

TOWN OF PINE LEVEL
MINUTES OF REGULAR
BOARD OF COMMISSIONERS MEETING
JANUARY 10, 2011
7:00 P.M.

CALL TO ORDER

Mayor Jeff Holt called a regular meeting of the Pine Level Board of Commissioners to order at 7:00 p.m. on Monday, January 10, 2011 at the Pine Level Town Hall.

ROLL CALL

COMMISSIONER KAREN ANDERSON
 COMMISSIONER JIMMY GARNER
 COMMISSIONER ANTHONY GUDAC
 COMMISSIONER PHIL PITTMAN
 MAYOR JEFF HOLT

STAFF PRESENT

Police Chief Keith Sparks, Consultant Dan Simmons, Public Works Superintendent Ray Stuckey, Town Clerk Sharon Thompson

INVOCATION AND PLEDGE

The mayor gave the invocation and then Commissioner Pittman led the Pledge of Allegiance.

APPROVAL OF AGENDA

MOTION: Anderson
SECOND: Garner
VOTE: unanimous

APPROVAL OF MINUTES: 12-13-10

MOTION TO APPROVE: Pittman
SECOND: Anderson
VOTE: unanimous

PUBLIC COMMENT

Mayor Holt welcomed everyone to the meeting. He called for comment on non-agenda issues. Hearing none, he proceeded to the next agenda item.

REPORTS FROM COMMITTEES

None.

REPORTS FROM DEPARTMENTS

STREETS: Commissioner Garner. Everything okay. Plan to pickup trash Tuesday despite ice and cold weather.

RECREATION: Commissioner Anderson. No basketball lately, due to bad weather. Reverse Raffle will be held on February 19th at Micro-Pine Level Elementary School. Hope to sell a total of 290 tickets at \$50 each, which includes two meals.

WATER/SEWER: Commissioner Pittman. Everything okay. Cold weather holding up completion of water tank.

POLICE: Chief Sparks reported there was a problem with the 2007 Chevrolet Impala. Commissioner Pittman commented on the police department's handling of Mrs. Freddie Creech's accident Saturday; he said the family was pleased with how the incident was handled.

PROPOSAL TO EXTEND ETJ

The mayor then questioned the board's feelings on the recommendation from the Planning Board to extend the ETJ to a two-mile area. He asked if there was any new information, did they wish to act on the recommendation or to remove it from the agenda. Commissioner Anderson asked why would they not want to go forward with it. Dan Simmons said that Selma and Smithfield had already approved their two-mile areas. Commissioner Garner commented that they could re-address the issue at any time. Dan Simmons said only zoning would be involved and there would no town services involved. Commissioner Garner did not want to extend the zoning jurisdiction at this time. Commissioner Gudac followed with a motion to not pursue the extension to two miles at the present time. Commissioner Garner seconded the motion and more discussion followed. Commissioner Anderson said she just wanted to know the pros and cons of the issue. Dan Simmons pointed out that municipalities annex within their ETJ areas, so you want to control growth within that area. He suggested coming to an agreement with Selma and Smithfield that they would not seek annexation in the area that Pine Level would control in extending to two miles. Commissioner Garner said he did not want to offend people in the county and make them come to Pine Level for a permit and he called the question on the motion on the floor. The motion passed on a vote of four to one.

MOTION: Gudac

SECOND: Garner

VOTE: for: Garner, Gudac, Pittman, Holt

against: Anderson

NOISE ORDINANCE

Next, the board considered a proposed ordinance to control noise in town. Mayor Holt said the town attorney had reviewed the ordinance and gave his approval. He questioned how the board wished to proceed. Commissioner Pittman moved to adopt the Noise Ordinance and Commissioner Gudac seconded the motion. Kester Kornegay asked about the ordinance and said he had not seen a copy of it. The clerk supplied Mr. Kornegay with a copy. He asked what kind of "teeth" the ordinance had in it. Mayor Holt read the provisions in section 18, wherein the town could take one or more of several actions, including a written warning, and fines up to \$500 and charges of a misdemeanor. Sal Navarro asked who would be charged with the violation. Chief Sparks said they would probably charge whoever had control of the building, such as whoever rented the VFW or American Legion. The board then went on to vote unanimously in favor of adopting the ordinance. A copy of the ordinance is included with and hereby made a part of these minutes by reference.

MOTION: Pittman

SECOND: Gudac

VOTE: unanimous

After the vote, Commissioner Pittman suggested that the ordinance be given to the organizations that rent out their facilities in town for social gatherings, such as the VFW, the American Legion, and the Woman's Club and pool. Mayor Holt said the chief could take care of that. Commissioner Pittman said the town's recreation facilities should be included as well.

MEETING CHANGES

Commissioner Garner asked about changing the meeting dates for February, March, April and May, either up a week or back a week. Commissioner Anderson asked to change just February right now so she could check her commitments in

the following months. The board looked at several dates and decided to move the February meeting to Thursday, February 3rd at 7:00 p.m.

RESOLUTION IN SUPPORT OF CONTINUED SALES TAX

The board then considered a resolution proposed by Scotland County, supporting the continuance of the temporary one-cent sales tax by the General Assembly, to help meet the 3.5 billion dollar shortfall in the state's budget. The board ultimately decided not to give their support to the resolution.

MOTION TO NOT APPROVE: Gudac
SECOND: Garner
VOTE: for: Garner, Gudac, Anderson, Holt
 against: Pittman

TOWN HALL PROJECT

Commissioner Pittman reported that a preconstruction conference was recently held by all the parties involved in the town hall renovation project. He said construction should soon be underway and that the contractor hopes to finish in four months. Dan Simmons added that the contract allows for 210 days and the notice to proceed begins on February 1st.

MEETING ENDED

There being no further business, the meeting came to an end at 7:30 p.m.

TOWN CLERK

MAYOR