

COUNCIL AND UTILITY COMMISSION MINUTES FOR THE TOWN OF ROCK HALL**TOWN OF ROCK HALL**

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[Return to the 2013 Minutes Index page](#)

**MINUTES - MAYOR AND COUNCIL MEETING
October 10, 2013**

MAYOR AND COUNCIL
REGULAR MEETING MINUTES
October 10, 2013

The Mayor convened the Mayor and Council Regular meeting on the above date at 6:55 p.m. All Councilmembers were present. The Town Manager was in attendance. The Mayor stated that the purpose of the meeting was to conduct interviews for the advertised Janitor's position. Councilmember Jones made a motion to enter into a Closed Session pursuant to Section 10-508, Subsection A; Paragraph 1, for the purpose of discussing the appointment, employment, assignment, promotion, discipline, demotion, compensation, removal, resignation, or performance evaluation of an appointees, employees, or officials over whom this public body has jurisdiction; or any other personnel matter that affects one or more specific individuals. The motion was seconded by Councilmember Francis. All in favor, motion carried.

The Mayor reconvened the Mayor and Council Regular meeting after the close of the Public Hearing of Ordinance No. 2013-02 at 8:15 p.m. All Councilmembers were present. The Town Manager, the Town Attorney, and Chief Moore were also present.

There was no invocation given. A moment of silence was given for those serving our Country. The Pledge of Allegiance was recited.

APPROVAL OF THE MINUTES:

Councilmember Price made a motion to approve the minutes from the September 12, 2013 meeting. Councilmember Nesspor seconded. All in favor, motion carried.

GUEST SPEAKERS/INVITED GUESTS:

Mr. Art Willis' Attorney stated that everything that would have been discussed at this time has been previously

discussed during the public hearing, no need to revisit it again at this point.

FINANCIAL REPORT:

The Town Manager read the Financial Report into the record as follows:

General Fund Investment Account: \$161,376.56

Museum Board Funds 3,246.52

Utilities Fund Investment Account: \$ 68,660.16

Total Available Funds: \$233,283.24

Property Taxes Outstanding: \$786,247.63

Utilities Fund Outstanding: \$180,101.79

Services Rendered Outstanding: \$ 2,800.00

Total Outstanding: \$969,149.42

There were questions raised in regards to the Transportation/Tram Financial Report. The Town Manager answered these questions accordingly.

CORRESPONDENCE:

None

POLICE REPORT:

Chief Moore read the report into record. There was a discussion in regards to the upcoming drug awareness meeting.

STREETS/SANITATION:

Councilmember Jones stated that all is quiet. Councilmember Price mentioned that there was a pole missing on Main Street, which is being taken care of. An audience member asked about the status of the lights at the Chesapeake Villa. The Town Manager gave an update in regards to the status of the lights at the Chesapeake Villa.

SEWER/WATER:

Councilmember Nesspor read the reports into record. Councilmember Nesspor gave an update on Pump Station #4. The Mayor asked about the bids that were to be done with the Water Clarifier. The Town Manager stated that the bids would be handled through McCrone.

PARKS/RECREATION:

Councilmember Francis stated that the Parks & Recreations will have a Fall Harvest Party & Halloween Parade on Saturday; October 26, 2013. She gave an overview of how the event was going to proceed and all that you could expect to do during that evening. Councilmember Francis and the Town Manager discussed the Tennis/Basketball

Courts project. The Town Manager stated that we received bids from American Asphalt Paving Company in the amount of \$190,330.00; and a bid from David A. Bramble in the amount of \$157,750.00. Bramble's can also do just the demo and paving and netting part of the project for \$104,750.00 without the fencing and electrical part of the project. He also stated that were some sub-contractors that put bids in on just a piece of the project. Longfence put a bid in the amount of \$22,600.00 for just putting the fence up around the courts once the rest of the project was done. Nilo Electric put a bid in for just the lighting of the project in the amount of \$33,900.00. There was some discussion in regards to the bids received and questions in regards to the project itself. Councilmember Francis made a motion to accept the proposal by David A. Bramble in the amount of \$159,050.00 with option #1 outer A & B. Councilmember Nesspor seconded. All in favor, motion carried.

PLANNING/ZONING:

Councilmember Price reported that the Planning & Zoning Committee had a workshop last night to discuss illumination of signs. Councilmember Price gave an overview of the discussion the Planning & Zoning Committee had in regards to the illumination of signs used for businesses throughout the town.

MUSEUM BOARD:

Councilmember Francis gave an update and overview of the Museum Board's last meeting.

ORDINANCES/RESOLUTIONS:

Councilmember Nesspor made a motion to adopt Ordinance No. 2013-02 (Chapter 184 – Sewer and 220 – Water) as presented. Councilmember Price seconded. All in favor, motion carried.

Councilmember Price made a motion to adopt Charter Amendment Resolution No. 2013-03 (Recall) as presented. Councilmember Nesspor seconded. All in favor, motion carried.

The Town Manager and Town Attorney gave an overview of why Resolution No. 2013-12 (Revoking RUS Bulletin 1780-28) needed to be revoked. There was a discussion among the Mayor, Council, the Town Manager, and the Town Attorney in regards to Resolution No. 2013-12. Councilmember Price made a motion that Council adopt Resolution No. 2013-12 that is captioned “A Resolution concerning RUS Bulletin 1780-28, a Loan Resolution Security Agreement that USDA Requested the Council Adopt” for the purpose of revoking, rescinding and terminating RUS Bulletin 1780-28 Loan Resolution Security Agreement that was executed as having been adopted by the Council on August 12, 2013, because USDA has advised that such resolution is inapplicable to the Town”. Councilmember Nesspor seconded. All in favor, motion carried. A copy of Resolution No. 2013-12 is annexed to these minutes and incorporated herein by reference as if fully set forth.

Councilmember Price made a motion that Council adopt the Resolution #2013-13 that is captioned “A Resolution concerning The Ratification, Confirmation and Approval of (i) RUS Bulletin 1780-27, a Loan Resolution (Public Bodies) that USDA Requested the Council Adopt and (ii) Resolution No. 2013-11” for the purpose of ratifying, confirming and approving the adoption by the Council, as of August 12, 2013, of such two separate resolutions. RUS Bulletin 1780-27 Loan Resolution (Public Bodies) contained certain covenants, representations and agreements of the Town with respect to the contemplated USDA loan and USDA grant for the Rock Hall Water Treatment Plant upgrade project. Resolution No. 2013-11 is a declaration of official intent resolution evidencing the Council's

reasonable expectations (I) to pay costs of such project from funds on hand prior to closing on any borrowing therefor and (ii) to use borrowed moneys to reimburse all or a portion of such previously paid project expenditures.”

Councilmember Jones seconded. All in favor, motion carried. A copy of Resolution No. 2013-13 and Resolution No. 2013-11 are annexed to these minutes and incorporated herein by reference as if fully set forth.

The Town Attorney gave an overview of Ordinance No. 2013-01. There was a discussion in regards to Ordinance 2013-01 among the Mayor, the Councilmembers, and the Town Attorney. Councilmember Nesspor made a motion that the Council introduce Ordinance No. 2013-01 is captioned “An Ordinance concerning The Authorization of General Obligation Bonds, Bond Anticipation Notes and Refunding Bonds for the Rock Hall Water Treatment Plant Upgrade Project.” Ordinance No. 2013-01 authorizes the Town to issue, sell and deliver from time to time its (i) general obligation bonds and (ii) if needed, general obligation bond anticipation notes (“BANS”), each in an aggregate principal amount not exceeding \$260,000.00, to finance, reimburse or refinance costs of the Rock Hall Water Treatment Plant upgrade project. The Ordinance also authorizes the Town to issue general obligation refunding bonds to refund any general obligation bonds issued pursuant to the Ordinance. The Ordinance reflects that the Town expects to issue any such general obligation bonds to USDA and that USDA has indicated that it likely will not require the Town to obtain interim financing for project purposes by issuing BANS, but the Ordinance contains BAN issuance authority in case USDA changes its mind. The Ordinance also allows the Town to issue any bonds to a purchaser other than USDA. Details of any such bonds, BANS or refunding bonds will be determined or provided for by resolution.”

NEW BUSINESS:

The Mayor gave a brief overview of the Re-dedication of the Clam House on November 2, 2013.

The Town Manager gave an update on the Adult Learning Center Classes/GED.

There was another discussion in regards to the Re-dedication of the Clam House.

OLD BUSINESS:

None

TOWN MANAGER’S REPORT:

The Town Manager gave an overview of what's been happening around town lately. The Town Manager stated that in an Executive Session earlier today we interviewed two gentlemen for a part-time Janitor's position for here in the building. We've decide to hire Mr. Kevin Stokes. Councilmember Nesspor made a motion to hire Kevin Stokes for the part-time Janitor position for the Municipal Building. Councilmember Price seconded. All in favor, motion carried. Councilmember Jones abstained from voting.

GOOD OF THE TOWN:

An Audience member asked about the status of the investigation in regards to the Mayor's accusation of his signature being forged. The Town Manager stated that Town hasn't received any feedback in regards to this issue yet. It has been turned over to the State's Attorney.

An Audience member thanked the Council, and especially Butch Price, for directing the Planning Staff to hold the workshop on illuminated signs last night. It was a good meeting and we're going in the right direction.

With there being no further business, Councilmember Price made a motion to adjourn at 10:30 p.m.; Councilmember Francis seconded. All in favor; motion carried.

Approved:

Robert E. Willis, Mayor

Olin B. Price, Councilmember

Susan A. Francis, Councilmember

Brian Nesspor, Councilmember

Brian Jones, Councilmember