

**Town of Eastover - Town Council Meeting**  
**Tuesday, September 7, 2010, 7:00 p.m.**  
**Eastover Community Center**  
**Mayor Charles G. McLaurin, Presiding Council Members: Lawrence Buffaloe, Willie**  
**Geddie, Cheryl Hudson, Donald Hudson, Benny Pearce, and Sara Piland**

**MINUTES OF MEETING – September 7, 2010**

Mayor Charles G. McLaurin, Council Members, Sara Piland, Willie Geddie, Cheryl Hudson, Lawrence Buffaloe, and Benny Pearce were in attendance at the September 7, 2010 Eastover Town Council Meeting. A quorum was present at the Town Council Meeting. Council Member Donald Hudson was absent from the meeting; however he submitted a "Written Waiver of Notice" prior to the Town Council Meeting. Also in attendance were, Mr. John Jackson, Town Attorney, Mr. Kim Nazarchyk, Town Manager, and Ms. Jane Faircloth, Town Clerk.

**I. Call to Order:**

Mayor Charles McLaurin called the September 7, 2010 meeting of the Eastover Town Council to Order at 7:00 p.m. and welcomed all in attendance.

**II. Invocation / Pledge of Allegiance:**

Council Member Sara Piland gave the invocation and led the attendees in The Pledge of Allegiance.

**III. Approval of Agenda:**

Council Member Sara Piland made a motion to approve the Agenda as stated. The motion was 2<sup>nd</sup> by Council Member Cheryl Hudson. The motion was carried unanimously.

**IV. Public Comments:**

None.

**V. Consent Agenda:**

1. Consider approval of the August 3, 2010 Town Council Minutes.
2. Consider approval of the July 31, 2010 Financial Report.

Council Member Sara Piland made a motion to approve the Consent Agenda as stated. The motion was 2<sup>nd</sup> by Council Member Cheryl Hudson. The motion was carried unanimously.

**VI. Discussion Agenda:**

**Agenda Item #1:**

**Briefing by Mr. Morgan Johnson, Chairman of the Eastover Sanitary District.**

Mr. Morgan Johnson briefed the Town Council on the current water projects. He stated that the projects are ahead of schedule, and anticipates completion in March 2011. He stated that the water tank is scheduled to start vertical construction September 8, 2010, and will be painted in October. Mr. Johnson stated that the sewer projects are struggling, as USDA stated that they cut Grant money to one million. He stated that the majority of funds must be Grant money. Mr. Johnson stated that he currently can serve a small portion of Rock Hill Road, South to Dunn Road into Tranquil Acres.

**Agenda Item #2:**

**Discussion and Approval of Budget Ordinance Amendment No. 2011-01.**

Mr. Kim Nazarchyk stated that the Town had received another \$6000.00 donation from Mrs. Eloise Talley for Woodland Park. He stated Budget Ordinance Amendment NO 2011-01 is to amend the General Fund, and revenue changes are as follows:

<u>Revenue Source</u>	<u>Increase</u>	<u>Decrease</u>
Income-Talley –Woodland Park 10-372-00	\$6,000.00	

This will result in a net increase of \$6,000.00 to Revenue in the General Fund. To offset this increase in Revenue, the following expenditure will be increased.

<u>Department</u>	<u>Increase</u>	<u>Decrease</u>
Parks & Recreation – Talley-Woodland Park 10-620-51	\$6,000.00	

(Total General Fund Budget with amendment is \$1,210,500.00)

Council Member Lawrence Buffaloe made a motion to approve Budget Ordinance Amendment No. 2011-01. The motion was 2<sup>nd</sup> by Council Member Sara Piland. The motion was approved unanimously.

**Agenda Item #3:**

**Discussion on Code of Ethics Policy.**

Mr. Nazarchyk stated that the State of North Carolina requires that each Town have a “Code of Ethics Policy” for the Town Council in place by January 2011, with a resolution to adopt. He said he had reviewed Mr. Fleming Bell, UNC School of Government’s version and several other towns to get verbiage for our Code of Ethics Policy. Attorney Jackson suggested

numerous changes to the policy, such as to use “may” instead of “shall”, because you still have to vote and start and investigation. Another change Attorney Jackson recommended was to change the 3/4 vote to 2/3 vote, and the accused member shall be allowed to vote. He stated that this is a Quasi Judicial process. The Town Council agreed with all the changes to the Code of Ethics Policy.

Council Member Lawrence Buffaloe made a motion to approve the “Code of Ethics Policy” as amended by the discussion of the Town Council, and approve the Resolution No. 2011-5 adopting the amended Policy. The motion was 2<sup>nd</sup> by Council Member Cheryl Hudson. The motion was approved unanimously.

**Agenda Item #4:**

**Discussion and approval of Letter of Agreement with the Eastover Civic Club.**

Mr. Nazarchyk briefed the Town Council on the Letter of Agreement between the Town of Eastover and the Eastover Civic Club. The terms and conditions are as follows:

1. The Town of Eastover and the Eastover Civic Club will work jointly to preserve and promote our heritage and our history.
2. Management of Town property, and property leased by the Town, will rest with the Eastover Town Council.
3. Activities and efforts to be undertaken by the Eastover Civic club on property under the Town management must include the financing plan to be used by the Eastover Civic Club, and be preapproved and authorized by the Eastover Town Council.
4. The Eastover Town Council will authorize activities or efforts that could result in future ongoing expense to the Town, on a case by case basis.
5. The Eastover Civic Club will be responsible for initiating, completing, and funding any activities and efforts the Club undertakes regarding properties managed by the Town.

Mr. Nazarchyk stated that the Eastover Civic Club President has already approved and signed the Letter of Agreement.

Council Member Cheryl Hudson made a motion to approve the Letter of Agreement between the Town of Eastover and the Eastover Civic Club, and requested that the Mayor and Attorney Jackson signs the Letter of Agreement. The motion was 2<sup>nd</sup> by Council Member Sara Piland. The Motion was approved unanimously.

**Agenda Item #5:**

**Discussion of fence construction.**

Mayor Charles McLaurin stated that the Eastover Civic Club has agreed to pay for the fence that is going up around Woodland Park. He stated that the new fence along Woodland Park is going to match the existing fence that is at the Eastover Community Center. He stated that the

fence will be between the cemetery and the park area.

Council Member Sara Piland made a motion to approve the installation of the fence, and funding of the fence by the Eastover Civic Club for Woodland Park. The motion was 2<sup>nd</sup> by Council Member Cheryl Hudson. The Motion was approved unanimously.

**Agenda Item #6:**

**Discuss Public Comments Policy.**

Mr. Nazarchyk briefed the Town Council concerning the proposed Public Comments Policy. He stated that public comments are required by law once a month. Attorney Jackson stated that the Town Manager should respond to each speaker in writing, if necessary, after the Council and/or staff has sufficient time to research the issue. Mr. Jackson stated that the Agenda is the Boards and you must control it. Council Member Sara Piland stated that she would like to extend the 15 minute time limit, if so desired. Attorney Jackson stated that this could be done, however it would take a majority vote to suspend the rules. Council Member Benny Pearce stated that we could take action at a later meeting. He stated that the Board will consider, and the Town Manager will give the speaker an answer after that date. He stated that the speaker may or may not get an answer at the current meeting.

Council Member made a motion to approve the Public Comments Policy with the revisions discussed and approved by the Board. The motion was 2<sup>nd</sup> by Council Member Lawrence Buffaloe. The Motion was approved unanimously.

**Agenda Item #7:**

**Discuss construction of picnic shelter at the Eastover Community Center.**

Mayor McLaurin stated that the Town needs a Plat Plan to determine what they want built at the Community Center. Council Member Sara Piland suggested the Citizens Advisory Committee could handle this task. Attorney Jackson stated that we need a Site Plan and a committee of two people. He cautioned about building restrooms, as they are problems. He suggested that the Board get a "Scope of Project" first from an architect. Council Member Sara Piland stated that they want historical value and needs more discussion.

Council Member Benny Pearce made a motion to explore the possibility and to have a master plan prepared for the least amount of money, and for the Town Manager to get started on this project. The motion was 2<sup>nd</sup> by Council Member Willie Geddie. The Motion was approved unanimously.

**Agenda Item #8:**

**Discussion of Letter of Agreement with UNC-School of Government (SOG).**

Mr. Nazarchyk briefed the Town Council on the Letter of Agreement with UNC-SOG. He stated its purpose is to plan, prepare for, and facilitate council-staff planning retreat. He stated the focus will be to develop a unified vision of the commercial district and an action plan for the

next steps. He stated that the Town would agree to pay \$1,500 to the SOG based on a daily rate of \$1,000 per day. Also the Town must agree to reimburse the SOG for reasonable travel, lodging, and meal expenses. Mr. Nazarchyk stated that there will be a conference call on September 9, 2010 with Ms. Lydian Altman, Director Strategic Public Leadership Initiative from the UNC-SOG. Mr. Kim Nazarchyk, Mr. Matt Rooney, and Council Member Cheryl Hudson will be in attendance at the conference call. Mr. Nazarchyk asked each Council Member to submit to him their thoughts on how to handle commercial growth, and what do they want to see in the Town. He stated an action plan will be provided to them on September 28, 2010.

Council Member Cheryl Hudson made a motion to approve the Letter of Agreement with the UNC-SOG as stated. The motion was 2<sup>nd</sup> by Council Member Sara Piland. The Motion was approved unanimously.

### **VII. Receive Mayors Update:**

Mayor Charles McLaurin stated that a delegation of people from Castle Hayne came to the Eastover Town Hall and was briefed by Council Member Sara Piland concerning incorporation. He stated that Castle Hayne is trying to get incorporated as a town, so Wilmington cannot annex them. He stated that Castle Hayne is more than 5 miles from Wilmington and they already have a post office.

Mayor McLaurin discussed the landscaping of Woodland Park. He wants to have native plants to our area in the Park.

### **VIII. Receive Council Members Updates:**

No updates.

### **IX. Receive Town Managers Update:**

Mr. Nazarchyk stated that on the September 28, 2010 Planning Session, lunch will be served.

Mr. Nazarchyk stated we have 4 new phones installed in the Town Hall with two incoming lines that will roll over to the next number if busy. The fax line will be installed this week.

**X. Consider a motion to adjourn.**

Council Member Cheryl Hudson made a motion to adjourn the meeting at 8:30 p.m. The motion was 2<sup>nd</sup> by Council Member Sara Piland. The vote was unanimous.

**Town of Eastover**

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**Charles G. McLaurin, Mayor**

**Attest:** \_\_\_\_\_, **Town Clerk**  
**Jane F. Faircloth**