

MINUTES OF CLOSED SESSION  
City Council – City of Sanford  
November 1, 2011

Upon a motion duly made, seconded, and carried in the November 1, 2011 open session of the City Council meeting, the Council went into closed session in accordance with N.C.G.S. 143.318.11(a)(3)(4) to consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege and to discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body.

The following people were present in the closed session:

Present:

Mayor Pro Tem Sam Gaskins  
Council Member James G. Williams  
Council Member Walter McNeil  
City Manager Hal Hegwer  
Deputy City Clerk Janice Cox

Council Member Poly Cohen  
Council Member Bob Brown  
City Attorney Susan Patterson  
EDC Director Bob Heuts

Absent:

Mayor Cornelia Olive  
Council Member Linwood Mann  
Council Member Charles Taylor (Left after completion of Item 1)  
City Clerk Bonnie D. White

Item 2

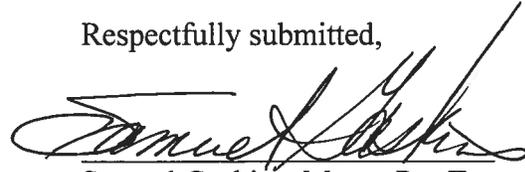
Water Assessment

City Attorney Patterson explained that a situation arose in 2002 where a water assessment was undertaken and the cost of the project was assessed against the property. The City has taken action to collect. The individual's parents owned the house and they are deceased, but the property is still in their names. The law says that the owner listed in the tax rolls as of January 1 of that year is responsible for paying the assessment. The bill was sent to the property address. The parents had two sons and one is deceased. The owners say they did not get bills, but they are willing to pay the assessment principal amount, but do not want to pay the interest, as they did not know about it.

Attorney Patterson stated that there is nothing in the law that allows release from collecting the assessment. One state statute allows release of taxes for certain errors—in this case, the fact that their names are not on the bill. The accumulated interest is about half of the bill. Attorney Patterson stated that this Council would have to direct her to proceed under the remedy for collecting taxes that the owners pay the \$1,500 assessment without the interest, due to a clerical error, or direct her to move forward to collect the assessment plus the interest through a lien or foreclosure.

Council Member Bob Brown made a motion to accept the assessment without the interest as a clinical error; seconded by Council Member Walter McNeil, the motion passes unanimously.

Respectfully submitted,



Samuel Gaskins, Mayor Pro Tem

Attest:



~~Janice Cox~~, Deputy City Clerk

Council Member Sam Gaskins made the motion to approve and release these minutes. Seconded by Council Member Byron Buckels, the motion carried unanimously. Approved December 2, 2014.