

**Town of Marshville
Town Council Meeting
Monday, May 21, 2012
7:00 PM
Marshville Town Hall – 201 W. Main St.**

Present: Mayor Deese, MPT Matthew Jefferson, CM Margaret Bivens, CM Dora Bridget, CM Norma Carpenter, CM Gary Huntley, ITM James Bennett, C/FO Tonya Johnson, Attorney Bobby Griffin. Members of the media that were present were John Edmondson and Lacy Hampton

Open/Welcome/Invocation/Pledge of Allegiance

Mayor Frank Deese opened the meeting of the Marshville Town Council at 7:00 pm and welcomed members of the media and public in attendance. CM Gary Huntley gave the invocation. All gave the Pledge of Allegiance.

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

Gail Kiker – 912 Forest Drive, Marshville, NC. Ms. Kiker thanked council for installing the speed humps on Allen Drive. Ms. Kiker reported that she verified from the April 2, 2012 council meeting that ITM Bennett commented on elected officials being able to participate in the town's group health insurance. She commended the elected officials that no one is on the town's insurance. She stated they are politically correct.

Mark Traywick – 8216 Hwy. 74, Marshville. Mr. Traywick commented that the recently held Spaghetti Dinner by the Small Town Main Street Committee was a huge success. There was enough money raised to pay for the monument. He thanked everyone. Mr. Traywick stated there are tickets left for the TV raffle.

Allen Smith – P.O. Box 424, Marshville. Mr. Smith voiced a complaint about a ticket he received in April for doing 30 mph in a 20 mph zone. He stated there was no signage and he wasn't being unsafe. He feels he should have gotten a warning instead of a ticket.

Adopt Agenda

Mayor Deese informed council of the need to adopt a resolution requested by Chief Webber and also the need to add a closed session per NCGS 143-318.11 (a) (6) regarding a personnel matter. A motion to add these aforementioned items to the agenda was made by CM Dora Bridget and seconded by CM Margaret Bivens. Vote: All ayes.

Mayor Deese commented that the closed session will be added after the Comments and the resolution will be added as agenda item #5 a.

A motion to adopt the agenda was made by CM Margaret Bivens and seconded by CM Gary Huntley. Vote: All ayes.

Consent Agenda Items:

- a. Approve Minutes: May 3, 2012 meeting & May 7, 2012 meeting
- b. Receive Budget Report as of April 30, 2012

A motion to accept the consent agenda and approve the items thereon was made by CM Dora Bridget and seconded by CM Gary Huntley. Vote: All ayes.

Consider a Resolution to Adopt the Union Co. North Carolina Multi-Jurisdictional Hazard Mitigation Plan

Mrs. Hinkel commented that the purpose of the Union Co. Multi-Jurisdictional Hazard Mitigation Plan is to protect life and property. FEMA approved the plan on February 1, 2012. The plan is to work collectively toward accomplishing mitigation actions over the next five years. A motion approving the Resolution to Adopt the Union Co. North Carolina Multi-Jurisdictional Hazard Mitigation Plan was made by CM Dora Bridget and seconded by CM Norma Carpenter. Vote: All ayes.

Consider Resolution Adopting a Policy for Mutual Aid Assistance with Other Law Enforcement Agencies

Chief Webber explained this resolution to enter into mutual aid agreements is a regional plan. It is administered by CCOG. A motion to approve the Resolution Adopting a Policy for Mutual Aid Assistance with Other Law Enforcement Agencies was made by CM Margaret Bivens and seconded by CM Gary Huntley. Vote: All ayes.

Action regarding participation by the Town of Marshville in CONNECT Our Future

ITM James Bennett explained this was discussed at the recent Managers' meeting at CCOG. It relates to economic growth, healthcare and controlling the costs of government. Mayor Deese added that it doesn't cost anything other than time to participate. It promotes regionalism and originated from grant funds. A motion to participate in CONNECT Our Future was made by CM Margaret Bivens and seconded by CM Norma Carpenter. Vote: All ayes.

Consideration of a budget request from Rusty Johnson, Planning Board member, to have an attorney

ITM James Bennett stated he contacted Atty. Griffin and learned that typically a Planning Board does not retain an attorney. However, a Board of Adjustment may have an attorney. ITM Bennett explained that he inquired about the most economical way to have an attorney, by retainer or on a pay as you go basis. Atty. Griffin suggested having an attorney for the Board of Adjustment on a pay as needed basis since they don't meet often. He also advised that they shouldn't use the same attorney as the council due to the possibility of conflicts. Mayor Deese inquired if we should ask Atty. Griffin for a list of names to determine an attorney for the Board of Adjustment. Atty. Griffin stated he can provide names of attorneys who work in that capacity. He suggested the list be provided to the Board of Adjustment. CM Dora Bridget questioned the same people serving on both the Planning Board and the Board of Adjustment. Chief Webber interjected that they serve in two separate roles. Atty. Griffin also commented that it's not uncommon for Planning Board members to serve on Boards of Adjustment. ITM James Bennett stated he can run another ad for folks interested in serving on the Planning Board or Board of Adjustment. He also informed council there will be training at the next Planning Board meeting.

on June 14, 2012. Mayor Deese asked council if they desire to authorize staff to run another advertisement. A motion was made by CM Dora Bridget and seconded by CM Margaret Bivens to authorize staff to run and ad for folk interested in serving on the Planning Board or Board of Adjustment, and to advertise the training. Vote: All ayes.

Action regarding Vacation Payout policy

Mayor Deese commented that council was asked to consider this payout policy. ITM James Bennett stated that accurate figures need to be put into the budget. He explained that he looked at all nineteen employees taking the payout. That would add \$15,457.17 to the budget. In the past the payout amount hasn't been added to the budget. If council chooses to do the vacation payout it needs to be budgeted for. The Finance Officer and I are charged with maintaining the financial soundness of the town. CM Norma Carpenter commented that in the past two years seven employees took the payout. She commented that not all employees are eligible. Mayor Deese stated the need to be cognizant of budget repercussions. MPT Matthew Jefferson commented that a budget is a plan, not set in stone. He further commented he doesn't see why we can't go ahead and plan for this. He feels we should include this in our budget. Mayor Deese commented he doesn't think this should be voted on every year. If council chooses to do this it should be made a policy. CM Gary Huntley commented he doesn't feel the payout should be allowed due to budgeting difficulties. Mayor Deese explained that the town's budget is adopted as an ordinance. CM Norma Carpenter said it feels as though we are taking something away from the employees. Discussion ensued. CM Margaret Bivens feels council should make the payout a policy based upon what the town is financially able to do. CM Dora Bridget stated she is leaning toward not allowing the payout. She feels everyone needs time away from work to rejuvenate. Mayor Deese asked for a motion regarding the vacation payout. MPT Matthew Jefferson made a motion to allow the vacation payout exception. The motion was seconded by CM Norma Carpenter. Vote: 2 to 3 (ayes: MPT Jefferson and CM Carpenter; opposed: CM Bridget, Bivens and Huntley).

FY2012-2013 Budget discussion (PLEASE BRING BUDGET WORK PAPERS FOR DISCUSSION)

ITM James Bennett commented that the health insurance increase is going to be 3.4% rather than 10%. He stated there will be a decrease in some deductibles. ITM Bennett reported that in the proposed budget the Enterprise Fund is showing a surplus of \$25,524.92. He stated he would like to present the final draft of the budget at the next council meeting and call for a public hearing. Mayor Deese reminded everyone that the budget has to be adopted by June 30, 2012.

Comments

CM Norma Carpenter informed council of the museum opening scheduled for June 17, 2012. MPT Matthew Jefferson congratulated the police dept. on their recognition and award from CCOG. He commented on numerous complaints pertaining to traffic violations. He stated that council needs to do their part so consider signage. He further expressed its council's responsibility to have plenty of signage to inform citizens.

CM Margaret Bivens stated that this issue of traffic violations seems like a police dept. matter. Chief Webber remarked it would be wise to examine areas for appropriate signage. He stated that state law only speaks of appropriate signage. Chief Webber stated if there is something that requires an ordinance he will bring that back to council to be addressed. CM Margaret Bivens

commented that this council does not need to micro-manage the police dept. Mayor Deese added that we want to do what is right and we want a safe environment.

CM Margaret Bivens commended CM Gary Huntley on the Seed Harvest Walk and remarked that it was an enjoyable time.

CM Gary Huntley thanked everyone for their participation in the Seed Harvest Walk. He feels it was a success. CM Huntley reminded everyone to remember Memorial Day.

CM Dora Bridget commended CM Gary Huntley for the idea of the Seed Harvest Walk. She also thanked Alan Thifault and Bivens Steele.

CM Margaret Bivens attended the UMC Block Party and commented it was a good event.

ITM James Bennett remarked about the speed limit on Unarco Rd. He stated that a sign was removed. He also informed council that a monitor was placed by the City of Monroe. Chief Webber commented that a traffic study was done and reviewed the results.

ITM James Bennett commented on the award received from CCOG. He also remarked on the new recycling program. Peggy Poston will be on site at the next meeting to do some training.

ITM Bennett passed out copies of the insurance proposal for council's review. He also informed council of the grand opening ceremony on May 22 at 11:30 for the Beanstalk Consignment shop.

Mayor Deese stated that democracy is about sharing what you feel and moving forward. He commented that the town manager search continues. Mayor Deese shared that the land around the Marshville Dam was purchased from Evelyn Dutton for \$3,000 for .30 acre. The intentions are not final but closed session discussions will ensue. Mayor Deese informed council that there will be a meeting with several governmental agencies for possible funding. There is nothing in the budget at this time. However there may be a small amount for an appraisal. Mayor Deese conveyed he has talked with the City of Monroe. In respect to the Wellness Center, taxpayers will not pay for it. It will be self-supporting. Mayor Deese added it will not be Frank Deese's Wellness Center.

Mayor Deese reminded council that Town Hall Day will be June 6, 2012. Registration must be completed by 05/31/2012 so let ITM James Bennett know if you plan to attend.

In open session a motion was made by CM Dora Bridget and seconded by CM Gary Huntley to go into closed session per NCGS 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. . . Vote: All ayes.

Recess at 8:39 pm

Reconvene at 8:44 pm

CLOSED SESSION

OPEN SESSION

No action as a result of closed session.

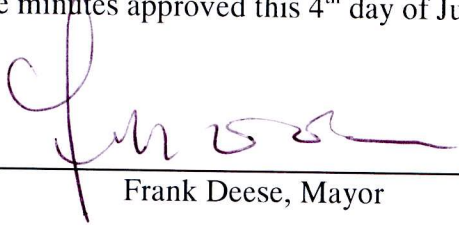
Adjourn

A motion to adjourn was made by CM Margaret Bivens and seconded by CM Gary Huntley.
Vote: All ayes.

There being no further business the meeting adjourned at 8:51 pm.

These minutes approved this 4th day of June, 2012.

BY:



Frank Deese, Mayor

ATTEST:



Tonya Johnson, Clerk

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

