



**Town of Marshville
Town Council Emergency Meeting
October 25, 2023, 7 PM
Marshville Town Hall
118 East Union Street – Marshville, NC 28103**

In Attendance: Mayor Larry Smith, Mayor Pro-tem Ernestine Staton; Council Members Paulette Blakeney, Monaca Marshall, Margaret Bivens

Absent: Member Gary Huntley

Staff Attendance: Town Manager Franklin Deese and Town Clerk Ashlie Vincent

Emergency Meeting Minutes

Call to Order/Invocation/Pledge of Allegiance: Mayor Smith called the meeting to order and gave the invocation. All shared the Pledge of Allegiance.

Adoption of Agenda: Motion to allow Fern Shubert to speak in public comments as item 2a was made by Mayor Pro-tem Staton and seconded by Member Bivens – all ayes.

Public Comments:

Fern Shubert: She commented that this council and town manager have done what nobody has been able to do before. Union County has robbed this town. She commended Virginia Morgan for reaching out to Anson County to get water after losing the water plant. This town was practically killed because Union County decided to get into the public works business.

In the 90s, the sewer plant was condemned. Union County wanted to do a countywide bond issue. The promise of a new plant to be erected and leaking sewer lines fixed never happened. She had requested to see the numbers from the meter readings but was lied to about it. A new contract was created, but the town was still being overcharged. A letter from 2012 came from the county about the overcharges. Anson County is a good partner with water and should be one for sewer.

Discussion/Action Regarding Proposed Settlement with Union County:

Manager Deese gave a summary. The settlement will do away with the appeal and wipe out the \$200,000 in interest and \$200,000 in overcharges. Union County will increase capacity to 300,000 gallons per day immediately. Additional increases of 50,000 gallons in November of 2024 and November 2025. He commented this will allow Marshville to move forward and grow smart. He mentioned that usage does go up during the rainy season. Working with Wooten to put temporary meters at the two schools to see how much AIA is being put into the system.

Manager Deese read into the original and proposed amended language for the final order.

Original Language:

It is further ORDERED that the Town of Marshville is PERMANENTLY ENJOINED and RESTRAINED from adding any new residential, commercial or municipal connections to its municipal collections system that would add flow to the current discharge into the System without express written permission granted in the sole discretion of Union County. This provision does not prohibit Marshville from adding connections to its wastewater collection system for wastewater to be transmitted to Anson County for treatment using existing means or alter legal requirements for development (building permits, zoning, subdivision, etc.).

Proposed Amended Language:

It is further ORDERED that the Town of Marshville can add any new residential, commercial or municipal connections to its municipal collection system that would add flow to the current discharge into the System without express written permission of Union County. A “Wastewater Flow Acceptance Letter” issued by the town of Marshville does not exempt recipients from having to meet all other requirements of Union County and the Town of Marshville.

Motion: To approve all three documents contingent on the changes made to the final order read into the record by the town manager was made by Member Bivens and seconded by Mayor Pro-tem Staton—all ayes.

Adjournment: Motion to adjourn was made by Mayor Pro-tem Staton and seconded by Member Marshall – all ayes.

Approved this ____ day of November 2023.

Larry B. Smith, Jr., Mayor

ATTEST

Ashlie Vincent, Town Clerk