

Minutes of the Meeting of  
The Liberty Town Council  
Held on March 28, 2022 5:30 pm

Present

- Mayor : The Honorable Filmore York
- Council: Terry Caviness, Tyson Nixon, Larry Coble and JR Beard
- Town Manager: Scott Kidd
- Town Clerk: Jessica Brown
- Town Attorney: Bill Flowe
- Staff: Finance/HR Director; Kathy Bond Public Service Director; Joseph Walsh, Code Enforcement Officer; Chris Curry, Parks and Recreation Director; Logan Maness, Police Chief; David Semrad, Police Sergeant; Andre Murphy and Library Director; Brenda Heindl

To Order

The Mayor welcomed everyone including Department Heads, Council Members and those watching on Facebook. and called the meeting to order at 5:30PM. Council Member Don Herndon will not be at the meeting.

Pledge of Allegiance/Invocation

Mayor Filmore York led the Pledge of Allegiance and then the Mayor asked everyone to join in a Moment of Silence.

Adoption of Agenda

Council Member Terry Caviness made a motion to approve the agenda with the change of moving 6.3 Personnel Policy change of PD vehicles under the Consent Agenda to 7.1 Old Business. Council Member JR Beard seconded the motion which passed unanimously: Council Member Larry Coble voted yes, Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes and Council Member Terry Caviness voted yes. The agenda was approved with changes.

The Code Enforcement Report was moved to later in the agenda since Code Enforcement officer Chris Curry was running a little late.

Finance Report

Finance Director Kathy Bond gave the monthly report. Her report was attached. Payroll in February was \$145,775.02. Sales and Use tax is up twenty two percent, Solid waste tax is down four percent, DMV taxes are down seven percent and property taxes are up forty percent since last year.

Council Member JR Beard made a motion to approve the Finance Report. Council Member Terry Caviness seconded the motion which was approved unanimously with Council Members: Larry Coble, Terry Caviness, JR Beard, and Tyson Nixon voting yes.

#### Approval of Minutes

Council Member Larry Coble made a motion to approve the minutes from the Work Session February 21, 2022 and Council Meeting February 28, 2022.. Council Member Terry Caviness seconded the motion which passed unanimously : Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes, Council Member Larry Coble voted yes and Council Member Terry Caviness voted yes. The minutes were approved.

#### Consent Agenda

The Consent Agenda includes Budget Amendment #19, Budget Amendment #20, Fire truck surplus Resolution -GovDeals and Resolution Road Closure Experience Liberty Spring Festival. Council Member Tyson Nixon made a motion to approve the Consent Agenda. Council Member Larry Coble seconded the motion which passed unanimously with Council Members: Terry Caviness, Larry Coble, JR Beard, and Tyson Nixon voting yes. The Consent Agenda was approved.

#### Old Business

##### **Personnel Policy change of PD vehicles**

Council Member JR Beard said allowing officers to drive their patrol cars up to fifty miles home and then back would put a lot of miles on the cars. What about thirty miles? Police Chief David Semrad said most agencies are expanding further out and he has already lost an officer this week. Council Member Beard said he understands retention and Liberty is a training center for larger departments. Chief Semrad said that their patrol officers average 15.9 years experience and they are no longer a training center. He wants to rotate vehicles. He said the \$150.00 per month gas stipend would stop if they took vehicles home. Council Member Larry Coble said he thinks we lose officers due to salaries and not vehicles. He is not convinced a take home vehicle will compete with departments that are paying more. Chief Semrad said we should address the problems we can. He said they have had take home in the past. The cost of losing people is very high and he doesn't think we are competitive. Council Member Terry Caviness asked if agencies similar in size to us allow officers to take their vehicles home. Chief Semrad said he would have Sergeant Murphy call around and check. Sergeant Andre Murphy said other Departments are offering sign on bonuses, take home cars, free medical, and we need to keep who we have.

Council Member JR Beard made a motion to extend take home cars to fifty miles from twenty five for a three month trial period which will then be reviewed. Council Member Tyson Nixon seconded the motion which passed unanimously with Council Members: Terry Caviness, Larry Coble, JR Beard and Tyson Nixon voting yes.

#### Code Enforcement Report - Chris Curry

Code Enforcement Chris Curry came forward to speak. Ten cases were abated in the last month. Ten new notices of violations were issued. One hundred nineteen re-inspections were completed. He has a new employee who will start training here tomorrow.

Administrative Reports

**Manager's Report**

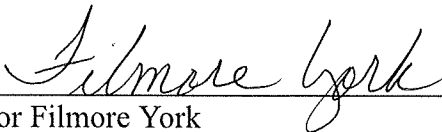
Town Manager Scott Kidd said he is still looking into ARP funds since there will be some remaining. He is still working on the budget and retaining employees,

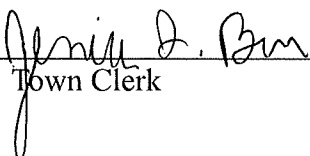
Mayor Comments

Mayor York said there is a Friday luncheon with the manager at the Toyota Plant and when Toyota gets settled they like to get involved with the community.

Adjourn

There being no further business to discuss, Council Member Tyson Nixon made a motion to adjourn. Council Member Larry Coble seconded the motion which passed unanimously with a vote: Council Member Tyson Nixon voted yes, Council Member JR Beard voted yes, and Council Member Larry Coble, and Council Member Terry Cavieness voted yes. The meeting was adjourned.

  
\_\_\_\_\_  
Mayor Filmore York

ATTEST:   
\_\_\_\_\_  
Town Clerk



Meeting Date: Mar 28, 2022

**Town of Liberty Budget Amendment (FY 2021-2022 #19) Council Approval Needed**

BE IT ORDAINED, by the Liberty Town Council that the Town of Liberty Budget Ordinance for fiscal year 2021-2022, which was adopted on June 28, 2021, be amended as follows:

This amendment is to move funds from General Fund Appr to the Admin, Fire, Police line items for spending.

Section 1: The following revenue and expenditures in the General Fund shall be increased by the amounts indicated:

10 Fund Revenues				
General Fund	Line Item	Budget	Change	Amended Budget
General Fund Balance App.	10-3990-000	470,788	87,000	557,788
<b>Total Revenues</b>		<b>470,788</b>	<b>87,000</b>	<b>557,788</b>
10 Fund Expenditures				
General Fund	Line Item	Budget	Change	Amended Budget
ADM phone & Postage	10-4200-110	5,700.00	2,215.00	7,915.00
Adm Utilities Munipal Building	10-4200-130	8,000.00	7,500.00	15,500.00
Heritage Museum Utilities	10-4200-168	1,000.00	1,245.00	2,245.00
ADM Contract Services	10-4200-450	40,000.00	7,600.00	47,600.00
LE Vehicle Fuel	10-5100-310	11,000.00	1,200.00	12,200.00
LE Salaries	10-5100-020	535,500.00	62,000.00	597,500.00
FD Vehicle Fuel	10-5300-310	10,500.00	4,600.00	15,100.00
SW Vehicle Fuel	10-5800-310	2,500.00	640.00	3,140.00
<b>Total Expenditures</b>		<b>614,200.00</b>	<b>87,000</b>	<b>701,200</b>

Prepared By: Kathy Bond, Finance Director

Reviewed By: Scott Kidd, Town Manager

Town Manager Initials: *SKK*

ATTEST:

*Filmore York*  
\_\_\_\_\_  
Filmore York, Mayor

Date: 3-28-22

*Jessica J. Bern*  
\_\_\_\_\_  
Town Clerk

Date: 3/28/2022



Meeting Date: Mar 28, 2022

**Town of Liberty Budget Amendment (FY 2021-2022 #20) Council Approval Needed**

**BE IT ORDAINED**, by the Town Council of the Town of Liberty, North Carolina in a meeting held on January 24, 2022, that the following project ordinance is hereby adopted:

Pursuant to North Carolina General Statute 159-13.2, the following ordinance is hereby adopted for the purpose of SCIF Grant Funding for a created Fund 86 with line items for the Reimb to Friends of Patterson Cottage, Parking Lot and Downtown Improvements.

**Section 1:** The Project is hereby authorized as a **State Capital and Infrastructure Fund (SCIF) Grant** with current revenues and expenditures. projected as listed below.

**Section 2:** The officers of the Town of Liberty hereby authorized to proceed with the project within the terms of the SCIF Funding (SL-2021-180). Funding approved by the Liberty Town Council.

**Section 3:** The following revenues are anticipated to be available for this project:

86-3701-000	SCIF SL-2021-180	<u>125,000</u>
		125,000

**Section 4:** The following amounts are appropriated as expenditures for this project at this time:

86-8600-000	Reimb. to Friends of Patterson Cottage	50,000
86-8600-001	Parking Lot Improvements	60,000
86-8600-002	Downtown Improvements	<u>15,000</u>
		125,000

Adopted this 28th day of March 2022.

Prepared By: Kathy Bond, Finance Director

Reviewed By: Scott Kidd, Town Manager

Town Manager Initials: SK

Filmore York  
Filmore York, Mayor

Date: 3-28-22

ATTEST:

Jessie J. Bunn  
Town Clerk

Date: 3/28/2022



# RESOLUTION

## 2022-3

### AUTHORIZING SALE OF SURPLUS PROPERTY VALUED GREATER THAN \$5,000.00

**WHEREAS**, Article X, Section 3 of the Purchasing Policy requires Council approval for the Town Manager to dispose of surplus property valued greater than \$5,000 and less than \$30,000; and

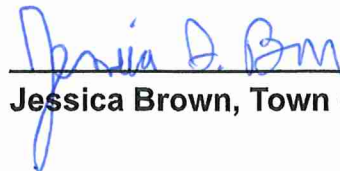
**WHEREAS**, the Fire Department's 2001 Ferrara/Freightliner Fire Engine 1000 gal./1250 gpm has been determined to have a trade-in or resale value of greater than \$5,000 and less than \$30,000; and

**WHEREAS**, the Engine has, at the recommendation of the Finance Director and Fire Chief, been deemed surplus property by the Town Manager; and will be placed for electronic auction on GovDeals.

**NOW, THEREFORE, BE IT RESOLVED**, the Town Council of the Town of Liberty authorizes the Town Manager to dispose of the above identified surplus vehicle as outlined in NCGS § 160A-270 © and this Resolution to be posted electronically this 28th day of March, Two Thousand and Twenty Two.

  
\_\_\_\_\_  
Filmore York, Mayor

**ATTEST:**

  
\_\_\_\_\_  
Jessica Brown, Town Clerk



Town of Liberty  
P. O. Box 1006  
239 South Fayetteville Street  
Liberty, North Carolina 27298  
(336) 622-4276 phone (336) 622-2665 fax

**RESOLUTION 2022-4**

**RESOLUTION AUTHORIZING A TEMPORARY STREET CLOSING IN  
ACCORDANCE WITH THE LIBERTY CODE OF ORDINANCES § 90.33**

**WHEREAS**, the Town of Liberty is willing to accommodate temporary street closures for civic events; and

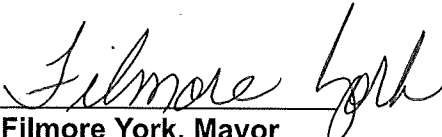
**WHEREAS**, the Town Manager will have appropriate traffic control devices installed to give notice of the temporary street closing; and

**WHEREAS**, the Town of Liberty Chief of Police has received a written request for a temporary street closing from Experience Liberty for the Experience Liberty Spring Festival. and recommends said closing per the attached map; and

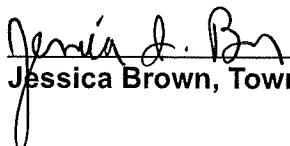
**WHEREAS**, this event will benefit the community and not hamper other Town of Liberty activities on the date of request; and

**NOW, THEREFORE, BE IT RESOLVED** that the Town Council of the Town of Liberty, North Carolina, meeting in regular session on the 28th day of March, 2022 allow the temporary street closing below:

On Saturday April 30, 2022 for the purpose of the Experience Liberty Spring Festival to occur there will be closures of Depot Street from West Swannanoa to Starmount Avenue for vendors, food trucks and childrens area , North Fayetteville Street from West Swannanoa Avenue to Starmount Avenue for classic cars, and Starmount Avenue from Depot Street to N. Fayetteville Street for first responder vehicles between 10 AM - 5 PM.

  
Filmore York, Mayor

ATTEST:

  
Jessica Brown, Town Clerk

