

SPENCER BOARD OF ALDERMEN MEETING  
APRIL 14, 2009  
7:00 P.M.

MEMBERS PRESENT: Mayor Jody Everhart  
Mayor Pro-Tem Jeff Morris  
Aldermen: Scott Benfield  
Nick Bishop  
Donnie Hinson  
David H. Smith  
C. E. Spear

Also present were Town Manager Larry Smith and Attorney Rivers Lawther.

Mayor Everhart opened the meeting with prayer and the pledge of allegiance.

THE HONORABLE THOMAS W. SEAY, JR., RETIRED SUPERIOR COURT JUDGE, ADMINISTERED THE OATH OF OFFICE TO ALDERMAN DAVID H. SMITH. COPY OF SIGNED OATH IS ON FILE IN TOWN OFFICE.

RECOGNITION – Alderman Hinson recognized the townspeople and audience for their presence at the meeting. Mayor Everhart presented Pat Brandt with her Appearance Award from the Community Appearance Commission. Mayor Everhart presented Ken Womble a plaque of appreciation for his two terms served on the Board of Aldermen.

STUDENT APPRECIATION AWARD went to Dawson Hoover from North Rowan Elementary School.

OLD BUSINESS

1. APPROVAL OF MINUTES

**MOTION WAS MADE BY ALDERMAN BISHOP TO APPROVE THE MINUTES OF MARCH 10, 2009. MOTION SECONDED BY ALDERMAN HINSON AND CARRIED UNANIMOUSLY.**

2. MAYORAL & COMMITTEE REPORTS – The Recreation Committee's recommendation is that the Town is unable at this time to enter into an agreement with the Spencer Jaycees for a recreation/community center as requested. Mayor Everhart met with Victor Wallace and Mark Jennings reference purchasing property adjacent to the ballpark but the price is too high.

3. DEPARTMENTAL REPORTS – were given by Police Chief Robert Bennett, Fire Chief Jay Baker (in writing), Public Works Director Barry Pruett, Land Management Director Dustin Wilson, and Town Clerk Lisa Perdue. Planning Board members Jim

Gobbel and Craig Powers updated the Board on the progress thus far in creating the Interstate Business District.

4. TOWN MANAGER LARRY SMITH reported on major town projects. The Board of Aldermen scheduled a Budget Workshop for Thursday, April 30, at 6:00 p.m., and also a joint meeting of the Board of Aldermen and the Spencer Planning Board on Tuesday, May 26 at 6:00 p.m.

NEW BUSINESS

5. OPEN COMMENT

Rod Whedbee, Dave Risdon, Jack Fisher, and Frank McGuire spoke concerning the area on the north end of Spencer near the site of the old NC Finishing Company. A new historic district, the Yadkin River Crossings Historic District, has been formed without any knowledge or input from Town staff and/or Board of Aldermen. They are afraid that the new historic district will adversely affect the I-85 widening project. They encouraged Aldermen to attend a meeting on April 20 at 3:00 at the NCTM regarding preservation of the Wil-Cox Bridge.

6. REQUEST TO ADDRESS THE BOARD – BETH NANCE

Beth Nance showed the Board the preliminary plans for the mural at the ballpark. The mural will be painted on the old concession stand and the old dugout and will incorporate the Spencer Little League logo. Board members stated that if the mural fell into disrepair in the future and funds were unavailable for restoration, the buildings would be re-painted.

**MOTION WAS MADE BY ALDERMAN BENFIELD TO APPROVE THE MURALS ON THE DUGOUTS AS APPROVED BY THE SPENCER LITTLE LEAGUE TO BE PAINTED OR SUPERVISED BY BETH NANCE. MOTION SECONDED BY ALDERMAN BISHOP AND CARRIED UNANIMOUSLY.**

7. REQUEST TO ADDRESS THE BOARD – JONETTE POWELL

Jonette Powell presented four autographed children's books being donated to Spencer Library on behalf of the Spencer Woman's Club and the Salisbury Rowan Republican Women's Club concerning the election process. The clubs would like to see the Library properly maintained and help get it back in good order. Paint chips from the walls are a hazard. When questioned, staff replied that stimulus funds have been requested for the Library, but approval is not guaranteed.

**MOTION WAS MADE BY ALDERMAN BENFIELD THAT UNTIL THE PAINT CAN BE PROPERLY ANALYZED AND ARRANGEMENTS MADE TO STOP**

**THE FLAKING OFF IF IT IS LEAD BASED PAINT THAT THE LIBRARY BE SHUT DOWN TEMPORARILY DUE TO THE PUBLIC HAZARD. MOTION SECONDED BY ALDERMAN MORRIS AND CARRIED UNANIMOUSLY.**

Board members stressed to audience members that Library renovations are a high priority on their list of goals.

**MOTION WAS MADE BY ALDERMAN BENFIELD TO AUTHORIZE THE TOWN MANAGER TO GET AN ASSESSMENT OF THE PAINT AT THE LIBRARY, NOT TO EXCEED \$10,000. MOTION SECONDED BY ALDERMAN BISHOP AND CARRIED UNANIMOUSLY.**

**8. RESOLUTION REQUEST – N C LEAGUE OF MUNICIPALITIES**

The NC League of Municipalities has asked each local government to pass a resolution against Senate Bill 1004 and House Bill 1252, concerning regulation of the provision of broadband services by cities and towns. Mayor Pro-Tem Morris presented a proposed resolution in favor of the legislation.

**MOTION WAS MADE BY ALDERMAN MORRIS THAT SPENCER NOT SUPPORT THE PROPOSED RESOLUTION FROM THE NC LEAGUE OF MUNICIPALITIES. MOTION SECONDED BY ALDERMAN BENFIELD AND CARRIED UNANIMOUSLY.** (Alderman Bishop's abstention counts as an affirmative vote.)

**MOTION WAS THEN MADE BY ALDERMAN MORRIS TO ADOPT HIS PROPOSED RESOLUTION IN FAVOR OF SENATE BILL 1004 AND HOUSE BILL 1252. MOTION SECONDED BY ALDERMAN BENFIELD AND CARRIED UNANIMOUSLY.** (Alderman Bishop's abstention counts as an affirmative vote.)

**9. RESOLUTION – SURPLUS PROPERTY**

**MOTION WAS MADE BY ALDERMAN BISHOP TO ADOPT THE ATTACHED RESOLUTION AUTHORIZING THE DISPOSITION OF CERTAIN PERSONAL PROPERTY BY ELECTRONIC AUCTION. MOTION SECONDED BY ALDERMAN HINSON AND CARRIED UNANIMOUSLY.**

**10. PROCLAMATION – CHILD ABUSE PREVENTION MONTH**

**MOTION WAS MADE BY ALDERMAN BISHOP TO ADOPT THE ATTACHED PROCLAMATION DECLARING APRIL, 2009 AS CHILD ABUSE PREVENTION MONTH. MOTION SECONDED BY ALDERMAN HINSON AND CARRIED UNANIMOUSLY.**

11. OTHER BUSINESS

Aldermen assured audience members that no one on the Board or Town staff was aware of the formation of the Yadkin River Crossings Historic District. Part of that area is in Spencer's satellite annexation and part is in the extraterritorial jurisdiction. The press will be notified that a majority of the Board may be present at the meeting at the Museum on April 20 at 3:00 p.m. With no further business, Mayor Everhart adjourned the meeting at 9:10 p.m.

Respectfully submitted,

Lisa B. Perdue  
Clerk to the Board