

TOWN OF BROADWAY
BOARD OF COMMISSIONERS

MEETING

MINUTES

APRIL 22, 2013

A scheduled meeting of the Board of Commissioners was held on Monday, April 22, 2013 at 7:00 p.m. at the Council Chambers, 102 East Lake Drive, Broadway, North Carolina.

Board members present were Mayor Donald Andrews, Commissioners Tommy Beal, Woody Beale, Jim Davis, and Lynne Green. Also, Town Manager Bob Stevens, Town Attorney Jimmy Love, and Town Clerk Laura Duval were present. Commissioner Clem Welch was unable to attend due to illness.

The meeting was called to order by Mayor Andrews. The Mayor gave the invocation, which was followed by the Pledge of Allegiance.

Mayor Pro Tem Beal made the motion to accept the Agenda as presented. The motion was seconded by Commissioner Woody Beale. Motion carried unanimously.

Commissioner Woody Beale made the motion to accept the Minutes from the March Board Meeting as submitted. The motion was seconded by Commissioner Green. Motion carried unanimously.

Town Manager Stevens reviewed the water deposit policy as devised by Town Counsel. Mr. Stevens recommended adding Items (b) and (c) to the existing policy. Items (b) and (c) read: A \$200 refundable cash deposit shall accompany application by non-property owner who is renting or leasing prior to water service connection. A \$50 refundable cash deposit shall accompany application by renter or lessee if property owner prior to the water service connection agrees in writing to be fully responsible for payment of the water services used by the tenant, renter or lessee. Commissioner Davis made the motion to adopt the revised water deposit policy. The motion was seconded by Commissioner Woody Beale. Motion carried unanimously.

Town Manager Stevens reviewed the Solid Waste Contract with Waste Industries for 2013-2018. Town Counsel and the City Attorney worked on the contract together. Waste Industries has accepted the contract. Our contract is practically the same as the City of Sanford. Waste Industries will provide a 96 gallon roll out cart for residential customers and will be responsible for the carts. The contract covers employment, equipment, local office, transfer center, compensation, adjustments to contract, consumer price index, cancellation, termination, disputes, insurance, representations, warranties and is a standard contract. Back door service, at a higher cost, does not apply to the Town of Broadway. Waste Industries will send a letter to customers notifying them of trash pickup day. They will provide a schedule of holidays, and trash pick up will resume the day after a holiday. There could be a possible fuel surcharge in the future with a cap of 5%.

Mayor Pro Tem Beal made the motion to approve the Solid Waste Contract with Waste Industries. The motion was seconded by Commissioner Woody Beale. Motion carried unanimously.

The EDC Task Force has written a Memo of Understanding between the County of Lee, City of Sanford, the Town of Broadway, the Lee County Economic Development Task Force, the Sanford Area Chamber of Commerce, and the Economic Development Steering Committee. They plan to bring the Economic Development efforts under the same umbrella as the Chamber of Commerce. Mayor Andrews explained the merits of the plan. The Town Board seems to agree that the concept is a step in the right direction for the betterment of Broadway, Sanford, and Lee County as a whole. However, the Town is not in a position to make any financial commitments at this time. The recent changes that the County made to the sales tax distribution is costing the Town \$20,000 in the F/Y 12/13 and \$104,000 in FY 13/14. Due to this redistribution, the Town Board is faced with cutting services and potentially reducing staff in order to

absorb this loss of revenue. The Town Board will not be able to take any action until they have gone through the budget process. The Task Force is asking for Town Board approval of this memo. The final memo was received this past Thursday, so the Town Board needs more time to review it. Mayor Andrews will notify Crystal Morphis of the Board's plans to discuss the Memo of Understanding in May. The Mayor suggested inviting Bob Joyce and Crystal Morphis to the May Board Meeting to further explain the new economic development concept.

The next Town Board meeting falls on Memorial Day. Mayor Pro Tem Beal made the motion to change the meeting date from May 27 to May 20. The motion was seconded by Commissioner Green. Motion carried unanimously.

Commissioner Woody Beale made the motion to hold the budget work session on May 14 at 2:00 p.m. The motion was seconded by Commissioner Davis. Motion carried unanimously.

Mayor Andrews presented a Domestic Violence Proclamation for Board approval. At the request of Mothers on a Mission, the proclamation designates June 15 as NC Domestic Violence Proclamation 100 Day. Commissioner Green made the motion to adopt the Domestic Violence Proclamation. The motion was seconded by Mayor Pro Tem Beal. Motion carried unanimously.

Commissioner Woody Beale made the motion to accept the Financial Statements as presented. The motion was seconded by Commissioner Green. Motion carried unanimously.

During Commissioner Comments, Commissioner Green expressed her thoughts and prayers are with Commissioner Welch. She thanked everyone who was involved with the festival.

Mayor Pro Tem Beal echoed Commissioner Green's comments. Many senior citizens expressed to him they enjoyed the barbecue and the music at the festival. They thought it was very good.

Commissioner Woody Beale recently visited Commissioner Welch and stated she is in our thoughts and prayers.

Mayor Andrews thanked everyone who helped with the festival. He appreciates the hard work and many hours that were put into the festival beforehand. The Mayor stated the entire Town Staff did an outstanding job. He hopes those who attended will come back to visit Broadway on other days as well.

Broadway exit signs have been placed at Exits 143 and 144 on the bypass. A thank you letter has been sent to Richard Hancock with DOT.

The Mayor attended the TARPO meeting last Thursday. The projected completion date for the bypass is October 1, 2013. The southern end has been finished. We need to stay involved with TARPO since the three lane is a priority for the Town.

Mayor Andrews discussed the change made in the sales tax distribution. The County Commissioners voted to change from the per capita distribution to ad valorem. In a 26 month time period the Town will lose 20% of its revenue. SB 394 is going before the state senate, which will lower the tax rate for a stronger economy. It takes the beer and wine tax, natural gas tax, electricity tax, privilege license, and one cent of sales tax. Based on projections from the NCLM, the Town will lose another \$52,500 if this bill passes. The budget process will be very intense this upcoming fiscal year and possibly into the next fiscal year.

Under Manager Comments, Town Manager Stevens expressed his thoughts and prayers are with Commissioner Welch and her family.

There are three new businesses in Town: American Vintage, Terrific Treasures, and Pop's Shakes and Cones. That leaves only one vacant building downtown.

Town Manager Stevens explained that the sales tax is always two months behind, and that's why the Town will lose \$20,000 this year. Re-distribution will capture two months of sales tax in the amount of \$40,000, and they take half of that. The Town has been given 2.5 months to make up \$20,000. Mr. Stevens will continue to watch spending the remainder of this fiscal year.

The NCLM has introduced a bill in the legislature regarding the change in sales tax distribution. The bill mandates that in the event counties choose to change sales tax distribution, the change would not become effective until October 1.

Wal-Mart Express has a completion date of July 10.

The Town Manager continues to have conversations with County Manager Crumpton. They seem to be making progress and are attempting to work things out. The County will be voting on interlocal agreements at the May 6 meeting.

Town Manager Stevens expressed his thanks to everyone who was involved with the festival. He believes the Mayor, Commissioners Green and Welch, and Janet Harrington are the backbone of Broadway Our Way. If the festival continues, the Town Manager stated other citizens need to step up and volunteer. Mr. Stevens stated the Town employees also work very hard on the festival. Mayor Olive, of the City of Sanford, was very complimentary of the festival.

The Town Manager has been working on three budgets for the upcoming fiscal year.

With no further business to come before the Board, Commissioner Woody Beale made the motion to adjourn the meeting. The motion was seconded by Mayor Pro Tem Beal. Motion carried unanimously to adjourn.

Donald F. Andrews
Mayor

Laura Duval
Town Clerk

