



**Minutes  
Town of Chadbourn, North Carolina  
Chadbourn Council Regular Meeting**

**October 4, 2011**

The regular scheduled meeting of the Chadbourn Town Council was held Tuesday, October 4, 2011, at 7:00 p.m. in the Council Meeting Room.

**Members Present:** Mayor, Kenneth Waddell; Mayor Pro Tem, Fax Rector; Councilmembers: Rashad Roberts, Brian Edwards, Donald Ray Bass and Phillip Honeycutt

**Members Absent:** None

**Others Present:** Stevie Cox, Town Manager; Town Clerk, Patricia Garrell; Steven Shaw, Police Chief; Michael Foss, Public Works Director

**CALL TO ORDER AND ROLL CALL**

Mayor Waddell called the meeting to order at 7:00 p.m. Patricia Garrell, Town Clerk took roll call.

**INVOCATION**

Councilmember Brian Edwards led the assembly in prayer.

**PLEDGE OF ALLEGIANCE**

Mayor Waddell led the assembly in the Pledge of Allegiance.

**APPROVAL OF AGENDA**

Councilmember Edwards made a motion to approve the Agenda. The motion was seconded by Councilmember Bass to approve the Agenda. The motion carried with a unanimous vote of 5 - 0.

**Approval of Minutes of Town Council Meetings**

1. Regular Meeting Minutes – September 6, 2011
2. Closed Session Minutes – September 6, 2011

Councilmember Honeycutt made a motion to make a correction to the Regular Meeting Minutes under Appointment to the Chadbourn Planning Board with the vote of the appointment of Valory Freeman, the correct vote count was 3-2 not 3-0. Councilmember Rector made a motion to approve the Regular Meeting Minutes listed above with the correction of the appointment vote of Valory Freeman. The motion was seconded by Councilmember Bass. The motion carried with a unanimous vote of 5 - 0.

Councilmember Edwards made a motion to approve the Closed Session Minutes listed above. The motion was seconded by Councilmember Bass. The motion carried with a unanimous vote of 5 - 0.

## Consent Agenda

*All items listed below are considered to be routine and will be enacted by one introduction/motion/second/roll call vote. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda and considered separately.*

1. **Tax Collection Update Report.**
2. **Approval and Adoption of the North Carolina Rural Economic Development Center Water System Improvements Study.**

No action was taken on the Tax Collection Report under the Consent Agenda.

Councilmember Roberts made a motion to approve the two (2) Consent Agenda items listed above. The motion was seconded by Councilmember Honeycutt. The motion carried with a unanimous vote of 5 - 0.

(Clerk's Note: A copy of the Consent Agenda items are hereby attached and therefore made a part of these minutes)

## PUBLIC HEARING

No Public Hearings.

## ACTION AGENDA

1. **Dispute of Utility Bill Adjustment.**

Presented by: Edwin Roberts

Edwin Roberts stated that the water he filled his pool with was tea color and he was seeking a partial payment for the cost related to the expense to clear up his pool water.

No action was taken.

2. **Budget Amendment for the Police Department.**

Presented by: Police Chief Steven Shaw

After discussion by Council, a motion was made by Councilmember Rector to approve the Budget Amendment for the Police Department. Councilmember Bass seconded the motion. The motion passed with a unanimous vote of 5-0.

3. **Budget Amendment for the Public Works Department.**

Presented by: Town Manager Stevie Cox and Public Works Director Michael Foss

After discussion by Council, a motion was made by Councilmember Rector to approve the Budget Amendment with the exception of taking the money out of Fund Balance; instead, to take the funds from the Water Reserve account at Waccamaw Bank. Councilmember Honeycutt seconded the motion. The motion passed with a unanimous vote of 5-0.

4. **Appointment of a Commissioner to Sell Property.**

Presented by: Town Manager Stevie Cox

After discussion by Council, a motion was made by Councilmember Roberts to appoint Councilmember Bass to represent the Town of Chadbourn to sell property for delinquent taxes or debt owed to the Town of Chadbourn, with Councilmember Edwards as his alternate. Councilmember Rector seconded the motion. The motion passed with a unanimous vote of 5-0.

5. **North Carolina League of Municipalities Annual Business Meeting Delegate and Alternate.**

Presented by: Town Manager Stevie Cox

After discussion by Council, a motion was made by Councilmember Rector to delegate Mayor Waddell to represent the Town of Chadbourn at the North Carolina League of Municipalities, and to delegate Town Manager Cox as his alternate. Councilmember Honeycutt seconded the motion.

The motion passed with a unanimous vote of 5-0

**6. Appointment of the Chadbourn Downtown Development Committee.**

Presented by: Mayor Kenneth Waddell

Mayor Waddell requested Town Council's approval to allow him to appoint citizens to the Chadbourn Downtown Development Committee. After Council's discussion, approval was granted. Mayor Waddell requested if anyone has any citizen in mind who would serve on the Chadbourn Downtown Development Committee, please let him know. Mayor Waddell stated that there are a lot of old Towns with old buildings, such as Chadbourn, and they have done an excellent job in making the best of what they have to work with. Mayor Waddell knows that Chadbourn could do the same thing and the citizens of Chadbourn deserve the downtown area to be appealing. Mayor Waddell also stated if we do nothing, we will get nothing on the improvement of the downtown area. Mayor Waddell stated he will provide Council a list of appointments and objectivities at the November Council meeting.

**7. Discussion about AAA Portable Toilets dumping Into the Town's Sewer System.**

Presented by: Mayor Pro Tem Fax Rector

Mayor Pro Tem Fax Rector requested the process of AAA Portable Toilets Dumping into the Town's Sewer System.

Public Works Director Michael Foss stated that AAA Portable Toilets paid the Town ten (10) dollars for every time they dump the waste into the sewer manhole. Michael Foss stated it was actually good for the sewer system to help clean the lines. Each time AAA Portable Toilets dumps their trucks, a member of staff was present to assure they followed guidelines on keeping it clean with no spillovers. Mayor Waddell instructed Manager Cox to ensure that a member of Town staff is present every time a truck is dumped.

Mr. James Sardis with AAA Portable Toilets stated he followed the guideline for dumping in the sewer lines of Chadbourn. This process has been in place for many years and it has had very few complaints. A few years back they offered the Town to stop paying rental on two portable toilets in place of paying \$10 per dump. The offer was turned down; even though the Town was paying double the amount that it was receiving.

Council asked Mr. Sardis if the offer was still good for free dumping for free rental of portable toilets. Mr. Sardis said the offer was available. Council agreed that it made sense to trade services for both parties. No vote was taken. This would save the Town at least two (2) hundred dollars per year for the trade of services.

**8. Update on the Cost Saving Program from Robert Segal.**

Presented by: Stevie Cox Town Manager

The Town Manager stated that Robert Segal could not be present at the Town Council meeting tonight, but he outlined the savings they have found at this time in his letter. Mr. Segal stated he found the phone service could save the Town around \$4,000 per year and there is a possibility that he could find some refunds from our tax refunds from the State. Mr. Segal also stated that the Town has done a good job overall.

Mayor Pro Tem Rector stated that the ninety (90) days from the signing of the contract would be up in November, and he would like for Mr. Segal to be present at the next Council meeting.

No action was taken.

(Clerk's Note: Copies of the Action Agenda items are hereby attached and therefore made a part of these minutes)

**CITIZEN REQUEST/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.

- Eugene George asked what happens to the Comment Cards. He did not understand why they would even need to be filled out to speak.
- Eugene George asked if there is a policy to cut an individual's water off if the bill is not paid in full. Mr. George stated that we should use the Water Reserve Funds to pay for individuals who do not pay their water bills.
- Eugene George stated that Katie Williams should not have a charge for water until her water issues are cleared up.
- Councilmember Edwards requested to see Katie Williams' water bills for the past twelve months.
- Mayor Waddell suggested not to read Katie Williams' water meter until Joyner Street water lines are replaced. Mayor Waddell suggested that she only be charged a minimum bill.
- Crystal Frank asked why the Water Reserve Fund could not be used to assist those who cannot pay their utility bill.
- Brenda Tedder asked if the school's water has been tested to be safe for drinking.
- Edwin Roberts stated that all of those residents adjacent to 1<sup>st</sup> Avenue should have been given the opportunity to connect to 1<sup>st</sup> Avenue water lines.
- Sarah Davis asked who checks the bottle water samples that she fills for the Town's employees. Ms. Davis also asked what the results were and could she see them.
- Mary Flowers requested that potholes be fixed on Chappin Street and Wilkes Street.
- Public Works Director Michael Foss stated that the potholes at Chappin Street and Wilkes Street will be fixed by the end of next week.
- Edwin Roberts stated that he wanted to withdraw the request to be repaid on his pool chemicals by the Town of Chadbourn.
- Eugene George asked if the Town of Chadbourn gets bids for the work on tree maintenance if the work is under \$10,000.
- Crystal Frank asked if money is the reason that water lines have not been replaced.

Mayor Waddell closed the Public Comments session.

Mayor Waddell asked Town Manager Stevie Cox if he had any announcements.

With no other business, Mayor Waddell asked Council to make a motion to go into Closed Session. A motion was made by Councilmember 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). Councilmember Bass seconded the motion. The motion passed by a unanimous vote of 5-0.

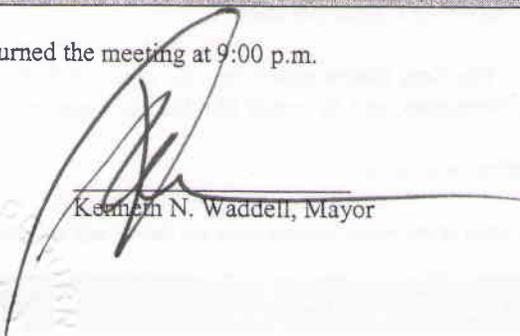
Mayor Waddell closed the Town Council Meeting to the public to go into Closed Session at 8:42 p.m.

The Closed Session was approximately eighteen (18) minutes.

No action was taken.

#### Adjournment

With no further business, Mayor Waddell adjourned the meeting at 9:00 p.m.

  
Kenneth N. Waddell, Mayor

Attest:

  
Patricia Garrell, Town Clerk