**Town of Haw River**

**Town Council Meeting**

**Monday, October 7, 2013**

The Town Council of the Town of Haw River held its Town Council Meeting on Monday, October 7, 2013 in the Haw River Municipal Building at 7:00 pm.

Council Members Present: Mayor Buddy Boggs, Lee Lovette, Jeff Fogleman, and Kelly Allen

Council Members Absent: Ashley Warren

Also Present: Manager Jeff Earp, Clerk Melanie Hamilton, Attorney Charlie Davis

Mayor Boggs called the meeting to order and gave the invocation at 7:00 pm.

Mayor Boggs then presented commendations to Captain Harris, Sergeant Crisp, and Lieutenant Thomas for their tireless work towards solving the recent shooting case at The Jet Sports Bar. Additionally, the Mayor thanked the Alamance County Sherriff’s Department, the ALE, Burlington Police Department, Graham Police Department, and NCSBI for their assistance in this matter.

**Public Hearing**

7:12 pm

**The Town Council of the Town of Haw River held a public hearing to consider amendments to the Town’s Code of Ordinances as follows:**

**TITLE V: PUBLIC WORKS Chapter 51. WATER AND SEWER SYSTEM REGULATIONS SECTION Water Rates and Billing:**

**51.20 Water rates**

**51.22 Reading of meters; billing**

**51.23 Delinquent accounts**

**51.24 Appeal procedure for disputed charges**

**TITLE IX: GENERAL REGULATIONS Chapter 90. PARKS AND RECREATION SECTION 90.05 Prohibited Activities Paragraph S.**

**TITLE XIII: GENERAL OFFENSES Chapter 131. OFFENSES AGAINST PUBLIC PEACE AND SAFETY SECTION 131.01 Discharge of firearms regulated.**

**TITLE XV: LAND USAGE Chapter 155. ZONING CODE SECTION WATERSHED REGULATIONS:**

**155.227 Definitions**

**155.246 Changes and Amendments to the Watershed Protection Ordinance**

**155.251 High Density Options**

The Mayor opened the public hearing. Manager Earp presented the Council and general public with some proposed ordinance changes. In response to the actions taken by state legislators in the last state legislative session, the need to be consistent with other local municipalities in areas of shared interest and the actions of the Town Council, the staff has prepared recommended changes and additions to the Town’s Code of Ordinances.

The following is a list of the Town’s Code of Ordinances that have recommended changes for consideration:

TITLE V: PUBLIC WORKS Chapter 51. WATER AND SEWER SYSTEM REGULATIONS SECTION Water Rates and Billing:

51.20 Water rates

51.22 Reading of meters; billing

51.23 Delinquent accounts

51.24 Appeal procedure for disputed charges

Note: This amendment is a result of change in billing cycle approved by Town Council.

TITLE IX: GENERAL REGULATIONS Chapter 90. PARKS AND RECREATION SECTION

90.05 Prohibited Activities Paragraph S.

Note: This amendment is required due to the N.C. Legislative change to the conceal carry gun laws.

TITLE XIII: GENERAL OFFENSES Chapter 131. OFFENSES AGAINST PUBLIC PEACE AND SAFETY SECTION 131.01 Discharge of firearms regulated.

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TITLE XV: LAND USAGE Chapter 155. ZONING CODE SECTION WATERSHED REGULATIONS:

155.227 Definitions

155.246 Changes and Amendments to the Watershed Protection Ordinance

Note: This amendment is required due to the N.C. Legislative change to the regulatory laws, restructuring of NCDENR and adding a high density option.

155.251 High Density Options

Note: This change will allow an owner/developer to upgrade from a low density option to a high density option. This will allow development within the watershed up to 24% BUA but will require any development that exceeds 6% (the old maximum) to use structural stormwater controls (also called BMP’s, and generally wet ponds, wetlands, bio-retention basins) to treat the runoff prior to discharging into the water. NC DENR has designated that the high density option with structural stormwater controls protects the water supply as equally as the low density option does. This will also allow our ordinance to be comparable to Graham and Mebane in allowing a High Density Option.

After the Manager explained all of the proposed ordinance changes, no members of the public chose to speak and the Mayor closed the public hearing at 7:19 pm.

**Consent Agenda**

7:20 pm

**The Council reviewed minutes from the September 9, 2013 regular meeting.**

Councilmember Lovette made a motion to approve the consent agenda. Motion carried 4-0.

**Old Business**

7:21 pm

**The Council reviewed and considered data provided by the Alamance County Transportation Authority concerning service provided to Haw River residents.**

Manager Earp presented the Council with their requested additional ACTA trip information. Dennis Williams with ACTA provided Manager with a list of trips data for the dates 8-1-12 thru 7-31-13. And Manager Earp provided this information to the Council.

Upon analyzing the data it was determined that there were 3450 total trips to the 27258 zip code area made by 55 different individuals. It was also determined that only 750 of those trips were for residential addresses in the “Town” of Haw River made by 17 different individuals.

After brief discussion, the Council chose to by consensus to take no action on this agenda item.

**New Business**

7:27 pm

**The Town Council of the Town of Haw River discussed and considered amendments to the Town’s Code of Ordinances as follows:**

**TITLE V: PUBLIC WORKS Chapter 51. WATER AND SEWER SYSTEM REGULATIONS SECTION Water Rates and Billing:**

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After brief discussion, Councilmember Allen made a motion to approve the proposed ordinance changes as presented. Motion carried 4-0.

7:38 pm

**The Town Council considered a request for sewer service from residents at 909 (Honeycutt) and 919 (Fogleman) Stone Street.**

Councilmember Fogleman recused himself from this agenda item.

The Town Council reviewed and considered a request from the owners of 909 and 919 Stone Street to extend sewer service to their residences. Manager Earp informed Council that upon receiving the request, staff contacted the Town’s engineers to see if an extension is possible as the Town does not currently have a service line on Stone Street. After reviewing the situation AWCK Inc. has suggested that the line could be run from the south side of the properties and hooked into a sewer main that is below Henry’s Farm Subdivision

Manager Earp met with all parties involved and they have agreed to the route suggested by the engineers. Manager Earp suggested that Council specify that this line will be a private service line that the property owners will build and have ownership of. The Town will provide minimum specifications for construction and need to have the ability to inspect line before it goes into operation. Additionally, all necessary easements need to be recorded by the Town Attorney Charlie Davis.

Following discussion, Council Member Lovette made a motion to approve the request for sewer service to 909 and 919 Stone Street with the understanding that this will be a private service line that the property owners will own, build and maintain with an additional condition that construction is inspected and approved by the Town. Motion carried 3-0.

7:46 pm

**The Town Council reviewed and considered for acceptance a donation to the Police Department from Surveillance Consulting for surveillance equipment.**

Manager Earp presented the Council with a request from Police Chief Neal Dickens to accept a donation of surveillance equipment from Surveillance Consulting. This equipment allows the police department to connect with local business surveillance feeds.

After brief discussion, Councilmember Allen made a motion to accept the surveillance equipment donation from Surveillance Consulting. Motion carried 4-0.

7:48 pm

**The Town Council reviewed and considered candidates for appointment to the Haw River Planning and Zoning Board/Board of Adjustment to fill expiring terms.**

Manager Earp reminded the Council that terms are staggered for appointments to the Planning and Zoning Board and Board of Adjustment. Several terms are expiring and all the current members have expressed that they wish to be reappointed for another term as stated below:

Member Appointed Expire New Term Expire

Sandra Masho, Resident Member 11-05-10 11-05-13 11-05-16

Herman Johnson, ETJ Member 10-02-10 10-02-13 10-02-16

Phillip Morgan, ETJ Member 10-07-10 10-07-13 10-07-16

Manager Earp also reminded Council that the representatives for the ETJ seats have to also be approved by the County Commissioners.

Following brief discussion, Councilmember Lovette made a motion to approve the reappointment of Sandra Masho, Herman Johnson, and Philip Morgan to the Town of Haw River Planning and Zoning Board and Board of Adjustment. Motion carried 4-0.

7:51 pm

**Manager’s Update**

Manager Earp gave the Council an update on the following projects/issues:

* Shared an invitation from the Haw River Elementary school to participate in the “Reading to the Kids” program.
* The Town’s Flood Plain Mapping Program needs to be updated. Once it is time for this to move forward a community meeting will be scheduled and a notice of this meeting will be provided to residents with door to door notices.
* The NC Legislature has enacted a law that requires all state and municipal agencies to abide by stricter e-verify compliance rules. These rules are incredibly extensive and Town staff is working to ensure that the laws are being followed to the best of the Town’s ability.
* The insurer of the Town’s major medical coverage will stop doing business in the state of NC on March 31, 2014. The Town has already met with its insurance broker and a plan is in place to switch insurers by December 2013. This change will result in new insurance cards for Town employees and retirees, but coverage and cost will not be affected.
* The Town’s audit is in the final stage and fund balance was increased in the general fund, the water/sewer fund, and the storm water fund.
* The Town is once again waiting on approval from NCDOT to complete the sidewalk project on Main Street.
* Attorney Davis informed the Council that Judith Settle of Mebane has some property in Haw River that she is interested in donating to the Town. The land does not perk. The Council asked the Manager to get more information regarding this potential donation and return to Council with specifics.
* The Family Dollar project has some storm water detention issues and the company is attempting to resolve these issues with the neighbors.
* Mayor Boggs asked Manager Earp to brief the Council on the progress at the Estates Subdivision. Manager Earp told Council that his communication with the property owner is not being returned and that to his knowledge no work is in progress at that site.

**Announcements**

* Councilmember Allen announced a Christmas Open House at the Haw River Museum on December 14th to raising funds for the restoration of the old fire truck at the Haw River Museum.

8:13 pm

There being no other business, Councilmember Fogleman made a motion to adjourn. Motion carried 4-0.

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Buddy E. Boggs, Mayor Melanie R. Hamilton, Clerk