

**Town of Marshville  
Town Council**

**Special Meeting  
Wednesday, May 16, 2012**

**7:00 p.m.**

Present: Mayor Deese, MPT Matthew Jefferson, CM Dora Bridget, CM Margaret Bivens, CM Norma Carpenter, CM Gary Huntley, C/FO Tonya Johnson

Open / Welcome / Invocation / Pledge of Allegiance

Mayor Deese opened the special meeting of the Marshville Town Council at 7:02 pm. The invocation was given by CM Margaret Bivens. All gave the Pledge of Allegiance.

Consideration of a Resolution Supporting Full Funding of UCPS Teacher Assistants

Mayor Deese informed council of a proposed resolution requested by the Union Co. Board of Education to support funding of Teacher Assistant positions. Mayor Deese read the resolution into the minutes. A motion to support said resolution and further to authorize the mayor to sign said resolution was made by CM Margaret Bivens. The motion was seconded by CM Gary Huntley. Vote: All ayes.

Closed Session discussion per NCGS 143-318.11 (a) (5) To establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease . . . ; and

Closed Session discussion 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 . . .

A motion to go into closed session per NCGS 143-318.11 (a) (5) and NCGS 143-318.11 (a) (6), as stated above, was made by CM Dora Bridget. The motion was seconded by CM Norma Carpenter. Vote: All ayes.

At the request of MPT Matthew Jefferson, Mayor Deese set aside the motion to go into closed session at this time. Mayor Deese allowed the following requested discussions to be added to the agenda.

A motion to add a discussion of the Marshville Cemetery and police citations in downtown was made by MPT Matthew Jefferson and seconded by CM Norma Carpenter. Vote: All ayes.

Marshville Cemetery

MPT Jefferson commented on a call from a concerned citizen regarding the Boy Scout troop painting/restoring the gazebo. Mrs. Stegall feels the work to the gazebo should be done properly since it is considered an historical landmark. Mayor Deese commented that the Boy Scouts are only supposed to scrap the old paint. He stated he will confer with ITM James Bennett regarding this matter.

Police Citations

MPT Jefferson reported on a number of complaints from citizens about citations in downtown Marshville, especially on Main St. An attorney's opinion is that the citations won't stand in court. MPT Jefferson commented the police should protect and serve, not harass and intimidate. Mayor Deese commented that these concerns should be directed to Chief Webber. Likewise, it is up to the courts to determine the legitimacy of the tickets. CM Margaret Bivens commented that in the past this council has been accused of micro-managing the police dept. Mayor Deese stated we have to be careful about setting precedence. He sees no problem called Chief Webber to see what action he is taking. Mayor Deese stated he will talk with Chief Webber and ask for a report at Monday's council meeting.

Mayor Deese brought back the motion to go into closed session.

CLOSED SESSION

OPEN SESSION (7:50 pm)

Any action taken as result of closed session

A motion to purchase the Marshville Dam property from the Dutton's for \$3,000.00, \$100.00 of which has already been paid as an earnest money deposit, and to do a budget amendment to appropriate \$2,900.00 was made by CM Norma Carpenter and seconded by CM Dora Bridget. Vote: All ayes.

A motion to approve the budget amendment for the acquisition of the Marshville Dam property and to authorize the mayor to sign said budget amendment was made by CM Margaret Bivens and seconded by CM Dora Bridget. Vote: All ayes.

Adjourn

At 7:54 pm a motion to adjourn was made by MPT Matthew Jefferson and seconded by CM Gary Huntley. Vote: All ayes.

These minutes approved this 4<sup>th</sup> day of June, 2012.

BY: \_\_\_\_\_

Frank Deese, Mayor

ATTEST: \_\_\_\_\_

Tonya Johnson, Town Clerk