



REGULAR MEETING MINUTES
MAYODAN TOWN COUNCIL
June 11, 2018
7:00 p.m.
James A. Collins Municipal Building

Mayor and Council Present:	<p style="text-align: right;"> Mayor Jeffrey Bullins Darrell Allred Lewis Bottoms James “Bud” Cardwell David Holland Chad Wall </p>
Absent:	
Staff Present:	<p style="text-align: right;"> Town Manager/Town Clerk Melessa K. Hopper Assistant Town Attorney Katy Gregg </p>
Others Present:	Joe Dexter, News & Record, Rockingham Edition
	<p>The Mayodan Town Council met at 7:00 p.m. on June 11, 2018 in the Council room of the James A. Collins Municipal Building, and with a quorum present Mayor Bullins called the meeting to order.</p>
AGENDA TOPICS	ITEM
Public Comment Period and Citizen Concerns	<i>No one wished to speak.</i>
Public Hearings:	
Public Comment on the 2018-2019 Tax Franchise	<p> <i>Mayor Bullins opened the public hearing to hear public comment on the 2018-2019 Taxi Franchise award at 7:04 p.m. Mayor Bullins informed the public that Michael and Annette Lilly had applied for the franchise as they had done since 1999. All conditions have been met. This is the second of two public hearings and second of two approval votes.</i> <i>No one from the public wished to speak.</i> <i>Mayor Bullins closed the public hearing at 7:05 p.m.</i> Motion by Councilman Wall, seconded by Councilman Cardwell, to approve the first vote for Hampton’s Taxi, owners Michael and Annette Lilly, for the 2018-2019 Taxi Franchise. <i>Ayes: Councilmen Allred, Bottoms, Cardwell, Holland, and Wall.</i> <i>Nays: None.</i> <i>Motion carried unanimously.</i> </p>
Approval of Minutes:	<p> Motion by Councilman Allred, seconded by Councilman Wall, to approve the minutes of the agenda and regular meetings held on May 10 and 14, 2018, and continued meeting minutes of May 21, 2018 as presented. <i>Ayes: Councilmen Allred, Bottoms, Cardwell, Holland, and Wall.</i> <i>Nays: None.</i> <i>Motion carried unanimously.</i> </p>
Old Business:	
Discussion and Consideration of Recommendations to	<p> <i>Mayor Bullins asked Council to consider an ordinance to amend Town of Mayodan Town Code of Ordinances as it relates to cemetery maintenance, Chapter 9, Article 4, Section 9.52 General Regulations, and additional policies and procedures for the maintenance of the cemetery. Those items to consider were:</i> </p>

Council from Cemetery Committee

**A repository for loose/off-season flowers was agreed upon and, by approval of Town Manager, purchased and placed at the cemetery for flowers that are loose and not grave identifiable and for flowers removed at clean-up which are out-of-season.*

**Recommend a semi-annual clean-up schedule announcement for the two weeks prior to Easter and two weeks prior to Veteran's Day. This allows for removal of fall and Christmas flowers prior to spring/Easter, and removal of Spring/Summer flowers prior to fall and winter season. A hanging sign to attach to the bottom portion of the regulations sign will be ordered to hang that states when the next clean-up period starts. The regulation sign currently says "quarterly" clean-ups, but will be masked with a "semi-annual" clean-up verbiage.*

**Recommendation to remove the most damaged brick column and rebuild at a location further from the corner/curbing, remove the trashcan holder portion of the other brick column and repair any problems with the second column.*

**Committee recommendation was to attempt to locate family members of monuments that are leaning or sliding from the base in the upright section to have the monuments repaired. If no family can be located, the committee recommends the Town Council approve the repair.*

**Amendments to the Cemetery Ordinance as presented.*

**ARTICLE 4
CEMETERIES**

ARTICLE 4, SECTION 9.52 GENERAL REGULATIONS - MAINTENANCE.

Additional regulations are as follows:

- (a) No more than one (1) flower pot or vase per grave with the exception of upright markers constructed with two vases; and.*
- (b) No more than two (2) memento items per grave are allowed; and*
- (c) The flower vase or pot and two memento items must be affixed to, or immediately adjacent to, the temporary or permanent grave marker on each grave; and*
- (d) No fencing, hedging, grave mounds, borders, or curb of any kind shall be allowed on any grave; and*
- (e) No decoration, flags, mementos, shall be allowed to be used as a cover on any grave; and*
- (f) The Town of Mayodan staff, groundskeepers, or employees will not be held responsible for damage to any flowers, pots, vases, decorations, flag, lights, or other items used to memorialize a grave while in the performance of their duties of maintaining such graves.*

A fenced storage area will be maintained by the superintendent and/or his designee to house any flowers or other items that have been displaced from graves for retrieval by the owner of the material. The Superintendent will have the authority to place a notice upon a grave when items left at the grave are not in keeping with the regulations, and if not corrected within 14 days, items will be moved to the fenced storage area on site.

The Town of Mayodan will conduct semi-annual maintenance periods to allow for faded, tattered, unkempt, broken, and non-seasonal items to be cleared from graves. Owners of graves, family members, and others should take the maintenance period as an opportunity to remove any items they wish to keep possession of or if no longer desired, deposit in provided trash receptacles. At the end of self-monitoring maintenance periods the cemetery superintendent and groundskeepers will use discretion in removing items from graves that can be considered non-seasonal, broken and/or tattered, or items placed not in compliance with rules and regulations.

	<p><u>The superintendent will make notice of upcoming maintenance schedules by providing the date on signage within the cemetery and other advertisements as applicable.</u></p> <p>Motion by Councilman Holland, seconded by Councilman Cardwell to approve the recommendations of the cemetery committee and to approve an Ordinance to amend the Town of Mayodan Code of Ordinances, Chapter 9, Article 4, Section 9.52 General Regulations Ayes: Councilmen Allred, Bottoms, Cardwell, Holland, and Wall. Nays: None. Motion carried unanimously.</p>
<p>Consideration of Resolution Asking Department of Transportation to Eliminate Parking Spot on W. Main Street.</p>	<p>Mayor Bullins informed Council that the parking spot in question was blocked off for a month and that staff reported the intersection sight line is much better and it is their recommendation to request the permanent closure of the parking space from the Department of Transportation.</p> <p>Motion by Councilman Wall, seconded by Councilman Bottoms, to approve the resolution asking D.O.T. to eliminate the parking space on W. Main Street at the corner of N. 3rd Avenue due to safety reasons. Ayes: Councilmen Allred, Bottoms, Cardwell, Holland, and Wall. Nays: None. Motion carried unanimously.</p> <p style="text-align: center;">RESOLUTION REQUESTING NORTH CAROLINA DEPARTMENT OF TRANSPORTATION ELIMINATE ONE PARKING SPACE IN THE 200 BLOCK OF WEST MAIN STREET</p> <p>WHEREAS, West Main Street is a part of the North Carolina Department of Transportation highway system; and</p> <p>WHEREAS, the North Carolina Department of Transportation is the agency responsible for the parking along streets that are a part of the state highway system; and</p> <p>WHEREAS, the parking spot at the corner of West Main Street on the north side of the street where it connects with North 3rd Avenue creates a visibility issue for drivers entering the intersection from North 3rd Avenue; and</p> <p>WHEREAS, the elimination of the first parking space on the Northwest corner would improve the site and visibility of motor vehicular traffic;</p> <p>NOW, THEREFORE, BE IT RESOLVED, that the Town of Mayodan Town Council requests the North Carolina Department of Transportation eliminate the parking space on the northwest corner of the 200 block of West Main Street at the corner of West Main and North 3rd Avenue in front of 210 West Main Street as outlined in the map enclosed.</p> <div style="text-align: center;">  </div> <p>This the 14th day of May, 2018.</p> <div style="display: flex; justify-content: space-between; align-items: flex-end; margin-top: 20px;"> <div style="width: 45%;"> <p>_____ Bullins, Mayor ATTEST:</p> <p>_____ Melessa K. Hopper, CMC, Town Clerk</p> </div> <div style="width: 45%; text-align: right;"> <p>Jeffrey G.</p> </div> </div>

<p>New Business:</p> <p>Consideration of Ordinance to Amend Mayodan Town Code of Ordinances to Change Council Meeting Time</p>	<p><i>Mayor Bullins asked Council to consider a resolution to amend the Town Code of Ordinances to change the Council meeting time from 7:00 p.m. to 6:00 p.m. Council discussed the possibility of changing the meeting schedule at a meeting held in May.</i></p> <p>Motion by Councilman Bottoms, seconded by Councilman Cardwell, to approve the ordinance to amend Town Code Chapter 2, Article 1, Town Council, Section 2.1 Regular Meetings as presented. <i>Ayes: Councilmen Allred, Bottoms, Cardwell, Holland, and Wall. Nays: None. Motion carried unanimously.</i></p> <p style="text-align: right;">Ordinance 2018-02</p> <p style="text-align: center;">TOWN OF MAYODAN AMENDMENT TO MAYODAN TOWN CODE OF ORDINANCES CHAPTER 2, Administration ARTICLE 1, TOWN COUNCIL – 2.1 REGULAR MEETINGS</p> <p>WHEREAS, the Town Council of the Town of Mayodan finds it necessary and desirable to amend the Mayodan Code of Ordinances, CHAPTER 2, ADMINISTRATION ARTICLE 1, TOWN COUNCIL, SECTION 2.1 REGULAR MEETINGS, and</p> <p>WHEREAS, said ordinance was adopted previously by the Town of Mayodan.</p> <p>NOW, THEREFORE BE IT HEREBY ORDAINED by the Town Council of the Town of Mayodan, State of North Carolina amendments be made as follows:</p> <p style="text-align: center;">ARTICLE 1 TOWN COUNCIL</p> <p>ARTICLE 1, SECTION 2.1 REGULAR MEETINGS. Section 2.1 Regular meetings. The regular meetings of the Mayor and Council of the Town of Mayodan shall be held on the second Monday of each month at seven six o'clock P.M., at the Town Hall unless otherwise designated by the Council.</p> <p>Approved this 11th day of June, 2018</p> <p><u>ATTEST:</u></p> <p>_____ Melessa K. Hopper, CMC Town Clerk</p> <p>_____ Jeffrey G. Bullins, Mayor</p>
<p>Consideration of Second Amendment to Interlocal Agreement Providing for Collection of Municipal Ad Valorem Taxes and Nuisance Abatement Fees</p>	<p><i>Mayor Bullins related to Council the Rockingham County Tax Department had presented an amendment to the interlocal agreement to collection municipal taxes for the Town of Mayodan, as well as other municipalities in Rockingham County. The amendment allows for the collection of nuisance abatement fees to be listed and collected on a property owner's tax bill. Any nuisance abatement fees charged after July 1, 2017 will be turned over to the County and those fees will appear on the tax bill of the property owner.</i></p> <p>Motion by Councilman Wall, seconded by Councilman Allred, to approve the second amendment to the interlocal agreement providing for tax collection and nuisance abatement fees. <i>Ayes: Councilmen Allred, Bottoms, Cardwell, Holland, and Wall. Nays: None. Motion carried unanimously.</i></p> <p><i>**A copy of the interlocal agreement is hereby by reference made a part of these minutes and a copy is on file in the town clerk's office for public viewing and appears below in the document section of the minutes.</i></p>

<p>Consideration of Mutual Aid Agreement with Municipalities and Rockingham County</p>	<p>Mayor Bullins explained that Rockingham County submitted a mutual aid agreement for consideration for each municipality and the County that would address issues during times of weather disasters and other emergency situations. The agreement spells out how each government entity in the county reacts with assistance to other areas that may need help. This agreement was presented to all municipalities. There is some question about the language in the agreement in paragraph 6 that states the receiving aid party will pay the party extending aid all costs and expenses incurred. Town Attorney Phil Berger had suggested language be added to the paragraph. Mayor Bullins recommended tabling the item until the next meeting to give staff an opportunity to discuss the agreement with other municipalities.</p> <p>TABLED.</p>
<p>Manager</p>	<p>Financial Reports were provided.</p> <p>A report of the public auction was given. Proceeds on the day of the auction were \$38,817.20. \$12, with \$12, 700 being returned to the Police Department Budget Drug Forfeiture Fund from sale of federal surplus vehicles.</p> <p>A report of finance officer budget amendment numbers 12-17 were given.</p> <p>NICA Bike Race Championships will be held at Farris Memorial Park on May 19-20, 2018.</p> <p>Farmer's Market Opening Day will be Saturday, June 2, 2018 at 8:00 a.m.</p> <p>Community Appreciation Day will be held Saturday, June 2, 2018 from 11:00 a.m. to 3:00 p.m.</p>
<p>Council/Mayor</p>	<p>Mayor Bullins announced the Mountain Bike Trail Race at Farris Memorial Park on Saturday was a success with over 160 participants.</p> <p>Mayor Bullins reported that the Town of Mayodan had been designated as a Federal "Opportunity Zone" along with 270 other areas in North Carolina. The designation will provide additional economic incentives to businesses or companies locating to Mayodan. The Piedmont Triad Regional Council will be assisting the Town of Mayodan with this economic incentive effort, as well as the Rockingham County Economic Development Commission.</p> <p>Councilman Bottoms brought up several complaints regarding items on curbside needing to be picked up and rather than putting in a dumpster at the Public Works Facility, to drive the truck to the landfill each time it is full or at the end of the day to be dumped. He also stated that the Town needed to do something regarding the mowing of grass and blowing grass clippings in to the street. It was stated that it is not believed to be against the law in N.C. to do this and is not an ordinance in the Town. Assistant Town Attorney Katie Gregg will look into this.</p> <p>Mayor Bullins also mentioned that the Town will begin paying recycling fees of approximately \$35 per ton for taking material to the recycling center. The Town recycles anywhere from 11 tons to 19 tons per month. The town was previously not charged for recycling; however, current recycling programs are filling up and centers have begun charging for material placed there.</p>
<p>Recess</p>	<p>Motion by Councilman Wall, seconded by Councilman Bottoms, to recess the meeting to Tuesday, June 26, 2018 at 6:00 p.m. in the James A Collins Municipal Building Town Council Chambers.</p> <p>Ayes: Councilmen Allred, Bottoms, Cardwell, Holland, and Wall.</p> <p>Nays: None.</p> <p>Motion carried unanimously.</p> <p>Council recessed at 7:43 p.m.</p>

ATTEST:

Melessa K. Hopper, CMC
Town Clerk

Jeffrey G. Bullins, Mayor

ATTACHMENTS
Documents Below

DRAFT

SECOND AMENDMENT TO INTERLOCAL AGREEMENT
PROVIDING FOR COLLECTION OF MUNICIPAL AD
VALOREM TAXES AND NUISANCE ABATEMENT FEES

THIS AMENDED AGREEMENT, made and entered into 4 day of June, 2018, by and between **ROCKINGHAM COUNTY**, a body politic and corporate of the State of North Carolina, hereinafter referred to as the **COUNTY**, and the **TOWN OF MAYODAN**, a North Carolina municipal corporation, hereinafter referred to as the **TOWN**;

WITNESSETH:

WHEREAS, the governing bodies of the **COUNTY** and the **TOWN** entered into an interlocal agreement on May 14, 1992 providing for the collection by the **COUNTY** of ad valorem taxes levied by the **TOWN**; and,

WHEREAS, the governing bodies of the **COUNTY** and the **TOWN** amended and entered into an amended interlocal agreement on July 1, 2008 in order to implement a rate increase and establish a fee rate schedule and other services and expenses for the **COUNTY'S** collection of consolidated municipal ad valorem taxes; and,

WHEREAS, the **TOWN** has requested that in addition to collecting ad valorem taxes for the **TOWN**, the **COUNTY** include nuisance abatement fees, costs for minimum housing standards enforcement and costs for nonresidential buildings or structures standards enforcement on the annual property tax bills and collect said fees for the **TOWN**; and,

WHEREAS, North Carolina General Statutes §§ 160A-193 and 160A-175 provide for billing and collection of nuisance abatement fees in addition to ad valorem taxes which when remain unpaid become a lien upon the property and shall have the same priority and be collected as unpaid ad valorem taxes with all legal remedies available for the enforcement thereof and North Carolina General Statutes §§ 160A-443 and 160A-439 provide for billing and collection of costs for minimum housing standards enforcement and nonresidential buildings or structures standards enforcement in addition to ad valorem taxes which when remain unpaid become a lien upon the property and shall have the same priority as special assessments and be collected as unpaid ad valorem taxes with all legal remedies available for the enforcement thereof; and,

WHEREAS, the **TOWN** has agreed to enter into this amended interlocal agreement with the **COUNTY** as set forth hereafter.

NOW, THEREFORE, for and in consideration of the mutual covenants herein contained and the mutual benefits to result therefrom, the parties hereby agree that the following sections of the existing Amended Interlocal Agreement Providing for the Consolidation of Ad Valorem Tax collection shall be modified, replaced or added as follows:

- (15) In addition to the collection of ad valorem taxes levied by the **TOWN**, the **COUNTY** will collect and include nuisance abatement fees, minimum housing standards enforcement

costs and nonresidential buildings or structures standards enforcement costs on the annual property tax bills and collect said fees and costs for the **TOWN**. The **COUNTY** will begin inclusion and collection of said fees for fiscal year 2018-2019 for any and all fees accumulated by the **TOWN** after July 1, 2017.

Pursuant to N.C.G.S § 105-360(a), interest for delinquent nuisance abatement fees, minimum housing standards enforcement costs and nonresidential buildings or structures standards enforcement costs shall accrue after the date taxes are deemed delinquent and at the same rate as delinquent taxes.

- (16) This Amended Agreement will become effective July 1, 2018 and will remain in effect until amended or terminated. This agreement shall be cancelable by either party upon 60 days written notice prior to the end of any fiscal year.

This Agreement may be amended by mutual written consent of the parties.

WITNESSETH:

TOWN OF MAYODAN

Cressa K. Hopper
Town Clerk

Jeffrey Bullins, Mayor
Town of Mayodan

(SEAL)

WITNESSETH:

ROCKINGHAM COUNTY

Mela M. McLain

Mela M. McLain, CMC/MMC
Clerk to Rockingham County
Board of Commissioners 6-4-18

Kevin Berger

Kevin Berger, Chairman
Rockingham County
Board of Commissioners 6-4-18

Finance Officer Budget Amendment #12

FISCAL YEAR 2017-2018

CAPITAL PROJECTS

Account Name	Current Approved Expenditures 2017-2018	Expenditures Through June 30, 2018	Budget Change Requested	Date Approved
Loan Payment-2 MG Tank 63-822-9110	36,788.00	32,890.00	3,888.00	
OFFSETTING ENTRY:				
Interest Payment-2 MG Tank 63-822-9115	0.00	3,888.00	3,888.00	

Finance Officer Budget Amendment #13

FISCAL YEAR 2017-2018

FIRE DEPARTMENT

Account Name	Current Approved Expenditures 2017-2018	Expenditures Through June 30, 2018	Budget Change Requested	Date Approved
Fire Conference 10-530-1400	1,000.00	0.00	-1,000.00	
Building Maintenance 10-530-1500	15,000.00	8,500.00	-6,500.00	
OFFSETTING ENTRY: REVENUE				
Fund Balance 10-397-0000	116,114.17	108,614.17	-7,500.00	

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Finance Officer Budget Amendment #14

FISCAL YEAR 2017-2018

ADMINISTRATIVE DEPARTMENT

Account Name	Current Approved Expenditures 2017-2018	Expenditures Through June 30, 2018	Budget Change Requested
Town Clock Restoration 10-420-7314	0.00	5,000.00	5,000.00
Preservation League Donation 10-391-0806	0.00	3,000.00	3,000.00
Downtown Façade Grant 10-420-9105	3,050.00	1,550.00	1,500.00
Donations 10-335-0900	5,000.00	5,500.00	500.00

Finance Officer Budget Amendment #15

FISCAL YEAR 2017-2018

WATER PLANT

Account Name	Current Approved Expenditures 2017-2018	Expenditures Through June 30, 2018	Budget Change Requested	Date Approved
Repairs-Water Plant 30-812-1600	20,000.00	60,000.00	40,000.00	
Instrumentation Service 30-812-1602	6,900.00	7,400.00	500.00	
State Testing 30-812-3400	5,600.00	6,200.00	600.00	
Permits & Renewals 30-812-3408	4,700.00	5,400.00	700.00	
OFFSETTING ENTRY				
Clear Well Repair 30-812-3409	104,000.00	62,200.00	-41,800.00	

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FINANCE OFFICER BUDGET AMENDMENT #16
FISCAL YEAR 2017-2018

POLICE DEPARTMENT

Account Name	Current Approved Expenditures 2017-2018	Expenditures Through June 30, 2018	Budget Change Requested	Date Approved
Drug Forfeiture Expenses 10-510-5000	0.00	12,730.00	12,730.00	
OFFSETTING ENTRY: REVENUE				
Drug Forfeiture Fund 10-391-0511	100.00	12,830.00	12,730.00	

FINANCE OFFICER BUDGET AMENDMENT #17
FISCAL YEAR 2017-2018

ADMINISTRATIVE DEPARTMENT

Account Name	Current Approved Expenditures 2017-2018	Expenditures Through June 30, 2018	Budget Change Requested	Date Approved
Medical Insurance 10-420-0600	18,500.00	24,800.00	6,300.00	
Washington Mills Redevelopment 10-420-9111	35,253.87	152,500.00	117,246.13	
Main Street Program 10-420-9110	7,350.00	8,639.87	1,289.87	
OFFSETTING ENTRIES				
Blow Molded Solutions Incentives 10-420-7310	7,200.00	6,660.00	540.00	
Sturm, Ruger Incentives 10-420-7311	69,500.00	58,350.00	11,150.00	
OFFSETTING REVENUES				
Washington Mills Master Plan 10-391-0475	0.00	8,500.00	8,500.00	
Fund Balance 10-397-0000	108,614.17	213,260.17	104,646.00	

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