

**CHADBOURN TOWN COUNCIL  
TOWN OF CHADBOURN  
REGULAR MEETING  
June 7, 2011**

Mayor Kenneth Waddell called the meeting to order at 7:00 p.m. Council Members present were: Fax Rector, Brian Edwards, Rashad Roberts and Phillip Honeycutt. Councilman Donald Ray Bass was not present. Others present were: Town Manager Stevie Cox, Town Attorney Harold Pope, Town Clerk/Finance Officer Patricia Garrell, Police Chief Steven Shaw and Public Works Director Michael Foss. Councilman Roberts gave the invocation and Mayor Waddell led the Pledge of Allegiance.

Mayor Waddell stated that he wanted to welcome everyone to the June Council Meeting.

1. **Approval of Agenda.** Mayor Waddell stated that item seven (7) on the agenda, should be removed and add the K-9 Grant after item seventeen (17). A motion was made by Councilman Edwards to approve the agenda with removing item seven (7) and adding the K-9 Grant after item seventeen (17). Councilman Rector seconded the motion. The motion passed by a vote of 4-0.
2. **Approval of Minutes of the Regular and Closed Session Meeting Minutes and Budget Workshop Minutes on May 3, 2011.** A motion was made by Councilman Edwards to approve the regular minutes, with the exception of item 11-Budget Amendment BA-10/11-26 for the Street Department under number 3 Consent Agenda Items. Councilman Rector seconded the motion with the noted changes. The motion was passed by a vote of 4-0. A motion was made by Councilman Edwards to approve the Closed Session Minutes and the Budget Workshop Minutes as written. Councilman Honeycutt seconded the motion. The motion passed by a vote of 4-0.
3. **Consent Agenda Items.** A motion was made by Councilman Rector to approve all seven (7) consent agenda items with the exception of the Resolution in Support of the Chadbourne Post Office. Councilman Honeycutt seconded the motion. The motion passed by a vote of 4-0. A list of the Consent Agenda items follows:
  - 1) **Proclamation of Recognition of the Southeastern Community College Rams Men's Baseball Team.** Mayor Kenneth Waddell has requested that the Town Council approve the presentation of the Proclamation of Recognition of the Southeastern Community College Rams Men's Baseball Team who made it to the 2011 National Junior College Athletic Association Baseball World Series.
  - 2) **Resolution Supporting the Joint Request for Proposals (RFP) for Solid Waste Services.** Staff has requested that the Town Council approve the Resolution Supporting the Joint Request for Proposals for Solid Waste Services with Columbus County and the Towns of Chadbourne, Fair Bluff, Lake Waccamaw, Tabor City and Whiteville.

- 3) **Resolution in Support of the Recommended Feasibility Study for the Proposed North Carolina International Terminal at Southport.** Lorrie Rutledge, Executive Director of Yes Port North Carolina has requested that the Town Council approve the Resolution in Support of the Recommended Feasibility Study for the Proposed North Carolina International Terminal at Southport.
- 4) **Budget Amendment BA-10/11-29 for Powell Bill Department.** Staff is requesting that Town Council approve the recognition of the 1<sup>st</sup> Avenue Sidewalk Construction and Maintenance for the Powell Bill Department.
- 5) **Budget Amendment BA-10/11-30 for Parks and Recreation Department.** Staff is requesting that Town Council approve a budget amendment for the Fund Raiser Account for Parks and Recreation Department.
- 6) **Resolution Amending the Fixed Asset Inventory Policy.** Staff is requesting that the Town Council approve the Amending of the Fixed Asset Inventory Policy for all future audits.

#### 4. **Action Agenda Items**

- 1) **Fiscal Year 2009 – 2010 Audit.** Edwin Roberts addressed the Town Council about the Fiscal Year 2009 – 2010 Audit. He stated that it was never discussed at the Town Council meeting after the presentation of the Audit in March. He asked what the Town's standing was after the audit.
  - Mayor Waddell apologized to Mr. Roberts for not addressing the Fiscal Year 2009 – 2010 Audit as he had promised. Mayor Waddell asked Town Manager Cox to comment. Town Manager Cox stated that the Town was in good standing pertaining to the audit.
- 2) **Drainage and Mosquito Issues.** Virginia Cox addressed Town Council about having a ditch cleaned out behind her house on Pinecrest Drive that was causing a mosquito problem. Ms. Cox stated that the ditch had trash and stagnant water creating a problem with mosquitoes. She stated that she was not able to use her back yard because of the mosquito infestation. She stated that she was even willing to share the expense with the Town.
  - Mayor Waddell asked the Town Manager who requested the Public Works Director, Michael Foss, to speak concerning this situation. Michael Foss agreed there was a stagnant water situation there. Town Manager Cox said a site visit to the property by himself and Michael Foss confirmed that there were issues with the drainage of the ditch. Mayor Waddell stated the cost involved would probably require some type of property assessment or user assessment in order to fix the problem. He advised that Soil Conservation would come out to do an assessment of the problem. Mayor Waddell stated that the problem would be addressed.

3) **Tax Collection Update for Fiscal Year 2010-2011.** Town Tax Collector Wendy Johnson updated Town Council on the Tax Collection Rate for Fiscal Year 2010 – 2011. Wendy Johnson stated that the rate collection to date was 91 percent. She stated that she is working closely with an attorney and she has had several title searches to attach liens to those properties. Mayor Waddell stated on behalf of himself and Council, her efforts are appreciated.

4) **Removal of Debit Card Machine for Bill Collections.** Finance Officer Patricia Garrell requested that the Town Council approve the removal of the Debit Card Machine for Collections effective July 19, 2011.

- Councilman Roberts was concerned that the removal of the debit card machine would be a mistake because of the loss of the convenience for the citizens.
- Councilman Honeycutt stated that the convenience of the machine was not worth what it was costing the Town.

Councilman Edwards made a motion to remove the Debit Card Machine by July 19, 2011. The motion was seconded by Councilman Honeycutt. The vote was tied and Mayor Waddell cast the deciding vote to remove the machine. Mayor Waddell instructed Finance Officer Patricia Garrell to examine possible less expensive alternatives.

5) **Code Enforcement Update.** Captain Mumblow provided Town Council with an update on code enforcement activities for February through May 2011. Code Enforcement attachments are behind these Minutes.

- After much discussion, Captain Mumblow was instructed to move quickly on the condemnation of said properties.

6) **Ordinance Regulating Yard Sales and Street Peddlers.** Mayor Waddell and Councilman Honeycutt would like for Town Council to consider adopting an ordinance that would regulate street peddlers and yard sales.

- Councilman Honeycutt stated he would like to see the street peddlers off of every corner selling goods that are hurting other legitimate licensed businesses.
- Town Manager Cox stated that under our Town Ordinance, anyone can sell home grown products without a privilege license. He further stated that in order to regulate where street vendors locate their businesses, this item must go before the Planning Board.
- After much discussion, Mayor Waddell requested that the issue go to the Planning Board to establish a rule or ordinance regulating yard sales and street peddlers.

Councilman Rector made a motion to move this item to the Planning Board to establish a ruling regulating yard sales and street peddlers to be presented to Council at the August 2011 Council Meeting. The motion

was seconded by Councilman Roberts. The motion passed with a vote of 4-0.

7) **Columbus County Baptist Men's Association.** Staff is requesting that Town Council considers making an allotment to assist the Columbus County Baptist Men's Association with undertaking housing rehabilitation projects within the Town of Chadbourne.

- Mayor Waddell asked Town Manager Cox if he had any comments about the recommendation to donate funds to the Columbus County Baptist Men's Association for housing rehabilitation projects. Town Manager Cox stated that looking at the numbers, he didn't think the Town should donate funds at this time other than a small amount of money. Mayor Waddell said to pass on this request at this time.

8) **Approval of K-9 Grant.** Staff is requesting Town Council's approval of the K-9 unit for the Police Department.

- Councilman Edwards made a motion that the K-9 Grant be approved. Councilman Roberts seconded the motion. Councilmen Roberts and Edwards approved the motion by a show of hands. Councilmen Honeycutt and Rector voted against the motion by a show of hands. Mayor Waddell cast the deciding vote to approve the K-9 Grant.

##### **5. Public Comments:**

Anyone seeking to speak under Public Comments must complete a comment card and submit it to the Town Clerk prior to the start of the Town Council Meeting. When you come up to speak, you will need to state your name, address, what organization that you represent and your topic of concern.

Mayor Waddell opened the floor to public comments and asked to limit the time to three minutes per person.

- Edwin Roberts stated that there were no public comments during the Budget Workshop. He stated that at the last Budget Workshop a comment was made that there was \$10,000 missing or was unaccounted for. After discussion, Councilman Rector stated that the funds were removed from the budget and not missing. The \$10,000 was for Parks and Recreation funds that would not be provided this year from Columbus County.
- Edwin Roberts asked when would the next Budget Workshop be held. He was advised that it would be June 9, 2011 at 6:00 p.m. He also commented that the minutes had not been posted on the website since January 2011.

- Bettye Wilson commented to Captain Mumblow about the burned house on West Princess Street, but noted there was also one on West Smith Street.

Mayor Waddell closed the Public Comments session.

Mayor Waddell thanked Mr. Cox for the update. With no other business, Mayor Waddell asked Council to make a motion to go into Closed Session. A motion was made by Councilman Rector to go into Closed Session for Discussion of Possible Litigation – General Statutes 143-318-11(a)(3) and Discussion of Property Acquisition – General Statutes 143-318-11(a)(5). Councilman Roberts seconded the motion and the motion passed by a vote of 4-0.

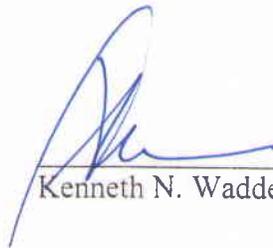
Mayor Waddell closed the Town Council Meeting to the public to go into Closed Session at 8:53 p.m.

The Closed Session was approximately fifteen (15) minutes.

**Adjournment:**

With no further business, Mayor Waddell adjourned the meeting at 9:08 p.m.



  
Kenneth N. Waddell, Mayor

Attest:

  
Patricia Garrell, Town Clerk