



Regular Council - Minutes Monday, May 1, 2017

COUNCIL PRESENT:

Mayor Gordon
Mayor Pro Tem Mulhollem
Council Member Bruton
Council Member Castleberry
Council Member Jackson
Council Member Wilson

STAFF PRESENT:

C.L. Gobble, Administrative Consultant
Chip Hewett, Town Attorney
Kim P. Batten, Finance Manager/Town Clerk

COUNCIL ABSENT:

MEDIA PRESENT:

None

1. WELCOME/CALL TO ORDER:

a) Call to Order & Invocation

Mayor Gordon called the meeting to order at 6:31 p.m. in the Jeffrey D. Barnes Council Chambers located at 14094 Buffalo Road, Clayton, NC and declared a quorum was present. Mayor Pro Tem Mulhollem offered the invocation.

b) Pledge of Allegiance

Mayor Gordon led in the pledge of allegiance to the US Flag.

2. APPROVAL OF AGENDA:

a) No additions or changes noted.

Moved by: Council Member Wilson
Seconded by: Council Member Castleberry

Agenda Approved.

CARRIED UNANIMOUSLY

3. OPEN FORUM/PUBLIC COMMENTS:

(Maximum of 30 minutes allowed, 3 minutes per person)

a) No public comments.

4. CONSENT AGENDA:

a) Budget Amendment (BA 2017 04)

Budget Amendment (BA 2017 04) appears as follows:

BA 2017 04

Town of Archer Lodge

Budget Amendment

Fiscal Year Ending

June 30, 2017

Budget Amendment

BA 2017 04

Date

03-May-17

Fund

General Fund

Account	Account Number	Budget	Amendment	Amended Budget
Revenues:				
2010 Vehicle Taxes	10-3110-0120	-	15.00	15.00
2011 Vehicle Taxes	10-3111-0120	-	10.00	10.00
2012 Vehicle Taxes	10-3112-0120	-	110.00	110.00
2013 Vehicle Taxes	10-3113-0120	-	10.00	10.00
2014 Property Taxes	10-3114-0000	-	50.00	50.00
2015 Property Taxes	10-3115-0000	-	70.00	70.00
2016 Property Taxes	10-3116-0000	462,954.00	14,546.00	477,500.00
2016 Vehicle Taxes	10-3116-0120	73,970.00	(3,970.00)	70,000.00
Penalties and Interest	10-3180-0000	300.00	500.00	800.00
Article 44 1/2% Sales Tax	10-3244-0000	10.00	4,490.00	4,500.00
Permits and Fees	10-3340-0000	5,850.00	1,650.00	7,500.00
Fee in Lieu of Recreation	10-3345-0000	25,000.00	(13,000.00)	12,000.00
Veterans Brick Revenues	10-3830-0000	1,000.00	(400.00)	600.00
Investment Earnings	10-3831-0000	3,600.00	1,400.00	5,000.00
Veterans Donations	10-3832-0000	6,600.00	(5,325.00)	1,275.00
Sale of Fixed Assets	10-3835-0000	-	1.00	1.00
Total Increase (Decrease) in Revenues			157.00	

Expenditures:

Admin-Salaries (Part-Time)	10-4120-1270	4,800.00	1,200.00	6,000.00
Admin-FICA	10-4120-1810	5,600.00	550.00	6,150.00
Admin-Unemployment	10-4120-1850	10.00	222.00	232.00
Admin-Bank Service Charge	10-4120-2250	100.00	50.00	150.00
Admin-Training & Meetings	10-4120-3110	8,500.00	1,000.00	9,500.00
Public Bldgs-Repairs & Maintenance	10-4190-3520	5,000.00	4,000.00	9,000.00
Public Bldgs-Capital Outlay	10-4190-5100	47,000.00	(4,000.00)	43,000.00
Planning/Zoning-Professional Bkge/Ped	10-4910-1900	3,000.00	(1,500.00)	1,500.00
Planning/Zoning-Small Equipment & Furnishings	10-4910-5000	-	1,500.00	1,500.00
Transfer to Park Reserve Fund 31	10-9931-1000	157,865.00	(2,865.00)	155,000.00
Total Increase (Decrease) in Expenditures			\$ 157.00	

\$

Justification for Budget Amendment:

To appropriate or reappropriate unanticipated revenues and expenditures as recorded.

Adopted this 1st day of May 2017

ATTEST:

Kim P. Batten, Town Clerk

Michael A. Gordon, Mayor

Matthew B. Mulhollem, Budget Officer

The seal is circular with a double border. The outer border contains the text "TOWN OF ARCHER LODGE" at the top and "NORTH CAROLINA" at the bottom. Inside the border, the word "Established" is written above the year "2009".

Moved by: Mayor Pro Tem Mulhollem
Seconded by: Council Member Jackson

Consent Agenda Approved.

CARRIED UNANIMOUSLY

5. RECOGNITION/PRESENTATION:

a) Harbor Inc., Smithfield, NC ~ Kay Johnson, Executive Director

Ms. Johnson shared an update about Harbor, Inc. with the Town Council which is located at 110 Skyland Drive in Smithfield.

6. DISCUSSION AND POSSIBLE ACTION ITEMS:

a) Consideration of Ordinance Adopting Codification (AL2017-05-1)

No discussion followed.

Ordinance AL2017-05-1 appears as follows:

ORDINANCE# AL2017-05-1

**AN ORDINANCE ADOPTING AND ENACTING A NEW CODE FOR
THE TOWN OF ARCHER LODGE, 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 TOWN COUNCIL OF
THE TOWN OF ARCHER LODGE AS FOLLOWS:**

Section 1. The Code entitled "Code of Ordinances, Town of Archer Lodge, North Carolina," published by Municipal Code Corporation, consisting of chapters 1 through 30, each inclusive, is adopted.

Section 2. All ordinances of a general and permanent nature enacted on or before May 1, 2017 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 revive any ordinance or part thereof that has been repealed by a subsequent ordinance that is repealed by this ordinance.

Section 4. Unless another penalty is expressly provided, every person convicted of a violation of any provision of the Code or any ordinance, rule or regulation adopted or issued in pursuance thereof shall be punished by a fine of \$ 50.00. Each act of violation and each day upon which any such violation shall continue or occur shall constitute a separate offense. The penalty provided by this section, unless another penalty is expressly provided, shall apply to the amendment of any Code section, whether or not such penalty is reenacted in the amendatory ordinance. In addition to the penalty prescribed above, the Town may pursue other remedies such as abatement of nuisances, injunctive relief and revocation of licenses or permits.

Section 5. Additions or amendments to the Code when passed in such form as to indicate the intention of the Town to make the same a part of the Code shall be deemed to be incorporated in the Code, so that reference to the Code includes the additions and amendments.

Section 6. Ordinances adopted after May 1, 2017, 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 7. This ordinance shall become effective upon adoption.

Passed and adopted by the Town Council this 1st day of May, 2017.


Michael A. Gordon, Mayor

ATTEST:


Kim P. Batten, Town Clerk



ORDINANCE# AL2017-05-1

Certificate of Adoption

I hereby certify that the foregoing is a true copy of the ordinance passed at the regular meeting of the Town Council, held on the 1st day of May, 2017.


Kim P. Batten, Town Clerk



Moved by: Council Member Wilson
Seconded by: Council Member Jackson

Adopted Ordinance AL2017-05-1.

CARRIED UNANIMOUSLY

b) **Consideration of Appointing Board of Adjustments Alternates ~ W.R. Dean, Jr and John F. Oglesby**

Moved by: Council Member Wilson
Seconded by: Mayor Pro Tem Mulhollem

Approved W.R. Dean, Jr. and John F. Oglesby as Board of Adjustment Alternates.

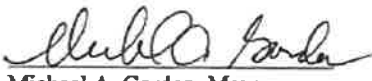
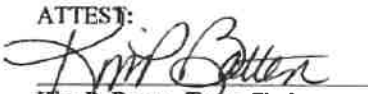
CARRIED UNANIMOUSLY

c) **Consideration of Adopting an Ordinance Establishing Chapter 27 - Traffic and Motor Vehicles, Section 1 - Parking (Ordinance AL2017-05-2)**

Ordinance to be handed out at meeting.

Following a meeting with NCDOT engineers, Mr. Gobble noted that this ordinance is the beginning stage of improving public safety at the Archer Lodge Road and Buffalo Road intersection.

Ordinance AL2017-05-2 appears as follows:

ORDINANCE# AL2017-05-2 AN ORDINANCE ESTABLISHING CHAPTER 27 - TRAFFIC AND MOTOR VEHICLES AND SECTION 1 – PARKING FOR THE TOWN OF ARCHER LODGE When signs are placed, erected or installed, giving notice thereof, no person shall park a vehicle at any time upon any of the streets described in Schedule 1- No Parking at Any Time of this section. Schedule 1 - No Parking at Any Time The following are designated as no parking areas at any time: see Chapter 27, Section 1 Parking. Buffalo Road – West side from the intersection of Archer Lodge Road north for a distance of 543 feet. DULY ADOPTED, THIS 1st DAY OF MAY, 2017. TOWN OF ARCHER LODGE  Michael A. Gordon, Mayor (SEAL)  ATTEST:  Kim P. Batten, Town Clerk
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Moved by: Council Member Jackson
Seconded by: Mayor Pro Tem Mulhollem

Adopted Ordinance AL2017-05-2.

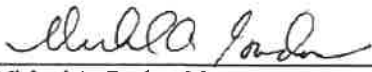
CARRIED UNANIMOUSLY

d) **Consideration of Adopting a Resolution Declaring a No Parking Area on a Section of Buffalo Road along ALCC Ballpark (Resolution# AL2017-05-01)**

Resolution to be handed out at meeting.

Mr. Gobble noted that this resolution will coexist with Ordinance AL2017-05-2 to improve public safety.

Resolution# AL2017-05-01 appears as follows:

RESOLUTION# AL2017-05-01
RESOLUTION DECLARING A NO PARKING AREA ON A SECTION OF BUFFALO ROAD NEAR ARCHER LODGE COMMUNITY CENTER BALLPARK BY THE TOWN OF ARCHER LODGE
WHEREAS, pedestrian and vehicle safety is a concern to the Town of Archer Lodge; and WHEREAS, the intersection of Archer Lodge Road and Buffalo Road, around the White Oak Baptist Church and the Archer Lodge Community Center is a high traffic area that is not conducive for parking of cars ; and WHEREAS, this area has been brought to the attention of N. C. Department of Transportation (NCDOT) staff; and WHEREAS, over the years, this area has been the site of numerous vehicle accidents and there exists potential for pedestrian accidents; and WHEREAS, the Town of Archer Lodge is seeking by ordinance to have the NCDOT assist in making a portion of the high traffic area designated as a "No Parking Area." NOW, THEREFORE, BE IT RESOLVED by the Archer Lodge Town Council that the Mayor is authorized to execute any agreements with NCDOT to enable implementation of Ordinance# AL2017-05-2, as the first step in the NC Highway Safety Improvement Program by declaring a section of Buffalo Road as a "No Parking Area." DULY ADOPTED, THIS 1st DAY OF MAY, 2017.  Michael A. Gordon, Mayor  ATTEST:  Kim P. Batten, Town Clerk

Moved by: Mayor Pro Tem Mulhollem
Seconded by: Council Member Jackson

Adopted Resolution# AL2017-05-01.

CARRIED UNANIMOUSLY

7. **TOWN ATTORNEY'S REPORT:**

a) **No report from Attorney Hewett.**

8. **ADMINISTRATIVE CONSULTANT'S REPORT:**

a) **Mr. Gobble stated that materials have been ordered for the light conversion to LED per Marty Clayton, Duke Progress Energy.**

9. FINANCIAL/TOWN CLERK'S REPORT:

- a) Ms. Batten mentioned that April 2017 financials will be available at the May Work Session and she graduated on April 28th from UNC SOG's Municipal Administration Course. In addition, please remember Lisa Barnes who will be having hip surgery tomorrow.
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10. PLANNING/ZONING REPORT:

- a) No report from Planning and Zoning due to absence of Mr. Clark.
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11. VETERAN'S COMMITTEE REPORT:

- a) Mr. Jim Purvis reported the following:
1. Bank balance is \$46,072
 2. Memorial contributions in honor of Odell Edwards continue
 3. Next biscuit sale is May 19, 2017
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12. MAYOR'S REPORT:

- a) Mayor Gordon mentioned considering Summer Hours for June, July & August as follows:

Monday - Thursday 8:30 a.m. - 6:00 p.m.
Friday 8:30 a.m. - Noon

13. COUNCIL MEMBERS' REMARKS:
(non-agenda items)

- a) Council Member Wilson mentioned that a TJCOG Representative will be at the May Work Session and he shared with Mr. Clark an interesting article in the Southern City publication regarding subdivisions.
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- b) Council Member Castleberry appreciated the Ballpark Dedication in honor of his father and all those in attendance. In addition, he mentioned a meeting in Pine Level of the Jo Co Economic Development Board testing land plots for canola.
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- c) Council Member Jackson noted to remember all mothers on Mother's Day and reminded all to wear poppies for Memorial Day.
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- d) Mayor Pro Tem Mulhollem stated that the Archer Lodge Fire Department recently received the lowest fire rating in the county.
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- e) Council Member Bruton enjoyed the Ballpark Dedication and congratulated Ms. Batten on her graduation.
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14. ADJOURNMENT:

a) No Further Business

Moved by: Council Member Bruton

Seconded by: Mayor Pro Tem Mulhollem

Meeting adjourned at 7:15 p.m.

CARRIED UNANIMOUSLY



Michael A. Gordon, Mayor



Kim P. Batten, Town Clerk

