



**Minutes
Town of Chadbourn, North Carolina
Chadbourn Council Regular Meeting
April 4, 2017**

The Regular Council Meeting of the Chadbourn Town Council was held Tuesday, April 4, 2017 at 6:00 p.m., in the Council Meeting Room.

Members Present: Mayor Phillip Britt; Councilmembers: Rashad Roberts, Donald Ray Bass, James Green, Colene Kelly and David Worley

Members Absent: None

Others Present: Patricia Garrell, Interim Town Manager; Butch Pope, Town Attorney and Al Leonard, Town Planner (Present for the Closed Meeting at 6:00 p.m.)

Patricia Garrell, Interim Town Manager; Butch Pope, Town Attorney; Al Leonard, Town Planner; Linda Gaddy, Deputy Town Clerk; Steven Price, Public Works Director and Brian Anderson, Interim Police Chief (Present at 7:00 p.m., for the open session meeting.)

CALL TO ORDER AND ROLL CALL

Mayor Britt called the meeting to order at 6:00 p.m. Patricia Garrell, Town Clerk took roll call.

INVOCATION

Mr. Al Leonard led the assembly in prayer.

PLEDGE OF ALLEGIANCE

Mayor Britt led the assembly in the Pledge of Allegiance.

APPROVAL OF AGENDA

Mayor Britt asked Council to make a motion to approve the agenda.

A motion was made by Councilmember Bass to approve the agenda.

Motion by: Bass
Motion Seconded by: Roberts
Votes: Ayes - 5
Nays - 0
Abstained - 0

APPROVED

CLOSED MEETING

1. North Carolina General Statutes: 143-318.11 (a) (6) to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an

individual public officer or employee or prospective public officer or employee.

Mayor Britt asked Council to make a motion to go into Closed Session at 6:04 p.m.

A motion was made by Councilmember Roberts to go into Closed Session pursuant North Carolina General Statutes: 143-318.11 (a) (6)) to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee. The motion was seconded by Councilmember Bass.

Council moved to Closed Session a 6:04 p.m.

Mayor Britt asked Council to make a motion to go back into Open Session at 7:16 p.m.

Councilmember Roberts made a motion to go back into open Session. Councilmember Worley seconded the motion.

Mayor Britt stated that Council was back in open session and no action was taken.

APPROVAL OF MINUTES OF TOWN COUNCIL MEETINGS

2. Regular Meeting Minutes – March 7, 2017
3. Special Called Meeting – March 27, 2017

Mayor Britt asked Council to make a motion to approve the minutes listed above.

A motion was made by Councilmember Roberts to approve the minutes listed above as one.

Motion by: Roberts
Motion Seconded by: Bass
Votes: Ayes - 5
Nays - 0
Abstained - 0

APPROVED

ANNOUNCEMENTS

4. Mayor Britt made the following announcements:

- Annual Pancake Supper is on April 27th at the Chadbourn Elementary School between 5 p.m. and 8 p.m.
- Town Hall will be closed for Easter Monday, April 17, 2017.

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

Perry McCullum, Chadbourn, NC

- Mr. McCullum asked why the sewer rates on Georgia Pacific Road were double the rates of customers who live inside the Town's City Limits. Mr. McCullum asked if the sewer rates for

customers outside of the Town City Limits could be reduced. Council and Staff stated that they would consider his request during the upcoming budget season.

Ms. Dianthe Williamson, Chadbourn, NC

- Ms. Williamson asked to be permitted to use the Town's property located on the corner of N. Brown Street and E. 5th Avenue as a food vendor for the Strawberry Festival.

Councilmember Roberts made a motion to allow Ms. Williamson to use the property located on the corner of N. Brown Street and E. 5th Avenue as a food vendor for the Strawberry Festival. The motion was seconded by Councilmember Worley. The motion passed by unanimous vote.

Ms. Ruth Haynes, Chadbourn, NC

- Ms. Haynes asked to be permitted to use the Town's property located as the old Kangaroo station between E. 3rd Avenue and E. 4th Avenue on N. Brown Street as a vendor for the Strawberry Festival.

Councilmember Worley made a motion to allow Ms. Haynes to use the Town's property located between E. 3rd Avenue and E. 4th Avenue on N. Brown Street (formerly known as the Kangaroo Station) as a vendor for the Strawberry Festival with the stipulation that Ms. Haynes keep a clean and orderly areas for her customers to enter and exit. The motion was seconded by Councilmember Kelly. The motion passed by unanimous vote.

Ms. Mary Beth Collins, Chadbourn, NC

- Ms. Collins had concerns about trees near her residence located at 619 N. Elm Street falling that are located near her property and are inside the power lines.

Mr. Russell Gause, Chadbourn, NC

- Mr. Gause had a problem with chlorine being injected into the water system near his residence. Mr. Gause addressed the issue of no pavement on Colony Street and parts of W. 2nd Avenue. Finally Mr. Gause wanted to know who was responsible for taking down the old C & J Tire Service building.

Mayor Britt closed the Public Comments.

PUBLIC HEARINGS

5. Public Hearing for a Text Amendment to the Zoning Ordinance and Table of Permitted Uses.

Mayor Britt opened the floor for the Public Hearing at 7:37 p.m.

Mr. Russell Gause, Chadbourn, NC

- Mr. Gause presented a newspaper article stating that his residence was to have been rezoned from commercial to residential in 2012. Council stated that this was not being considered under this public hearing.

Mayor Britt closed the floor for public comments on the text amendment to the zoning ordinance and table of permitted uses at 7:43 p.m.

CONSENT AGENDA

6. Approval of the Proclamation for the Town of Chadbourn's Beautification and Clean-Up Week. Staff is requesting that Town Council approve the Proclamation for Beautification and Clean-Up Week.

7. **Approval of the Proclamation for the 2017 North Carolina 85th Strawberry Festival on May 2nd, 2017 ending on May 6, 2017.** Staff is requesting that Town council approve the Proclamation for the 2017 Strawberry Festival.

A motion was made by Councilmember Roberts to approve Consent Agenda Items 1 and 2 listed above.

Motion by: Roberts
Motion Seconded by : Green
Votes: Ayes - 5
Nays - 0
Abstained - 0

APPROVED

A copy of the Proclamations are therefore attached and made a part of these minutes.

ACTION AGENDA

8. **Approval or Disapproval of a Text Amendment to the Zoning Ordinance and Table of Permitted Uses to prohibit any more inside storage units/buildings and garage doors in/on all buildings fronting Brown Street beginning at N. Brown Street/Strawberry Boulevard and ending at South Brown Street/Institute Street and in the B-1 District.** The Planning Board is requesting Council's approval or disapproval of the Text Amendment.

After discussion, a motion was made by Councilmember Bass to approve the above Text Amendment to the Zoning Ordinance (Section 86-54) and Table of Permitted Uses (Section 86-52) to Prohibit any more inside Storage Units/Buildings or Garage Doors in/on all buildings fronting Brown Street beginning at North Brown Street/Strawberry Boulevard and ending at South Brown Street/Institute Street and in the B-1 Business District and adopt the Statement of Plan Consistency and Reasonableness as outlined in the Staff Report by Mr. Allen Serkin.

Motion by: Bass
Motion Seconded by : Worley
Votes: Ayes - 5
Nays - 0
Abstained - 0

APPROVED

The Staff Report by Mr. Allen Serkin, Cape Fear Council of Governments Consultant, detailing the text amendment and the statement of plan consistency and reasonableness is hereby attached and made a part of these minutes.

9. **Approval/disapproval of a Credit/Debit Card Reader for Town Hall.** Staff is requesting Council to discuss a credit/debit card reader for Town Hall.

Staff presented Council with proposals from Heartland, CresCom and HP software companies for the purchase of a credit/debit card reader for Town Hall for their consideration and discussion.

After a lengthy discussion, a motion was made by Councilmember Worley to approve Heartland Software Company as outlined in Staff's Memo # 16/17-4 as the Credit/Debit Card Reader for the Chadbourn Town Hall.

Motion by: Worley
Motion Seconded by: Bass
Votes: Ayes - 5
Nays - 0
Abstained - 0

APPROVED

A copy of Memo # 16/17-4 is hereby attached and made a part of these minutes.

10. **Approval/Disapproval to Submit an Application to USDA for Police Vehicles.** Staff is requesting Council to approve/disapprove the application for Police vehicles.

Staff stated that if the grant is approved, Council will then approve the vehicles and the loan amount.

A motion was made by Councilmember Worley to approve the Police Department's request as presented by Interim Chief Brian Anderson to submit an application applying for an USDA Grant to purchase Police Vehicles.

Motion by: Worley
Motion Seconded by: Bass
Votes: Ayes - 5
 Nays - 0
 Abstained - 0

APPROVED

CLOSED SESSION

11. **Closed Session pursuant General Statute 143-318.11 (a) (6) to discuss "specific employees" and to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee.**

Mayor Britt requested Council to make a motion to go into Closed Session.

Councilmember Roberts made a motion to go into Closed Session pursuant General Statute 143-318.11 (a) (6) to discuss "specific employees" and to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee. The motion was seconded by Councilmember Bass. The motion passed by unanimous vote.

Council moved to Closed Session at 8:10 p.m.

Mayor Britt asked Council to make a motion to go back into Open Session.

Councilmember Roberts made a motion to go into open Session at 9:15 p.m.

Mayor Britt stated that Council was back in open session and no action was taken in closed session. The closed session was recessed to continue on Wednesday, April 12, 2017 at 7:00 p.m.

ADJOURNMENT

With no further business, Mayor Britt adjourned the meeting.

Attest: Linda Gaddy
Linda Gaddy, Deputy Town Clerk



Phillip C. Britt
Phillip C. Britt, Mayor

