

**April 4, 2011**

The regular meeting of the Town of Franklin Board of Aldermen was held on Monday, April 4, 2011 at 7:00 P.M. in the Town Hall Board Room. Mayor Joe Collins presided. Aldermen Verlin Curtis, Joyce Handley, 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 March 7, 2011 meeting as presented. Motion carried. Vote: 5 to 0.**

**Presentation of memorial to the family of Jerry Evans**

Alderman Billy Mashburn presented a memory box to the family of Jerry Evans. Mayor Collins said Alderman Evans served thirteen years as an alderman.

**Public session**

No persons were present to speak during public session.

**Proclamation to “Paint the Town Purple” Relay for Life**

**Motion was made by Handley, seconded by Scott to proclaim the month of May to be “Paint the Town Purple” in Franklin in recognition of the Relay of Life to be held at Franklin High School on Friday, June 3, 2011. Motion carried. Vote: 5 to 0. A copy of the proclamation is attached.**

**The closing of Iotla Street for the Airing of the Quilts**

Linda Schlott said we need to close Iotla Street for the Airing of the Quilts on May 7, 2011 from 10 a.m. to 3 p.m.

**Motion was made by Handley, seconded by Pattillo to close Iotla Street for the Airing of the Quilts on May 7, 2011 from 10 a.m. to 3:00 p.m. Motion carried. Vote: 5 to 0.**

**The closing of Iotla Street for “Paint the Town Purple”**

Anna Taylor said we need to close Iotla Street for “Paint the Town Purple” on May 7, 2011 from 3:30 p.m. to 9:00 p.m.

**Motion was made by Handley, seconded by Pattillo to close Iotla Street for “Paint the Town Purple” on May 7, 2011 from 3:30 p.m. to 9:00 p.m. Motion carried. Vote: 5 to 0.**

April 4, 2011 meeting continued,

**The closing of Phillips, Iotla and Main Street for Folk Festival**

Teresa Ramsey said we need to close Phillips Street and Iotla Street for the Folk Festival on Friday, July 15, 2011 beginning at 5:00 p.m. through Saturday, July 16, 2011 to 5:00 p.m. She said we need to close Main Street on Saturday, July 16, 2011 for our Heritage Parade from 11:00 a.m. to 11:30 a.m. A copy of the request is attached.

**Motion was made by Pattillo, seconded by Curtis to close Phillips and Iotla Street for the Folk Festival on Friday, July 15, 2011 beginning at 5:00 p.m. through Saturday, July 16, 2011 to 5:00 p.m. and close Main Street on Saturday, July 16, 2011 for the Heritage Parade from 11:00 a.m. to 11:30 a.m. Motion carried. Vote: 5 to 0.**

**Agenda change**

Mayor Collins asked the Board to consider the sidewalk bids at this time. Sam Greenwood said the Board will need to vote to change the agenda.

**Motion was made by Mashburn, seconded by Handley to change the agenda and to move up Item # 12 – Consideration of award for sidewalk bid. Motion carried. Vote: 5 to 0.**

**Consideration of award for sidewalk bid**

Sam Greenwood said we have rebid the sidewalk work. He said we have received four bids. He said the low bid was from DOT Construction in the amount of \$182,449.76. A copy of the bids is attached. Mr. Greenwood said the North Carolina Department of Transportation will be paying a portion of the bid. Alderman Pattillo said DOT Construction is miles away. Alderman Handley said I know RVD Contracting work. She said I would prefer a local firm. Alderman Curtis said if we accept only local bids that will cause a problem in the future. Alderman Scott said DOT Construction has the low bid. He said we are using taxpayer money. Alderman Mashburn said we put the project out to bid for the purpose of getting the lowest bid.

**Motion was made by Handley, seconded by Pattillo to award the sidewalk bid to RVD Contracting in the amount of \$198,351.60 pending approval of the North Carolina Department of Transportation. Motion failed. Vote: 2 to 3. Voting yes: Handley and Pattillo. Voting no: Curtis, Mashburn and Scott.**

**Motion was made by Scott, seconded by Curtis to award the low bid for the sidewalk work to DOT Construction in the amount of \$182,449.76. Motion carried. Vote: 3 to 2. Voting yes: Curtis, Mashburn and Scott. Voting no: Handley and Pattillo.**

**April 4, 2011 meeting continued,**

**Recess**

Mayor Collins recessed the meeting at 7:35 p.m.

Mayor Collins reconvened the meeting at 7:42 p.m.

**Flood insurance program**

Sam Greenwood said the property owners with changes on the map have been notified by registered mail. Alderman Curtis said I as a property owner will be affected. He said there can be no building within fifty feet of Crawford Branch. Mr. Greenwood said there is a different set of rules for property owners in the flood area. He said you can adopt the county ordinance. Alderman Scott said the development of the properties will change the area. John Henning, Jr. said we need to review the county ordinance.

**Motion was made by Scott, seconded by Handley to table the flood insurance program for now. Motion carried. Vote: 5 to 0.**

**Minimum housing code**

John Henning, Jr. said there are two versions of the minimum housing code. He said one applied to both owner-occupied and rental properties. He said the other one excluded the interior of owner-occupied residences. Copies are attached. He said we will need to advertise the public hearing for two weeks. Alderman Mashburn said we need to have a called meeting to discuss the versions.

**Motion was made by Scott, seconded by Curtis to have a public hearing on the minimum housing code at the May 2, 2011 meeting at 7:05 p.m. Motion carried. Vote: 5 to 0.**

**Budget amendments**

Janet Anderson presented budget amendments of \$46,500.00. A copy is attached.

**Motion was made by Mashburn, seconded by Curtis to approve the budget amendments. Motion carried. Vote: 5 to 0.**

**Re-appointment of Dorothy Crawford to represent the Town on the N.C. State Affordable Housing Committee**

**Motion was made by Pattillo, seconded by Handley to re-appoint Dorothy Crawford to represent the Town on the N.C. State Affordable Housing Committee. Motion carried. Vote: 5 to 0.**

April 4, 2011 meeting continued,

**Appointment of Summer Woodard to replace Mike Decker on the Macon County Transit committee**

**Motion was made by Mashburn, seconded by Curtis to appoint Summer Woodard to replace Mike Decker on the Macon County Transit committee. Motion carried. Vote: 5 to 0.**

**Tax refund request**

**Motion was made by Mashburn, seconded by Handley to refund \$590.33 to Select Home Health Care in property taxes due to a clerical error. Motion carried. Vote: 5 to 0. Information copies are attached.**

**Discussion of Indian Mound: grass cutting and ground cover**

Sam Greenwood said one idea would be to do ground cover on the Indian Mound with no maintenance or very little maintenance. He said we need to have a barrier around the Indian Mound as a matter of respect. Mayor Collins said we need to have a committee.

**Motion was made by Pattillo, seconded by Mashburn to have a committee to discuss the ground cover on the Indian Mound. Motion carried. Vote: 5 to 0.**

**Other business**

Alderman Pattillo said I, Alderman Curtis and Mayor Collins attended a North Carolina Department of Transportation meeting. She said Wayah Street is under #2 on their priority list.

**Motion was made by Mashburn, seconded by Handley to appoint Alderman Verlin Curtis to replace Alderman Jerry Evans to the Water and Sewer Committee. Motion carried. Vote: 5 to 0.**

Departmental reports are attached.

**Continuation of meeting**

**At 8:20 P.M., motion was made by Scott, seconded by Curtis to continue the April 4, 2011 meeting to Monday, April 18, 2011 at 5:30 P.M. Motion carried. Vote: 5 to 0.**

**April 4, 2011 meeting continued,**

**Call to order**

The regular April 4, 2011 meeting of the Town of Franklin Board of Aldermen was continued at 5:30 P.M., Monday, April 18, 2011 in the Town Hall Board Room. Mayor Joe Collins presided. Aldermen Verlin Curtis, Joyce Handley, Billy Mashburn, Carolyn Pattillo and Bob Scott were present.

**Flood insurance program**

John Henning, Jr. said you can adopt Macon County Flood Insurance ordinance and let the county enforce it. Michael Grubermann said we can utilize their employees. Mayor Collins said do we want to accept their map? Mr. Grubermann said I am not sure we have a choice. Lamar Sprinkle said if you pass an ordinance it will be a disservice. He said we will be unable to fill. Jenny Sanders said the county ordinance has a no fill provision. She said commercial property is grandfathered in. Mr. Sprinkle said residential will be easier to do than commercial. Jim Garner said if the program is passed all borrowers would need flood insurance. Mr. Sprinkle said the town residents did not get ninety days to examine the map. Tom Harris said my storage units inside Heritage Hollow changed two inches on the revised map. He said the ordinance would protect everybody. Mr. Sprinkle said the map is not correct. Mayor Collins said nobody believes the map is correct. Karl Gillespie said there has been no flooding in the areas shown on the map. Alderman Pattillo said we need to look at the total picture. Mr. Henning said we would be safeguarding everybody's property. Alderman Curtis said the water has never been that high at my property on Palmer Street. He said I would not buy flood insurance. Mr. Garner said it is up to the bank now if insurance is required but with an ordinance it would be necessary. Alderman Scott said it is a burden to the property owners. He said FEMA is less than accurate. Mr. Sprinkle said this is the worst map I have seen in the past four years. He said it is the wrong thing to do. Mr. Gillespie said the map is not consistent with the county map at all. Mr. Grubermann said the floodway is regulated in the UDO. Sam Greenwood said the FEMA data is flawed since the Highlands Road is excluded. He said FEMA is using a different formula. Alderman Scott said I have concerns about FEMA. He said has FEMA actually been on the ground here? Mr. Grubermann said they had contractors measure the culverts. The Board took no action.

**Recess**

Mayor Collins recessed the meeting at 6:30 p.m.

Mayor Collins reconvened the meeting at 6:40 p.m.

**April 4, 2011 meeting continued,**

**Minimum housing code**

John Henning, Jr. said we need to have the public hearing on the minimum housing code in June instead of May because I missed the advertising deadline. Alderman Scott said I want to consider the version that focuses on rentals. Mr. Henning said that version exempts owner-occupied residences from the walls in but still applies to the exterior. Alderman Curtis said the exterior needs to apply on both rental and owner-occupied properties. Mr. Henning said the ordinance would be enforced immediately. He said a burned-out building is not considered owner-occupied under the ordinance.

**Motion was made by Handley, seconded by Scott to have a public hearing on the version that exempts owner-occupied interiors at the June 6, 2011 meeting at 7:05 P.M. Motion carried. Vote: 5 to 0.**

**Resolution designating US 64/441 South interchange in honor of Nate Henry**

Sam Greenwood said we have not received the resolution from Macon County yet.

**Motion was made by Handley, seconded by Curtis to adopt the resolution designating US 64/441 South interchange in honor of Nate Henry when the resolution is received. Motion carried. Vote: 5 to 0.**

**Motion was made by Scott, seconded by Mashburn to adjourn the meeting at 6:58 P.M. Motion carried. Vote: 5 to 0.**

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Joe Collins, Mayor

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Janet A. Anderson, Town Clerk