



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

**October 1, 2013**

The regularly scheduled meeting of the Chadbourn Town Council was held Tuesday, October 1, 2013 at 7:00 p.m., in the Council Meeting Room.

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

**Members Absent:** None

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

**CALL TO ORDER AND ROLL CALL**

Mayor Rector called the meeting to order at 7:01 p.m. Patricia Garrell, Town Clerk, took roll call.

**INVOCATION**

Councilmember Edwards led the assembly in prayer.

**PLEDGE OF ALLEGIANCE**

Mayor Rector led the assembly in the Pledge of Allegiance.

**APPROVAL OF AGENDA**

Mayor Rector stated that Edwin Carter had requested to be put on the Action Agenda instead of Public Comments and he requested a motion from Council to make the change on the agenda.

A motion was made by Councilmember Edwin Roberts to move Mr. Carter to the action agenda. The motion failed to pass due to lack of a second. Mr. Carter will remain on Public Comments.

Mayor Rector requested that Council make a motion to add a Closed Session to the Agenda for personnel issues.

A motion was made by Councilmember Honeycutt to amend the Agenda to add a Closed Session, for personnel issues according to NC General Statutes, G.S. 143-318.11 (c), and approve the Agenda. The motion was seconded by Councilmember Bass. The motion was carried with a vote of 3 – 2 with the raise of hands. Councilmember Edwards and Edwin Roberts were nays.

**Approval of Minutes of Town Council Meeting**

1. Regular Meeting Minutes – September 3, 2013

Councilmember Rashad Roberts made a motion to approve the minutes listed above. The motion was seconded by Councilmember Honeycutt to approve the minutes listed above. The motion carried with a unanimous vote of 5 - 0.

## COMMENTS FROM THE MAYOR

- Mayor Rector stated that the Town has some good news about an employee and asked Mike Foss to comment.
- Mike Foss stated that Steven Price has received two licenses for the WWTP; they are Grade 1 Biological Operator and Wastewater Treatment Operator I & II. With Mr. Price's operator license, he is saving the Town \$200 per month because the Town will no longer have to pay for a back-up operator. Mr. Price is, also, currently in class this week for Water Cross-Connections. Mr. Foss, also, stated that Mr. Price has only been with the Town since November 2012 and has excelled in his job.
- Mike Foss stated that Dennis Hope is taking the C-Well exam on October 31, 2013. In passing the exam, Mr. Hope can be the Well Operator.
- Stevie Cox stated that Howard and 4<sup>th</sup> Avenue has had a major water leak and the Town is now working to repair 15 to 20 feet of pipe and replacing two water basins.
- Mr. Cox stated that on October 13<sup>th</sup> through October 15<sup>th</sup>, he and the Mayor would be attending the 2013 NCLM Annual Conference in Hickory NC.
- Stevie Cox stated that he is working on updating the Town's Personnel Policy and is planning on having it completed so it can be approved by Council at the December meeting.

## PUBLIC COMMENTS AND CITIZEN REQUEST

*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 Rector opened the floor for Public Comments from the comment cards he received.

**Russell Gause: Chadbourn, NC**

- Mr. Gause stated that his yard debris is not being picked up at his property. He asked if he was paying for pick-up and why he was not receiving the service.

**Edwin Carter: Chadbourn, NC**

- Mr. Carter stated that he is upset about the cars/trucks parked in the street on 3<sup>rd</sup> Avenue and Brown Street at Harold's Body Shop. He is requesting Council to enforce the law and make the citizens stop parking on the public street.

**Tommy Dyson: Chadbourn, NC**

- Mr. Dyson stated that he lived on 3<sup>rd</sup> Avenue and it is a real issue with cars/trucks parked in the street. He stated that it has been an issue for a long time and he would request action be taken about the problem.

**Alexander Singletary: Chadbourn, NC**

- Mr. Singletary stated that it is time for action to be taken on the gang violence on the West Side of Town. There is gunfire heard all during the night and during the daytime hours.
- Mr. Singletary stated that the Senior Citizens are fearful to sleep at night and afraid to go out of their homes for fear of being shot and it is not fair to the law abiding citizens on the West Side of Town.
- Mr. Singletary is requesting a public meeting about the violence in the Town and is requesting a resolution to this matter.

Mayor Rector stated that he and Mr. Cox had discussed having a meeting with the West Side citizens about the events that have been taking place.

Bettye Wilson: Chadbourn, NC

- Ms. Wilson stated that she appreciated the Mayor and Mr. Cox talking about a meeting on the West Side of Town, but she wants to know the steps that are being taken now. She wants to know the plan for the gun violence on the West Side of Town.
- Ms. Wilson stated that the school buses had to change the direction of their routes because of all the gun violence.
- Ms. Wilson stated that she is requesting a date for a community meeting on the violence, and would like to be informed of the date and time tonight.
- Ms. Wilson stated that this past weekend, she was sitting at her table and was hearing gun fire all around her and she did not know whether to hit the floor or leave her house. She, also, stated that this is not fair to her or the other residents who live on the West Side of Town.

Mayor Rector asked Mr. Cox if he had any comments.

Mr. Cox stated that he would let Steven Shaw address the issue.

Steven Shaw stated that they doubled the officers on duty, as well as, an auxiliary officer called in the night all the gunshots were fired. He, also, stated that it is hard to determine who is doing the shooting right now because of sporadic occurrences. One day the potential persons are shooting at each other, the next day they are standing on the corner together.

Bettye Wilson: Chadbourn, NC

- Ms. Wilson stated that she thought that was what the police should be doing, apprehending the persons who are causing the violence.
- Ms. Wilson asked if she could be called tomorrow (Wednesday, October 2, 2013) to tell her when and where the West Side meeting would take place.

Eugene George: Chadbourn, NC

- Mr. George asked are we arresting anyone.
- Mr. George stated that the police need to move them off that corner and break them up. These individuals are walking around with guns in their hands, why are they not being arrested.

Councilmember Edwards asked if there is any type of curfew time that would help with the violence.

Unknown Person Speaking:

- Stated that the Town could get an Acting Agent from the property owner. Then the Town will be authorized to clean up the area and move gathering groups from the property.

After much discussion, Councilmember Rashad Roberts stated that what the Public is trying to convey is, if the Police know of potential criminals, why don't they put them in a Police Car and arrest them. He understands not having enough evidence to convict them, but if the Police pick them up enough times, they will get tired of being picked up. Right now, they know the Police are not coming or will do nothing. He, also, stated that the Police need to be Police and the citizens need to be citizens.

Russell Gause: Chadbourn, NC

- Mr. Gause stated that the situation with groups standing around Town has resulted in the Kangaroo Express gas station closing soon.

Bettye Wilson: Chadbourn, NC

- Ms. Wilson stated that when Police Officer Atkins was here, they did not have issues like they do now.

Mayor Rector closed the Public Comments session.

**PUBLIC HEARING**

**1. Proposed Rezoning: Case No.: RZ-02-13**

This request is for public comments on the proposed rezoning of the property located at 405 East Institute Street. The applicant desires to rezone a portion of the property from OS – Open Space District and R-MHP – Residential Mobile Home Park District to R-7 – Residential 7 (7000 square feet minimum) district. The Planning Board is requesting that the Town Council hold a Public Hearing to receive public comments on this rezoning request.

The Public Hearing Notice was advertised in The News Reporter on September 19th and September 26<sup>th</sup>, 2013.

**Mayor Rector opened the Public Hearing session at 7:41 p.m.**

Russell Gause, Chadbourn, NC

- Mr. Gause asked if these individuals paid a zoning fee.

Mr. Cox stated that the individuals did pay a rezoning fee.

Mayor Rector asked if Council had any questions concerning the Rezoning.

Councilmember Brian Edwards

- Councilmember Brian Edwards asked if Residential 7 (R-7) is a stick built house.

Mr. Cox stated R-7 is a stick built house.

**Mayor Rector closed the Public Hearing session at 7:43 p.m.**

**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. Change of Date for the November 2013 Town Council Meeting.  
Presented by: Mayor Fax Rector**

Mayor Fax Rector is requesting that the Town Council change the date of the Town Council meeting from November 5, 2013 to November 12, 2013 at 7 p.m.

After much discussion by Council, a motion was made by Councilmember Rashad Roberts to Approve Consent Agenda item 1 listed above. Councilmember Bass seconded the motion. The motion carried with a unanimous vote of 5 - 0.

**ACTION AGENDA**

**1. Proposed Rezoning: Case No.: RZ-02-13  
Presented by: Stevie Cox, Town Manager**

Stevie Cox, Town Manager, stated that this request is for rezoning the property located at 405 East Institute Street. The applicant desires to rezone a portion of the property from OS - Open Space District and R-MHP - Residential Mobile Home Park District to R-7 – Residential 7 (7,000 square feet minimum) district.

After much discussion by Council, a motion was made by Councilmember Rashad Roberts to Approve Case No: RZ-02-13, the rezoning the property located at 405 East Institute Street from R-MHP and OS to Residential 7. Councilmember Honeycutt seconded the motion. The motion carried with a unanimous vote of 5 - 0.

Mayor Rector stated that with no other business, he is requesting a motion to go into Closed Session for Personnel Issues.

Councilmember Honeycutt made a motion that Council go into closed session to discuss a personnel matter as allowed by the NC General Statutes, G.S. 143-318.11 (c), open meeting law. Councilmember Bass second the motion.

Mayor Rector adjourned for the Closed Session at 7:45 p.m.

**CLOSED SESSION**

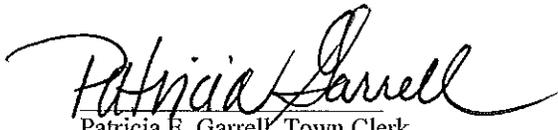
After much discussion, Council went back into Open Session.

**ADJOURNMENT**

With no further business, Mayor Rector adjourned the meeting at 8:22 p.m.

  
Jay Rector, Mayor

Attest:

  
Patricia E. Garrell, Town Clerk

