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July 8, 2024 – 7:00 p.m.
Regular Town Council Meeting
Minutes

COUNCIL PRESENT:

Herbert Hales II, Mayor
Mark Smith, Mayor Pro Tem Council Member
LaWanda Neal, Council Member
Keith Davis, Council Member

STAFF PRESENT:

Tony Sears, Interim, Town Manager
Tymeeka Williams, Town Clerk
Mike Wilber- Town Attorney Partner

COUNCIL ABSENT:

Beverly Knight, Council Member
Garrett Stancil, Council Member

1. CALL TO ORDER

- Call to Order – Mayor Herbert Hales, II
- Invocation – Council Member Keith Davis
- Pledge of Allegiance- Mayor Herbert L Hales II

2. PUBLIC COMMENT

This portion of the meeting is an opportunity for citizens to speak on any issue concerning the Town of Kenly. Please note that each citizen is limited to a total of 3 minutes. Please direct all comments/concerns to the entire council rather than individual members. Further, it should be noted that the Town Council reserves the right to not act on items first presented at this meeting.*

**This time may be adjusted based on the number of citizens who wish to speak.*

NONE

3. ADJUSTMENT/ADOPTION OF THE AGENDA

1. Adjustments to the Agenda
2. Adoption of the Agenda

ACTION: Motion to adopt the Agenda as Presented

Motion: Council Member Davis

Second: Council Member Smith

Vote: Unanimous: 3-0

4. CONSENT AGENDA

(Items on the consent agenda are considered routine in nature or have been thoroughly discussed at previous meetings. Any member of the Board may request to have an item removed from the consent agenda for further discussion.)

1. Draft Minutes

- June 10, 2024 – Regular Minutes
- May 13, 2024- Closed Session Minutes (NCGS 143.318.11 (a) (3))
- June 10, 2024- Closed Session Minutes (NCGS 143.318.11 (a) (3))

**Closed Session DRAFT minutes will be provided to council in a sealed envelope and following the meeting they will be returned to the Town Clerk for destruction.*

ACTION: Motion to adopt the Agenda as Presented

Motion: Council Member Davis

Second: Council Member Smith

Vote: Unanimous: 3-0

5. INTRODUCTIONS AND SPECIAL PRESENTATIONS

1. NONE

ACTION: Informational Only

6. PUBLIC HEARINGS

1. NONE

7. NEW BUSINESS

1. Upcoming Railroad Crossings Closures by CSX Transportation

Upcoming railroad crossings closures required for maintenance and emergency repairs by CSX Transportation.

Presenter: Interim Town Manager, Tony Sears

ACTION: Informational Only

****Southern Commercial Development LLC (SCD) has notified the Town of upcoming railroad crossing closures required for maintenance and emergency repairs by CSX Transportation. The work will begin in Florence County SC on July 22, 2024 and progress northward, concluding in Johnston County NC by August 2, 2024. These closures will fully restrict traffic across the tracks until work is completed. ****

2. Project Summary for Kenly Waterlines/Hydrants/Generators

Hydrant Replacement Project; Waterline/Valve Project/Generator Project

Presenter: Interim Town Manager, Tony Sears

****Hydrant Replacement Project: Request for NCDOT encroachment agreement has been submitted. Awaiting approval from NCDOT; no erosion and sedimentation control plan required.**

**** Waterline/Valve Project: Plans and specifications to be submitted to Division of Water Infrastructure (DWI) by June 30. Erosion and Sedimentation Control Plan required and will be submitted in July 2024. NCDOT encroachment form needs to be signed. (not received to sign)**

****Generator Project: No current plan holders for upcoming bid. Inquiry about Mike Stanford's status at the Cummins dealership in Kenly. Offer to provide specifications to Mike Stanford at no charge to facilitate bidding. School of Government states only one bidder is necessary for procurement compliance. 8-9 months out**

ACTION: Informational Only

8. OLD BUSINESS

1 National Flood Insurance Program (NFIP) Community Assistance Visit (CAV)

Monday June 17, 2024 @ 10am: Council Chambers

Presenter: Tony Sears- Interim Town Manager

***Representatives form (NFIP) will be onsite on Monday June 17 at 10am to address the flooding issues in the Town.**

ACTION: Informational Only

9. TOWN MANAGER / STAFF REPORTS

a. Town Manager: Utility Adjustments----

**J Perry- 2660 Old Route 22- Filled up pool and pool started to leak and had to be drained and refilled.

** SE Church of God- 7107 NC HWY 581- Pump went bad while filling pool and pump had to be replaced

ACTION: Adjustment Approved
Motion: Council Member Neal
Second: Council Member Davis
Vote: Unanimous 3-0

b. Town Clerk

c. Town Attorney NONE

d. Department Directors:

Parks and Recreation- Repairs to walking trail are beginning using the Visitors bureau grant. KPARC sign replaced. Powerwash volunteer for the trailer. Volleyball and T-Ball will begin in the Fall. 3 teams minimum.

Kenly Police Department- 10 Civil papers served, 4 felonies, 32 unserved, 42 charges, 30 citations issued, 15 citations warnings; 58 charges. July 15 @ 2pm KPD and library have event. Summer Splash with Parks and Rec 8/17. 2025-2026 budget cost and share with County. Call volume is tough with being short staffed struggling to find officers and mandatory overtime.

Library- 732 people entered the library. Programs brought in 190 people. Library hosted 9 programs in the month of June 2024. The library revenue for the month of June 2024 was \$199.98. New employees started on June 10 to replace a retiree. Would love to increase foot traffic in the library with the African American and Hispanic community

ACTION: Informational Only

10. OTHER BUSINESS

1. Informal Discussion
Mike Wilber: **Legislators left town Thursday after passing an adjournment resolution calling for them reconvene on six dates later in the year: July 10, July 29, September 9, October 8, November 19 and December 11. Legislators also approved a proposed amendment to the state constitution, which will be put to voters in November, to clarify existing constitutional language that only US citizens can vote in the state
**The House and Senate have voted to approve a final version of this year's building code omnibus bill. SB 166 2024 Bldg. Code Regulatory Reform. establishes and reorganizes the Commercial Building Code Council and makes several changes to the code and other development regulations.
**Legislators gave final approval on Thursday to a wide-ranging bill affecting farm regulations, including a measure creating a stormwater fee exemption for agricultural operations. SB 355 North Carolina Farm Act of 2024 now goes to

Gov. Roy Cooper to be signed into law.

** The Senate gave its final approval to a bill change that could have far-reaching effects for municipalities in the state as they seek to make governance and election changes. SB 88 Various Election Changes, among other changes, would limit local authority to make changes affecting the way local representation occurs.

2. Council Member Comments

NO COMMENTS AT THIS TIME

11. CLOSED SESSION

1. NONE

12. ADJOURNMENT

a. Adjourn the Meeting

With there being nothing further, the meeting was adjourned at 7:43p.m.

ACTION: Motion to Adjourn
Motion: Council Member Smith
Second: Council Member Neal
Vote: Unanimous 3-0

Duly adopted this the 8th day of July, 2024 while in regular session.

Herbert L Hales II
Mayor: Town of Kenly