

Town of Franklin Board of Aldermen

Agenda

March 4, 2013

7:00 p.m.

1. Call to order -Mayor Collins
2. Approval of the February 4, 2013 board minutes
3. Public session

4. New business
 - A.) Proclamation for National Kids to Parks Day
 - B.) Set public hearing for re-zoning petition for section of Pauline Avenue- Land Use Administrator- Derek Roland
 - C.) Audit Contract with Martin-Starnes- Finance Officer Janet Anderson

5. Legal
 - A.) Town of Franklin Nuisance Ordinance- John Henning Jr
 - B.) Tax refund and tax release -John Henning Jr

6. Closed Session
 - A.) N.C.G.S. 143-318.11(a)(4) - to discuss economic development incentives
 - B.) N.C.G.S. 143-318.11(a)(6) - to discuss personnel

7. Adjourn

March 4, 2013

The regular meeting of the Town of Franklin Board of Aldermen was held on Monday, March 4, 2013 at 7:00 P.M. in the Town Hall Board Room. Mayor Joe Collins presided. Aldermen Verlin Curtis, Joyce Handley, Farrell Jamison, Billy Mashburn, Carolyn Pattillo and Bob Scott were present.

Approval of the Minutes

Motion was made by Scott, seconded by Curtis to approve the minutes for the February 4, 2013 meeting as presented. Motion carried. Vote: 6 to 0.

Addition to Agenda

Motion was made by Pattillo, seconded by Handley to add the following item to the agenda: update of possible lease to Angel Medical Center. Motion carried. Vote: 6 to 0.

Public Session

Dan Williams – You need to clean up Dogwood Drive.

Bob Simpson – I need to obtain a permit for an inside firing range. It will be located at the Burcliff building. It will be used by the local police departments, Southwestern Community College and for education of school children. There is a great need. It will be a NRA Range with insurance in place. I may need a variance for this use.

Mayor Collins said we cannot answer you tonight. Derek Roland, Land Use Administrator, said this property is zoned Secondary Commercial. He said this zone allows inside recreation. He said I am not sure that inside firing range is allowed. John Henning, Jr. said I will look at the ordinance.

New Business - Proclamation – National Kids to Parks Day

Motion was made by Handley, seconded by Jamison to proclaim May 18th, 2013 as National Kids to Parks Day in Franklin. Motion carried. Vote: 6 to 0. Copy of the proclamation is attached.

New Business – Public Hearing

Motion was made by Curtis, seconded by Mashburn to set a public hearing on April 1, 2013 at 7:05 P.M. for a rezoning petition for a section of Pauline Avenue. Motion carried. Vote: 6 to 0.

March 4, 2013 meeting continued,

New Business – Audit Contract

Motion was made by Mashburn, seconded by Pattillo to approve the audit contract with Martin-Starnes in the amount of \$31,500.00. Motion carried. Vote: 6 to 0.

Addition to Agenda – Angel Medical Center Possible Lease

Don Capaforte said I have a plat of the property that Angel Medical Center wants to lease from the Town of Franklin. Copies are attached. John Henning, Jr. said the lease will need to be for less than ten years.

Motion was made by Handley, seconded by Jamison for the town attorney to do a simple lease with the Angel Medical Center. Motion carried. Vote: 6 to 0.

Legal – Nuisance Ordinance

John Henning, Jr. explained the nuisance ordinance if passed would repeal the noise ordinance in place at this time.

Motion was made by Handley, seconded by Scott to adopt the Ordinance Regulating Nuisances within the Town of Franklin. Motion carried. Vote: 6 to 0. A copy of the ordinance is attached.

Legal – Tax Refund and Tax Release

John Henning, Jr. said I was mistaken at the February meeting when I advised that the vehicle tax refund requested by Cynthia Bateman Cheek could not be refunded. He said since it was improperly collected by Macon County, it can be refunded.

Motion was made by Curtis, seconded by Pattillo to refund \$187.43 to Cynthia Bateman Cheek in vehicle taxes collected. Motion carried. Vote: 6 to 0.

John Henning, Jr. said Ronnie Beale is requesting that interest in the amount of \$19.94 be released since the partial payment was accepted by mistake. Informational copies are attached.

Motion was made Pattillo, seconded by Jamison to approve a tax release to Ronnie Beale in the amount of \$19.94. Motion carried. Vote: 6 to 0.

March 4, 2013 meeting continued,

Public Session Continued

Christy Raby and Susie Williams – Macon Childcare & Educational Center – We are applying for a grant to refurbish a building. We need a letter of support from the Town of Franklin. We will have 120 children and fifty employees. Our hours of operation will be Monday through Saturday. Informational copies are attached.

Addition to Agenda – Letter of Support

Motion was made by Handley, seconded by Pattillo to add the following item to the agenda: a letter of support for the Macon Childcare & Educational Center. Motion carried. Vote: 6 to 0.

New Business – Letter of Support

Motion was made by Jamison, seconded by Pattillo to provide a letter of support for the Macon Childcare & Educational Center. Motion carried. Vote: 6 to 0.

Other Business

Departmental reports are attached.

Closed Session

At 7:45 P.M., motion was made by Handley, seconded by Pattillo to go into closed session to discuss personnel (N.C.G.S. 143-318.11(a)(6): to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee. Motion carried. Vote: 6 to 0.

The Board came out of closed session at 8:40 P.M., on motion made by Pattillo, seconded by Mashburn. Motion carried. Vote: 6 to 0.

Open Session

Motion was made by Jamison, seconded by Curtis to formally offer the position of Town Manager to Warren Cabe, to start on April 1st, 2013, under the terms of the proposed agreement with this exception that Section 6.4 of the agreement be amended to read “180 Day”. Motion carried. Vote: 6 to 0.

March 4, 2013 meeting continued,

Adjournment

**Motion was made by Handley, seconded by Pattillo to adjourn the meeting at 8:50 P.M.
Motion carried. Vote: 6 to 0.**

Joe Collins, Mayor

Janet A. Anderson, Town Clerk