

TOWN OF BROADWAY
BOARD OF COMMISSIONERS
MEETING MINUTES
OCTOBER 25, 2021

A scheduled meeting of the Board of Commissioners was held on Monday, October 25, at 6:00 p.m. in the Council Chamber, 103 N. Main Street, Broadway, North Carolina.

Board members present were Mayor Donald Andrews, Commissioners Tommy Beal, Lynne Green, Teresa Kelly, and Jim Paschal. Also, Town Counsel Jimmy Love, Town Manager Eddie Thomas, and Town Clerk Laura Duval were present.

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

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

Consent Agenda – Approval of September Board Meeting Minutes and the September financial statements. Commissioner Kelly made the motion to accept the Consent Agenda as submitted. The motion was seconded by Commissioner Green. Motion carried unanimously.

Public Comment – Kirk Smith, 3108 Avents Ferry Road, Sanford, NC, congratulated Police Chief Hinnant on his upcoming retirement. Commissioner Smith stated the Chief has done well and appreciates his service. He also mentioned that Lee County is receiving a large amount of ARPA funds and is willing to provide funds to help with the expansion of the Town’s WWTP. The County Commissioners understand that is a need and will find out what the Town is requesting. The County is willing to share that with the Town of Broadway. Commissioner Smith advised he will be unable to attend the January meeting due to a scheduling conflict.

Mayor Andrews expressed the Town will definitely miss Chief Hinnant. He has been a great asset to our community. The Mayor doesn’t want the Chief to leave, but with 30 years of service, he has earned the right to retire. He has been a great pleasure to work with and has done a lot for our community as Police Chief and as a citizen.

Amy McNeill, Zoning Administrator, presented an application for a rezoning request by Tim and Tara Howard to rezone a 0.34± acre tract of land developed with a commercial building addressed as 120 N. Main Street from Light Industrial (LI) to Highway Commercial (HC). The Howards want to add a 10 ft front porch onto the existing building, but setbacks don’t allow it. They plan to open a restaurant specializing in hot dogs and ice cream. LI requires a 30 ft setback on Broadway Road. HC zoning

requires a 10 ft setback. The existing building is currently 20.73 ft from the right of way, which does not allow the front porch to be constructed. Rezoning the subject property to HC will allow a 10 ft front porch addition, which will enhance the architectural style of the building and create an appealing outdoor area for restaurant patrons. The Howards' request is a standard rezoning request. Public water and sewer is accessible at this location, and planning staff are supportive of the applicant's request.

Mayor Andrews opened the Public Hearing. Tim Howard, 1680 Thomas Kelly Road, Sanford, NC, spoke in favor of the rezoning. He and his wife plan to open Dips and Dawgs and serve ice cream, hot dogs and sandwiches. They moved to Broadway three or four years ago and love it here. Their desire is to make Broadway even better. No one spoke against the rezoning request. Mayor Andrews closed the Public Hearing. He explained the reason for the change in the normal process tonight was to expedite the rezoning request. At the September meeting the Town Board voted to waive the normal process. The Planning Board retired to the Community Building where they could deliberate and determine their recommendation. Mayor Andrews expressed his appreciation to the Planning Board for their willingness to serve the Town.

After the Planning Board deliberated, Ms. McNeill advised that the Planning Board recommended by unanimous vote that the rezoning request be approved. Commissioner Paschal made a motion that the zoning map amendment is consistent with the Plan SanLee long-range plan designation of Village Center because it lists small business services, professional offices, retail stores, personal services, and entertainment as proposed uses, which are similar to a restaurant use. The motion was seconded by Commissioner Kelly. Motion carried unanimously.

Mayor Pro Tem Beal made a motion to approve the proposed zoning map amendment because it is reasonable and in the public interest given that the site is along Main Street, is already developed as a commercial business, and is already zoned LI, which allows a restaurant use, but is a less appropriate zoning district for this location. Also, the site has access to public water and sewer. The motion was seconded by Commissioner Green. Motion carried unanimously.

Mayor Andrews stated the Town usually donates a sponsorship to the Broadway Lions Club Christmas Parade. In the past the amount has been \$1,000. Mayor Pro Tem Beal made the motion to give a \$1,000 sponsorship to the Broadway Lions Club Christmas Parade. The motion was seconded by Commissioner Paschal. Motion carried unanimously. Mayor Andrews asked the Town Board to notify the Lions Club if they plan to ride in the parade. April Collins is the chair of the Christmas parade.

The Mayor gave an update on some issues SCEI (State Code Enforcement, Inc) has identified. The representative visits on Tuesdays and has been three or four times now. They are working on 22-24 cases. SCEI has sent out letters outlining the violations, and they also email those letters along with pictures of their findings to the Town Manager. Most of the violations concern grass, junk vehicles, abandoned or neglected property, and chickens. Town Manager Thomas stated he has found that SCEI is very professional and very thorough. Their computer based program leaves

nothing to question. They document the violations very well accompanied by color photos. Communication is very good, and he is very pleased with their services so far.

Manager's Report – Mr. Thomas expressed his appreciation to Chief Hinnant for his years of service to the Town of Broadway. His 30-year career in law enforcement is to be commended. Chief Hinnant will be missed, and it will be a challenge to hire his replacement.

Commissioner Comments – Commissioner Kelly received a call from a citizen thanking the Town Board for not increasing property tax and for working hard to keep the tax rate down. She also acknowledged the sign looks really good.

Mayor Pro Tem Beal echoed the Town Manager's remarks about Chief Hinnant. He's done a good job since he's been here. He hopes we can find another good police chief. The Mayor Pro Tem would like to get a cost on body cameras before Eddie and Todd leave. Mayor Andrews advised that Todd has been discussing body cameras with the sheriff. The cost of the cameras is relatively inexpensive. It is the storage of data that is so costly.

Mayor Comments – Mayor Andrews gave an update on the time capsule. He has contacted the Department of Cultural and Natural Resources, and they referred him to Matt Johnson with the HF Group in Greensboro. Mr. Johnson advised the Mayor to place the time capsule contents in the freezer. The Mayor wrapped the contents in freezer paper as recommended before placing them in the freezer. Next week the Mayor will transport the contents to Mr. Johnson's office for further assistance and cost.

Russell Spivey, with General Services, and Commissioner Smith also gave contacts. However, those resources are out of state. Everyone has been great to work with. Two pieces of newspaper remain attached to the capsule and cannot be peeled off yet. Those pieces are still in climate control.

The Mayor set a date for the WWTP tour. Commissioners will meet at the Town Hall on Tuesday, November 9 at 2:00 and then tour the plant. The Town Manager explained it is a well-functioning WWTP. It takes a lot of work, and he appreciates their hard work to keep it running. The Town Board suggested holding the work session on growth and annexation after the tour at 3:00. Mayor Andrews will contact Marshall Downey to see if he can attend the work session. He will help lead the discussion if his schedule permits.

A Veterans Day Ceremony will be held Thursday, November 11, at 11:00 a.m. The service will be held at the NCVM in Broadway. The Disabled Veterans Auxiliary Chapter 5 is hosting the service.

The 2022 BOW Festival committee had another good meeting. Things are coming together. The next meeting will be held on November 16 at 7:00 p.m.

The Mayor, Town Manager, and Finance Director have viewed virtual meetings on the ARPA funds for four days. They are continuing to learn as much as they can.

These meetings are sponsored by the UNC School of Government. The presenters advised don't be in a hurry to spend the money. They haven't finalized the rules yet. Infrastructure still fits the Town of Broadway. There will be much paperwork, monitoring, and reporting on the disbursement of funds.

A police officer may have to drive the manager's pickup truck. Both patrol cars are in bad shape. They keep breaking down and being repaired. The new police car has been ordered but hasn't been built yet. Town Manager Thomas will have the lights, siren, and equipment removed from the Crown Vic then installed on the pickup if the need arises for police use of the vehicle.

Mayor Andrews advised last Friday a representative with Stored Tech came to the Town Hall to assess our computer systems and make recommendations about our vulnerabilities. The Mayor is concerned about cyberattacks and ransomware. Stored Tech assists SAGA, Sanford Housing Authority, and the Jetport.

The Mayor entertained a motion to go into closed session to consult with the Town attorney per G.S. 143-318.11(a)(3) and to discuss personnel matters per G.S. 143-318.11(a)(6) respectively. Commissioner Paschal made the motion to go into closed session. The motion was seconded by Commissioner Kelly. Motion carried unanimously.

After returning to regular session and with no further business to come before the Town Board, Mayor Pro Tem Beal made the motion to adjourn the meeting. The motion was seconded by Commissioner Paschal. Motion carried unanimously to adjourn.

Donald F. Andrews
Mayor

Laura K. Duval, Town Clerk