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# TOWN OF MARSHVILLE

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## TOWN COUNCIL MEETING MONDAY, MAY 6, 2019 MARSHVILLE TOWN HALL

### Regular Meeting

**Present:** Mayor Franklin Deese, Mayor Pro-tem Virginia Morgan, Council Members: Margaret Bivens, Norma Carpenter, Ernestine Station, and Gary Huntley; Town Attorney Bobby Griffin

**Staff Present:** Scott Howard, Town Manager; Ann Sutton, Finance/Clerk; Chief of Police, Matt Tarlton

#### **Call to Order / Invocation / Pledge of Allegiance:**

The meeting was called to order at 7 PM by Mayor Franklin Deese. The invocation was given by Council Member Ernestine Staton. The Pledge of Allegiance was given by everyone.

#### **Public Comments:**

Mayor Deese and Council allowed public comment from Ms. Erin Moore who resides at 711 Olive Branch Road. Ms. Moore elaborated that there are issues with personal trucks with loud exhausts, vehicles so loud that the vibrations rattle the windows in her home. She feels that this noise should fall under the noise ordinances and wants the Marshville Police Department to give out tickets. Nancy Mandeville is asking that the state code be more specific on noise. Another citizen states that her husband has PTSD and the noise that is emitting from these vehicles are making her husband worse and feels now that she is being targeted by these loud vehicles. Matt Tarlton, Chief of Police, said citations are being issued for the noise violations.

Mr. Ted Hamilton, former ABC store manager, addressed the Mayor and Council. Mr. Hamilton met with the ABC Commission citing Section 58 for medical leave. He had a medical waiver but the ABC board terminated his health care insurance one week after surgery. Mayor Deese said the Town of Marshville has no jurisdiction over the ABC Commission and Mr. Hamilton would need to go the ABC Commission in Raleigh to take this matter up.

Ms. Tammy Skinner stepped up to the podium to say a Big Thank You for "Be the Village" 5K held on April 13<sup>th</sup>, 2019 in conjunction with the Town's Easter Egg Hunt and expressed her appreciation to Mayor Deese, the Town of Marshville and the Marshville Police Department.

Ms. Diane Amundson resides at 1018 Hasty Road had questions concerning the Braga annexation. She is requesting that the neighbors receive a notification on the annexation by letter.

Mayor Deese closed the Public Comment section.

**Removal from Agenda:**

Council Member Carpenter requested to move the Accountant Contract from the Consent Agenda for discussion. Mayor Deese would like a motion to remove some items from the agenda and to add some items. Mayor Deese requested that items 5, 6, and 7 be removed from the agenda, as they are budget-related items. A motion was made by Council Member Bivens and second by Council Member Staton. The removal of these items from the agenda passed unanimously.

**Additions to the Agenda:** Mayor Deese is requesting that a discussion be added for a date and time for a budget retreat. The motion was made by Mayor Pro-tem Morgan to add a Budget Retreat discussion to the agenda. Council Member Staton second the motion with all agreeing.

Mayor Deese would like to add a Closed Session concerning personnel to the agenda. Mayor Pro-tem made the motion to add this and Council Member Staton seconded. All agreed.

The motion was made to add Angelena James to the agenda by Council Member Staton and second by Council Member Carpenter.

**Adoption of Agenda:** Motion was made to adopt the Agenda with changes by Mayor Pro-tem Morgan and second by Council Member Staton. All agreed.

**Consent Agenda:** A request was made to remove item "a" and add to regular agenda. A motion was made by Council Member Carpenter to remove item "a" from the consent agenda and add it to the regular agenda for discussion. This motion was second by Mayor Pro-tem Morgan. All agreed.

**Presentation by Angelena James:**

Ms. James from the James Camp Recreation is requesting monies for sponsorship to the program. Ms. James thanked the council for their support. Mayor Deese and Council will look at her request for \$4000.00 for the camp for the 2019-2020 year. The requested monies requested by Ms. James will be discussed at the budget retreat and council will get back to her on her request.

**Discussion on Town Auditor/Accountant, Eddie Carrick:**

Discussion ensued with Council Member Carpenter and Scott Howard, Town Manager on the contract pricing for Eddie Carrick. Scott Howard advised Council that the Town saved substantial monies by using Eddie Carrick. A motion was made by Council Member Carpenter to approve the Eddie Carrick Audit Contract. Council Member Staton second the motions and all agreed.

**Braga Annexation:**

Finance Officer, Ann Sutton, spoke that to follow the statutes put forth by North Carolina, more work will need to be done by the Planning Department to go forward. A motion to adopt a resolution for Finance Officer to investigate the annexation petition for the Emerson Braga property. The motion was seconded and passes unanimously.

**Budget Retreat:**

Mayor Deese addresses Council that a budget retreat is needed to get budget addressed. May 25, 2019, at 9:00 AM is the date selected for the budget retreat.



**Manager's Report:**

Scott Howard, Town Manager, the Outfall Program Agreement, reviewing statement qualifications from engineering firms and get with the CBDG on this project.

**Council Comments:**

Council Member Bivens is questioning the dog ordinance for setbacks. Scott Howard, Town Manager, explains that the ordinance is 100 feet from the next property owner's line. Council Member Bivens further explains that noise and the possible vicious nature of the animal is called into question as this animal is a pit bull breed. Mayor Deese states that Marshville's animal ordinance shadows Union County's ordinance and it cannot be breed specific. Mayor Deese asked Matt Tarlton, Chief of Police, if he can anything be done about this dog.

Council Member Carpenter praised the Marshville Police Department on a great job keeping the community safe and is proud of the Police Department.

Council Member Staton would like to contract more sports for the youth of Marshville.

Mayor Deese asked Matt Tarlton about the Sheriff's speeding sign, Chief Tarlton advised the sign is broken and the UCSO is working to replace the sign.

**Closed Session:**

Council Member Staton made a motion to go into closed session for personnel matters. Council Member Gary Huntley second the motion. All agreed. Town Clerk was asked to leave as this was a personnel matter.

Motion to Enter Into Closed Session per NCGS 143-318.11 (a) (6) at Marshville Town Hall Meeting Room 8:00 pm.

*To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or an employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee.*

Regular Meeting adjourned at 8:30 pm



Mayor Franklin Deese



Ann Sutton Finance Officer / Town Clerk