

Minutes Regular Monthly Meeting May 11, 2015 at 7:30 PM

Mayor Horace Reid called the meeting to order. Commissioners present were Mayor Pro Tem Lillian Holman, Ed Lane, Carlton Davenport and Sid Eley. Others present were Town Manager Brandon Shoaf, Town Clerk Cindy Sharber, Police Lieutenant Bert Webb, and Larry Brickous.

Mayor Reid led the Pledge of Allegiance and Commissioner Sid Eley had the prayer.

Motion by Sid Eley and seconded by Carlton Davenport, and passed 5-0 to approve the agenda as presented.

Motion by Carlton Davenport and seconded by Lillian Holman, and passed 5-0 to approve the minutes of April 13, 2015 regular monthly meeting as presented.

Scheduled Business Appointments

There were none.

Administrative Concerns

Brandon Shoaf said he had reviewed the NCEMPA asset sale document from Robert Pender and that he was comfortable with the deal from a technical aspect. The sale would lock the town in for 20 years with Duke Energy, terminate the original power purchase contracts and allow the power agency members to enter into new debt.

Ed Lane reported that Frank Norman had wanted to do a presentation about additional festivities for July 3rd to include a stage for bands, parade etc. but he was out of town and unable to attend tonight's meeting.

Sid Eley said the street is caving in on Covent Garden between Grubb and Market. He also said the storm drain at the Methodist Church is not functioning properly and also the one at Academy and Market.

Mayor Reid ask if they could get some microphones for the meeting because the people sitting down the hall can't hear what is being discussed.

Citizen Concerns

Larry Brickous asked for additional police patrolling of King Street because people are standing in the street blocking traffic flow, gambling, and shooting dice.

Continued Business

Town Manager, Brandon Shoaf read the fiscal year 2015-2016 budget message.

Brandon Shoaf presented the draft budget ordinance for fiscal year 2015-2016.

Brandon Shoaf presented a memo outlining the proposed NCEMPA asset sale with an economic analysis. At this time the only action necessary is to set a public hearing. Motion by Sid Eley seconded by Lillian Holman and passed 5-0 to set the public hearing for the June 8, 2015 meeting. Ed Lane left the meeting before the vote but didn't ask to be excused from the vote.

Motion by Sid Eley and seconded by Carlton Davenport, and passed 5-0 to open the marina ordinance public hearing.

Brandon Shoaf presented Town of Hertford General Ordinances Chapter 14 Town of Hertford – Hertford Bay Marina rules and regulations.

Hearing no public comments.

Motion by Sid Eley and seconded by Carlton Davenport, and passed 5-0 to close the public hearing.

Motion by Sid Eley and seconded by Carlton Davenport, and passed to approve Section 14 – Marina Rules and Regulations.

New Business

Ed Lane came back in the meeting.

Brandon Shoaf presented a memo and a copy of the power point presentation from NCEMPA regarding the residential load management upgrade and update. Brandon Shoaf said he had stated in the work session that Bellweather would be doing the install, however he was pleased to say that a local electrician, Chris Garrett, with Garrett Electric has agreed to do the work, for the same price. Brandon is proposing instead of spending funds budgeted to purchase two trucks in this fiscal year, that the Council appropriate that money to be used to purchase the equipment for this upgrade and budget for the actual installation in next fiscal year.

Motion by Ed Lane and seconded by Sid Eley, and passed 5-0 to move forward with the residential load management program update as presented.

Brandon Shoaf presented budget amendment #6 for the fiscal year 2014-2015 as follows:

Section 1. To amend the Drug Fund expenditures and revenues as follows:

<u>Acct. No.</u>	<u>Account Name</u>	<u>Decrease</u>	<u>Increase</u>
203520.0000	Drug Fund Revenue		\$6,065.10
205100.2000	Drug Fund Expenditures		\$6,065.10

Explanation and notes:

1. Increases to both the revenues and expenditures to the Dug Fund are the same at \$6,065.10. If you'll remember, the Drug Fund is very different from the other funds within the Town, in that there is no set budget, for revenues or expense, because of the uncertainty involved with how money is collected for the fund and how the monies are spent.

Motion by Sid Eley and seconded by Carlton Davenport, and passed 5-0 to approve budget amendment #6 as presented.

Mayor Reid said he was pleased to report that the issues arising between the Town of Hertford and Town of Winfall regarding payment for the construction and operation of Hertford's water treatment facility have been settled. The settlement has recently been concluded with a written settlement agreement being entered into by the towns. In exchange for mutual releases of all claims against each other, Hertford agreed to return a check to Winfall in the amount of \$9,872.94 in exchange for Winfall agreeing to pay Hertford \$300,000.00 in equal monthly installments over 20 years beginning July 20, 2015. Winfall's agreement to pay is further supported by the execution of a note to Hertford for the same terms. Each town took into account the risks associated with litigating the matter and came to an agreement on terms that are mutually agreeable to both towns. While Hertford believes it would have prevailed at trial, even that outcome would have potentially resulted in a less favorable position than the settlement and would have certainly accrued substantial legal costs without any guarantee of prevailing. The settlement reached allows for both towns to move forward and to concentrate their time and energy on other pressing issues.

Brandon Shoaf presented a memo from Chief Freeman detailing a proposal for the surplus of the K-9 animal and abandonment of the program. Brandon said that because of the circumstances that the department is now faced with, he wholeheartedly supported the Chief's recommendation to suspend the program and donate the animal to the former officer that was his partner and handler.

Motion by Carlton Davenport and seconded by Sid Eley, and passed 5-0 to approve resolution No. 5-11-15-01 approving surplus of the Police Department 5 year old Belgium Malinois Police Dog and dispose of the animal be donation to the former partner and handler.

Motion by Sid Eley and seconded by Ed Lane, and passed 5-0 to approve resolution 5-11-15-02 declaring surplus property of the police department 1985 Chevrolet pickup truck with VIN number 1GCHD34J3FF410454 and allowing the town manager or his designee to dispose of the truck.

Brandon Shoaf presented a copy of the Town of Hertford – Digital Kiosk Policy and Pricing.

Motion by Sid Eley and seconded by Carlton Davenport, and passed 5-0 to approve the digital kiosk policy and pricing as presented.

Brandon Shoaf presented the certificate that the Town of Hertford has received accreditation as a 2015 National Main Street Program for meeting the ten standards of performance for a Main Street Organization in 2014.

Brandon Shoaf presented 3 proposals for retail electric rates. One from Booth and Associates, one from Robert Pender and one from Utility Financial Services.

Motion by Sid Eley and seconded by Ed Lane, and passed 5-0 to accept UFS electric rate study proposal.

Brandon Shoaf presented a memo informing the board that it is time to renew the contract for debris management and removal with Unified Recovery Group, LLC. The County and the Town entered into a contract on July 2, 2012 the contract would be used to clear and remove debris associated with a hurricane. Brandon said the renewal would be for one year and does not cost anything unless activated after a storm. He also offered to provide copies of the contract to anyone interested in seeing it again.

Motion by Carlton Davenport and seconded by Lillian Holman, and passed 5-0 to extend the contract for hurricane debris removal with Unified Recovery Group, LLC.

Mayor Reid presented the ABC report showing an increase of 11.05% over last April.

Motion by Carlton Davenport and seconded by Ed Lane, and passed 5-0 to adjourn the meeting.