

Town of Marshville
Town Council Meeting
Monday, May 2, 2011 at 7:00 PM
Marshville Town Hall – 118 E. Union St.

Present: Mayor Frank Deese, MPT Margaret Bivens, CM Matthew Jefferson, CM Ned Beachum, CM Dora Bridget, TM Radford Thomas, Clerk/FO Tonya Johnson, DPW Bivens Steele, PD Alan Thifault, Chief Matt Tarlton, and Attorney Bobby Griffin. Also present was John Edmondson, editor of the *Home News*.

Open/Welcome/Invocation/Pledge of Allegiance

Mayor Deese opened the meeting at 7:03 p.m. and welcomed all those in attendance. CM Ned Beachum gave the invocation. All gave the Pledge of Allegiance.

Public Comments: Limited to 2 minutes per person, 10 minutes total, if any

There were no public comments

Adopt Agenda

A motion to adopt the agenda as presented was made by CM Ned Beachum, and seconded by CM Dora Bridget. Vote: All ayes.

Approve minutes from April 18, 2011 meeting

A motion to approve the minutes from the April 18, 2011 meeting was made by CM Ned Beachum, and seconded by MPT Margaret Bivens. Vote: All ayes.

Resolution – Revised 2007 Water Supply Plan

TM Thomas commented that statute requires that we submit a Local Water Supply Plan. The state is just now reviewing the Plan submitted for 2007. DPW Bivens Steele commented that some of the formulas to calculate usage didn't convert correctly. Therefore, some minor changes were necessary to convert calculated figures from monthly usage to daily usage. DPW Steele also commented that the state is behind in reviewing the plans, which explains why this resolution is for the 2007 Local Water Supply Plan. A motion to approve the Resolution Approving the Town of Marshville Local Water Supply Plan (as revised) was made by CM Dora Bridget, and seconded by MPT Margaret Bivens. Vote: All ayes.

Request To Block Portion of Church Street between Ross Street and Hasty Street on May 24, 22, 2011 from 4 p.m. – 7p.m. - Marshville United Methodist Church

TM Radford Thomas commented that a written request was received from Marshville United Methodist Church to block Church St. from the intersection of Ross and Church Streets to the intersection of Hasty and Church Street for a community wide block party on Sunday, May 22, 2011 from 4 p.m. to 7 p.m. A motion was made by MPT Margaret Bivens, and seconded by CM Ned Beachum to approve the request to block a portion of Church Street, between Ross Street

and Hasty Street on May 22nd, 2011 from 4 p.m. until 7 p.m. for a community wide block party.
Vote: All ayes.

Review and Approval of Council Priorities As Identified At the February 24, 2011 Planning Retreat

TM Radford Thomas recalled from the Council Planning Retreat in February 2011 that the council identified three main priorities to work toward to improve the Town of Marshville. The top priorities as agreed upon by the council are (1) Infrastructure, (2) Land Use Planning, and (3) Communication and Public Relations. TM Thomas prepared a written draft of these priorities as identified at the February 24, 2011 Planning Retreat. Mayor Deese reiterated the importance of the priorities identified and asked council members if the draft, as presented, is acceptable. It was the consensus of the council to make these priorities into an action plan. A motion to accept the summary of priorities and to charge TM Radford Thomas to provide council members with a pocket size “talking points” sheet was made by MPT Margaret Bivens. The motion was seconded by CM Dora Bridget. Vote: All ayes.

Revised 2011-2012 Budget Preparation Calendar (Information)

TM Radford Thomas presented an updated budget calendar including previously approved budget work sessions. The budget work sessions are scheduled for Tuesday, May 17th, 2011, and Tuesday, May 24th, 2011. Both work sessions will begin at 7:00 p.m. and will be held at Town Hall.

Code Enforcement Letters (Information)

TM Radford Thomas reported that Mr. James Luster, Code Enforcement Officer, is on top of some code enforcement issues we have going on. He supplied council members with two code enforcement follow-up letters, one for the property at 703 Union Street, and one for the property at 3217 Austin Street.

Comments

PD Alan Thifault commented that the Easter egg hunt went well and estimated approximately 60 to 70 children attended.

DPW Bivens Steele commented that the Hwy. 74 Water Line project is going well. Also, the Habitat for Humanity subdivision construction is going well. He informed council members that maintenance work is being done on the water tank. DPW Steele mentioned some water pressure issues.

Chief Matt Tarlton commented that the recent food drive was successful. He estimated that approximately 500 people were fed and 9,000 lbs. of food were given away. He has heard a lot of good feedback.

CM Matthew Jefferson commended the Police Dept. on the food drive. He also commended PD Alan Thifault for his work with the park programs.

CM Ned Beachum shared that he ventured around town looking at ways we can spruce up. He feels we need to find ways to get store owners to spruce up their storefronts. He suggested a community meeting with downtown business owners to work toward this effort. Mayor Deese commented that this may be something for the Chamber of Commerce to work on before we get involved. TM Radford Thomas suggested organizing a joint meeting with the Chamber of

Commerce. Attorney Bobby Griffin suggested this may be something to run by our Land Use Planners concerning aesthetic requirements. This could be accomplished by ordinance, which is the only legal authority the council has. He suggested the council have a game plan, or be in agreement on what we would like to see property owners do in the way of improvements. TM Radford Thomas commented that the Planning Board has ideas (regarding design) they want to see done through the Land Use Plan. Mayor Deese suggested allowing the Planning Board to do their job. Then, whenever they bring a recommendation to council we proceed to get the Chamber of Commerce involved.

MPT Margaret Bivens thanked PD Alan Thifault for his work with the Easter egg hunt. She inquired where we are with our dog ordinances. TM Radford Thomas informed council members that the ordinances are in their final draft with American Legal Publishing. The recodified ordinances do include a section regarding animals and, more specifically, dogs. However, there is nothing breed specific in the ordinance. Specifics include cleanliness, setbacks for pens, prohibit swine, and lot size requirements for equine. He feels this is a starting point. MPT Bivens commented that the Beautification Committee has four members and can now begin meeting. She indicated difficulty in getting people to serve.

TM Radford Thomas informed council members that the community survey is now in circulation. There are no copies available at Town Hall yet but TM Thomas will contact Insight Research. He reminded council that, at their request, he submitted a letter to NCDOT requesting to reduce the speed limit to 35 mph from Wendy's east to the city limit sign. A letter was received from Mr. Barry Moose denying the request based upon a traffic study.

Mayor Deese commended Town Hall staff. He declared that department heads may be excused before the Closed Session. He also commented that no action is expected as a result of Closed Session.

Mr. John Edmondson requested that someone mention the assassination of Osama Bin Laden to be recorded in the minutes. Mayor Deese stated that after ten years of searching, Osama Bin Laden was found and, as a result of gunfire, was killed on Sunday, May 1st, 2011. According to reports, his body was buried at sea according to Islamic tradition. President Obama stated that our nation is safer. Mayor Deese stated that through intelligence and coalitions with other nations, he believes we are much safer now. Mayor Deese commended the United States, and the armed forces on a job well done. MPT Margaret Bivens also commended our veterans.

Closed Session (Per N.C.G.S. 143-318.11(a)(3) To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged. . . , and N.C.G.S. 143-318.11(a)(6) To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee. . .)

At 7:55 p.m., Mayor Deese called for a motion to go into closed session per N.C.G.S. 143-318.11(a)(3), and 143-318.11(a)(6). A motion was made by CM Dora Bridget, and seconded by MPT Margaret Bivens. Vote: All ayes.

Mayor Deese called for a five minute recess.

CLOSED SESSION

At 8:30 p.m. MPT Margaret Bivens made a motion to come out of closed session. The motion was seconded by CM Ned Beachum. Vote: All ayes.

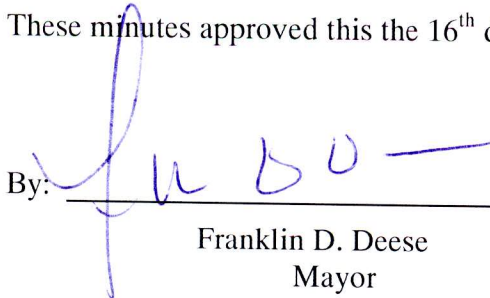
OPEN SESSION

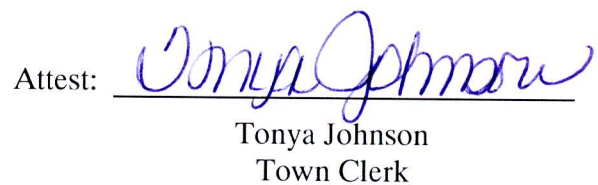
Adjourn

At 8:30 p.m. MPT Margaret Bivens made a motion to adjourn, seconded by CM Ned Beachum. Vote: All ayes.

There being no further comments the meeting was adjourned.

These minutes approved this the 16th day of May, 2011.

By: 
Franklin D. Deese
Mayor

Attest: 
Tonya Johnson
Town Clerk

**A brief recess may be called every 45 to 60 minutes, as desired by Council.*

**Resolution Approving The
Town of Marshville
Local Water Supply Plan
(Revised 2007 Plan)**

WHEREAS, North Carolina General Statute 143-355 (I) requires that each unit of local government that provides public water services or plans to such services shall, either individually or together with such units of local government, prepare and submit a Local Water Supply Plan; and

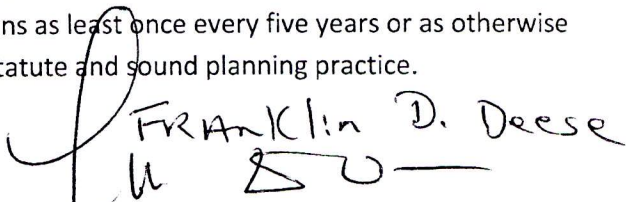
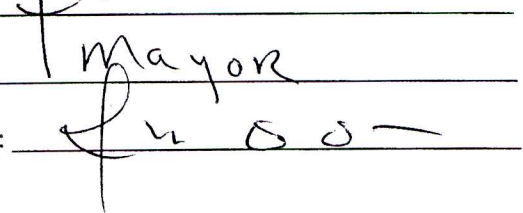
WHEREAS, as required by the statute and in the interests of sound local planning, a Local Water Supply Plan for the Town of Marshville has been developed and submitted to the Mayor and Town Council for approval; and

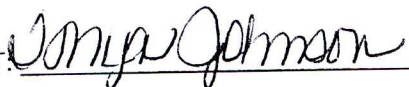
WHEREAS; the Town of Marshville finds that the Local Water Supply Plan is in accordance with the provisions of North Carolina General Statute 143-355 (I) and that it will provide appropriate guidance for the future management of future water supplies for the Town of Marshville, as well as useful information to the Department of Environment and natural Resources for the development of a state water supply plan as required by statute;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Marshville that the Local Water Supply Plan entitled Marshville Local Water Supply Plan dated June 11, 2008, is hereby revised and approved and shall be submitted to the Department of Environment and Natural Resources, Division of Water Resources; and

BE IT FURTHER RESOLVED that the Mayor and Town Council intends that this plan shall be revised to reflect changes in relevant data and projections as least once every five years or as otherwise requested by the Department, in accordance with the statute and sound planning practice.

Approved, this the 2nd day of May 2011.


Name: _____
Title: Mayor
Signature: 

ATTEST: 
Town Clerk

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2. Public Comments: Limited to 2 minutes per person, 10 minutes total, if any
3. Adopt Agenda
4. Approve minutes from April 18, 2011 meeting
5. Resolution – Revised 2007 Water Supply Plan
6. Request To Block Portion of Church Street Between Ross Street and Hasty Street on May 24, 2011 From 4 p.m. – 7p.m. - Marshville United Methodist Church
7. Review and Approval of Council Priorities As Identified At The February 24, 2011 Planning Retreat
8. Revised 2011-2012 Budget Preparation Calendar (Information)
9. Code Enforcement Letters (Information)
10. Comments
11. Closed Session (*Per N.C.G.S. 143-318.11(a)(3) To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged. . . , and N.C.G.S. 143-318.11(a)(6) To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee. . .*)
12. Adjourn

**A brief recess may be called every 45 to 60 minutes, as desired by Council.*