

**TOWN OF HOPE MILLS
CLOSED SESSION MINUTES
MONDAY, AUGUST 5, 2019**

Mayor Warner called the Closed Session to order at 8:34 p.m.

Mayor Jackie Warner, Mayor Pro Tem Mike Mitchell, Commissioners Pat Edwards, Jerry Legge, Meg Larson and Jessie Bellflowers were present.

Commissioner Jerry Legge was absent.

Others present were Town Manager Melissa Adams, Town Clerk Jane Starling and Town Attorney Dan Hartzog.

PURPOSE: Closed Session was called:

1. Pursuant to NCGS §143-318.11 (a)(3) to Consult with the Town Attorney on Matters Within the Attorney-Client Privilege relating to the Rockfish Rd. Sidewalk Project.

Town Manager Adams reported on her meeting with Joel Strickland and representatives of NCDOT and stated they are not in favor of the Town calling for a breach of contract or cancelling the project. Manager Adams commented that NCDOT representative Greg Burns feels that Hughes Construction is probably due a change order fee but not the \$22,000 they are asking for. Discussion ensued.

Consensus was for staff to arrange a meeting with NCDOT, McGill Associates, Hughes Construction, Public Works Director Don Sisko, Assistant Public Works Director Bruce Clark, Town Manager Melissa Adams, and Town Attorney Dan Hartzog, Jr. and to bring any change order fee back to the Board of Commissioners for approval prior to any agreement.

2. Pursuant to NCGS §143-318.11 (a)(3) to Consult with the Town Attorney on Matters Within the Attorney-Client Privilege relating to the Golf Course Parking Lot.

Mayor Pro Tem Mitchell requested this item be placed on the agenda. MPT Mitchell stated that he researched the "C" Corporation owning the property which contains the parking lot. And, their property taxes on the parcel total \$4,320 per month. Mayor Pro Tem Mitchell went on to say he would like to see the Town offer \$400 per month for the use of the lot. Discussion ensued.

Town Manager Adams commented that both our Town inspections department and our Public Works department believe that access to the cart track needs to be ADA accessible, we are asking Stewart for an opinion.

Consensus was to prepare a MOU offering \$400 per month and to ask Stewart Inc to research into whether or not ADA compliance would be required and have Attorney Hartzog, Jr. give a final opinion on the ADA question prior to any MOU being presented.

3. Pursuant to NCGS §143-318.11 (a)(6) to discuss personnel matters.

Town Attorney Dan Hartzog Jr. requested this item be added to the agenda. He commented that he is changing law firms. The new firm will be called Hartzog Law Group and will be doing the same work as previously. The only change is that he will need a new Memorandum of Understanding with the new name. Costs will remain the same.

Consensus was once back in open session to vote on allowing Town Manager Adams to sign a new Memorandum of Understanding with the Hartzog Law Group to provide legal services to the Town.

Mayor Warner closed the session at 9:00 p.m. with no action taken.