

**Marshville Town Council  
Public Hearing for Kimrey/Eddins Voluntary Annexation  
followed by Regular Council Meeting  
7:00 P.M. Monday, June 2, 2008  
Marshville Town Hall  
201 West Main St., Marshville, NC**

Present: Mayor Franklin D. Deese, Mayor Pro-Tem Kiker, Council Members Ned Beachum, Dora Bridget, and Denise Whitley, Attorney Joe McCollum, Director of Public Works Bivens Steele, Town Administrator Carl Webber, Park Director Alan Thifault, Police Chief Mike Gaddy, and Town Clerk/Finance Officer Shelley Maness. Council Member Margaret Bivens was not in attendance.

**Public Hearing**

Mayor Deese welcomed everyone in attendance. Council Member Whitley gave the invocation. All gave the Pledge of Allegiance.

Mayor Deese opened the public hearing for the Kimrey/Eddins Voluntary Annexation at approximately 7:00 p.m. The hearing was held open to allow for anyone arriving late. There were no public comments. The public hearing was closed at approximately 7:10 p.m.

**Regular Meeting**

Mayor Deese opened the regular meeting at approximately 7:10 p.m. He thanked Mayor Pro-Tem Kiker for presiding over the last meeting in his absence.

**Public Comments:**

Gladys Kelly said that she just wanted to say hello.

Rusty Johnson of 115 Shady Lane addressed Council. Mr. Johnson encouraged Council to provide something for the skateboarders in Marshville. He noted that it was not safe for the kids to ride in the streets.

Ty Kimrey said that he and Ken Eddins were there to answer any questions regarding their petition for annexation. Mayor Deese acknowledged that was an agenda item and invited the men to stay until the issue was discussed.

**Department Head Comments:**

PD Thifault said that he planned to have Zero Down perform at a concert in the park on July 21<sup>st</sup> at 6:00 p.m. He reported that the camp counselor hiring committee was scheduled to meet June 9<sup>th</sup> and summer camp would start June 16<sup>th</sup>. PD Thifault said that the lock on the tennis courts was damaged and a new lock will be installed. A sign was posted stating that keyholders will need to exchange their keys. PD Thifault said that a drinking water fountain would be installed at the second ball field. PD Thifault felt that if nothing were going to be offered to accommodate

the skateboarders, it should be banned. He said that the skaters are coming to the park at night, lining picnic tables up, skating on them and jumping over them. He said they were creating havoc at the park.

Chief Gaddy said that his officers send the skaters to the park to keep them out of the Community Center and church parking lots. He said the kids are jumping out in the streets and they do not get out of the way of cars. He said it is just a matter of time before someone gets killed. His officers have taken some of the kids' boards and returned them to their parents.

Mayor Pro-Tem Kiker still felt that something should be done with the tennis court to provide something for the skaters. TA Webber pointed out that giving them a designated place to skate would not keep them out of the streets. He cautioned Council to put a lot of thought into the matter before choosing to spend a lot of money on a skate park.

Council Member Whitley suggested having the kids in for another meeting and ask for their cooperation. Council Member Bridget did not think a meeting would help.

Mayor Pro-Tem Kiker asked what the police could do about the situation. Chief Gaddy said that they could cite the skaters for impeding traffic. He felt that there should be an ordinance to ban skateboarding in the downtown area.

Mayor Deese noted that everyone agreed there was a problem and asked them to think of possible solutions to be discussed on a future agenda.

DPW Steele said the prisoners had a few more days left cutting curb. He said that he had been working on the Annual Water Quality Report and everyone should get a copy of it in the mail in a few weeks. Council Member Beachum commented that there had been a big improvement in the highway and streets and he praised DPW Steele for the great job.

Chief Gaddy asked how many officers were needed for the concert in the park. General consensus was that one would be enough. Chief Gaddy reported that his officers were getting intoxilizer training. Break-ins had slowed down some.

Mayor Deese thanked all department heads for the job that they do.

#### Adopt Agenda:

Mayor Deese requested to add a discussion of and possible action on a resolution to show support in increasing representation on the Union County Board of Commissioners from five members to nine members.

Council Member Beachum made a motion to add the requested item, second by Council Member Bridget. Vote: All Ayes. (Added as Item #12.)

Council Member Bridget made motion to adopt the agenda as amended, second by Mayor Pro-Tem Kiker. Vote: All Ayes.

#### Consent Agenda:

The consent agenda included only approval of the minutes from the May 19, 2008 Regular Meeting. Council Member Beachum made motion to approve the consent agenda as presented, second by Mayor Pro-Tem Kiker. Vote: All Ayes.

Award of Bid, South Elm Street Sidewalk. TA Webber reviewed the bid tabulation and recommended that the Town contract with the lowest bidder, Hall's Concrete Construction, whose lump sum bid was \$12,800. TA Webber said that Hall's Concrete Construction was a licensed contractor and the Town's experience with them has always been positive. Mayor Pro-Tem Kiker made a motion to award the bid for the South Elm Street Sidewalk project to Hall's Concrete Construction for the lump sum bid of \$12,800, second by Council Member Whitley. Vote: All Ayes.

TA Webber noted that one property owner had concerns about the project's impact on vegetation. TA Webber met with Union County's Urban Forester and the property owner to discuss the matter. He felt that they were going to be able to resolve the issue. As to not delay the project, TA Webber planned to move forward with the project. If a signed easement is not obtained, the property will be bypassed.

Response by Image Design and Landscape regarding Old Town Hall landscape contract. Matthew Jefferson, owner of Image Design and Landscape, was concerned that Council was not willing to amend the terms of the contract that had been awarded to his company. He felt that the Town should "invest in its own project" by providing money or supplies up front. Council stood by its decision to do business as usual and let the contract stand as awarded. TA Webber explained that the contract needed to be signed, the Town needed to select the material and Mr. Jefferson needed to provide a certificate of insurance before the project could begin. Council had previously decided to allow the Beautification Committee to select the material.

Annexation Ordinance, Kimrey/Eddins petition. TA Webber explained that there were two properties in question, each with a portion already in the city limits. The purpose of the annexation was to bring both parcels entirely into the city limits. Council Member Whitley made a motion to adopt the ordinance to extend the corporate limits of the Town of Marshville effective June 3, 2008, second by Council Member Beachum. Vote: All Ayes.

Discuss resolution to support increasing representation on Union County Board of Commissioners from five to nine. After a brief discussion on the matter, Council Member Bridget made a motion to direct TA Webber to draft a resolution to support the increase of County Commissioners from five to nine and allow Mayor Deese to sign off on it, second by Council Member Whitley. Vote: All Ayes.

Mayor Deese called for a five-minute recess at approximately 8:00 p.m. The meeting reconvened at approximately 8:05 p.m.

Discuss FY 2009 Budget, set date/time for any budget Special Meetings, set date/time for Public Hearing. Mayor Deese reviewed the general statute requirements for adopting the budget. Mayor Deese then reminded Council of their goal to have respect and harmony and reiterated the things they had identified that would help them achieve their goal. When asked what changes Council would like to see made to the budget, Council Member Beachum said that he saw some things that needed to be cut. Council Member Whitley agreed with Council Member Beachum but felt that they should wait to have the discussion when all Council Members are present.

Mayor Pro-Tem Kiker thought that it was time for the Town to cut back. Council Member Bridget said that she didn't have anything specific, but she knew there would need to be some cuts. She stated that TA Webber had done an excellent job putting the budget together.

Council Member Whitley made a motion to set Monday, June 9, 2008 at 7:00 p.m. as a special meeting to discuss the budget, second by Council Member Beachum. Vote: All Ayes.

Council Member Whitley made a motion set Monday, June 16, 2008 at 7: 15 p.m. as a public hearing on the budget, second by Council Member Beachum. Vote: All Ayes.

Mayor Deese gave a presentation of his idea for a wellness center. He explained that there would be a "free side" and a paid membership side to the facility. The facility would offer recreational opportunities in addition to other services such as counseling. He felt that if the center was done nice, people would come to Marshville from Anson County and other places.

Mayor Pro-Tem Kiker wondered if there would be enough people to support the facility. Mayor Deese believed so, but suggested that it could be built in phases.

Council Member Whitley made a motion to adjourn the meeting, second by Mayor Pro-Tem Kiker. Vote: 2 to 2 (Council Members Beachum and Bridget opposed). Mayor Deese broke the tie with a vote to continue the meeting.

The following suggestions were discussed:

- Mayor Pro-Tem Kiker said the Park's replacement truck could wait.
- Council Member Beachum disagreed with spending \$8,500 on Day in the Park. He thought it would be better to host several events. Council Member Bridget suggested leaving the money in the budget and determining how it would be spent at a later date.
- Mayor Pro-Tem Kiker was concerned about the funds budgeted for new financial software package. TA Webber agreed to get a quote for a more basic package.

#### Comments:

Mayor Pro-Tem Kiker and Council Members Beachum, Bridget and Whitley all had no comments.

Clerk/Finance Officer Maness said that two Council Members had requested that their mail not be opened. C/FO Maness wanted direction from the rest of the Council. Council Members Beachum and Bridget both said it was fine to open their mail. C/FO Maness reported that she and staff were staying busy with year end tasks.

Administrator Webber reminded Council that Town Hall Day was Wednesday and that they would be leaving Town Hall at 6:00 a.m. TA Webber informed Council that Union County's Public Works Director had resigned. He was not sure how this might affect the East Side water project that was in the works. TA Webber said he would be meeting with Union County's new manager to get feedback from him regarding how the situation might affect the Town of Marshville. TA Webber said that the keys to Town Hall that were requested by some Council Members were available.

Mayor Deese let Council know that he was proud to serve with each one of them. Mayor Deese said that although they may not always agree, he sincerely felt that each Council Member had the best interest of the Town of Marshville at heart.

There being no further comments, the meeting was adjourned at approximately 9:30 p.m.

These minutes approved this \_\_\_\_ day of \_\_\_\_\_, 2008.

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Franklin D. Deese  
Mayor

Attest: \_\_\_\_\_  
Shelley H. Maness  
Town Clerk