

**City of Boiling Spring Lakes**  
**Minutes**  
**Board of Commissioners Reconvened Meeting**  
**February 3, 2011**  
**City Hall - 6:00 p.m.**

**1. Attendance:** In attendance were Mayor White, Commissioners Caster, Kinney, Troscianiec and Carroll, City Manager David Lewis and City Clerk Linda Merry.

**2. Motion to Reconvene**

A **motion** was made by Commissioner Carroll and seconded by Commissioner Kinney to reconvene the February 1, 2011 Regular Meeting

**Vote: 5-0**

**3. Motion to Allow Public Comments**

A **motion** was made by Commissioner Kinney and seconded by Commissioner Carroll to allow public comments

**Vote: 5-0**

**4. Public Comments**

Bill Davis asked why the Board did not give any consideration to the presentation made by Commissioner Troscianiec at the February 1st Regular Meeting, which showed the benefits of using the excess water funds to pay down the City's debt. He reminded the Board that funding would be needed in the future for street repairs and the proposed spillway project, and the City would be in a much better position to fund those projects with no debt to consider. He wondered if the refund decision should be decided by referendum. He wanted assurance from the Board that they would consider the alternative presented by Commissioner Troscianiec prior to making the final decision to refund the excess funds.

Gerri Sovak commented that there were other ways to pay down the debt and suggested cutting jobs. She did not want her money to be used to benefit other citizens.

Art Williams did not want his money to be used to reward people who had not paid their bills.

Gene Formy-Duval commented that all citizens should pay the same assessment amount, and the full amount should be collected from everyone prior to paying the refunds. He also commented that the fund balance should now begin to grow, because all bills had been paid for the expansion project. He also apologized for his comments at the last meeting.

Alan Sovak commented that the Board had promised to refund the money and that is what they should do. It is a matter of trust.

David Giera commented that when he moved here he bought a property that already had water, and he paid extra for his lot because it had city water. If we refund the money to the person that paid it, then he is really getting his money twice.

**5. Resolution to Amend Senate Bill 1214, Approved on July 21, 2010**

**A motion** was made by Commissioner Carroll and seconded by Commissioner Caster to approve a resolution asking for Representative Iler to introduce legislation that would extend the authority of a local government that imposed an assessment prior to 2012 to finance a capital project that has been assumed by another unit of local government to have the authority to return unused assessments to the person that paid the assessment

**Vote: 5-0**

**6. Adjourn**

**A motion** was made by Commissioner Troscianiec and seconded by Commissioner Carroll to adjourn

**Vote: 5-0**

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Linda Merry, CMC, City Clerk

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Richard White, Mayor