



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

**September 6, 2011**

The regular scheduled meeting of the Chadbourn Town Council was held Tuesday, September 6, 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; Harold Pope, Town Attorney; 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 Phillip Honeycutt led the assembly in prayer.

**PLEDGE OF ALLEGIANCE**

Mayor Waddell led the assembly in the Pledge of Allegiance. Mayor Waddell asked to have a moment of silent prayer for the 9-11 victims 10 years ago.

**APPROVAL OF AGENDA**

Councilmember Rector made a motion to move item number eight (8), Budget Amendment for Tree Maintenance, under Consent Agenda Items to Action Agenda Items. Councilmember Roberts made a motion to approve the Agenda with item number eight (8), Budget Amendment for Tree Maintenance, to be moved to Action 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 – August 2, 2011 and August 9, 2011
2. Closed Session Minutes – August 9, 2011
3. Special Called Meeting Minutes – August 16, 2011

Councilmember Rector made a motion to approve the 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. **Release of Taxes for Evelyn Lawrence.**
2. **Release of Taxes for Timothy Guy Long.**
3. **Release of Taxes for Columbus Industries.**
4. **Release of Taxes for Antonio Terrill Scott.**
5. **Budget Amendment for the Sewer Department.**

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

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

## **PUBLIC HEARING**

**No Public Hearings.**

## **ACTION AGENDA**

1. **Budget Amendment for Tree Maintenance.**  
Presented by: Stevie Cox Town Manager and Public Works Director Michael Foss  
  
After discussion by Council, a motion was made by Councilmember Rector to deny the Budget Amendment for Tree Maintenance. Councilmember Bass seconded the motion. The motion passed by a unanimous 5-0 vote.
2. **Approval of the North Carolina Rural Center Grant for the installation of the Radio Read Meters.** Presented by: Stevie Cox Town Manager  
  
After discussion by Council, a motion was made by Councilmember Edwards to approve the North Carolina Rural Center Grant for the installation of the Radio Read Meters. Councilmember Rector seconded the motion. The motion passed with a unanimous vote of 5-0.
3. **Tax Collection and Privilege License Fees Update.**  
Presented by: Wendy Johnson  
  
No action taken.
4. **Code Enforcement Update.**  
Presented by: Captain Robert Mumblow  
  
No action taken
5. **Approval of Condemnation for 104 West Railroad Avenue.**  
Presented by: Captain Robert Mumblow  
  
Captain Mumblow requested that the Town Council approve granting a thirty (30) day extension of the ruling of the condemnation until September 24, 2011 for 104 West Railroad Avenue.
6. **Approval of Condemnation for East Railroad Avenue**  
Presented by: Captain Robert Mumblow  
  
Captain Mumblow requested that the Town Council approve the condemnation for the Spivey Property on East Railroad Avenue.

7. **Approval of Condemnation for 106 West Railroad Avenue.**  
Presented by: Captain Robert Mumblow

Captain Mumblow requested that the Town Council approve the condemnation for the Taylor Building located at 106 West Railroad Avenue.

8. **Approval of Condemnation for 801 West Smith Street.**  
Presented by: Captain Robert Mumblow

Captain Mumblow requested that the Town Council approve the condemnation for the Margie House located at 801 West Smith Street.

After discussion by Council, a motion was made by Councilmember Rector to vote on all the Condemnations as one for 104 West Railroad Avenue, East Railroad Avenue, 106 West Railroad Avenue, and 801 West Smith Street. Councilmember Honeycutt seconded the motion. The motion passed with a 4-1 vote. Councilmember Roberts did not approve.

9. **Appointment to the Chadbourn Planning Board.**  
Presented by: Stevie Cox Town Manager

Chadbourn Planning Board has two members who have resigned, which are Nancy Dove and Kenneth Ellis. Stevie Cox has requested that Brittany Waddell and Valory Freeman be appointed to the Chadbourn Planning Board.

After discussion by Council, a motion was made by Councilmember Roberts to accept the resignation of Nancy Dove and Kenneth Ellis from the Chadbourn Planning Board. Councilmember Bass seconded the motion. The motion passed with a unanimous vote of 5-0.

After discussion by Council, a motion was made by Councilmember Edwards to appoint Brittany Waddell to the Chadbourn Planning Board. Councilmember Bass seconded the motion. The motion passed with a unanimous vote of 5-0.

After discussion by Council, a motion was made by Councilmember Roberts to appoint Valory Freeman to the Chadbourn Planning Board. Councilmember Honeycutt seconded the motion. The motion passed with a vote of 3-2. Councilmember Bass and Councilmember Edwards did not approve.

10. **Lighting on 1<sup>st</sup> Avenue.**  
Presented by: Kenneth Waddell

Mayor Waddell had a request from the Extension Home Makers to present to Council a request to put up a decorative light somewhere in Chadbourn. It was suggested by Extension Home Makers that the light be around The Park, Library or on 1<sup>st</sup> Avenue. It was suggested by Councilmember Rector that they be put on the October Agenda to present their recommendations to exactly where they wanted to locate the light.

(Clerk's Note: a copy Code Enforcement Update 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.

- Katie Williams asked for an update on the replacement on the water line at Joyner Street. She stated that she is tired of having water that is unfit to use, and would like to be able to do normal everyday chores.

Councilmember Robert stated that Katie Williams should have a six (6) month adjustment on her water only.

After much discussion by Council about Katie Williams' water, it was recommended that a water filter be put on her water line and checked daily.

- Eugene George suggested that a filter be put on everyone's water line on Joyner Street for cleaner water.
- Edwin Roberts asked if the tree maintenance person that did not pay his Privilege License fee possibly have the fee deducted from his bill.
- Edwin Roberts asked how much the Town will have to pay for the lines underground on 1<sup>st</sup> Avenue.
- Eugene George asked if the Town get bids on tree maintenance.
- Katie Jones asked who is responsible for cutting the grass around the railroad tracks.

Mayor Waddell closed the Public Comments session.

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

Town Manager Stevie Cox stated that the 2011 NCLM Annual Conference was October 22, 2011 through Tuesday October 25, 2011. He asked if any Councilmember was interested in attending. If so, registration is required.

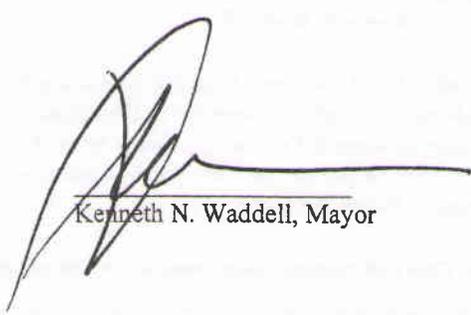
With no other business, Mayor Waddell asked Council to make a motion to go into Closed Session. A motion was made by Councilmember Rector to go into Closed Session for Discussion of Possible Litigation – General Statutes 143-318-11(a)(3) and Discussion of Property Acquisition – General Statutes 143-318-11(a)(5). 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 9:11 p.m.

The Closed Session was approximately ten (10) minutes.

#### Adjournment

With no further business, Mayor Waddell adjourned the meeting at 9:21 p.m.



Kenneth N. Waddell, Mayor

Attest:



Patricia Garrell, Town Clerk