

Minutes of the Meeting of
The Liberty Town Council
Held on March 22, 2021 5:30 pm

Present

Mayor : The Honorable Filmore York

Council: Chris Compton, Don Herndon, , Tyson Nixon , and JR Beard

Interim Town Manager: Scott Kidd

Town Clerk: Jessica Brown

Town Attorney: Bill Flowe

Staff: Fire Chief; Matt Talbott, Finance/HR Director; Kathy Bond
Public Service Director; Terry Crouse, and Library
Director; Brenda Heindl-Hornsby,

To Order

The Mayor welcomed everyone and called the meeting to order at 5:30PM. He said Council Member Larry Coble would not be here due to a prior commitment.

Pledge of Allegiance/Invocation

The Pledge of Allegiance was led by Mayor Fil York. Mayor York then asked everyone to join in a Moment of Silence.

Adoption of Agenda

Council Member Don Herndon made a motion to adopt the agenda with the correction of 4.1 Matt Jones with McGill, not WithersRavenel to give Bid Tabulation and Update on CDBG Sewer Project. Council Member Chris Compton seconded the motion which passed unanimously with a roll call vote: Council Member Don Herndon voted yes, Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes and Council Member Chris Compton voted yes. The agenda was approved.

Steve Hackett - Audit Report

Mr. Hackett referenced page 17 of the audit report which has the balance sheet for the General Fund. As of 6/30/2020 the balance was 2,442,998.00 which is down just slightly from last year. There was a 5% increase in sales tax refund receivables. Total assets are up 2.4% from last year. We have almost 100% fund balance which is healthy in case of unexpected expenditures. Ad Valorem is up 2.7%. Council Member Tyson Nixon asked if we were in good shape if you take the depreciation out? Mr. Hackett said yes that internally we are generating cash. His email and phone number are on the report if there are any other questions.

Matt Jones, McGill - Bid Tabulation Update CDBG Sewer Project

Matt Jones with McGill and Associates said this project includes the rehabilitation of 15,000 feet of sewer lines. We had six contractors to bid on this project. Insituform came in at the lowest bid at \$1,416,152.20. McGill recommends awarding them the Bid.

Vote to approve McGill Recommendations

Council Member JR Beard made a motion to approve McGill's recommendation of awarding the CDBG sewer line replacement contract to Insituform. Council Member Chris Compton seconded the motion which passed unanimously with a roll call vote: Council Member Don Herndon voted yes, Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes and Council Member Chris Compton voted yes.

Code Enforcement Report - Public Services Director Terry Crouse

Public Services Director Terry Crouse gave an update since Code Enforcement Officer Brandon Emory was unable to attend. Asbestos has been abated at 314 E Kime Street. He has sent notice to the State. He and Chief Talbott are working together on 305 S Murphy and 415 W Dameron.

Approval of Minutes

Council Member Tyson Nixon made a motion to approve the minutes on February 15, 2021 Work Session, and February 22, 2021 Council Meeting. Council Member Don Herndon seconded the motion which passed unanimously with a roll call vote: Council Member Don Herndon voted yes, Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes, and Council Member Chris Compton voted yes. The minutes were approved.

Consent Agenda

The Consent Agenda includes: Budget Amendments #28, #29, #30, #31, #32, #33, #34, #35, and #36, Resolution 2021-5 Declaring 1990 Pierce Lance Fire Truck a Surplus, and Waive Farmer's Market Fees for this season. Council Member Chris Compton made a motion to approve the Consent Agenda. Council Member Tyson Nixon seconded the motion which passed unanimously with a roll call vote: Council Member Don Herndon voted yes, Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes, and Council Member Chris Compton voted yes. The Consent Agenda was approved.

New Business

Budget Amendment #37

This amendment is to move funds from Enterprise Fund Appropriation to the Sewer Department expenditure line items. Town Manager Scott Kidd explained these were fees from wastewater overflows that were held off on until we saw where the Special Order of Consent went.

Council Member JR Beard made a motion to approve Budget Amendment #37. Council Member JR Beard seconded the motion which passed unanimously with a roll call vote: Council Member Don Herndon voted yes, Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes, and Council Member Chris Compton voted yes. Budget Amendment #37 was approved.

Administrative Reports

Manager's Report

Interim Town Manager Scott Kidd said we are still on a waiting list for the fellowship program. He may use some current staff members to help with Downtown and will come back with recommendations. He thinks that might be a better option.

Mayor Comments

Mayor York reminded everyone that the Chamber Taste of the Town is in April. He hopes everyone will have a good week.

Closed Session -Legal Matter GS 143.318.11 (7)

Council Member Tyson Nixon made a motion to go into Closed Session under NC General Statute 143-318.11 (7) to discuss a legal matter. Council Member JR Beard seconded the motion which passed unanimously with a roll call vote: Council Member Don Herndon voted yes, Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes, and Council Member Chris Compton voted yes. The Council went into a Closed Session at 6:00PM.

Council Member Tyson Nixon made a motion to come out of the Closed Session. Council Member Don Herndon seconded the motion which passed unanimously with a roll call vote: Council Member Don Herndon voted yes, Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes, and Council Member Chris Compton voted yes. The Council came out of Closed Session at 6:40PM.

Closed Session - Legal Matter GS 143.318.11 (4)

Council Member JR Beard made a motion to go into Closed Session under NC General Statute 143.318 (4). Council Member Tyson Nixon seconded the motion which passed unanimously with a roll call vote: Council Member Don Herndon voted yes, Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes and Council Member Chris Compton voted yes. The Council went into Closed Session at 6:40PM.

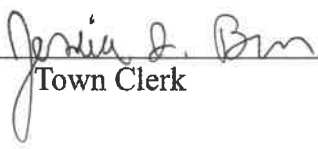
Council Member JR Beard made a motion to come out of Closed Session. Council Member Tyson Nixon seconded the motion which passed unanimously with a roll call vote: Council Member Don Herndon voted yes, Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes, and Council Member Chris Compton voted yes. The Council came out of Closed Session at 7:20PM.

Adjourn

There being no further business to discuss, Council Member Tyson Nixon made a motion to adjourn. Council Member JR Beard seconded the motion which passed unanimously with a roll call vote: Council Member Don Herndon voted yes, Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes, and Council Member Chris Compton voted yes. The meeting was adjourned.



Mayor Filmore York

ATTEST: 

Town Clerk

Meeting Date: March 22, 2021

Town of Liberty Budget Amendment (FY 2020-2021 BA#28) Council Approval Needed

BE IT ORDAINED, by the Liberty Town Council that the Town of Liberty Budget Ordinance for fiscal year 2020-2021, which was adopted on June 29, 2020, be amended as follows:

This amendment is to move funds from General Fund App. to the Police Dept expenditure line items to bring them into balance. (This is due to the FY 20-21 Budget being at a minimum due to Covid 19 and its unknown expectations.)

Section 1: The General Fund revenues and expenditures shall be increased by the amounts indicated:

10 Fund Expenditures				
Police Dept	Line Item	Budget	Change	Amended Budget
L/E Emp Training	10-5100-100	2,500	4,700	7,200
L/E Travel	10-5100-140	200	33	233
L/E M/R Equipment	10-5100-160	500	1,060	1,560
L/E M/R Vehicles	10-5100-170	8,454	3,900	12,354
L/E M/R Advertising	10-5100-260	500	488	988
L/E Misc	10-5100-570	250	1,163	1,413
L/E Supplies	10-5100-330	4,000	127	4,127
L/E Misc	10-5100-570	250	1,163	1,413
Total Expenditures		16,654	12,634	29,288
10 Fund Revenues				
General Fund	Line Item	Budget	Change	Amended Budget
General Fund Balance App.	10-3990-000	204,146	12,634	216,780
Total Revenues		204,146	12,634	216,780

Prepared By: Kathy Bond, Finance Director

Reviewed By: Scott Kidd, Interim Town Manager

Interim Town Manager Initials: SK

Filmore York
Filmore York, Mayor

ATTEST:

Date: 3-22-21

Jessica A. B...
Town Clerk

Date: 3/22/2021

Meeting Date March 22, 2021

Town of Liberty Budget Amendment (FY 2020-2021 BA#29) Council Approval Needed

BE IT ORDAINED, by the Liberty Town Council that the Town of Liberty Budget Ordinance for fiscal year 2020-2021, which was adopted on June 29, 2020, be amended as follows:

This amendment is to move funds from General Fund App. to the Admin Dept expenditure line items to bring them into balance. (This is due to the FY 20-21 Budget being at a minimum due to Covid 19 and its unknown expectations.)

Section 1: The General Fund revenues and expenditures shall be increased by the amounts indicated:

10 Fund Expenditures				
Admin Dept	Line Item	Budget	Change	Amended Budget
Adm Longevity Pay	10-4200-090	2,400	270	2,670
Adm Travel/Development	10-4200-140	1,000	200	1,200
Adm Auto Supplies	10-4200-130	0	779	779
Adm Contract Services	10-4200-450	26,000	14,500	40,500
Adm 50/50 GT/Eco/Dev	10-4200-780	5,500	2,500	8,000
Adm M/R Building	10-4200-150	200	206	406
Total Expenditures		35,100	18,455	53,555

10 Fund Revenues				
General Fund	Line Item	Budget	Change	Amended Budget
General Fund Balance App.	10-3990-000	204,146	18,455	222,601
Total Revenues		204,146	18,455	222,601

Prepared By: Kathy Bond, Finance Director

Reviewed By: Scott Kidd, Interim Town Manager

Interim Town Manager Initials: SK

Filmore York
Filmore York, Mayor

ATTEST:

Jessie L. Bond
Town Clerk

Date: 3-22-21

Date: 3/22/2021

Meeting Date March 22, 2021

Town of Liberty Budget Amendment (FY 2020-2021 BA#30) Council Approval Needed

BE IT ORDAINED, by the Liberty Town Council that the Town of Liberty Budget Ordinance for fiscal year 2020-2021, which was adopted on June 29, 2020, be amended as follows:

This amendment is to move funds from General Fund App. to the Fire Dept expenditure line items to bring them into balance. (This is due to the FY 20-21 Budget being at a minimum due to Covid 19 and its unknown expectations.)

Section 1: The General Fund revenues and expenditures shall be increased by the amounts indicated:

10 Fund Expenditures				
Fire Dept	Line Item	Budget	Change	Amended Budget
F/D Contract Services	10-5300-450	2,680	4,500	7,180
F/D Debt Pmt	10-5300-700	36,940	587	37,527
F/D Debt Interest Pmt	10-5300-720	10,675	7,940	18,615
Total Expenditures		50,295	13,027	63,322

10 Fund Revenues				
General Fund	Line Item	Budget	Change	Amended Budget
General Fund Balance App.	10-3990-000	204,146	13,027	217,173
Total Revenues		204,146	13,027	217,173

Prepared By: Kathy Bond, Finance Director

Reviewed By: Scott Kidd, Interim Town Manager

Interim Town Manager Initials: SK

ATTEST:

Filmore York
Filmore York, Mayor

Date: 3-22-21

Jana L. Bond
Town Clerk

Date: 3/22/2021

Meeting Date March 22, 2021

Town of Liberty Budget Amendment (FY 2020-2021 BA#31) Council Approval Needed

BE IT ORDAINED, by the Liberty Town Council that the Town of Liberty Budget Ordinance for fiscal year 2020-2021, which was adopted on June 29, 2020, be amended as follows:

This amendment is to move funds from General Fund App. to the Street Dept expenditure line items to bring them into balance. (This is due to the FY 20-21 Budget being at a minimum due to Covid 19 and its unknown expectations.)

Section 1: The General Fund revenues and expenditures shall be increased by the amounts indicated:

10 Fund Expenditures				
Street Dept	Line Item	Budget	Change	Amended Budget
St Uniforms	10-5600-360	2,500	828	3,328
10 Fund Revenues				
General Fund	Line Item	Budget	Change	Amended Budget
General Fund Balance App.	10-3990-000	204,146	828	204,974
Total Revenues		204,146	828	204,974

Prepared By: Kathy Bond, Finance Director
Reviewed By: Scott Kidd, Interim Town Manager
Interim Town Manager Initials: SK

* Filmore York
Filmore York, Mayor

ATTEST:

Jessica S. Brun
Town Clerk

Date: 3-22-21

Date: 3/22/2021

Meeting Date March 22, 2021

Town of Liberty Budget Amendment (FY 2020-2021 BA#32) Council Approval Needed

BE IT ORDAINED, by the Liberty Town Council that the Town of Liberty Budget Ordinance for fiscal year 2020-2021, which was adopted on June 29, 2020, be amended as follows:

This amendment is to move funds from General Fund App. to the Park & Rec Dept expenditure line items to bring them into balance. (This is due to the FY 20-21 Budget being at a minimum due to Covid 19 and its unknown expectations.)

Section 1: The General Fund revenues and expenditures shall be increased by the amounts indicated:

10 Fund Expenditures				
Parks & Rec	Line Item	Budget	Change	Amended Budget
Rec M/R Land & Building	10-6200-150	4,223	352	4,575
Rec M/R Equip	10-6200-160	500	802	1,302
Rec Uniforms	10-6200-360	150	70	220
Total Expenditures		4,873	1,224	6,097

10 Fund Revenues				
General Fund	Line Item	Budget	Change	Amended Budget
General Fund Balance App.	10-3990-000	204,146	1,224	205,370
Total Revenues		204,146	1,224	205,370

Prepared By: Kathy Bond, Finance Director

Reviewed By: Scott Kidd, Interim Town Manager

Interim Town Manager Initials: SK

ATTEST:

Filmore York
Filmore York, Mayor

Date: 3-22-21

Jessica A. Brown
Town Clerk

Date: 3/22/2021

Meeting Date March 22, 2021

Town of Liberty Budget Amendment (FY 2020-2021 BA#33) Council Approval Needed

BE IT ORDAINED, by the Liberty Town Council that the Town of Liberty Budget Ordinance for fiscal year 2020-2021, which was adopted on June 29, 2020, be amended as follows:

This amendment is to move funds from General Fund App. to the Library Dept expenditure line items to bring them into balance. (This is due to the FY 20-21 Budget being at a minimum due to Covid 19 and its unknown expectations.)

Section 1: The General Fund revenues and expenditures shall be increased by the amounts indicated:

10 Fund				
Library	Line Item	Budget	Change	Amended Budget
Safety & Planning	10-6300-120	0	20	20
Lib M/R Building	10-6300-150	500	250	750
Lib Contract Services	10-6300-450	3,400	3,592	6,992
Total Expenditures		3,900	3,862	7,762

10 Fund				
Library	Line Item	Budget	Change	Amended Budget
General Fund Balance App.	10-3990-000	204,146	3,862	208,008
Total Revenues		204,146	3,862	208,008

Prepared By: Kathy Bond, Finance Director

Reviewed By: Scott Kidd, Interim Town Manager

Interim Town Manager Initials: SK

Filmore York
Filmore York, Mayor

ATTEST:

Date: 3-22-21

Joseph D. Brun
Town Clerk

Date: 3/22/2021

Meeting Date March 22, 2021

Town of Liberty Budget Amendment (FY 2020-2021 BA#34) Council Approval Needed

BE IT ORDAINED, by the Liberty Town Council that the Town of Liberty Budget Ordinance for fiscal year 2020-2021, which was adopted on June 29, 2020, be amended as follows:

This amendment is to move funds from General Fund App. to the Library Dept expenditure line items. (Monies are being transferred from the E. Lowe NCCMT account into the General Fund.)

Section 1: The General Fund revenues and expenditures shall be increased by the amounts indicated:

10 Fund				
Library	Line Item	Budget	Change	Amended Budget
Programs	10-6300-565	5,200	1,200	6,400
Capital Outlay Books	10-6300-740	13,000	4,300	17,300
Total Expenditures		18,200	5,500	23,700
10 Fund				
Library	Line Item	Budget	Change	Amended Budget
General Fund Balance App.	10-3990-000	204,146	5,500	209,646
Total Revenues		204,146	5,500	209,646

Prepared By: Kathy Bond, Finance Director
Reviewed By: Scott Kidd, Interim Town Manager
Interim Town Manager Initials: SK

Filmore York
Filmore York, Mayor

ATTEST:

Date: 3-22-21

Jessica D. Ben
Town Clerk

Date: 3/22/2021

Meeting Date March 22, 2021

Town of Liberty Budget Amendment (FY 2020-2021 BA#35) Council Approval Needed

BE IT ORDAINED, by the Liberty Town Council that the Town of Liberty Budget Ordinance for fiscal year 2020-2021, which was adopted on June 29, 2020, be amended as follows:

This amendment is to move funds from General Fund App. to the Admin Dept expenditure line items. (For Piedmont Triad Regional Council - ADA Assessment and Transition Plan for the Town of Liberty.)

Section 1: The General Fund revenues and expenditures shall be increased by the amounts indicated:

10 Fund				
Admin	Line Item	Budget	Change	Amended Budget
Adm Dues/Subscriptions	10-4200-530	5,000	5,000	10,000
Total Expenditures		5,000	5,000	10,000

10 Fund				
General Fund Balance App.	Line Item	Budget	Change	Amended Budget
General Fund Balance App.	10-3990-000	204,146	5,500	209,646
Total Revenues		204,146	5,500	209,646

Prepared By: Kathy Bond, Finance Director

Reviewed By: Scott Kidd, Interim Town Manager

Interim Town Manager Initials: SK

Filmore York
Filmore York, Mayor

ATTEST:

Jessica L. Bunn
Town Clerk

Date: 3-22-21

Date: 3/22/2021

Meeting Date March 22, 2021

Town of Liberty Budget Amendment (FY 2020-2021 BA#36) Council Approval Needed

BE IT ORDAINED, by the Liberty Town Council that the Town of Liberty Budget Ordinance for fiscal year 2020-2021, which was adopted on June 29, 2020, be amended as follows:

This amendment is to move funds from General Fund App. to the Water & Sewer Admin Dept expenditure line items. (For Piedmont Triad Regional Council - ADA Assessment and Transition Plan for the Town of Liberty.)

Section 1: The General Fund revenues and expenditures shall be increased by the amounts indicated:

30 Fund				
Water	Line Item	Budget	Change	Amended Budget
WS/Adm Dues & Subscription	30-7200-530	7,500	5,000	12,500
Total Expenditures		7,500	5,000	12,500

30 Fund				
W/S Fund Revenue	Line Item	Budget	Change	Amended Budget
W/S Fund Bal Appro.	30-3990-000	0	5,000	5,000
Total Revenues		0	5,000	5,000

Prepared By: **Kathy Bond, Finance Director**
Reviewed By: **Scott Kidd, Interim Town Manager**
Interim Town Manager Initials: SK

ATTEST:

Filmore York
Filmore York, Mayor

Date: 3-22-21

Jessie E. Bond
Town Clerk

Date: 3/22/2021

Meeting Date March 22, 2021

Town of Liberty Budget Amendment (FY 2020-2021 BA#37) Council Approval Needed

BE IT ORDAINED, by the Liberty Town Council that the Town of Liberty Budget Ordinance for fiscal year 2020-2021, which was adopted on June 29, 2020, be amended as follows:

This amendment is to move funds from Enterprise Fund App. to the Sewer Dept expenditure line items.

Section 1: The General Fund revenues and expenditures shall be increased by the amounts indicated:

30 Fund				
Sewer	Line Item	Budget	Change	Amended Budget
S Violations	30-8110-460	500	6,000	6,500
Total Expenditures		500	6,000	6,500
30 Fund				
W/S Fund Revenue	Line Item	Budget	Change	Amended Budget
W/S Fund Bal Appro.	30-3990-000	0	6,000	6,000
Total Revenues		0	6,000	6,000

Prepared By: Kathy Bond, Finance Director
Reviewed By: Scott Kidd, Interim Town Manager
Interim Town Manager Initials: SK

Filmore York
Filmore York, Mayor

ATTEST:
Jessica L. Bm
Town Clerk

Date: 3-22-21

Date: 3/22/2021

Property Valued at Greater than five thousand dollars (\$5,000.00)

LIBERTY TOWN COUNCIL

2021-~~4~~ 5

Resolution Authorizing Sale of Personal Property by Public Auction


Whereas, G.S. 160-270(b) allows the Town Council to sell personal property at public auction upon adoption of a resolution or order authorizing the appropriate official to dispose of the property at public auction;

Whereas, the Town Manager has recommended that the 1990 Pierce Fire truck and valued greater than five thousand dollars (\$5,000.00) (or attached) should be sold at public auction as surplus property; now therefore,

Be it resolved, by the Liberty Town Council that the Town Manager or designee is authorized to sell by electronic auction @ www.govdeals.com, beginning Month 03, 2021 . and ending until sold., the surplus property described above.

The terms of the sale shall be net cash. The Town Manager or designee is directed to publish at least once and not less than ten (10) days before the date of the auction, a copy of this resolution or a notice summarizing its content as required by North Carolina General Statute 160A-270(b).

Adopted on this 22nd day of March, 2021


Town Clerk
[Seal]


Mayor

