



Town of Indian Trail
Minutes of Town Council Special Meeting
March 21, 2013
Civic Building
6:00 P.M.

The following members of the governing body were present:

Mayor: Michael L. Alvarez

Council Members: David Cohn, Christopher King, and David Waddell.

Absent Members: Robert Allen and Darlene Luther.

Staff Members: Town Manager Joe Fivas, Town Clerk Peggy Piontek, Town Attorney Keith Merritt, and Finance Director Marsha Sutton.

CALL MEETING TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Alvarez called the meeting to order, led in the Pledge of Allegiance and announced that Council Members Allen and Luther were not in attendance.

COUNCIL CONSIDERATION OF THE APPROVAL OF THE CLOSING AND OTHER DOCUMENTS FOR THE CAROLINA COURTS PROJECT

Mr. Fivas presented a brief history of the matter advising these are the last steps needed to complete this transaction. There are five documents to be approved: Resolution authorizing us to do the closing closing, Special Warranty Deed, Use Agreement very similar to the agreement

passed last August, Closing Statement, and the Water and Sewer Extension Agreement between the Town and the County.

Council had a discussion with Mr. Fivas; topics included sew tap capacity, pad ready, expense, fees, size of sewer pipes, and amount of facility uses per calendar year available to Town.

Mayor Alvarez commented on the Use of Facility Agreement pointing out that the bullet point (D) is not clear. It states "Partner shall host as least one five day camp for disable or at risk use for the residents of the town of Indian Trail" inquiring if they are going to do only one in a fifteen year period or one each year for fifteen years. Mr. Fivas clarified the intent is 1 per calendar year. Mr. Merritt advised we will amend it to read "per calendar year", Council can adopt it as amended and if that's the intent of the agreement it should not be a problem.

Christopher King made a motion to approve Resolution
Motion Passed 2 - 1 with David Waddell opposing.

(COPY ATTACHED HERETO AND MADE A PART OF THE RECORD)

Christopher King made a motion to approve the Water and Sewer Agreement.
Motion Passed 2 - 1 with David Waddell opposing.

(COPY ATTACHED HERETO AND MADE A PART OF THE RECORD)

Christopher King made a motion to approve the Closing Statement.
Motion Passed 2 - 1 with David Waddell opposing.

(COPY ATTACHED HERETO AND MADE A PART OF THE RECORD)

Christopher King made a motion to approve the Facility Use Agreement as amended.
Motion Passed 2 - 1 with David Waddell opposing.

(COPY ATTACHED HERETO AND MADE A PART OF THE RECORD)

Christopher King made a motion to approve 2warranty deed action
Motion Passed 2 - 1 with David Waddell opposing.

(COPY ATTACHED HERETO AND MADE A PART OF THE RECORD)

CLOSED SESSION

None

ADJOURN

Christopher King made a motion to adjourn
Council voted unanimously in favor of the motion.

APPROVED:

Michael L. Alvarez, Mayor

Attest:

Peggy Piontek, Town Clerk