

Dear Board:

As always I hope this agenda packet finds you in good health and spirits. The agenda this month is fairly brief, but I expect that we have more than one petitioner come before you during the public forum session. I will speak to that issue below. Please contact me if you have any questions related to this packet or any other matter.

Cell-768-4887
Home-645-9678

Thank you once again for the opportunity to serve the Board and the people of Woodfin.

Yours truly,

Jason

**Town of Woodfin
Board of Aldermen Meeting
April 19, 2005
6:30 P.M.**

Pre-Meeting-During the Pre-Meeting the Board of Aldermen will informally review the various issues on the agenda for purposes of clarification.

Meeting

Meeting Call to Order
Invocation
Approval of Consent Agenda

Executive Session - *the Board of Aldermen will adjourn to chambers to discuss legal matters pertaining to the Town of Woodfin.*

During Executive Session I would like to discuss with the Board some updates on the Golf Course project and specifically some legal strategy pertaining to this matter with the Board and our Attorney.

Public Forum-*Citizens may address the Board concerning various topics after being recognized by the Mayor.*

The Board should expect to hear back from Mr. Wesley David Waldrop. As you will recall the Board instructed the Town Attorney to look into this matter. Since the last meeting the house Mr. Waldrop resides in has been condemned. I would expect that he will wish to address the Board on both the tickets and the Condemnation.

The Board should expect to hear at least one appeal from the Tipton family about the order to remove junked cars from their property at 17 Garden Road. We have attempted to work with the Tipton's for over a year on the problems at their property and have been unable to

get compliance. It is my understanding that they wish to appeal this order, but I have also been informed that they have placed all the junked cars for sale in the IWANNA.

The Board may possible receive an appeal from Mr. John Shaffer about a similar order. He has submitted a written appeal that I have enclosed with your packet, but I am not sure if he will come in person.

The Board may also possibly be visited by Mr. Ruben Tirado and or Ms. Judy Glicken the owners of the Creek side Mobile Home Park. I expect that they are not too happy with me personally due to the fact that I have signaled my intent to search all of the trailers on their property and also because they were mentioned in a newspaper account about illegal activities on or about their property. (See enclosed copy of the Tribune article).

Consent Agenda

- I. Approval of Agenda
- II. Approval of the Minutes
- III. Approval of the Check Register

New Business

- I. Public Hearing on the Matter of Proposed Voluntary Annexation of a Tract of Land in Single Ownership Contiguous to the Town of Woodfin.

The Board will be asked to open a public hearing (which should not be very long) and close it once individuals have finished speaking. No action other than opening and closing the hearing will be required at this time.

- II. Consideration of an Ordinance Annexing the Above Named Tract of Land into the Town of Woodfin.

This sort of resolution is of course very familiar to the Board by now; it will officially annex the tract of land into the Town limits.

- III. Consideration of A Petition by Contractor Keith Hollifield for Additional Payments in Relation to Work Performed for the Town at the River Park.

Mr. Keith Hollifield was the contractor on the bathrooms located at the River Park. After months of delays and missed deadlines Mr. Hollifield "completed" work on 3.15.05. At that time Mr. Hollifield presented a bill to the Town in the amount of \$18,755.48 for a job he bid at \$11,000. After taking into account additional items not included in the original work order and allowing for a 10% contingency for overruns I authorized a total payment to Mr. Hollifield for \$13,750. Mr. Hollifield claims \$6,000 in labor costs and wishes the Town to pay him the additional sum above and beyond what has been authorized. It is my understanding that Mr. Hollifield has yet to pay any of his sub contractors, who at various times he sent directly to the Town for payment.

My personal dealing with Mr. Hollifield has been extremely disappointing. After many un-returned phone calls and long absences from the job site I eventually had to threaten Mr. Hollifield with arrest in order to get him to contact me regarding the job in January. I have enclosed along with various bills and a payout report on this job, a signed and witnessed letter in which Mr. Hollifield promises completion of the bathrooms no later than February 15, 2005 – a date which he never sought to extend and for which he missed his deadline by a full month. I personally believe that Mr. Hollifield has acted in a disreputable manner in regard to his business dealing with the Town.

It is the opinion of staff that the Board should not authorize additional payments to a contractor who promised to complete the job within three weeks and who instead took six months and who bid the job at \$11,000 and submitted a bill for \$18,755. This final bill is more than 70% above the initial bid! If you have additional questions of me related to this matter please do not hesitate to call me at your convenience. In addition in you would like to contact Mr. Hollifield prior to the Board hearing on this matter than you may attempt to reach him at 683-2071 or 230-7346. The Board will have a chance to question Mr. Hollifield directly on this matter and hear the exigent circumstances he cites related to his difficulties in delivering the promised product within the time frame and price range he originally offered the Town.

- IV. Consideration of a Contract for the Sale of Surplus Government Equipment through the web service www.govdeals.com

The attached contract is self explanatory and is in keeping with the contract that Buncombe County has entered into with Gov Deals.

- V. Consideration of an Ordinance making it Illegal for Registered Sex Offenders to Enter any Town Park.

The attached ordinance would amend Chapter 130 general offenses to include a prohibition against registered sex offenders from trespassing on any park within the Town of Woodfin. The reason behind this law is the close proximity of at least 2 registered sex offenders to two of our parks. In attempting to find a legal way to keep these pedophiles away from potential victims this ordinance emerged. It is fairly straight forward, but I will be happy to answer any questions related to this matter.

Reports

- I. Police Report – **Chief Holloman will not be in attendance due to the need for him to be in Charlotte for a Governor's Highway Safety program. I will attempt to brief the Board as best I can on the totals and on issues pertaining to the police department.**
- II. Parks and Recreation Report
- III. Public Works Report
- IV. Administration Report

Adjournment