

TOWN OF COATS
Board of Commissioners
November 10, 2016
OFFICIAL MINUTES

I. ABSTRACT:

A scheduled meeting of the Board of Commissioners was held on November 10, 2016 in the Board of Commissioners' Meeting Room at Coats Town Hall.

II. ROLL CALL:

Mayor Walter Weeks, Mayor Pro-Tem Jerry Beasley, Commissioner John Raynor, Commissioner JC Allen, Commissioner Chris Coats and Commissioner Allen Mosby were in attendance.

Attorney Alton Bain was present.

III. CALL TO ORDER:

A quorum being present, Mayor Weeks called the meeting to order at 7:00 p.m.

Mayor Weeks delivered the invocation and led those in attendance in the Pledge of Allegiance.

RESOLVED, to approve Agenda.

**MOTION BY: COMMISSIONER JOHN RAYNOR: SECOND BY COMMISSIONER ALLEN MOSBY
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

IV. APPROVAL OF CONSENT AGENDA:

Coats Cemetery Deed – Theodore A. Molchan, Lot # 332C (Reference #1)

RESOLVED, to approve Consent Agenda.

**MOTION BY: COMMISSIONER JOHN RAYNOR: SECOND BY MAYOR PRO-TEM JERRY BEASLEY
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

V. OLD BUSINESS:

A. Disposal of Old Library Property at 243 McKinley Street

Kenny Cole Town Manager presented to the Board a tax map of the old Library site at 243 S. McKinley Street. Mr. Cole informed the Board that the tax value of this property of approximately 0.38 acres is listed at \$33,360. Mr. Cole asked the Board to discuss the disposal of this property and the method of disposal.

RESOLVED, to advertise as sealed bids to be opened on February 9, 2017.

The Board discussed to authorize the Town Manager to open sealed bids the morning of February 9, 2017 to be presented to the Board during the Town meeting that night.

**MOTION BY: MAYOR PRO-TEM JERRY BEASLEY: SECOND BY COMMISSIONER JOHN RAYNOR
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

B. Consider contract Amendment with SBA Concerning Cell Tower Site

Alton Bain Town Attorney informed the Board that the changes in question had all been made and contract to lease property had been completed. Contract is with SBA Communication, 55 year lease at the offered purchase amount of \$175,500.

RESOLVED, to accept contract with SBA.

**MOTION BY: COMMISSIONER ALLEN MOSBY: SECOND BY COMMISSIONER JOHN RAYNOR
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

VI. NEW BUSINESS:

A. Presentation of 2015-2016 Audit Report by S. Preston Douglas & Associates

Lee Grissom with S. Preston Douglas & Associates presented the audit report for fiscal year 2015-2016. Mr. Grissom informed the Board that they issued a clean opinion, unmodified audit opinion which is the highest level of assurance that the financials are free from misstatement. Mr. Grissom covers areas in the Audit Report and confirmed that the net change in General Fund balance was \$144,183 (which includes the NCLM payment for loss of the old Library in the amount of \$93,000) and \$30,163 in the Water Fund. Mr. Grissom presented graphs of 5 years for fund balances, expenditures, cash, long-term liabilities and net position for the Water Fund. **(Reference # 2)**

B. Participation in NC Local Government Debt Setoff Clearinghouse Program

Julie Clifton Deputy Clerk and Lisa Kinsey with NCLM presented the Board with information pertaining to Local Government Delinquent Debt Setoff Program. Ms. Kinsey informed the Board of the history of the debt setoff joint clearinghouse, accounts 60 days' delinquent and debt is \$50 or more (can be a group of debt totaling \$50 or more). **(Reference #3)**

Julie Clifton Deputy Clerk confirmed to the Board that we have around \$17,000 debt to process.

Alton Bain Town Attorney questioned sentence on page 2 under item C. The debt setoff contact will receive all referrals from debtors.

Board asked to move forward with contract and get clarification from Attorney concerning the statement in question.

RESOLVED, to proceed forward with approving Memorandum of Understand and Agreement with NC Local Government Debt Service Clearinghouse Program with the stipulation to appoint the debt service contact when we know what the person should be.

**MOTION BY: COMMISSIONER ALLEN MOSBY: SECOND BY COMMISSIONER JOHN RAYNOR
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

Mayor Weeks asked that the wording for the Resolution for the Town of Coats Board Commissioners Adoption of the NC Local Government Debt Setoff Program be amended to read:

The Town Mayor and Town Manager are hereby authorized to execute such documents and agreements as necessary to participate in the debt setoff program.

Mayor asked that each November a Hearing Officer for Debt setoff be brought before the Board.

RESOLVED, to appoint Commissioner Chris Coats as the Hearing Officer and designate Julie Clifton Deputy Clerk as Debt Setoff Coordinator.

**MOTION BY: COMMISSIONER ALLEN MOSBY: SECOND BY COMMISSIONER JOHN RAYNOR
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

This appointment was noted for the term of 1 year.

RESOLVED, to accept the Resolution for the Town of Coats Board of Commissioners Adoption of the NC Local Government Debt Setoff Program with the correction of the wording of: *The Town Mayor and Town Manager are hereby authorized to execute such documents and agreements as necessary to participate in the debt setoff program.*

**MOTION BY: COMMISSIONER JOHN RAYNOR: SECOND BY COMMISSIONER ALLEN MOSBY
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

Mayor Weeks, Commissioner Mosby and the Board recognized Julie Clifton Deputy Clerk of their appreciation for her efforts of bringing the Debt Setoff program to the Town.

C. Surplus Police Vehicle

Kenny Cole Town Manager asked that the Board to approve the disposal of a 2007 Dodge Charger(vin#2B3KA3H77H654456) with 116,407 miles through GovDeals.

RESOLVED, to dispose of 2007 Dodge Charger through GovDeals.

**MOTION BY: MAYOR PRO-TEM JERRY BEASLEY: SECOND BY COMMISSIONER JOHN RAYNOR
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

D. Appointment to the Harnett County Library Board of Trustees

Kenny Cole Town Manager asked the Board to consider appointing Mrs. Margaret House to serve as the Town's representative on the Harnett County Library Board of Trustees due to her term expiring on December 30, 2016.

RESOLVED, to appoint Mrs. Margaret House as the Town of Coats Representative on the Harnett County Library Board for a term of 3 years.

**MOTION BY: COMMISSIONER ALLEN MOSBY: SECOND BY COMMISSIONER CHRIS COATS
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

E. Certificate of Deposit Renewal

Karen Wooten Town Clerk presented the Board a Water Fund Certificate of Deposit renewal in the amount of \$189,073 which is presently with First Citizens Bank.

Mayor Pro-tem Jerry Beasley stated that he would rather leave the funds in the CD with First Citizen where the money is covered and felt like he had not been given enough information pertaining to the Trust account.

RESOLVED, to renew Water Fund CD with First Citizens Bank for 365 days at the rate of .15%.

MOTION BY: MAYOR PRO-TEM JERRY BEASLEY: SECOND BY COMMISSIONER JOHN RAYNOR

Commissioner Allen Mosby asked what the cost to the town if we had a main water break. Town Manager stated around \$20,000.

**APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

F. Changes in Fair Labor Standards Act for Exempt Employees

Mayor Weeks asked to delay this discussion until after Closed Session.

G. Request for Public Assistance due to Hurricane Matthew

Kenny Cole informed the Board that Harnett County was declared a natural disaster on October 13th due to the damage from Hurricane Matthew and makes us eligible for FEMA assistance. Mr. Cole asked the Board to approve and execute forms listed below to receive Public Assistance. (**Reference #4**)

1. Request for Public Assistance
2. Resolution Designation of Applicant's Agent
3. State-Applicant Disaster Assistance Agreement

The Board asked for a report of the total amount submitted.

RESOLVED, to accept Resolution Designation of Applicant's Agent and that a report be given back to the Board for the amount submitted.

**MOTION BY: MAYOR PRO-TEM JERRY BEASLEY: SECOND BY COMMISSIONER JOHN RAYNOR
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

VII. MANAGER & COMMITTEE REPORT:

Kenny Cole Town Manager informed the Board that 90 tons of debris had been picked up in the Town. Mr. Cole also informed the of the following dates:

1. Farmers Day November 12th (Mayor Weeks and Commissioner Mosby riding in the parade)
2. November 17th – Chamber Appreciation dinner at 6:30 at the Fire Department
3. December 1st – Christmas Parade at 6:30 (Mayor and Commissioner Coats riding in the parade)

Mr. Cole commented on the Coats Elementary field trip and stated that everything was excellent.

VIII. PUBLIC FORUM:

Mayor Weeks opened Public Forum and hearing none Public Forum was closed.

IX. CLOSED SESSION:

RESOLVED, to go into Closed Session pursuant to N.C.G.S. 143.318.11, (a) (1) – Approval of closed session minutes, (a) (3) – to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, (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 BY: COMMISSIONER ALLEN MOSBY: SECOND BY COMMISSIONER CHRIS COATS
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

Board moved into Closed Session at 8:30

Board returned to Open Session at 9:25

Mayor Weeks stated that the Board appreciated all the work that Town Manager, Kenny Cole and Town Clerk, Karen Wooten had done on the Budgets.

Return to New Business:

F. Changes in Fair Labor Standards Act for Exempt Employees

RESOLVED, to increase Police Chief Jeremy Hall and Public Works Director Rodney Pleasant salary to \$47,481 effective December 1, 2016 based on the Fair Labor Standards Act.


**MOTION BY: MAYOR PRO-TEM JERRY BEASLEY: SECOND BY COMMISSIONER JOHN RAYNOR
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

X. ADJOURN:

RESOLVED, to adjourn meeting.

**MOTION BY: COMMISSIONER JOHN RAYNOR: SECOND BY COMMISSIONER ALLEN MOSBY
APPROVED, AYES (5), MAYOR PRO-TEM JERRY BEASLEY, COMMISSIONERS RAYNOR, ALLEN, COATS
AND MOSBY
NOES (0)**

Meeting adjourned at 9:35 p.m.


Karen F. Wooten, Town Clerk


Walter Weeks, Mayor