Red Oak Town Council Agenda June 13th, 2022

Call to order 6:30 PM

Levell Langley, Mayor
Tony Bennett, Mayor Pro Tem
Craig New Scott Briley Sandra Russ
QuorumYesNo
Call to order: Mayor Langley
Opening Prayer Pledge of Allegiance
Review of Minutes: May Corrections and Additions: Motion to approve: Second:
May Financial Report(s) Discussion: Motion to approve: Second:
Old Business: Mayor's Pavilion Stage Ennis Park
New Business:
 Ennis Park Walking Trail – Bollard Bids (Attachment I) NCDOT – Timber Creek Added to Secondary Road System Approval (Attachment II) LEO Contract Monthly Report – (Attachment III)
Other: Motion to adjourn:

Red Oak Town Council Meeting Minutes May 9th, 2022, 6:30pm

Attendance - Mayor, Levell Langley

Council Members: Tony Bennett, Scott Briley, Craig New, Sandra Russ

Clerk Shearin was present to record the minutes

Public Attendance: News Reporter, Kendra Jones and Planning Board member, Todd

Mallory

Call to order: Mayor Langley

Opening Prayer: Commissioner Briley Pledge of Allegiance:

Mayor Langley

Adoption of Minutes and Financial Statement(s) – Motion to approve April minutes made by Commissioner New; Commissioner Russ questioned the revisions to the budget based on the notes she took during the budget session. Clerk Shearin responded by advising that \$50,000.00 was not brought forward when transferring allocated and actual funds from the previous FY's budget resulting in the projected revenue and expenditures not balancing.; the correction was made to balance the proposed budget. Commissioner Briley seconded the motion at the close of the discussion and the motion passed.

Motion to file the April financials for audit made by Commissioner Russ seconded by Commissioner Bennett and the motion carried.

Old Business -

The digital sign is at the installers and should be scheduled for installation in the next 30 days. The outdoor stage for Ennis Park is scheduled to be shipped on May 17th. Commissioner Russ asked for an update regarding the nuisance complaint received in April, Clerk Shearin advised that the letters were being held pending receipt of an additional complaint on the same property.

Item(s) 1: Budget Hearing FY 22-23 (Attachment 1)

The hearing opened at 6:40 by Mayor Langley

No Public Comment

Hearing Closed at 6:45

Motion to approve the budget as presented made by Commissioner Briley, seconded by Commissioner Bennett. The motion passed unanimously.

Item(s) 2 - Red Oak Community Grants Awarded (Attachment(s) II, III)

\$25,000 Red Oak Baptist Church accepted by Pastor, Chris Fowler \$12,000 Angelo's Pizza accepted by Angelo Carlone

Item 3 – Quote for bollard installation Ennis Park Walking Trail (Attachment IV)

Stoney Creek Construction Company - \$38,238.00 (Detailed Quote attached) Discussion resulted in a request for a revised quote using fewer bollards and for additional quotes to be requested from other fence companies. No vote was taken on this proposal.

Item 4 – ATV Quote (Attachment V)

Quote presented for the purchase of a utility ATV from Quality Equipment in the amount of

Red Oak Town Council Meeting Minutes May 9th, 2022, 6:30pm

\$11,619.74. The ATV will be used by maintenance and town staff during town events. Motion to approve the purchase made by Commissioner Briley, seconded by Commissioner Russ and the motion carried.

Item 5 – Ordinance 2022-04 Establishing Policies for Access to Town Owned/Operated Properties (Attachment VI)

The ordinance is in response to an increase in government offices being visited by First Amendment Auditors demanding access to areas closed to the public. In addition to the restrictions placed on employee-only areas, the ordinance was amended to include restrictions for access to designated children's play areas within Ennis Park. The "Designated Children's Play Areas" are in response to a recent incident involving an adult that was present in the park taking unauthorized pictures of children. Law Enforcement was notified and asked the individual to leave. A request from Law Enforcement to put rules in place that will allow for arrest to be made resulted in this designation being included in the ordinance.

New Business:

Red Oak Tree Sponsorships are being sold for \$300. The sponsorships will cover the cost of the tree, maintenance of the tree, and a memorial inscription on a sign in Ennis Park. Everyone was reminded of the Food Truck Rodeo fundraiser for the Historical Society.

Motion to adjourn by Commissioner Bennett seconded by Commissioner New; the motion carried; the meeting adjourned at 7:35 pm

Levell Langley, Mayor	Tracy Shearin, Clerk	
Levell Langley, Mayor	Tracy Shearin Clerk	

May 2022

Operating Account Financial Statement

Bal	lance	Broug	ht F	orward	4
Du	unice	DIOU		OI Walt	

\$931,965.87

Income:

Sales Tax \$76,139.29

Beer and Wine Tax 13,271.66

Permits, Clubhouse, Misc.

\$1,026,922.26

5,545.44

Expenses:

Payroll		7,936.71
Payroll Taxes	(-)	2,036.32
Utilities, Sewer Fees, Repairs		5,513.75
Professional Dues, Fees, Ins		287.00
LEO Contract, Public Safety		5,265.00
Sponsorships Transfers to MM		2,872.00
General Expenses		2,092.71

Balance

\$1,000,918.77



Celebrating over 71 Years!



CHAIN LINK · WOOD · ORNAMENTAL · PVC · ACCESS CONTROL · CUSTOM FABRICATION

Proposal Submitted To:	Date	Bid#	RMRM18542
Town of Red Oak	06/08/2022		
Attn: Levell Langley	Job Name		
redoak@embarqmail.com	Ennis Park, Red Oak N.C.		
Street :	Job Location		
PO Box Drawer	Red Oak N.C.		
City, State, and Zip Code	Fax Number	Job Phone	1
Red Oak, NC 27868		252-8	85-0327

We hereby propose the following work:

Page 1 0f 2

Proposal #1

Furnishing and installing approximately 90ea. 4"dia. X 4'H brown ballards concreted in ground and 5ea. 4"dia. X 4'H brown ballards that will be mobil and be able to move in and out of sleeve installed in the ground. There will also be safety caps built to put in hole when ballards are removed. Pricing includes material, labor and concrete.

Total: \$18,166.00

Thank you for considering Seegars Fence Company for your fencing needs. We appreciate this opportunity. In order to expedite this project, we would like to make you aware of a few very important details:

1. Underground Wires and Public Utilities:

Seegars Fence Company will call underground locators for you marking all public utilities. It is the customer's responsibility to locate private utilities prior to our arrival. "Private" undergrounds include, but are not limited to, cables running to pools, satellite disks, storage buildings, sprinkler systems, wells, septic tanks, propane tanks and gas lines, etc. Hopefully, this will keep our crews safe and prevent needless repair bills for you.

2. Property Lines:

It is very important to have your property lines clearly marked. Our experience has taught us that it is not wise for you to guess about your property lines. If you have ANY doubt, we suggest that you employ a surveyor. It is normal practice for Seegars Fence Company to install your fence anywhere between 6 to 8 inches inside of your property line to avoid property disputes. If you the customer would like fence installed any closer than that it will be the responsibility of the property owner to show us where you would like the fence installed. Note: If any fence has to be re-located due to property line disputes it will be the responsibility of the property owner to pay to have the fence re-located. Your approval for fence location will be required.

3 Clearing Fence Lines

Fence lines should be clear of all obstructions and debris prior to our arrival unless you have discussed removal with your Estimator/Project Manager. Extra charges may apply if we are required to clean your fence lines in order to install your fence.

4. Rock or Buried Obstacles:

Unless discussed with you by your Estimator/ Project Manager, your fence price does not include drilling/digging through rock or any other material that may require heavy equipment. When such obstacles are encountered, it may be necessary to adjust your fence layout or post spacing.

5. Restrictions and Permits:

Some areas we service have special restrictions related to fencing and also require permits in order to install a fence. In most cases these restrictions and permits are required within a city's planning and zoning area. For instance, most cities limit the height of your fence to four feet tall in your front yard and six feet elsewhere. It is your responsibility to contact your zoning officer to see if you must obtain a permit or if any special restrictions may apply. If you live in a subdivision it is your responsibility to learn of any covenants.

6. Construction:

Fences are usually graded to the overall contour of the job site. Sharp hills or dips may result in the fence being on the ground, in the ground, and sometimes above the ground. Gates in sloping areas may cause some opening under them. Please discuss ANY possible concerns with your Estimator/ Project Manager in advance.

7. Wood Fencing:

Any treated wood is subject to some degree of warpage, splitting, and cracking following installation. Inasmuch as we have no control over the above, the extent of our warranty concerning warpage, splitting, and cracking is to provide replacement boards or posts to you the customer. Our warranty does not include providing labor to replace such except those identified within 10 days following our final day of installation.

In submitting this proposal, it is assumed that there is <u>no</u> underlying ROCK or concrete on the property which will necessitate drilling or blasting, or any other unusual conditions involving extra labor in the erection of this fence and that the fence right of way will be marked by the owner or general contractor and will be clear, graded, and ready to receive the fence. If any of the above conditions are encountered, or any additions or changes are made by the customer, additional charges will be made at current market prices. It shall be the responsibility of the owner to advise workers of the location of any underground cables, lines, etc. If such are not marked properly, the owner assumes responsibility for them. Should an account not be paid as agreed, any cost of collection including interest and attorney's fees, etc. shall be paid by the customer.

Payment to be made as follows: No Deposit / Balance Due Upon Completion All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to industry practices. Any alteration or Proposed deviation from above specifications involving extra costs, and will become Craig Powell By: an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control. Owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Worker's Compensation and General Liability Insurance. Acceptance of Proposal-By signing this proposal, you will be entering into a Customer contract with Seegars Fence Company, Incorporated of Rocky Mount. The above prices, specifications and conditions are satisfactory and are hereby Acceptance: accepted. You are authorized to do the work as specified. Payment will be made as outlined above. If proposal is submitted to a tenant of rental Date: property, then the tenant represents that they are the authorized agent for the owner for the purposes of the contracted improvements to real property and is duly authorized to sign this contract. To Accept this proposal, please provide your initials at the bottom of Page 1 and sign/date Note: This proposal may be withdrawn if not accepted within 10 days

E-589Cl Affidavit of Capital Improvement

Owner, Tenant, or Real Property Contractor

A Town of Red Oak
Address
PO Box Drawer

Form E-589CI, Affidavit of Capital Improvement, is generally required to substantiate that a contract, or a portion of work to be performed to fulfill a contract, is to be taxed for sales and use tax purposes as a real property contract with respect to a capital improvement to real property.

- This affidavit may not be used to purchase building materials, other tangible personal property, or digital property to fulfill a real property contract exempt from sales and use tax.
- A person who willfully attempts, or a person who aids or abets a person to attempt in any manner, to evade or defeat a tax imposed by the Sales and Use Tax Laws, or the payment thereof, shall be guilty of a Class H felony. If there is a deficiency or delinquency in payment of any tax due to fraud with intent to evade the tax, there shall be assessed a penalty equal to 50% of the total deficiency.

5482 Dortches Blvd.

Section I. Single Use (Complete this section to issue the affidavit for a single capital improvement.)

City	ST	ZIP	City	ST ZIP
Red Oak	NC	27868	Rocky Mount	NC 27804
Describe capital improvement t	to be performed:			
98				
New Fence Installation				
Project Name				
Ennis Park				
Project Address			City	ST ZIP
Red Oak			Red Oak	NC 27868
respect to a capital improve		.,	P. P	
Signature of Authorize	ed Person:		Title:	Date:
				Date:
Signature of Authorize Section II. Blanket Use		section execu		Date:
Section II. Blanket Use		section execu		
Section II. Blanket Use		section execu	te a blanket affidavit.)	
Section II. Blanket Use		section execu	te a blanket affidavit.)	
Section II. Blanket Use		section execu	te a blanket affidavit.) Real Property Contractor or S D	
Section II. Blanket Use Real Property Contractor Address City To be completed by the Real I certify that I am a Real Property	(Complete this s	zip r identified in Bo: o performs capita box "D" shall be	te a blanket affidavit.) Real Property Contractor or S D Address City	subcontractor) ST ZIP Indian and all transactions with the real



STATE OF NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

ROY COOPER GOVERNOR J. ERIC BOYETTE
SECRETARY

June 9, 2022

ATTN:

Red Oak Commissioners

SUBJECT: Request for Addition to State Maintained Secondary Road System

Dear Commissioners:

This is to advise of a request for addition to the state maintained secondary road system per the attached documents. Your consideration of these roads for addition is appreciated.

Please mail the completed documents to:

Rodney Matthews NCDOT District Office 3013 US 64 Alt. Nashville, NC 27856

Respectfully yours,

-DocuSigned by:

Bolly Liverman

—47ABEA3D62784EF...
District Engineer

BLL/rim Attachments

Mailing Address:
NC DEPARTMENT OF TRANSPORTATION
DIVISION FOUR DISTRICT OFFICE
3013 US 64 ALT.
NASHVILLE, NC 27856

Telephone: (252) 462-2550 Fax: (252) 459-2401 Customer Service: 1-877-368-4968

Website: www.ncdot.gov

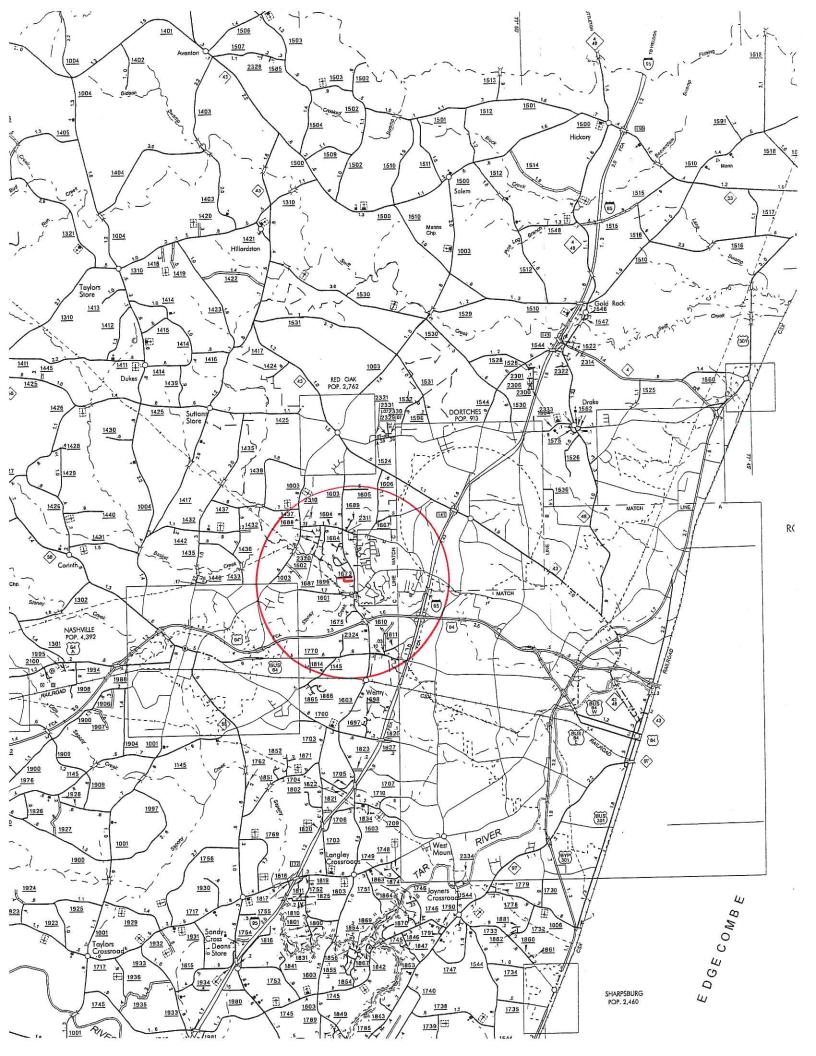
Location: 3013 US 64 ALT NASHVILLE, NC 27856

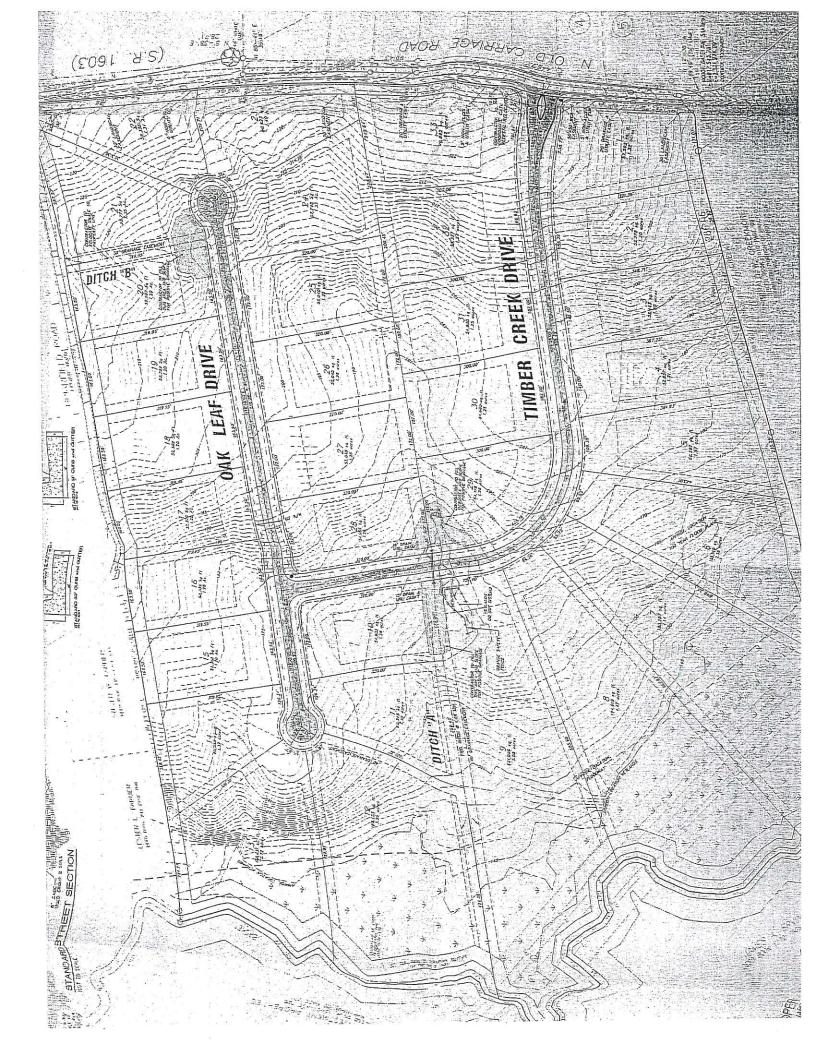
NORTH CAROLINA DEPARTMENT OF TRANSPORTATION REQUEST FOR ADDITION TO STATE MAINTAINED SECONDARY ROAD SYSTEM

North Carolina Town of Red Oak
Road Description Timber Creek Dr, and Oak Leaf Dr, in Timber Creek Subdivision
Off of SR 1603 (Old Carriage Rd)
WHEREAS the attached petition has been filed with the Board of Town Commissioners of the Town of Red Oak requesting that the above described road, the location of which has been indicated in red on the attached map, be added to the Secondary Road System; and WHEREAS the Board of Town Commissioners is of the opinion that the above described
road should be added to the Secondary Road System, if the road meets minimum standards and criteria established by the Division of Highways of the Department of Transportation for the addition of roads to the System.
NOW, THEREFORE, be it resolved by the Board of Town Commissioners of the Town of Red Oak that the Division of Highways is hereby requested to review the above described road, and to take over the road for maintenance if it meets established standards and criteria.
CERTIFICATE
The foregoing resolution was duly adopted by the Board of Town Commissioners of the
Town of Red Oak at a meeting on the, 2022
WITNESS my hand and official seal this the day of, 2022
Clerk Board of Commissioners

Town of Red Oak

Form SR-2 Revised (04/06)





Matthews (SEPI, Inc.), Rodney I

From:

Liverman, Bobby L

Sent:

Wednesday, June 8, 2022 3:16 PM

To:

Matthews (SEPI, Inc.), Rodney I

Subject:

FW: [External] timbercreek

Thanks,

Bobby Liverman, P.E. District Engineer Division 4 District 2 Nash and Wilson County

252 462 2550 office Blliverman@NCDOT.GOV

3013 US 64A Nashville, NC 27856

Email correspondence to and from this address is subject to the North Carolina Public Records Law and may be disclosed to third parties.

Facebook Twitter YouTube

----Original Message-----

From: wcobb7052@suddenlink.net <wcobb7052@suddenlink.net>

Sent: Monday, October 14, 2019 9:41 AM To: Liverman, Bobby L
blliverman@ncdot.gov>

Subject: [External] timbercreek

CAUTION: External email. Do not click links or open attachments unless you verify. Send all suspicious email as an attachment to report.spam@nc.gov<mailto:report.spam@nc.gov>

Good morning Bobby,

I want to followup on our Sept. 30th meeting and the checklist our TimberCreek HOA needs to comply with in order for the NCDOT to take over our street maintenance. Also, can you provide an estimate of what it would cost to pave our streets?

I am planning a HOA meeting for Nov. 5th.

Thanks,	
Richard	Cobb

Email correspondence to and from this sender is subject to the N.C. Public Records Law and may be disclosed to third parties.

North Carolina Department of Transportation Division of Highways Petition for Road Addition

ROADWAY INFORMATION: (Please Print/Type) **Timber Creek Drive** County: Nash Road Name: (Please list additional street names and lengths on the back of this form.) Subdivision Name: Length (miles): 1555' Timber Creek Number of occupied homes having street frontage: 14 Located (miles): 1,070' miles N 🖂 S 🗌 E 🔲 W 📗 of the intersection of Route and Route 1603 (Check one) We, the undersigned, being property owners and/or developers of Timber Creek Subdivision in County, do hereby request the Division of Highways to add the above described road. Nash CONTACT PERSON: Name and Address of First Petitioner. (Please Print/Type) Phone Number: 252-314-2125 Richard Cobb Name: Street Address: 3102 Oak Leaf Drive, Rocky Mount NC 27804 Mailing Address: PO Box 7052 Rocky Mount NC 27804-0052 PROPERTY OWNERS Telephone Mailing Address Name 252-314-2125 PO Box 7052 Rocky Mount, NC Richard Cobb (HOA President)

INSTRUCTIONS FOR COMPLETING PETITION: Complete Information Section Identify Contact Person (This person serves as spokesperson for petitioner(s)). Attach four (4) copies of recorded subdivision plat or property deeds, which refer to candidate road. Adjoining property owners and/or the developer may submit a petition. Subdivision roads with prior NCDOT review and approval only require the developer's signature.

- If submitted by the developer, encroachment agreements from all utilities located within the right of way shall be submitted with the petition for Road addition. However, construction plans may not be required at this time.
- 6. Submit to District Engineer's Office.

FOR NCDOT U	SE ONLY: Please check the appropriate block	
☐ Rural Road	☐ Subdivision platted prior to October 1, 1975	Subdivision platted after September 30, 1975

REQUIREMENTS FOR ADDITION

If this road meets the requirements necessary for addition, we agree to grant the Department of Transportation a right-of-way of the necessary width to construct the road to the minimum construction standards of the NCDOT. The right-of-way will extend the entire length of the road that is requested to be added to the state maintained system and will include the necessary areas outside of the right-or-way for cut and fill slopes and drainage. Also, we agree to dedicate additional right-of-way at intersections for sight distance and design purposes and execute said right-of-way agreement forms that will be submitted to us by representatives of the NCDOT. The right-of-way shall be cleared at no expense to the NCDOT, which includes the removal of utilities, fences, other obstructions, etc.

General Statute 136-102.6 (see page 29 for Statute) states that any subdivision recorded on or after October 1, 1975, must be built in accordance with NCDOT standards in order to be eligible for addition to the State Road System.

ROAD NAME	HOMES	<u>LENGTH</u>	ROAD NAME	HOMES	<u>LENGTH</u>
Oak Leaf Drive	10	1217 '			
(
					150 m 150 m 150 m 150 m

Doot	CEC Data/Time	Decreased and Unite	Cada	Diamanitian
Beat		Responder Units	Code	Disposition
RED OAK	5/1/22 13:32	2712	TRAFFIC STOP	
RED OAK	5/1/22 13:46	2712	SEC CHECK	С
RED OAK	5/1/22 14:04	2712	SEC CHECK	C
RED OAK	5/1/22 14:30	2712, 2307	ADMIN-C ASST OTH-H	C C
RED OAK	5/1/22 15:40	2712		P
RED OAK	5/1/22 16:40	2712	TRAFFIC STOP	7.0
RED OAK RED OAK	5/1/22 19:41	2601	SEC CHECK	C
RED OAK	5/1/22 20:06	2601 2601	SEC CHECK	C C
RED OAK	5/1/22 21:54 5/6/22 14:57	2406, 19	SEC CHECK DISTURB-H	C
RED OAK	5/7/22 19:05	2601, 2204	TRAFFIC STOP	Н
RED OAK	5/7/22 19:59	2202, 2204, 2205, 2601, 2206, 2200	DOMESTIC-H	C
RED OAK	5/8/22 13:13	K9, 2410, 2403, 2602, 2405, SHP1, WRECK, 2400		
RED OAK	5/8/22 15:54	2602	SUPPMENT-C	Ĉ
RED OAK	5/8/22 19:52	2712	TRAFFIC STOP	
RED OAK	5/8/22 20:34	2712	TRAFFIC STOP	
RED OAK	5/8/22 21:22	2712	SEC CHECK	C
RED OAK	5/8/22 21:32	2712	TRAFFIC STOP	0.00
RED OAK	5/8/22 22:13	2712	SEC CHECK	c
RED OAK	5/8/22 22:29	2712	TRAFFIC STOP	
RED OAK	5/8/22 22:40	2712	TRAFFIC STOP	
RED OAK	5/8/22 23:03	2712	TRAFFIC STOP	Н
RED OAK	5/8/22 23:37	2712, 2206	WEAPONS-H	E
RED OAK	5/10/22 15:45	2206, 2106	TRAF/V/H-C	C
RED OAK	5/13/22 18:40	2204	DISTURB-C	H
RED OAK	5/13/22 19:01	2204	SEC CHECK	C
RED OAK	5/13/22 19:01	2204	SEC CHECK	Č
RED OAK	5/13/22 19:02	2204, 2307, 2302, 2306	DISTURB-C	D
RED OAK	5/13/22 20:40	2204	TRAFFIC STOP	Н
RED OAK	5/13/22 20:51	2204	TRAFFIC STOP	Н
RED OAK	5/13/22 22:03	2204	SEC CHECK	С
RED OAK	5/14/22 13:33	2203	SEC CHECK	С
RED OAK	5/14/22 15:12	2203	ADMIN-C	С
RED OAK	5/14/22 15:35	2203	TRAFFIC STOP	Н
RED OAK	5/14/22 15:56	2203	TRAFFIC STOP	Н
RED OAK	5/14/22 17:38	2101, 2203	ALARMS-H	FALS
RED OAK	5/14/22 17:44	2203	SEC CHECK	С
RED OAK	5/14/22 18:28	2203	SEC CHECK	С
RED OAK	5/14/22 18:45	2307, 2203	SUSPWANT-C	E
RED OAK	5/14/22 21:11	2307, 2305, 2203	TRAFFIC STOP	Q
RED OAK	5/14/22 21:42	2203	SEC CHECK	С
RED OAK	5/14/22 22:48	2203, 2307	TRAFFIC STOP	Н
RED OAK	5/15/22 16:32	2202	ALARMS-H	S
RED OAK	5/15/22 19:26	2601	SEC CHECK	С
RED OAK	5/15/22 19:40	2601	ANIMAL-C	С
RED OAK	5/18/22 12:36	9FD1, 12FD1, 14FD1, EMS9, 2205	ALARM-FIRE	С
RED OAK	5/18/22 14:08	2205	TRAFFIC STOP	Q
RED OAK	5/18/22 18:33	2501		Α
RED OAK	5/21/22 14:16	2509	FRAUD-C	С
RED OAK	5/21/22 15:18	2205, 2509	SUSPWANT-C	С
RED OAK	5/21/22 16:21	2509, 2205, 2210	DOMESTIC-H	С
RED OAK	5/22/22 19:34	2712	SEC CHECK	С
RED OAK	5/22/22 19:46	2712	SEC CHECK	C
RED OAK	5/22/22 19:54	2712	SEC CHECK	C
RED OAK	5/24/22 15:38	2502		В
RED OAK	5/24/22 20:52	13		H
RED OAK	5/27/22 11:13	MED8, 2712, RMPD3, RMFD2, EMS5		UNCN
RED OAK	5/27/22 13:55	2310, 2306, 2712		C
RED OAK	5/27/22 14:44	2712, EMS6, 12FR1, 2310		AMA
RED OAK	5/28/22 13:57	2601		C
RED OAK	5/28/22 15:35	2601	TRAFFIC STOP	Q

RED OAK	5/28/22 21:15	2730	DISTURB-H	C
RED OAK	5/28/22 21:38	2730	TRAF/V/H-C	C
RED OAK	5/28/22 22:10	2730	ALARMS-H	S
RED OAK	5/28/22 22:21	2730	DISTURB-H	C
RED OAK	5/28/22 22:51	2730	TRAF/V/H-C	C
RED OAK	5/29/22 13:58	2712	TRAFFIC STOP	Q
RED OAK	5/29/22 14:03	2302, 2712	TRAF/V/H-H	Ε
RED OAK	5/29/22 14:12	SHP1, 2712, 2302	TRAFFIC STOP	P
RED OAK	5/29/22 16:31	2712, 2306	DOMESTIC-H	D
RED OAK	5/29/22 19:46	2204	SEC CHECK	C
RED OAK	5/29/22 20:43	2204	SEC CHECK	С
RED OAK	5/29/22 21:14	2100, 2103, 2102, 2204	DISTURB-H	Ε

Total Records: 73

TOTAL ARRESTS 1

TOTAL TICKETS ISSUED 9

TOTAL TRAFFIC STOPS 23

TOTAL INCIDENT REPORTS 2