



**Town of Marshville
Town Council Meeting
Monday, September 11, 2017, 7:00 PM
Marshville Town Hall**

AGENDA

- 1. Call to Order/Invocation/Pledge of Allegiance**
- 2. Adoption of Agenda for the Meeting**
- 3. Public Comment**
Please sign in at the podium. Before speaking, state your name and address and limit comments to two minutes.
- 4. Consent Agenda**
 - Approve Regular Meeting Minutes – July 10, 2017 Regular Town Council Meeting
 - Approve Tax Releases for Taxes Liens over 10 Years Old Per General Statute-105-378
 - Union County Tax Collection – Order of Tax Collection Charge for FY20172018
 - Union County Tax Collection – Tax Settlement Report for FY2016-2017
 - Proclamation Recognizing September 17-23, 2017 as “CONSTITUTION WEEK”
 - Proclamation of “NATIONAL SUICIDE PREVENTION WEEK”
- 5. Public Hearing Call for hearing for Text Amendment TA 2017-03 ESA Marshville NC, LLC –Add Electric Energy Production (solar) to the Table of Use Chart- (Town Council referred this matter back to the Planning Board for further consideration.) Hearing to be held at the October 2, 2017 Town Council Meeting**
- 6. Public Hearing Call for hearing for Text Amendment TA 2017-04-Planning Board and Board of Adjustment membership changes. Hearing to be held at the October 2, 2017 Town Council Meeting**
- 7. Request for Providing Water and Sewer Service to Person Outside Town Limits**
- 8. Discussion / Action on Ordinance Regarding Solid Waste Carts**
- 9. Discussion / Action on Grace Period for Loose Leaf Collection**
 - A. Collect Once Per Month from October Thru February
 - B. Leaves Collected Only in Bags by Solid Waste Removal Company
- 10. Discussion/Action on Lack of Applicants for Director of Public Works Position**
- 11. Department Head Reports**
- 12. Town Manager Reports**
 - A. Introduction of Parks & Recreation Director Emily Huneycutt
- 13. Mayor & Town Council Comments**
- 14. Adjournment**



**Town of Marshville
Town Council Meeting**

**Monday, July 10, 2017, 7:00 PM
Marshville Town Hall**

Regular Meeting Minutes

Present: Mayor Frank Deese; Mayor Pro-Tem Morgan; Council Members Margaret Bivens, Norma Carpenter and Ernestine Staton. Council Member Rowell was absent due to illness. A quorum was present.

Staff: Scott Howard, Interim Town Manager; Tonya Johnson, Town Clerk/Finance Officer; Matt Tarlton, Police Chief; Bobby Griffin, Town Attorney; Paula Beachum, Administrative Support Specialist; Debbie Morton, Asst. Clerk/Tax Collector

Call to Order/Invocation/Pledge of Allegiance

The meeting was called to order at 7:00 pm by Mayor Deese who welcomed everyone to the meeting. The invocation was given by Council Member Bivens. The Pledge of Allegiance was given by everyone.

Adoption of Agenda for the Meeting

Council Member Carpenter made a motion to add a discussion concerning public works department jobs. The motion was seconded by Council Member Staton and passed by unanimous vote. This was added as agenda item #10.

Council Member Staton made a motion to add to the agenda discussion of the park and proper use of its trash containers. The motion was seconded by Council Member Carpenter and passed by unanimous vote. This was added as agenda item #12.

Council Member Carpenter made a motion to accept the agenda with the approved changes. The motion was seconded by Council Member Staton and passed unanimously.

Public Comments

Fern Shubert, 505 S. Elm St., Marshville, NC, addressed the members of the council concerning the old Western Auto building. She informed council that the building was constructed in 1916 and at that time it was built above things. Ms. Shubert stated that the town is responsible for maintaining a storm water system. She reported that years ago former administrator Carl Webber sealed a manhole that handled a lot of rainwater. Ms. Shubert explained that the land has been built up over the years and now a water problem exists. Ms. Shubert went on to explain that the town recently paved part of the Bojangles's parking lot. She stated that she asked a town representative not to do the paving because the alley is not a town street. Ms. Shubert stated that there needs to be a larger drainage pipe to handle the water runoff. She asked the council to remedy the

problem since the town created the problem. Ms. Shubert stated that flooding in the building is an issue when it rains.

Council Member Bivens asked what the town can do to remedy the problem. Ms. Shubert explained that the drain pipes are too small. Council Member Carpenter asked if the town's engineer should look at the issue. Mayor Deese informed Ms. Shubert that he and staff will look into the issue.

Consent Agenda

Mayor Pro-Tem Morgan made a motion to approve the consent agenda and the items thereon. The motion was seconded by Council Member Bivens and passed unanimously.

Approval of Authorization to Collect Taxes and Administer Oath of Office for Tax Collector

Mayor Deese administered the Oath of Office for the Tax Collector and the Charge to the Tax Collector to Ms. Paula Beachum. Ms. Beachum will be transitioning into the position upon the retirement of Ms. Debbie Morton in December 2017. Mayor Pro-Tem Morgan made a motion to approve the tax charge. The motion was seconded by Council Member Staton and passed by unanimous vote.

Public Hearing Regarding a Request to Amend the Town of Marshville Development Ordinance, Article 22 Nonconformities, Section 22.5 Nonconformities Associated with Manufactured Homes, Section 22.5-1 Replacement of One Manufactured Home with Another Manufactured Home in a Lawfully Established Manufactured Housing Park to change the time frame for Replacement from within 365 days to within 1,095 days

Council Member Bivens made a motion to open the public hearing. The motion was seconded by Council Member Staton and passed by unanimous vote.

Mr. Richard Smith, the town's Planning/Zoning/Subdivision Administrator, stated that Mr. Stumpf is present to plead his case to change the time period to replace manufactured homes. Mr. Smith stated that the Planning Board's recommendation is 730 days, or two years. Mr. Stumpf's request is 1,095 days, or three years. Mr. Smith explained that the current time frame is one year. Mayor Pro-Tem Morgan questioned why dimensions are not being regarded. Mr. Smith replied that dimensions were not regarded in the adoption of the original ordinance.

Mr. Jim Stumpf stated that he is the owner of Commerce Park One and has owned the property for eighteen years. The manufactured home park was established in 1960. Mr. Stumpf stated that all of the homes are owner occupied. Mr. Stumpf explained that he only became aware of the ordinance when someone wanted to move a manufactured home into the park. Changes in the Planning Board rules require that a manufactured home be replaced within 365 days. Mr. Stumpf stated that the replacement time had already elapsed when he became aware of the ordinance. Mr. Stumpf requested additional time for the replacement of a manufactured home.

Council Member Carpenter asked Mr. Stumpf if vacancies are advertised. Mr. Stumpf replied that vacancies are advertised in the Monroe paper and with posters. Mr. Stumpf stated that, according to the town's ordinance, a junkyard has 1,095 days, or three years, to comply/conform. Council Member Staton commented that she is in agreement with Mr. Stumpf's requested time frame for replacement.

Mayor Deese asked if the 1,095 days begins from the date the manufactured home is removed. Mr. Smith stated that the recommendation of the Planning Board is two years from the adoption date of the ordinance (February 2, 2016). Discussion ensued regarding various options. Mr. Richard Smith explained the ordinance. Mayor Deese asked for clarification regarding when the time frame begins. Mr. Smith stated that the recommendation of the Planning Board is two years from the date of adoption of the ordinance. Council Member Staton expressed concern regarding maintenance of the lot if it sits vacant for three years. Mayor Pro-Tem Morgan commented that the goal is not to put anyone out of business.

A motion to close the public hearing was made by Council Member Bivens. The motion was seconded by Council Member Staton and passed by unanimous vote.

Council Member Staton made a motion to amend the ordinance to change the time frame for replacement of manufactured homes from 365 days to 1,095 days from the date a home is removed. The motion was seconded by Council Member Bivens and passed by unanimous vote. Attorney Griffin commented that it is within the council's jurisdiction to grant 3 bedroom lots where there were 2 bedroom lots, not Union County.

Public Hearing Regarding a request to amend the Town of Marshville Development Ordinance, Table 8.1 Table of Uses, Section 2 – Manufacturing & Industry of the Marshville Development Ordinance to add “Electric Energy Production (Solar)” as a new category in the ordinance subject to issuance of a conditional use permit (CUP) in the Agriculture (AG), Single Family Residential 1, 2 & 3 (SFR-1, SFR-2, & SFR-3), and Industrial (IND) zoning districts

Mayor Pro-Tem Morgan made a motion to open the public hearing. The motion was seconded by Council Member Carpenter and passed by unanimous vote.

Mr. Richard Smith, the town's Planning/Zoning/Subdivision Administrator, stated that Mr. Colin Tarrant is present on behalf of his client, ESA Marshville NC, LLC, to request an amendment to the Marshville Development Ordinance. The request is to have solar farm use as a separate category in the Marshville Development Ordinance. Mr. Smith stated that the Planning Board heard the request at their May 10, 2017 meeting and recommends that the town adhere to the original ordinance.

Mr. Tarrant stated that he represents the applicant, ESA Marshville NC, LLC and is here on an application requesting a text change and not regarding a project or development. Mr. Tarrant asked the council to look at the ordinance to consider solar farm development in Agriculture, Single Family Residential, and Industrial zones. Currently

Works Director. He added that the council needs to lift the hiring freeze so that a laborer can be hired. A motion was made by Council Member Bivens to lift the hiring freeze for a Public Works Laborer. The motion was seconded by Mayor Pro-Tem Morgan and passed by unanimous vote. Staff was directed to bring the council the salary range for a Public Works Director.

Discussion/Action on moving forward with the Town Manager search

Town Clerk/Finance Officer, Tonya Johnson, commented that applicants for Town Manager need to be reviewed. Members of the Town Council agreed to come by Town Hall to review applications.

Discussion of the Park and proper use of its trash containers

Council Member Staton reported that she is at the park each Sunday from 4 pm until 6 pm. She stated that people are coming to the park and dumping their trash in the dumpster at the park. Discussion ensued. Police Chief Tarlton was directed to see if the dumpster can be locked.

Update on Sanitary Sewer Litigation

Mayor Deese reported that the attorneys for the town are waiting to hear back from some appeals that have been filed. Council Member Bivens requested itemized reports/invoices from the attorney. Mayor Deese stated that the NAACP will conduct a community meeting on July 18, 2017 at 7 pm at Christ Bible Teaching. Mayor Deese stated that he will be speaking and that the meeting is an informational meeting only. Mayor Deese commented that a lot of misinformation is being circulated. He informed the council that Civil Rights attorneys from a firm in Chapel Hill are reviewing the town's case (at no charge). Regarding the NAACP meeting, Mayor Deese stated that signs will be posted and letters will be written to churches, encouraging people to come. Mayor Deese stated that he will be consulting with the attorneys on the case to determine what he can and cannot say. Mayor Deese asked the members of the council to get word out about the meeting. Attorney Griffin pointed out that the meeting is not a town meeting and that the council should not be instructed what to do as a council.

Mayor and Town Council Member Comments

Council Member Bivens commented that Marshville needs a newspaper. She also expressed the need to explain to folks what the charges are on their utility bills.

Council Member Carpenter congratulated Attorney Bobby Griffin on his recent recognition. She also brought up issues with the distribution of garbage and recycle cans.

Council Member Staton commented that the Planning Board should be as professional as the Town Council.

Mayor Pro-Tem Morgan commented that there are a lot of electric cars. She stated that charging stations in town would draw people to town. Mayor Pro-Tem Morgan stated that the town looks good and thanked Chief Tarlton.

Adjournment

Council Member Staton made a motion to adjourn the meeting at 9:39 pm. The motion was seconded by Council Member Bivens and passed unanimously.

These minutes approved this 11th day of September, 2017.

By: _____
Franklin D. Deese, Mayor

ATTEST:

Tonya D. Johnson, Town Clerk

TOWN OF MARSHVILLE
TAX RELEASES

The following is a release for taxation of 2005 taxes per General Statute-105-378. Limitation on use of remedies. “(a) Use of Remedies Barred. – No county or municipality may maintain an action or procedure to enforce any remedy provided by law for the collection of taxes or the enforcement of any tax liens (whether the taxes or tax liens are evidenced by the original tax receipts, tax sales certificates, or otherwise) unless the action of procedure is instituted within 10 years from the date the taxes become due.

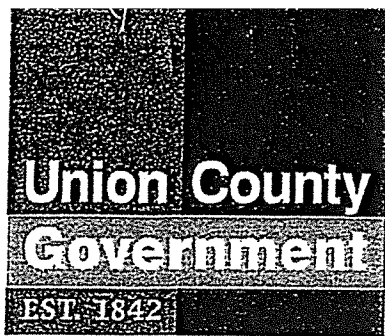
Taxes older than 10 years are as follows:

2005

Allen, John W. Heirs & Rosa Lee	186.09
Armfield Landys L. & S. McBride Heirs	18.24
Covington, Castro Heirs	57.76
Harrill, Willie	18.24
Hyatt Surveying	323.11
J & R Lawn Care, Inc.	72.11
Killough, William E	1.14
King, Isiah	12.16
Marsh, Ricky	113.51
Maske, Iller Mae	60.80
Maske, Vernon J. & wife Sondra	61.56
R.A. Thomas Gas Company	76.53
Rushing, Charlie & Kathleen Sarah	136.27
Sturdivant, Elizabeth	15.20
Sturdivant, Elizabeth	18.24
Sturdivant, Lucy Heirs & Elizabeth	156.60
Taylor, Ricky Marsh	81.97
Taylor, Ricky Marsh	60.80
Torrance, D. K. & etals c/o Lola Good	22.80
Wardell, Josephine	18.24
Wardell, V. Heirs c/o Josephine Wardell	18.24
Watson, Betsy Simpson	63.40

2005 RELEASES	\$ 1,593.01
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For presentation at September 11, 2017 Town Council meeting.



Revenue Division
500 N. Main St.
Suite 119
Monroe, NC 28112
T. 704.283.3848
www.unioncountync.gov

PRELIMINARY REPORT FOR FISCAL YEAR 2016-2017

TO: Town of Marshville Council Members
The Honorable Franklin D. Deese, Mayor

FROM: Stan C. Duncan, Interim Tax Administrator
Vann Harrell, Division Director, Revenue

RE: Annual Tax Settlement

DATE: August 2, 2017


In compliance with N.C.G.S. 105-373(a)(3), attached hereto is a report entitled "Settlement for Current Real Estate and Personal Property Taxes for Fiscal Year 2016-2017" dated August 2, 2017, setting forth my full settlement for all real and personal property taxes in my hands for collection for the fiscal year 2016-2017.

In compliance with N.C.G.S. 105-373(a)(4)(b), attached hereto is a report entitled "Fiscal Year 2016-2017 Settlement for Delinquent Real and Personal Property Taxes for Tax Year 2013 - 2015" dated August 2, 2017, setting forth my full settlement for all delinquent real and personal property taxes collected during the fiscal year 2016-2017.

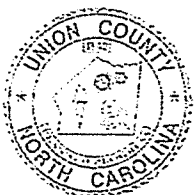
Be advised that all delinquent accounts from current and prior years will remain in the hands of the Collector for further collection activities pursuant to the North Carolina General Statutes.

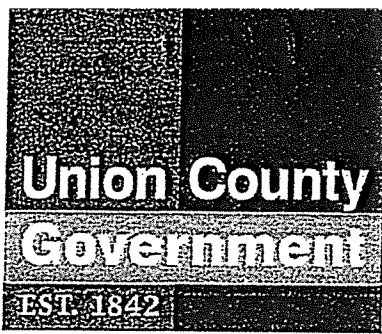
Further, I hereby certify that I have made diligent efforts on behalf of the Town of Marshville to collect the taxes owed by the delinquent taxpayers in such a manner that is reasonably necessary as prescribed and allowed by law.

Respectfully Submitted,



Stan C. Duncan, Interim Tax Administrator





Revenue Division
500 N. Main St.
Suite 119
Monroe, NC 28112

T. 704.283.3848

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SETTLEMENT FOR CURRENT REAL AND PERSONAL PROPERTY TAXES FOR FISCAL YEAR 2016-2017

TO: Town of Marshville Council Members
The Honorable Franklin D. Deese, Mayor

FROM: Stan C. Duncan, Interim Tax Administrator
Vann Harrell, Division Director, Revenue

DATE: August 2, 2017

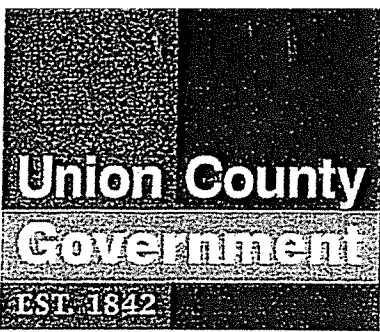
CHARGES TO TAX COLLECTOR

1. Total amount of all taxes & late list penalties placed in the Tax Collector's hands for collection for the year:	\$	805,025.66
2. All interest, costs, and fees collected by the Tax Collector	\$	2,685.91
TOTAL:	\$	807,711.57

CREDITS TO TAX COLLECTOR

1. All sums deposited by the Tax Collector to the credit of the taxing unit or receipted for by the proper official:	\$	782,503.49
2. Releases allowed by the governing body:	\$	6,286.00
3. The principal amount of outstanding real and personal property taxes:	\$	18,922.08
TOTAL:	\$	807,711.57





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Suite 119
Monroe, NC 28112

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**SETTLEMENT FOR DELINQUENT REAL AND PERSONAL PROPERTY TAXES FOR
FISCAL YEAR 2016-2017**

TO: Town of Marshville Council Members
The Honorable Franklin D. Deese, Mayor

FROM: Stan C. Duncan, Interim Tax Administrator
Vann Harrell, Division Director, Revenue

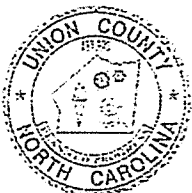
DATE: August 2, 2017

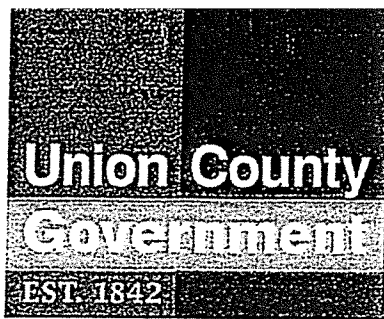
CHARGES TO TAX COLLECTOR

1. Total amount of all taxes & late list penalties placed In the Tax Collector's hands for collection for the year:	\$	31,932.67
2. All interest, costs, and fees collected by the Tax Collector	\$	1,414.59
TOTAL:	\$	33,347.26

CREDITS TO TAX COLLECTOR

1. All sums deposited by the Tax Collector to the credit of the taxing unit or receipted for by the proper official:	\$	13,693.89
2. Releases allowed by the governing body:	\$	502.85
3. The principal amount of outstanding real and personal property taxes:	\$	19,150.52
TOTAL:	\$	33,347.26





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 Monroe, NC 28112

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**FY 16-17 Breakdown of Settlement for Delinquent Real and Personal Property Taxes for
 Tax Year 2013 – 2015**

Charges to the Collector						
	Beginning Balance	Levy Added	Supplementals	Total Balance		
2015	\$ 16,200.31	\$ -	\$ -	\$	\$	\$ 16,200.31
2014	\$ 8,751.35	\$ -	\$ -	\$	\$	\$ 8,751.35
2013	\$ 6,981.01	\$ -	\$ -	\$	\$	\$ 6,981.01
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	\$ -	\$ -	\$ -	\$	\$	\$ -
	\$ -	\$ -	\$ -	\$	\$	\$ -
Totals	\$ 31,932.67	\$ -	\$ -	\$	\$	\$ 31,932.67

Credits to the Collector							
	Sums Deposited	Releases	Writeoffs	Balance of credits to Collector		Principal amount outstanding	
2015	\$ 7,791.02	\$ 105.60	\$ -	\$	\$ 7,896.62	\$	\$ 8,303.69
2014	\$ 2,036.48	\$ 209.33	\$ -	\$	\$ 2,245.81	\$	\$ 6,505.54
2013	\$ 2,451.80	\$ 187.92	\$ -	\$	\$ 2,639.72	\$	\$ 4,341.29
	\$ -	\$ -	\$ -	\$	\$ -	\$	\$ -
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Totals	\$ 12,279.30	\$ 502.85	\$ -	\$	\$ 12,782.15	\$	\$ 19,150.52





TAX CHARGE FOR FISCAL YEAR 2017-2018

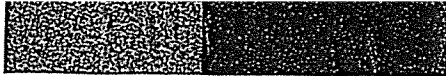
TO: Stan C. Duncan, Tax Administrator for the County of Union

You are hereby authorized, empowered, and commanded to collect the taxes set forth in the 2017 tax records as filed in the Office of Tax Administrator, and in the tax receipts delivered to the Tax Administrator's Office in August 2017, in the amounts and from the taxpayers likewise therein set forth. Such taxes are hereby declared to be first lien on all real property of the respective taxpayers in the Town of Marshville. You are further authorized, empowered, and commanded to collect the 2017 taxes charged and assessed as provided for by law for adjustments, changes, and additions to the tax records and tax receipts delivered to you which are made in accordance with law.

This Order shall be a full and sufficient authority to direct, require, and enable you to levy on and sell any real or personal property and attach wages and/or other funds of such taxpayers, for and on account thereof, in accordance with the law.

The Tax Charge will be adjusted monthly according to releases, discoveries, and motor vehicle billings.

Tax Charge	
General Tax	\$817,768.76
Late List Penalties	\$470.74
Total Tax	\$818,239.50



SIGNATURE PAGE

Witness my hand and official seal this _____ day of _____, 2017

Mayor of Marshville

Attest:

Town Clerk

Accepted:



Stan C. Duncan, Union County Tax Administrator



HISTORY OF CONSTITUTION WEEK

Miss Gertrude S. Carraway, while President General of the National Society Daughters of the American Revolution, was responsible for the annual designation of September 17-23 as Constitution Week. The DAR made its own resolution for Constitution Week which was adopted April 21, 1955.

Members of the United States Congress received the DAR resolution and on June 7, 1955, the resolution was discussed in the Senate. The first resolution to observe Constitution Week was made June 14, 1955, by Senator William F. Knowland of California. Following passage of the resolution by both Houses of Congress, President Eisenhower issued his proclamation on August 19, 1955.

The first observance of Constitution Week was so successful that on January 5, 1956, Senator Knowland introduced a Senate Joint Resolution to have the President designate September 17-23 annually as Constitution Week. The resolution was adopted on July 23 and signed into Public law 915 on August 2, 1956. This is the 60th anniversary of the first resolution by the U.S. Congress to observe Constitution Week.

For his patriotic aid and interest, Senator Knowland received an Award of Commendation from the NSDAR Continental Congress in April of 1956.

North Carolina has a special interest in the story of how Constitution Week came to be signed into law because Miss Gertrude S. Carraway is the only North Carolinian ever to be elected to the position of President General of the National Society Daughters of the American Revolution. She served from 1953-1956. She was a lifelong resident of New Bern, North Carolina.

**TOWN OF MARSHVILLE PROCLAMATION
RECOGNIZING SEPTEMBER 17 – 23, 2017
AS CONSTITUTION WEEK**

WHEREAS: The Constitution of the United States of America, the guardian of our liberties, embodies the principles of limited government in a Republic dedicated to rule by law; and

WHEREAS: September 17, 2017, marks the two hundred thirtieth anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS: It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary, and to the patriotic celebrations which will commemorate it; and

WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week,

NOW, THEREFORE I, Franklin D. Deese, by virtue of the authority vested in me as Mayor of the Town of Marshville, Marshville, North Carolina do hereby proclaim the week of September 17th through 23rd as

CONSTITUTION WEEK

and ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the Town of Marshville to be affixed this 11th day of September of the year of our Lord two thousand seventeen.

Signed: _____
Franklin D. Deese, Mayor

SEAL

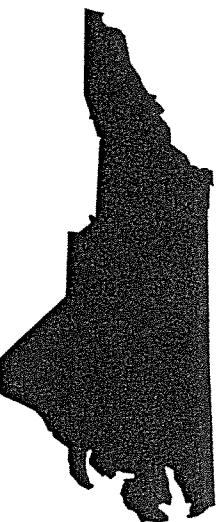
Attest: _____
Tonya D. Johnson, Town Clerk

SUICIDE: NORTH CAROLINA 2017 FACTS & FIGURES

Suicide Death Rates

	Number of Deaths by Suicide	Rate per 100,000 Population	State Rank
North Carolina	1,406	13.39	36
Nationally	44,193	13.26	

Suicide is the **11th leading** cause of death overall in North Carolina.



On average, one person dies by suicide **every six hours** in the state.

Based on most recent 2015 data from CDC



Suicide cost North Carolina a total of **\$1,358,735,000** of combined lifetime medical and work loss cost in 2010, or an average of **\$1,157,355** per suicide death.

IN NORTH CAROLINA, SUICIDE IS THE...

2nd leading cause of death for ages 15-34

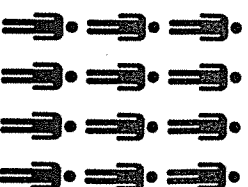
3rd leading cause of death for ages 10-14

4th leading cause of death for ages 35-54

8th leading cause of death for ages 55-64

16th leading cause of death for ages 65 & older

Over **twice as many** people die by suicide in North Carolina annually than by homicide; the total deaths to suicide reflect a total of **25,842** years of potential life lost (YPLL) before age 65.



AMERICAN FOUNDATION FOR
Suicide Prevention

afsp.org

SUICIDE: NORTH CAROLINA 2017 FACTS & FIGURES

SUICIDE PREVENTION PROGRAMS AND INITIATIVES

- North Carolina's Youth Suicide Prevention Task Force is led by the Division of Public Health's Injury and Violence Prevention Branch. Current activities include a communications campaign, operating a Youth Advisory Council, creating an online suicide prevention training module for public school teachers, contributing to the 2015 N. C. Suicide Prevention Plan and collaborating on a 2015 state suicide prevention summit. Past grant activities included gatekeeper trainings in school districts with a focus on the military, the justice system and mental health providers and development of a school staff workshop to increase support for LGBTQ youth in schools. Visit <http://www.itsok2ask.com/aboutUs/default.aspx>.
- The 2015 N.C. Suicide Prevention Plan is the result of a collaborative 16-month process among staff members from the Division of Public Health-Injury and Violence Prevention Branch, the University of North Carolina Gillings School of Global Public Health's Department of Health Behavior, and the Division of Mental Health, Developmental Disabilities, and Substance Abuse Services (DMH/DD/SAS). The plan provides community-based strategies to prevent suicide and covers the lifespan. Visit <http://www.sprc.org/sites/default/files/2015-NC-SuicidePreventionPlan-2015-0505-FINAL.pdf>.
- North Carolina's Division of Mental Health, Developmental Disabilities and Substance Abuse Services has implemented the Crisis Solutions Initiative in order to decrease emergency department visits for mental health issues. Visit <http://crisisolutionsnc.org/> for more information.

LEADING THE FIGHT AGAINST SUICIDE

We fund research, offer educational programs, advocate for public policy and support those affected by suicide. Headquartered in New York, AFSP has local chapters in all 50 states

GET INVOLVED

The AFSP North Carolina Chapter brings together people of all backgrounds in communities throughout the state to fight suicide. For more information or to volunteer, please contact:

AFSP – NORTH CAROLINA

northcarolina@afsp.org

BECOME AN ADVOCATE IN NORTH CAROLINA

AFSP's North Carolina advocacy volunteers build relationships with public officials and advocate on behalf of sound suicide prevention policy.

To get involved, contact:

Nicole Gibson

Director of State Policy & Grassroots Advocacy

ngibson@afsp.org



AMERICAN FOUNDATION FOR
Suicide Prevention

afsp.org

HOPE MERCHANTS
invites you to...

**WALK TO
FIGHT
SUICIDE**

OUT OF THE DARKNESS Community Walk

When: October 28, 2017

1 p.m - 4 p.m.

Where: Romare

Beardon Park

in Uptown Charlotte

**Please contact Tina Busby
for more info or to donate:**

980-613-1627

**[www.Hope.Merchants.Life@
gmail.com](mailto:www.Hope.Merchants.Life@gmail.com)**



**AMERICAN FOUNDATION FOR
Suicide Prevention**

North Carolina Chapter

Proclamation

WHEREAS, suicide is the 10th leading cause of death in the United States and the 2nd leading cause of death among individuals between the ages of 10 to 34; and

WHEREAS, in the United States, one person completes suicide every 12.3 minutes, resulting in more than 44,000 suicides each year (Centers for Disease Control; 2015 data); and

WHEREAS, suicide is the only leading cause of death in the United States that has increased every year for the past decade; and

WHEREAS, it is estimated that there are over 1.1 million suicide attempts each year; and

WHEREAS, in 2015, North Carolina experienced 1,406 deaths by suicide; and

WHEREAS, over 90% of the people who die by suicide have a diagnosable and treatable mental health condition, although often that condition is not recognized or treated; and

WHEREAS, suicide results in an estimated \$51 billion in combined medical and work loss costs nationally (Centers for Disease Control; 2015 data); and

WHEREAS, suicide results in an estimated \$1.39 million in combined medical and work loss costs in North Carolina annually (Centers for Disease Control; 2015 data); and

WHEREAS, the stigma associated with mental health conditions and suicidality works against suicide prevention by discouraging persons at risk for suicide from seeking life-saving help and further traumatizes survivors of suicide loss and people with lived experience of suicide; and

WHEREAS, organizations such as The American Foundation for Suicide Prevention envision a world without suicide, and are dedicated to saving lives and bringing hope to those affected by suicide, through research, education, advocacy and resources:

NOW, THEREFORE, I, _____ do hereby proclaim September 10-16, 2017, as

“NATIONAL SUICIDE PREVENTION WEEK”

In _____, NC, and commend its observance to all citizens.

WITNESS MY HAND and the official Seal

Mayor

Manager

From: Richard Smith <richardsmith@benchmarkplanning.com>
Sent: Tuesday, September 05, 2017 12:26 PM
To: Manager
Subject: RE: Wording for Public Hearing
Attachments: ZTA 2017-03 TC 2nd Call for hearing ESA (solar).pdf

Scott,
Attached is the agenda item as per our conversations. As mentioned, Bobby and I agree that the Town Council needs to take action on this matter since there is an application pending.

This agenda item can simply be listed as: **Call for hearing for Text Amendment TA 2017-03 ESA Marshville NC, LLC, -Add Electric Energy Production (solar) to the Table of Use Chart-** (Town Council referred this matter back to the Planning Board for further consideration.)- Call for hearing to be held at the October 2, 2017 Town Council meeting.

All this item is asking for at this point is for them to call for the hearing to be held in October. The Town Council could decide not to call for the hearing, which in essence would be deciding not to take further action, but they need to discuss this as a Board at their meeting Monday night.

As discussed, I have another meeting in another jurisdiction, so I can't make the meeting. Bobby will be there, however, and can direct the Board on this matter as needed.

Let me know if you have any questions or need anything else from me.
Thanks,
Richard

From: Manager [mailto:manager@marshville.org]
Sent: Tuesday, September 5, 2017 12:20 PM
To: Richard Smith <richardsmith@benchmarkplanning.com>
Cc: manager@marshville.org
Subject: Wording for Public Hearing

Richard,

I have not received it yet. I would get it from Tonya be she is off-site for lunch.

Thanks
Scott

TOWN OF MARSHVILLE

est. 1877

TO: Town Council
FROM: Richard Smith, Planning Advisor
DATE: September 5, 2017
RE: **Call for public hearing for TA 2017-03 Add Electric Energy Production (solar) to the Table of Use Chart**

A. Action Requested

Call for the public hearing on this text amendment request to be held at the October 2, 2017 Town Council meeting.

B. Required Votes to Pass Requested Action

A majority vote is needed to approve (deny) the requested action.

C. Proposed Amendment

Basic Information

Applicant(s): Colin Tarrant, ESA Marshville NC, LLC (Franklin Howey, Jr.)
Applicable Sections: Table 8.1 Table of Uses, Section 2 – Manufacturing & Industry of the Marshville Development Ordinance

Mr. Colin Tarrant, on behalf of ESA Marshville NC, LLC and Franklin Howey, Jr. has requested the Town of Marshville to amend the Marshville Development Ordinance Table 8.1 Table of Uses, Section 2 – Manufacturing & Industry of the Marshville Development Ordinance to add “Electric Energy Production (solar)” as a new category in the ordinance subject to issuance of a conditional use permit (CUP) in the Agriculture (AG), Single Family Residential 1, 2 & 3 (SFR-1, SFR-2, & SFR-3), and Industrial (IND) zoning districts.

Staff Recommendation

Staff recommended review of the proposed text amendment. Staff did not, however, recommend amending the ordinance as requested by the applicant.

Planning Board Recommendation

The Planning Board reviewed this request at the May 10, 2017 meeting and made the following recommendation:

- **Recommend Denial:** The Planning Board found that the amendment is not consistent with the Town of Marshville Land Use Plan and does not consider the action to be reasonable and in the public interest.

Town Council Action

The Town Council held the public hearing and reviewed this request at their July 10, 2017 meeting. Following the public hearing and discussion on the matter, ***Town Council referred this proposed text amendment back to the Planning Board for further consideration.*** Direction given by Council was for the Planning Board to consider adding conditional zoning to the ordinance. Further, Town Council asked the Planning Board to consider the zoning districts where this use might be permitted conditionally. Town Council expressed concerns about permitting this use in the residential districts, but indicated the use might be appropriate in the Agriculture (AG) and Industrial districts as a conditional use, either through conditional zoning or the issuance of a conditional use permit.

Proposed Text Amendments after Town Council discussion

Amend the Marshville Development Ordinance to add Conditional District zoning. Amend Table 8.1 Table of Uses, Section 2 – Manufacturing & Industry of the Marshville Development Ordinance to add “Electric Energy Production (solar)” as a conditional use in the Agriculture (AG) and Industrial (IND) zoning districts. This use would be permitted with the issuance of a Conditional Use Permit by the Town Council or as part of an AG or IND Conditional Zoning district.

These proposed amendments are highlighted in the attachments.

Planning Board’s Subsequent Recommendation

As per the Town Council’s direction, the Planning Board reviewed this request further at their August 14, 2017 meeting and made the following recommendation:

- **Recommend Denial:** The Planning Board found that the amendment is not consistent with the Town of Marshville Land Use Plan and does not consider the action to be reasonable and in the public interest. The Planning Board recommended no amendment to the ordinance related to this particular use. Further, the Planning Board decided to consider the Conditional Zoning District text amendment at a later date separately from the solar farm text amendment request.

D. Policy Issues

Article 5, Section 5.1, 5.2 and 5.3-4(C)3(d) of the Town’s zoning provisions states the following policy guidelines:

The Marshville Town Council may amend, supplement, modify, or repeal any provision of this ordinance or amend the zoning maps according to the procedure established by G.S.160A-384. Such amendments

shall be evaluated for compliance with the Town's Land Use Plan, Comprehensive Master Plan and other applicable adopted plans, and may require a land use plan and/or comprehensive master plan amendment to ensure compatibility between the plan(s) and the amendment. Amendments and modifications shall be acted upon by the Town Council, after recommendation from the Planning Board.

Proposed changes or amendments to the text of this chapter may be initiated by the Marshville Town Council, the Marshville Planning Board, the Board of Adjustment, the Planning, Zoning and Subdivision Administrator, any owner of a legal or equitable interest in land located in the Town or its extraterritorial jurisdiction, or any resident of the Town or its extraterritorial jurisdiction.

Upon reviewing all pertinent information, the Marshville Town Council may:

- (a.) Adopt the proposed amendment;
- (b.) Reject the proposed amendment;
- (c.) Continue the consideration of the request to their next regularly scheduled meeting or other agreed upon time;
- (d.) Refer the proposed amendment back to the Marshville Planning Board for further consideration or hearing; or**
- (e.) Modify the proposed amendment.

Comprehensive Plan Consistency

According to the Marshville Development Ordinance, Article 5.3-3(G) Content of recommendation and statement of consistency, any recommendation made by the Marshville Planning Board to the Marshville Town Council pursuant to this section shall be in writing and shall include a statement describing whether the proposed amendment is consistent with the comprehensive plan that has been adopted by the Town and any other officially adopted plan that is applicable, and shall address any other matter deemed appropriate by the Planning Board. A comment by the Planning Board that a proposed amendment is inconsistent with the Town’s Land Use Plan, Comprehensive Master Plan and other adopted plans for the area affected shall not preclude consideration of approval of the proposed amendment by the Town Council. (G.S. 160A-383)

“AG District Intent- The Agriculture District is established to protect lands used for agricultural production, agricultural based businesses and related activities. Farm land is a defining element of Marshville’s identity and the protection of these lands aids in preserving the character of the Town. Permitted uses are limited, with an emphasis on uses that are agricultural in nature. Development density is very low to encourage preservation of agricultural lands while discouraging large lot residential development. The Agriculture District can also be used to protect open spaces.

IND District Intent- The Industrial District is established to provide locations for industrial uses that, due to the scale of the buildings and/or the nature of the use, cannot be integrated into the community. Uses within the Industrial District are buffered from adjacent uses. The dominant uses in this district are manufacturing and warehouse storage. Small scale manufacturing and storage that is compatible with less intensive uses can and should be located in other non-residential or mixed use districts. The

Industrial District is reserved for uses which require very large buildings and/or large parking and loading facilities. Allowed building and lot types are Highway Commercial and Civic Building.

Medium density residential uses are encouraged within the remaining residential areas served by Town water and sewer. Recognition of the need for secondary living units in specific circumstances to aid in housing extended families during the coming decades of population shifts with increases in the senior (baby boomer) population. Town Plan 2035 encourages future residential development to be efficient use of buildable land, avoiding environmentally sensitive areas, to increase the return on the investment in the infrastructure serving the Town.

Industrial development is limited to the Industrial Park and shall be permitted elsewhere within employment centers shown on the Town Plan 2035 - Land Use Plan. Town Plan 2035 encourages future manufacturing and employment opportunities to ensure that future generation have opportunities for local employment and tax base diversification. The plan does not call for, but only identifies, areas less suited for neighborhoods and better suited for employment so that residential development in those parts of the Marshville community do not forever lose the opportunity to meet a future need when that time comes."

The Board must determine if solar farms fit the intent of the AG and/or IND districts and the Medium density and/or Industrial development land use designations. Some of the areas with these designations may be appropriate for this use. Allowing it as a Conditional Use will allow the Town to evaluate the appropriateness of the proposed solar farm locations on a case-by-case basis either through the issuance of a Conditional Use Permit through the quasi-judicial hearing process or as a Conditional Zoning district approved legislatively by the Town Council.

E. Recommendation and Alternative Courses of Action

After calling for and holding a public hearing and reviewing the proposed text amendment, the Town Council is requested to take action using one of the following motions:

- **Recommend Approval:** The Town Council finds that the proposed text amendment is consistent with the Town of Marshville Comprehensive Plan and considers the action to be reasonable and in the public interest. –or- The Town Council finds that the proposed text amendment is not consistent with the Town of Marshville Comprehensive Plan, but considers the action to be reasonable and in the public interest.
- **Recommend Approval with changes:** The Town Council finds that the amendment is not fully consistent with the Town of Marshville Comprehensive Plan, but the changes agreed upon will make it fully consistent and considers the action to be reasonable and in the public interest.
- **Recommend Denial:** The Town Council finds that the amendment is not consistent with the Town of Marshville Comprehensive Plan and does not consider the action to be reasonable and in the public interest.
- **Defer:** The amendment needs additional consideration.

MARSHVILLE PLANNING BOARD

June 8, 2017 Minutes

Planning Board By-laws discussion and recommendations

Current By-laws have the Board at 9 members but Chairwoman Drake asked opinions of the members. Vice Chair Traywick asked if the membership was lowered to 7 would Quorum stay at 5 to which Richard Smith said if it was lowered to 7 then the Quorum would change to 4. Susan Drake pointed out if it was changed to 7 and later they found as the Town grows they needed more members, they could vote to increase membership. Time of meeting was then talked about. After further deliberation, it was recommended for the motion to be to go from 9 members to 7, meetings would be the 2nd Monday of the month at 7:00 pm, and that they would like April instead of January as election of officers. Frances Griffin made the motion, Fred Burton seconded, and it was voted unanimously.

The recommendations for Board of Adjustment were that election of officers would be in April or the 1st meeting thereafter, Fred Burton be appointed as a permanent member, Frances Griffin and Sue Helms to be appointed as alternates, and the meetings would be the 2nd Monday of the month at 7:00 pm. Rusty Johnson made the motion, Vice Chair Mark Traywick seconded, and it was voted unanimously and it will be forwarded to Town Council for consideration.

Public Comments

Toni Austin at 907 Hasty Rd commented that there needed to be a Fire Ordinance in Town. The smoke is bad for the environment and people with health issues. She said that CVS no longer sales cigarettes. Also the states of Rhode Island and Hawaii have burning ordinances in addition to Monroe, Waxhaw, and Indian Trail she believed. Richard Smith said that the towns he works with that have burn ordinances typically have full time fire personnel or someone to enforce those rules. Part of the issue would be who would enforce the ordinance. Chairman Drake suggested she and Richard would meet and look and see if there is anything they can do and will also check with the County.

There were no more questions or comments so Chairman Drake asked for a motion to adjourn. Rusty Johnson made the motion, Vice Chair Mark Traywick seconded, and it was voted unanimously.

(D) *Plans.* Plans for the construction of a storage tank, control manhole and controlling devices shall be approved by the approving authority prior to the beginning of construction.
(Prior Code, Ch. E, Art. II, § 3)

§ 51.28 PERMITS.

Any person desiring to deposit or discharge, or who is now depositing or discharging any industrial waste into the sanitary sewers shall make application for the disposal of industrial waste to the Town Council. The Town Council shall approve the applications only when evidence is submitted by the applicant that the discharge into the sanitary sewer will comply with all of the regulations of this subchapter.

(Prior Code, Ch. E, Art. II, § 4)

§ 51.29 OUTSIDE CONNECTIONS.

Any person owning or controlling premises located beyond the corporate limits of the town and desiring to install a plumbing system for the purpose of discharging domestic sewage and/or industrial waste into the sanitary sewers of the town may do so by complying with the requirements of this subchapter and by paying an additional permit fee and a yearly sewer rental charge to be fixed by the Town Council.

(Prior Code, Ch. E, Art. II, § 5)

§ 51.30 POWERS AND AUTHORITY FOR INSPECTION.

(A) The approving authority and other duly authorized employees of the town, bearing proper credentials and identification, shall be permitted to enter upon all properties for the purpose of inspection, observation, measurement, sampling and testing, in accordance with the provisions of this subchapter.

(B) Authority is hereby granted to the Town Council to temporarily exclude any industrial waste, whether pre-treated or not, from the sanitary sewers whenever, in the opinion of the Town Council the action is necessary, for the purpose of determining the effects of the wastes upon the sewers, sewage treatment works or sewage treatment plants.

(Prior Code, Ch. E, Art. II, § 6)

§ 51.31 MEASUREMENT OF FLOW.

(A) The volume of flow used in computing industrial waste surcharges shall be based upon metered water consumption as shown in the records of meter reading maintained by the Town Water Department. In the event that a person discharging wastes into the sanitary sewer system produces evidence to the approving authority that more than 10% of the total annual volume of water used for all purposes does

Annexation keeps North Carolina moving forward, fairly

For 49 years, North Carolina's annexation laws have helped keep tax rates low for city residents and businesses, attract new jobs and protect property values, the environment, and bond and credit ratings. Prohibiting annexation puts all those benefits for the majority of North Carolinians at risk.

Annexation opponents want a veto, not a vote. Prohibiting annexation will harm the majority of North Carolinians through higher taxes, more expensive bond costs and creeping community decay.

ANNEXATION KEEPS TAXES LOW

Annexation of urbanizing areas is the most cost-effective way to deal with growth. Expanding existing infrastructure benefits city and county taxpayers by saving millions of dollars by not building duplicative systems.

In other states, prohibiting annexation leads to deteriorating city centers, multiple mini-cities with duplicative services and a proliferation of overlapping tax districts that drain state and county financial resources. A study shows that the more restrictive it is to annex, the poorer a city's bond rating.

ANNEXATION IS EQUITABLE

People locate their residences and businesses near cities and towns for a reason. Annexation helps spread the cost for the advantages of living in close proximity to a city or town to people who benefit from them. Our cities and towns provide services and amenities such as transportation, public safety, recreation, economic development, shopping and jobs that benefit not only city residents, but also those living outside municipal borders. Note that city residents pay 60 percent of the property taxes used to provide county services in unincorporated areas.

ANNEXATION PROMOTES ECONOMIC DEVELOPMENT

Existing annexation laws make it easier for cities and towns to compete for new jobs and provide public services to residents and businesses.

Cities and towns are job centers. More than 85 percent of all jobs in NC are in the metropolitan areas. The economic health of the cities drives the economic health of the entire region.

ANNEXATION PROTECTS THE ENVIRONMENT AND PUBLIC HEALTH

An annexation veto will lead to more of North Carolina's growing population being on septic tanks, substandard wells and privately-operated and sometimes costly sewage treatment plants that significantly increase environmental and public health risks.

THE GENERAL ASSEMBLY SET RIGOROUS STANDARDS

City- and town- initiated annexations are an open and transparent process that must meet tough legal standards before being allowed to proceed.

Don't allow a few to veto success for many

North Carolina became a great state by moving forward and not letting a few people veto progress for everyone else.

TITLE V: PUBLIC WORKS

Chapter

50. GARBAGE AND REFUSE COLLECTION

51. WATER AND SEWERS

52. EMERGENCY DROUGHT RESPONSE

CHAPTER 50: GARBAGE AND REFUSE COLLECTION

Section

Garbage and Refuse

- 50.01 Definition
- 50.02 Garbage required to be promptly removed
- 50.03 Garbage required to be in containers
- 50.04 Wet garbage
- 50.05 Deposit of garbage in public places and on private property
- 50.06 Transportation of garbage and slops by private persons
- 50.07 Hour for placing cans
- 50.08 Removal of dead animals
- 50.09 Garbage collection rates

GARBAGE AND REFUSE

' 50.01 DEFINITION.

For the purpose of this subchapter, the following definition shall apply unless the context clearly indicates or requires a different meaning.

GARBAGE. Includes all refuse, animal, fruit and other vegetable matter, all tin cans, glassware and crockery in which any matter has been put up or stored and all rags, waste paper, floor sweepings and other combustible refuse, except building material, scraps and tree trimmings.

(Prior Code, Ch. G, Art. II, ' 1)

' 50.02 GARBAGE REQUIRED TO BE PROMPTLY REMOVED.

No garbage that has become decayed or that shall otherwise be a menace to health or cleanliness shall be allowed to remain in any dwelling house, hotel, boarding house, safe, restaurant, lunch stand, fruit stand, meat market, store or other building or on any premises a longer time than shall be reasonably necessary to remove and deposit the same in a can or cans as hereinafter provided in this subchapter.

(Prior Code, Ch. G, Art. II, ' 2) Penalty, see ' 10.99

Garbage and Refuse Collection

' 50.03 GARBAGE REQUIRED TO BE IN CONTAINERS.

(A) At each place where garbage is to be gathered and a charge is made by the town, the customer shall place the garbage in an approved container with a lid. ~~For residential customers, the container shall be 96 gallons in capacity and all trash must be in bags. For commercial customers, the container shall be no larger than 96 gallons in capacity and shall have a maximum weight of 60 pounds.~~ The container shall be placed so as to be handled without workers of the town or its contractor entering the building/dwelling of a customer. It shall be understood by the town workers or its contractor that when any other than an approved container is used, it is intended by the customer that it (the container) too is to be removed. ~~in no way is to exceed the aforementioned maximum capacity or weight.~~

(B) Any limbs or trees shall be a maximum of four feet in length and shall be no greater than four inches in diameter at its largest circumference.

(Prior Code, Ch. G, Art. II, ' 3)

' 50.04 WET GARBAGE.

All wet garbage shall have the liquid drained off and shall be wrapped in paper or other combustible material before it is placed in the garbage can, thus preventing smell and the breeding of flies in summer and freezing and adhesion to the can in winter.

(Prior Code, Ch. G, Art. II, ' 4)

' 50.05 DEPOSIT OF GARBAGE IN PUBLIC PLACES AND ON PRIVATE PROPERTY.

*****REMOVE****

~~No person or persons shall collect, handle, haul or transport on any of the streets, alleys, public ways or places of the town, any garbage without first having procured a permit therefore.~~

~~(Prior Code, Ch. G, Art. II, ' 5) Penalty, see ' 10.99~~

' 50.06 TRANSPORTATION OF GARBAGE AND SLOPS BY PRIVATE PERSONS.

No person shall throw, place or deposit any garbage in any street, alley, public place or private property within the city limits, except in garbage cans or garbage vehicle as provided in this subchapter.

(Prior Code, Ch. G, Art. II, ' 6) Penalty, see ' 10.99

' 50.07 HOUR FOR PLACING CANS.

Garbage cans or similar containers containing garbage and trash, for removal, shall be placed on the premises edge of street from which the same are to be removed at or before 7:00 a.m. on the day

Garbage and Refuse Collection

scheduled for removal and removed from the edge of the street the same day by 7:00 p.m.
(Prior Code, Ch. G, Art. II, ' 7)

' 50.08 REMOVAL OF DEAD ANIMALS.

Dead animals found on town owned public streets and property will be removed by the town.
(Prior Code, Ch. G, Art. II, ' 8)

' 50.09 GARBAGE COLLECTION RATES.

Every resident and business in the corporate limits of the town that elects garbage pickup shall pay a garbage disposal fee, shall pay a garbage fee, with the fee being posted upon a schedule to be kept by the town. The charge of the fee shall be entered on the monthly water and/or sewer bill utility bill of each resident and business customer and if any resident or business customer shall refuse to pay his, her or its garbage disposal fee utility bill, his, her or its water and/or sewer the service shall be discontinued until the fee shall have has been paid.
(Prior Code, Ch. G, Art. II, ' 9)

50.10 SOLID WASTE CARTS

- (A) The town will only collect solid waste from rollout containers originally furnished by the town
- (B) Rollout containers are the property of the Town. The responsibility of replacing or repairing a rollout container is as follows:
1. The Town will replace or repair carts that are damaged by; normal wear and tear, if the damage is covered by the manufacturer's warranty, or where the container is damaged by Town Personnel or its contractor through no fault of customer. The customer is responsible for paying for any repairs or replacement cost not covered under the manufacturer's warranty if the originally assigned container is damaged beyond normal wear and tear, or is stolen, or missing.
 2. If a customer disputes a finding by Town Staff, the customer may submit a written dispute within 5 business days to the Town's Public Works Director. The Public Works Director shall make the final and binding decision on any and all disputes including, but not limited to, issues of what constitutes normal wear and tear, whether to repair or replace a container, whether damage was caused by the negligence of Town Personnel, or Town's assignees, or any other issues.
 3. Customer is responsible for notifying the Town when customer is moving or terminating account and making the rollout container available for pickup by Town personnel or its assignees. This pickup time will be at a mutually convenient time. If the container is stolen/missing or damaged when Town personnel or its contractor arrives for container pickup, customer is responsible for paying for replacement or repair cost if not covered under manufacturer's warranty.

Garbage and Refuse Collection

- (C) Cart fee is part of the utility bill and, as such, is subject to all collection methods as an unpaid utility bill. This includes, but is not limited to, discontinuance of utility services and entering the debt in the North Carolina Debt setoff program.

50.11 REVIEW PROCESS

- (A) 1. Any customer who contests notice of service termination an account balance or the amount of a bill shall be able to appeal a decision, based on the following order of sequence:
- a. Notice must be filed within five (5) days of notice.
 - b. First Review: To Customer Service Representative.
 - c. Second Review: To the Customer Service Supervisor (Town Clerk);
 - d. Final Review: A written request to the Town Manager, whose decision is final.
2. The Town Manager or his/her designee may establish payment arrangements or provide a waiver of penalties for cases of billing error resulting from improperly programmed computers, malfunctioning meters, where proper notice was not given, procedures were not followed by city employees, or any other similar errors not caused by the fault of the customer.

TOWN REMOVING LIMBS

Employee	Wages	Yearly	Yrly Labor Cost	Weekly	Hourly
James Clyburn	\$16.68	\$34,695	\$54,319	\$1,044.60	\$26.11
Darrel Mckoy	\$12.04	\$25,044	\$40,810	\$784.81	\$19.62
Total					\$45.74
					88
Equipment	hourly				\$133.74 per hour
Backhoe Wheel Loader	\$43.75				\$4,279.52 32 hours per week
Dump Truck	\$42.25				\$68,472.37 for Nov, Dec, Jan, Feb
Chainsaw	\$2				
Total	\$88.00				

Based on 2015 FEMA Eq. Rates

with 2.2% annual infation

\$139.69 per hour
\$4,470.08 32 hrs/wk
\$71,521.28 No, Dc, Ja, Feb

TOWN REMOVING LEAVES	2015 FEMA Eq Rates	Yearly	Labor Cost	Weekly	Hourly
Employee					
James Clyburn	\$16.68	\$34,695	\$54,319	\$1,044.60	\$26.11
Darrel McKoy	\$12.04	\$25,044	\$40,810	\$784.81	\$19.62
Total Labor Only Cost					\$45.74 •
Total Equipment Cost					\$111.75 •
Equipment	hourly				\$
Backhoe Wheel Loader	\$43.75				<u>\$157.49</u> / hour
Dump Truck 23 CY	\$42.25				\$5,039.52 32 hours/ wk
Leaf Vac	\$23.75				\$80,632.37 Nov, Dec, Jan, Feb
Chainsaw	\$2				
Total	\$111.75				

Totals with 2.2% Infl /yr
to year 2017

\$164.49 per hour
\$5,263.70 30 hrs/wk
\$84,219.22 Nov, Dec, Jan, Feb

Notes on Public Works Director Search

- Police Chief Tarlton has been officially serving as Interim since May 1, 2017
- Council voted and approved advertising for a Public Works Director May 1, 2017
- We have advertised in several locations
- We are in the process of expanding that advertising
- We have only had seven applicants
- Only one had certifications
- We are in-house training but that will take years if successful
- The only negative feedback I have heard was compensation