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The Lansing Town of Alderman had their monthly meeting on May 10, 2010, at the Lansing Town Hall. In attendance were May Jason Ring, Alderman Bill Cline, Brenda Reeves, Mauvine Shepherd and George Rembert. Also Bernice Prestwood, Town Clerk, Larry Blevins, Teresa Richardson, Ashe Emergency Management, Cody Anderson, Travis Anderson, Dennis Trainor and Beth Rembert.

The meeting began at 7:00pm with Mayor Ring asking for acceptance of the minutes. Bill Cline made a motion to accept the minutes and Mauvine Shepherd second. Everyone agreed.

Jason Ring gave the floor to the Towns Attorney Jak Reeves to discuss the well. Jaks office has worked with the Town of Lansing to get an easement signed with the Blevins which was done some time back. Also a plat was approved through the Tax office which was done a few months ago. And what we need is through the USDA is a deed of one hundred square feet or a forty year lease to the property. When we began the project, the deed was not important to the USDA. But now a deed to the property is needed. This is something new. Reeves had never heard of this before. A problem arose last week that the Blevins have not been paid for the property (\$9,000). Reeves feels that the Blevins are bound to sign a forty year lease because of the signed easement. Reeves drafted a deed and sent it to the Blevins, but they refused to sign it. They retained an attorney out of Boone: Jeff Headrick. Jak spoke with him and brought him up to speed on what was happening. Another problem is that the Blevins haven't been paid. Reeves explained that this was grant money and the process that the Town had to go through. Reeves advised the town to pay the

money owed to Blevins and hopes he will sign the easement. (The USDA will reimburse the Town when the grant money is given) Blevins has a problem with the 100 square feet of property. Rembert ask that was the size of the property 100 square feet or 100 feet radius. Reeves said that he thought it was 100 feet. Jason Ring said that Blevins was aware that it was 100 feet because they had discussed that in the beginning. Bill Cline said he had a problem with the road. It has not been fixed since Wright had been in there to drill the well. The engineer said that Wright was responsible for the road. The well driller was to get the road back in the condition that he found it in. Rembert said that this was another problem with the Blevins. They lost a lot of money on the sale of their trees because the buyer could not get to the trees because of the road condition. Reeves asked if the Town had a contract with the well driller. The engineer has the contract with Dew Wright for the well. He also said that the engineer would have a stock contract with Dew Wright to fix the road. The engineer needs to get us a copy of this contract. Jason asked the Board if Jak could contact the engineer for a copy of the contract. Jason asked for a motion to let Jak Reeves contact the engineer about the contract with Wright. Bill Cline makes the motion and George Rembert second and all agreed. Reeves suggested that the Town put everyone on notice, and make it clear to everyone what is happening and who is responsible for the road.

George Rembert said that he spoke with Joe Laws and the engineer who is over Ashe and Wilks county DOT and Eric Miller about the meter boxes that was damaged during snow removal. According to DOT they had people here on Friday (05/02/2010) to look at these meters and said everything was done according to their contract. The boxes were not sticking up any further than they were supposed to be. All inspection were done and all is good with them. So the responsible lies with Dennis Trainor. Jak Reeves suggested that we give Trainor and his insurance company a chance to fix them. And if they refused, that would be grounds for a law suit. Larry Blevins asked who was responsible, Trainor or

the person he subcontracted to. Trainor would be responsible because he has the contract.

It was brought up about the strip of property in front of the hardware building belonging to Dennis Trainor. In an e-mail Jak Reeves said that it depended on how long the town has been using it. If it has been for long enough, the town could claim it by adverse possession (usually 20 years, unless you had a deed, then 7 years). Also it depends on how much this land is worth to the town. Is it worth a law suit or to go ahead a rip up the payment and re-grass it?

George Rembert made a motion that the town resends all agreement with Israel and Nita Church. Jak said that the agreement could be resented an any time. Georges motion was second by Mauvine Sehpherd. All agreed.

Charita Corzart was to bring the new budget to the Board. She said that the sale and use tax was down but that was due to the economy. One of the big changes is in building and repairs because of the new roof. She lowered it back to five thousand dollars. Over all expenses are down about \$14,000 from the year before. Corzart said concerning the utilities that we were in the red, because we were so far in the red to begin with. She thinks if we leave it as it is by next year we should be out of the red. As long as we have no major experiences. The increase has benefited us over all. We are only in the red a little over \$5,000. Everything else stays the same. A vote will be taken at the next meeting.

Teresa Richardson with the Ashe Emergence Management said that every five years this plan is redone. The town has to have a Hazard Mitigation Plan in order to get flood insurance. The county does this plan. Each town has their section. The only changes in Lansing were the list of new business and omit the closed business. The town would either have to do a plan on its own or go with the county. Bill Cline made a motion to accept the plan. Brenda Reeves second and all agreed.

Ring said it was time to give a donation to the fire department as we do each year(\$2500.00) Bill Cline made a

motion to give the donation, Mauvine Shepherd second and all agreed.

Bernice had spoke to two attorneys at the League of Municipality about what amount of money has to be spent before the town has to put a job up for bids. Any thing below thirty thousand does not have to be put up for bids.

George Rembert made a motion to hire someone to work for the Town eight to ten hours a week. Jason committed that there is a lady who will bring some people to do some work for the town. She will bring them on Monday and Wednesday. She wants to use our weed eater. He asked Dennis if we could leave the week eater on his porch if Bernice was out of the office. Rembert said we needed to get the Town looking better. Ring asked what would be a reasonable amount to pay someone to do the work. Rembert said ten dollars an hour. Bill Cline agreed with him. Mauvine Shepherd suggested that the Town pay Larry Blevins for his work. It is not fair to pay someone to come and work for the town and not pay Larry for his work... Cody Anderson was here to ask to mow the town's banks. Mr. Anderson does not want to mow the town for eight to ten hours a week. But he does want to give a bid to cut the road banks in the town limits. George Rembert said that the Town Hall needed to be cut on a weekly basis, Ring committed that maybe two to three week it does not grow fast. Also Rembert said the lot behind Ron Williams's building needed mowing on a weekly basis. Ring said maybe every two to three weeks. Mauvine Shepherd said it needed cut on a weekly basis. Rembert made his motion again. Mauvine Shepherd seconds the motion, and all agreed.

Jason brought up the road to the well again. Jason said that it was not advisable for the town to fix it all. Maybe get a backhoe in there and fix the road so the water will not run down it and deduct the amount from the Dewy Wright bill. Rembert said that we should do as Jak Reeves suggested to write them a letter and ask them to fix the road within two weeks. If they do not the town will fix it and deduct the amount from their contract. He also said that

something needed to be done so the Blevins could get to their property. George asked if Jak Reeves was going to send Wright a letter about the road. Ring said that he was going to write the letter pertaining to the whole thing dealing with the well. George Rembert made a motion to give Jak Reeves permission to proceed with this. Bill Cline second and all agreed.

Bid to fix the meters. Jason said that was taken care of with the attorney. Bernice asks what about the bid that was give to fix the water meter. Did we not have to honor them? Rembert said not really since we found out that Dennis Trainor was responsible for fixing the meter boxes. He had the snow removal bid. Rembert said that he had a state engineer check that they were put in correctly. It was up to the snow remover to leave about an inch of snow over them. Dennis Trainor said he would get his insurance company to look at them, and give an assessment. Also he would fix the meter box, but would not repave around them.

Beth Rembert was on the agenda next and Jason gave her the floor. She wanted to know what was happening with the pedestrian's plan from the High Country Council of Government in the town. Brenda Reeves said she had been in contact with them, but they haven't gotten back to her.

Bernice asked what about the bids that were received on the removal of the pavement in front of the Hardware. She was told that was addressed by Jak Reeves. George Rembert told Dennis that Jak said that permission to use was given when there was no objection to the paving of the space. Also by adverse possession Trainor said there was objection. He and his father were there when the paving was taking place. When the pavers were stopped and told where the property line was at. The pavers said they could take it up. His father said if they could use the side parts of the parking lots, it would be OK to leave it paved. But the town does not want him to use the sides now, so that is voided. Trainor said that was the agreement with the town at that time. Trainor said he didn't have anything in writing. Trainor said that he had used it for 20 years; it could be go either way. Mauvine Shepherd said that

this should be directed to the town attorney. Trainor said that it would cost the town more in legal fees than the amount to remove the pavement and that he would pursue this. That it has not been 20 years old, and it has not been that long maybe 16 or 17 years. Ring brought up that Trainor was supposed to fix the water problem on Trainor's property. Ring said that Trainor was hired to fix the water problem. Trainor said that he asked Ring to bring it up to the new Board to make sure they were ready for this before he did it. Ring said that he had and it was approved to be fixed. But he felt that Trainor was fudging on fixing it because he had to remove the trailer that is sitting there. There was a discussion on how the water got to flowing like this. Beth Rembert said that the Rural Center had spent a lot of money to beautify the town. It would enhance the town to go head and fix the parking lot project. Ring said that it could not be done until the water is fixed. Trainor said the grate need to be pulled out and left out that was why the trailer was sitting there. Trainor said a bigger grate was what he thought it needed and would be the cheapest way to fix it. The issue is the pavement at this time. Mauvine Shepherd made a motion to table the discussion until the next meeting. It was second by Brenda Reeves, and all agreed.

Ring asked what is the town going to do with the wall at Wayne Williams house. Shepherd said they were aware that Williams got permission from the Town to sit the oil barrel on town property. She feels that if he knows that the wall is going to fall, he should be reasonable to fix the wall. Dennis Trainor said if the wall falls and damages the oil barrel the Town will be liable for the wall and the oil barrel. The problem is how to fix the wall. There was some discussion on how to fix the wall. It was decided to get an engineer to look at it and give specs on it and what would be the proper way to fix it. It was decided that George Rembert would be responsible for taking care of this project.

George Rembert sent an e-mail on what an official meeting is, and how to handle it. Everyone needs to read this and we will carry through with this.

Mauvine Shepherd said that behind the Thrift Shop there were some things (sink, stove and other things) there that was in the way of traffic, and need to be removed. Shepherd made a motion that Bernice write a letter to Strickland and ask him to remove these things. Shepherd made the motion and Bill Cline second, and all agreed. Shepherd said that the Town Hall needed a new flag. The flag that is hanging now is tattered and does need replacing. It was said that we had ordered flags for the Fire Department as replacement and she should check with them to see if they had any left.

First Citizens Bank has asked if they could set us with a debit card system. Please read the information and we can vote at the next meeting.

Bernice asked to discuss the cut off. It was put up for bids (before we knew we did not have to). Two bids were received for the job. Jason is doing cut off now, but does not cut it off on the day of cut off. Two or three days later Jason will cut them off. If you cut them off on the day that is due, people will pay on time and there will not have to be a cut off. Jason said he would make it easy and he would resign. On further comment was made.

We received a letter with an invite from the NC Division of Water Quality to a meeting on Wednesday June 16, 2010 to discuss and opportunity to work together and protect the rivers and streams of the New River Basin.

Beth Rembert said she had spoke to Rob Shepherd at the League of Municipality, and as service to Lansing, the League could send a representative to speak to us about government in general. And what the elected officials roll is, and what the citizens roll is. All it takes is the mayor requesting them to come with a unanimous decision from the board. Jason asks for a motion. George Rembert made a motion and Mauvine Shepherd second. And it was carried.

Bill Cline made a motion to adjourn. Mauvine Shepherd second and the motion was carried.