

Marshville Town Council Meeting  
7:00 P.M. Monday February 5, 2007  
201 West Main Street, Marshville, North Carolina

Present: Mayor Franklin D. Deese, Mayor Pro-Tem Dora Bridget, Council Members: Doug High, Jr., Gail Kiker, Margaret Bivens and Ned Beachum. Town Administrator Carl Webber, Police Chief Mike Gaddy, DPW Bivens Steele, Town Attorney Bobby Griffin, and Town Clerk / Finance Officer Scott Howard.

Mayor Deese opened the meeting and welcomed everyone. Council Member Beachum gave the invocation. All gave the Pledge of Allegiance.

Public Comment Section: None

Department Head Comments: DPW Steele stated that prisoners cleaned Bost Street and other areas in town.

Police Chief Gaddy reported that the computer in the police station crashed today so no report was available. He also reported a shooting at Unarco Road recently, which is under current investigation.

Mayor Deese wishes to add an agenda item: discussing the tree ordinance specifically and a contract with Centralina Council on Government. Council Member High made the motion, Council Member Beachum seconded. Vote : All Ayes. It will be agenda item No. 10.

Council Member Kiker wants to add to the agenda to patch holes on White Street. DPW Bivens said White Street is a state maintained road. He will contact the State about repair so there was not any need to place on agenda.

Mayor Pro-Tem Bridget made a motion to approve consent agenda, second by Council Member High. Vote: All Ayes.

Code Enforcement Officer James Luster addressed council. Said he has nine cases he is involved with currently. 710 N. Elm Street to remove brick from side. Owner stated he was applying for funds to finish the work. Marshville Apartments still being monitored. Officer Luster is working on getting a list of apartments as they become vacant. The house on 703 E. Union Street owner is maintaining exterior condition. This residence is currently vacant.

Concerning 200 S. Carelock no progress has been made. Centralina Council of Government recommends ordering a title search. Property on North Austin Street is a vacant, burned mobile home. 616 Elaine Street is complete and 618 Elaine Street is 50% complete. Mr. Williams, property owner, says he does not have the funds to repair it. Mr. Luster recommended a title search.

Mr. Taylor has not responded to letters about his property. 833 Hambrick is a burned structure. He has had no cooperation from the owners. The foundation is about the only thing standing.

Motion to set date for advertising delinquent taxes will be March 15, 2007. Motion made by Council Member Bivens, second by Council Member Beachum. Vote: All Ayes.

Approval of contract for rides and amusement for Day-In-The-Park and food service was discussed. TA Webber said vendor would do it at the same cost as last year.

Beaver Lane Volunteer Fire Department declined to be a food vendor. The entertainment provider said he would do the food at no charge and give some of the proceeds from the food back to the town.

Council Member Kiker said her husband Terry and his business partner, Mike, could probably provide some food items. Attorney Griffin would look into a weather clause. TA Webber believes we would be charged whether it rains or not.

Council Members Beachum and Bivens want a "weather out" clause. Attorney Griffin mentioned tornadoes, etc. as a problem. A consensus was reached for TA Webber to see if vendor would put in an inclement weather clause. Attorney Griffin suggested offering vendor something in the event of rain or shine. Council Member High wants an inclement weather clause. Mayor Pro-Tem Bridget thinks the town could offer \$2500 regardless of the weather.

There was a consensus to see if the vendor would accept an inclement weather clause and just be paid \$2500 should weather prohibit the activities. TA Webber stated that the \$2500 is called a deposit in the contract. TA Webber suggested deferring the language of the contract to the attorney. There was a consensus to bring this back to council. Council Member High suggest TA Webber to take care of it. A motion to have TA Webber handle the deal and sign the deal with an inclement weather clause and not have to pay the total amount if weather prohibits the activities. Mayor Pro-Tem Bridget made the motion, second by Council Member Bivens. Vote: All Ayes.

The contract with the Centralina Council of Government regarding the tree ordinance was discussed. Blain Israel with the Centralina Council of Government was present, along with David Grant, urban forester for Union County.

Council Member Bivens asked how a tree ordinance would benefit Marshville. Mr. Israel said tree preservation is a big issue and protecting trees during construction is important. Mr. Israel said there is a second part of the grant which the state would fund, possibly, if Marshville qualified. Mr. Israel also said this could get very deep, very quickly. He re-emphasized that the ordinances could be suited to Marshville's desires. Motion to approve contract (contingent on Attorney's approval) was made by Mayor Pro-Tem Bridget, second by Council Member Bivens. Vote: All Ayes.

A discussion took place about filling the vacant Town Clerk/ Finance Officer position. Mayor Deese asked TA Carl Webber if we had started advertising for the position to which TA Webber responded no. After discussing the qualifications for the above vacancy it was decided that a four year degree in accounting, finance, or business is desired or a combination of education and experience. A motion was made to change the new job description to Town Clerk/ Finance Officer by Mayor Pro-Tem Bridget and second by Council Member Beachum. Vote: All Ayes.

Council Member Kiker agreed to Chair a committee to elect a Town Clerk/ Finance Officer. The committee will have five seats and a chair. TA Webber asked council to set an end date for applications and Attorney Griffin agreed. March 16, 2007 was set as the deadline. This motion was made to accept this date by Councilman High and second by Council Member Beachum. Vote: All Ayes. There was a consensus to set the salary range at a later date. Council Member Kiker questioned the advertisement without a salary range.

Filling the position on an interim basis was discussed. Mayor Deese said TA Webber indicated that only one person had been interested on an interim basis. Council discussed going into closed session to discuss interim job with Ron McAdam. Mr. Edmundson of the Home News said he did not think a closed session with Mr. McAdam was legal since he was not a town employee. After discussing the session by council and Attorney Griffin it was decided not to have a closed session with Mr. McAdam

Mayor Deese then asked Ron McAdam to tell council about his qualifications and work experience. Mr. McAdam stated he owned a printing business and that he had extensive background in accounting, budgeting, purchasing, and administration. He thinks he can handle the accounting and finance operations. Mr. McAdam said he could work mornings and evenings on an alternating basis. He could work about twenty hours per week. Mayor Deese asked if Council could go into closed session to discuss initial compensation. TA Webber said Council could go into closed session to discuss a prospective employee. Mayor Pro-Tem Bridget made motion to go into closed session, second by Council Member High. Vote: All Ayes at 8:35 p.m.

Closed session began at 8:45 p.m. with all Council members, TA Webber, Town Clerk Howard, and Attorney Griffin present.

Motion to return to open session was made by Council Member Bivens, second by Council Member High. Vote: All Ayes.

Opened session resumed at 9:05 p.m. Mayor Deese presented the council's decision to offer Mr. McAdam a rate of \$30.00 per hour with no benefits to be the interim Town Clerk/ Finance Officer. The hours will be a minimum of twenty hours per week with a maximum of thirty hours per week. The motion was made by Mayor Pro-Tem Bridget, Council Member Kiker seconded the motion. Vote: All Ayes. Mr. McAdam accepted the offer and is to start work tomorrow.

Comments: Council Member Beachum asked about the Park Grant. TA Webber said grant would be in by the deadline. Council Member High stated that the town had fourteen applications for the Park Director's position. Council Member Kiker thanked Scott Howard for a job well done and a lesson learned regarding his departure. She said Council should take care of Department Heads. Mayor Pro-Tem Bridget said she was sorry Mr. Howard was leaving but she understands why. She said he has done an excellent job. She said the Parks Director job committee will meet next week. Town Clerk Howard had no comments. TA Webber thanked Mr. Howard for the service he brought to the town. He said Scott brought fresh vision to the town and left the town in better shape than he found it. Mayor Deese said he needed all Council members who planned to attend the Chamber of Commerce banquet to let him know tonight.

There was a consensus to adjourn the meeting. The meeting ended at approximately 9:45 p.m.

These minutes approved this \_\_\_\_ day of \_\_\_\_\_, 2007

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Franklin D. Deese  
Mayor

Attest: \_\_\_\_\_  
Ron McAdam  
Interim Town Clerk