



January 4, 2011

MINUTES

The Holly Springs Town Council met in regular session on Jan. 4, 2011 in the Council Chambers of Holly Springs Town Hall, 128 S. Main Street. Mayor Dick Sears presided, calling the meeting to order at 7 p.m. A quorum was established as the mayor and all five council members were present as the meeting opened.

Council Members Present: Councilmen Jimmy Cobb, Parrish Womble, Chet VanFossen and Tim Sack and Councilwoman Linda Hunt Williams.

Council Members Absent: none.

Staff Members Present: Carl Dean, town manager; Chuck Simmons, assistant town manager; John Schifano, town attorney; Linda Harper, deputy town clerk (recording the minutes); Len Bradley, director of parks and recreation; Kristen Denton, athletics program manager; Gina Clapp, director of planning and zoning; Niki Litts, publication specialist; Mark Andrews, public information officer; Jenny Mizelle, director of economic development; John Herring, chief of police; Jeff Wilson, IT director; and Drew Holland, finance director.

2 and 3. The Pledge of Allegiance was recited, and the meeting opened with an invocation by Rev. Ron Tutor of New Springs Church of Holly Springs.

4. Agenda Adjustment: The Jan. 4, 2011 meeting agenda was adopted with changes, if any, as listed below.

Motion By: Sack

Second By: Womble

Vote: Unanimous

Items added to Agenda: Item 8b. Request to consider a bon fire in Town Hall parking lot on Feb. 3, 2011.

Items removed from Consent Agenda: None.

Items removed from the agenda: None.

Other changes: None.

5. Public Comment: At this time, an opportunity was provided for members of the audience who had registered to speak to address the Council on any variety of topics not listed on the night's agenda. The following input was recorded. None.

6a. Recognition of All-Star Soccer Champions – Ms. Kristen Denton of the parks and recreation department recognized the 9- and 10-year-old and 11- and 12-year-old soccer All-Stars. Both teams recently received first place at the Statewide Athletics Committee (SWAC) tournaments for all-star soccer.

Ms. Denton and Mayor Sear presented each with a certificate of recognition for the 2010 Statewide Athletic Committee (SWAC) State Soccer Championships.

Action: None.

7. Consent Agenda: The Council approved a motion to approve all items on the Consent
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Agenda. The motion carried following a motion by Councilman Sack, a second by Councilman VanFossen and a unanimous vote. The following actions were affected:

7a. Town Council Meeting 2011 Schedule – The Council adopted a schedule of regular Town Council meetings for the 2011 calendar year. *A copy of the regular Town Council meeting schedule is incorporated into these minutes as an addendum page.*

7b. Monthly Budget Amendment Report -- The Council received a monthly report of amendments to the FY 2010-11 budget approved by the town manager. *A copy of the budget amendment report is incorporated into these minutes as an addendum page.*

7c. Budget Amendment, \$100 – The Council adopted an amendment to the FY 2010-11 budget in the amount of \$100 to receive a donation from Carolina Dock Dogs for the Holly Springs Fire Department. *A copy of the budget amendment is incorporated into these minutes as an addendum page.*

7d. Budget Amendment, \$500 - The Council adopted an amendment to the FY 2010-11 budget in the amount of \$500 to accept insurance proceeds for repair of a police vehicle. *A copy of the budget amendment is incorporated into these minutes as an addendum page.*

7e. Budget Amendment, \$11,915 – The Council adopted an amendment to the FY 2010-11 budget in the amount \$11,915 to transfer funds from Street Reserves for the Bicycle Plan, previously approved by Council. *A copy of the budget amendment is incorporated into these minutes as an addendum page.*

7f. Reclassification of Police Position - The Council approved reclassification of an administrative position in the police department to a police sergeant position.

7g. CDBG Language Access Plan, - The Council approved the Language Access Plan for CDBG projects to ensure compliance with the Civil Rights Act of 1964.

8a. Town Council Winter Retreat – Mr. Dean said the Council generally meets for a winter retreat during January, February or March, favoring February and March in order to avoid winter weather complications. At this time, Mr. Dean said, staff would like Council members to compare calendars and schedule the 2011 meeting.

He said once dates have been selected, staff will seek out available lodging / conference rooms from which the Council can choose at the Jan. 18 meeting.

Council members was in favor of River's Landing in Wallace, N.C. as the location for the retreat. Mr. Dean said River's Landing was one of the locations being researched.

Action: It was the consensus of the Council to schedule the Winter Town Council Retreat for Friday, March 4 through Sunday, March 6, 2011.

8b. Bonfire and Indemnification Agreement – Mr. Schifano said this request is from Andrew Stafford, owner of My Way Tavern, who is requesting to have a bonfire Feb. 3, 2011 in the Town Hall parking lot.

Mr. Schifano said that Mr. Stafford would like to entertain a party in the parking lot of Town Hall from 7 to 11 p.m. Feb. 3 with music, food and beverages and a bonfire in a 10-foot construction dumpster elevated on cinder blocks. He said Mr. Stafford would obtain all required permits and has spoken with the town manager, police chief and fire chief.

Mr. Schifano said that he has no concerns with the request, but advises the council if it is interested in granting the request to have the owner execute an indemnity agreement in favor of the town.

Action: The Council approved a motion to approve My Way Tavern's request to allow a bonfire and party from 7 to 11 p.m. Feb. 3, 2011 in the Town Hall parking lot, provided Mr. Stafford obtains all required permits and executes an indemnity agreement protecting the Town.

Motion By: Sack

Second By: VanFossen

Vote: Unanimous.

9. Other Business: Councilman Womble asked Mr. Bradley the status of the new W.E. Hunt Community Center project. Mr. Bradley said the project is behind schedule about 80 days.

Councilman Sack said he has received emails regarding reassignment of students who live in the Sunset Ridge nodes. He said he would like to request support from the Council to adopt a resolution to keep Holly Spring students in Holly Springs schools, not reassigning them to Middle Creek schools.

Action: The Council approved a motion to adopt Resolution 11-01 urging the Wake County Public System to not reassign students living within the town limits of Holly Springs to Middle Creek schools.

Motion: Sack

Second: Womble.

Vote: Unanimous.

A copy of Resolution 11-01 is incorporated into these minutes as an addendum page.

Councilman Sack thanked the public works department for removal of snow and road clearing over the Christmas holidays.

10. Manager's Report: Mr. Dean thanked the public works, police and fire/rescue departments for their work over the Christmas holidays. He asked Council members to notify the Clerk's office if they would like to attend the National League of Cities Congressional City Conference in March or the Holly Springs Chamber of Commerce banquet.

Mayor Sears said that several Holly Springs citizens were out of power during the snow storm and he thanked Marty Clayton of Progress Energy of Carolina, Inc. for the company's quick response of reconnecting power to those areas without power.

11. Closed Session: The Council approved a motion to enter into Closed Session, pursuant to NCGS 143-318.11(a)(4), to discuss matters regarding the recruitment of a new industry and pursuant to NCGS 143-318.11(a)(5) to discuss matters of voluntary acquisition of two tracts of land for additional park resources.

Motion By: Sack

Second By: VanFosson

Vote: Unanimous.

General Account Closed Session – Jan. 4, 2011

In Closed Session, the Town Council, economic development director, town manager, and attorney discussed the recruitment of a new industry.

The town council gave direction to staff regarding the application of the town's economic development incentive policy to this specific industry.

In Closed Session, the Council approved a motion to seal the minutes of the Closed Session until such time as the release of the information contained in the minutes would no longer frustrate the purpose of the Closed Session.

Motion By: Sack

Second By: VanFosson

Vote: Unanimous.

Further, in closed session pursuant to NCGS 143-318.11(a)(5), the Town Council, town manager, director of parks and recreation, and town attorney discussed the voluntary acquisition of two tracts of land for additional park resources.

Councilman VanFosson made a motion to return to Open Session, and it was seconded by Councilman Sack. The vote was unanimous in favor of the motion.

Action: The Town Council approved a motion to authorize town staff to set aside \$10,000 for phase one environmental studies and surveying for Tract "A", which is proposed to be voluntarily gifted to the town by the landowner.

Motion By: Sack

Second By: VanFosser

Vote: Unanimous.

Action: The Town Council approved a motion to authorize the town attorney and the estate's attorney to employ an appraiser, at the town's expense of about \$2,000, to begin negotiations for purchase of Tract "B", which currently is in an estate, provided that the residential structure on Tract B should be inspected by the town staff to ensure it would be usable for park programming purposes.

Motion By: Sack

Second By: VanFosser

Vote: Unanimous.

12. Adjournment: There being no further business for the evening, the Jan. 4, 2011 meeting of the Holly Springs Town Council was adjourned following a motion by Councilman VanFosser, a second by Councilman Sack and a unanimous vote.

Respectfully Submitted on Tuesday, Feb. 1, 2011.



Linda R. Harper, MMC, Deputy Town Clerk

Addendum pages as referenced in these minutes follow and are a part of the official record.

