the meeting and Mr. Moose said they would be open to looking at an independent study to look at options. He understands that both towns put funds away for improvements. He went onto explain the history and advised that the towns could fund on their own a study. One of the big issues is above grade crossings; there are none in Union County, which poses a safety issue. He agrees with Mr. D'Onofrio and Goodall and doesn't see the benefit of going from a 2 lane to a 4 lane road. He inquired if the towns original plan to widen and beautify Indian Trail Road completely off the table. Mr. Fivas did not get any sense that that could be resurrected. The question for us is from what I understand they want an above grade crossing as their number one priority, and if we did that on Indian Trail Road we would probably need to build a new Town Hall.

Mr. Kaufhold advised the original plan was for Indian Trail to have a match for the Indian Trail Road widening project, somewhere around 2 million dollars. Mr. Moose said he would look to wave that match if the Town was willing to move the allocated State funds over to the Chestnut Connector, thereby removing any match requirement from Indian Trail, it would be TIP monies.

Mr. Fivas assured Council that staff has only committed to giving Council and update on the project. He suggested that he heard some questions; staff get some affirmative answers and then bring it back to Council. Mr. D'Onofrio requested staff get a short list of ideas for Council.

Mayor Quinn advised that the study mentioned by the State was the only way we could go, if the Town wants to pay for it. Mayor Quinn said Mr. Moose had mentioned the cost could be \$25,000-\$40,000 and maybe split with Stallings, would probably be the cost as he recalls. Mr. D'Onofrio said to forget the short list; he needs more time to think about it.

PLANNING REPORT

Ms. DeHart had nothing to report.

ENGINEERS REPORT

Mr. Kaufhold advised:

Monroe Parkway - the formal record of decision by the Federal Government on the environmental tax statement is due out in approximately 30 days. Once you hit that milestone, things begin to pick up speed. The design build firms have been shortlisted to 3, no delay in financing, construction start is still slated for January 2011 and tomorrow night there is a meeting over at Extreme Ice with the Turnpike Authority. There were mail outs and notices hand delivered to businesses affected by the Turnpike. There will be 2 representatives from the Turnpike Authority to discuss right of way acquisition.

Project Updates:

Resurfacing contract complete, we're working on final payment and should be within budget, and are preparing the next resurfacing contract.

Sidewalk projects - he has recently approved design for Waxhaw Indian Trail Road sidewalks with the hopes to have that wrapped up in early August. Our CMAQ Sidewalk Grant (Rogers Road and Unionville Indian Trail Road) is midway through permit process.

Mr. Goodall inquired if a decision has been made on the title of the Bypass. Mr. Kaufhold advised discussion has taken place and the final decision will be between the Turnpike Authority and Steve DeWitt.

COUNCIL COMMENTS

Mr. Goodall, Mr. Hullinger, Mr. Allen and Mayor Quinn had no comments.

Ms. Luther expressed that this was an excellent budget and has addressed many important priorities.

Mr. D'Onofrio advised Monday is Flag Day and requested everyone put their flags out.

CLOSED SESSION

Jeffrey Goodall made a motion to enter closed session NCGS 143-318.11(a)(5) To establish or instruct the staff or agent concerning the negotiation of the price and terms of a contract concerning the acquisition of real property.

Council voted unanimously in favor of the motion.

Mayor Quinn left the meeting.

Gary D'Onofrio made a motion to approve coming out of Closed Session.
Council voted unanimously in favor of the motion.

Mr. Merritt advised the purpose for Closed Session was for a parcel of property located on Indian Trail Fairview Road, parcel numbers in Rosemary Park, lots 0781229, 0781230 and 0781231.

ADJOURN

John Hullinger made a motion to adjourn
Council voted unanimously in favor of the motion.

APPROVED:

John J. Quinn, Mayor

Attest:

Peggy Piontek, Town Clerk

