



**REGULAR MEETING MINUTES**  
**MAYODAN TOWN COUNCIL**  
**July 13, 2020**  
**6:00 p.m.**  
**101 N. 10<sup>th</sup> Ave**

**MAYOR AND COUNCIL PRESENT:**

Mayor James “Bud” Cardwell,  
Darrell Allred  
Melanie Barnes  
Doug Cardwell  
David Holland  
Chad Wall

Absent:

**STAFF PRESENT:**

Town Attorney Eugene Russell  
Town Manager Lessa Hopper

**ITEM**

The Mayodan Town Council met at 6:00pm on July 13, 2020, at 101 N 10<sup>th</sup> Ave, and with a quorum present Mayor Cardwell called the meeting to order.

**PUBLIC HEARINGS:**

A. Town Manager Lessa Hopper reported that Hampton’s Taxi, owned by Annette and Michael Lilly, applied for the taxi franchise for 2020-2021. They have operated the taxi service and been awarded the franchise for many years. She stated that all paperwork was in order and there have been no complaints lodged regarding the taxi service. This is the second of two public hearing and second of two votes. Mayor Bud Cardwell opened the public hearing to hear public comment regarding the 2020-2021 Taxi Franchise at 6:01 p.m.

No questions or comments from the public.

Mayor Cardwell declared the public hearing closed at 6:02 p.m.

**Motion** by Councilman Wall, seconded by Councilman Barnes, to approve the 2020-2021 Taxi Franchise for Hampton’s Taxi Service.

Ayes: Allred, Barnes, Cardwell, Holland, and Wall.

Nays: None.

Motion carried unanimously.

**PUBLIC COMMENTS:**

Mr. Gary Burke of 110 E. Main St. addressed the Council regarding his concerns of an unopened alley with a drainage ditch to the rear of his property. He states the drainage ditch is eroding his property and that it is full of brush, trees, and debris. He would like the alley cleaned out, trees removed, and piped for better drainage. Ms. Hopper informed Council that the Town has from time to time cleaned out the drainage area and sprayed overgrowth. She stated that a survey would need to be completed to determine if the trees that Mr. Burke is referring to are on his property or on town property.

## **APPROVAL OF MINUTES:**

**Motion** by Councilman Allred, seconded by Councilwoman Barnes, to approve the minutes of May and June 2020, and continued meeting minutes of May 21 and June 22, 2020.

Ayes: Allred, Barnes, Cardwell, Holland, and Wall.

Nays: None.

Motion carried unanimously.

## **OLD BUSINESS:**

### **A. Update of Farris Memorial Park Improvements**

Ms. Hopper related that at the agenda meeting on Thursday, July 9<sup>th</sup>, Mr. Tony McGee of Roundrock Design had given a briefing to the Council regarding his draft preliminary plan for addition of an RV/camping area to Farris Memorial Park. Mr. McGee stated he felt the park is an ideal location for camping and RV sites and a camping location would draw visitors to the park and area. He initially plotted for 24 RV pads on the part of the park that previously had been used for remote control airplanes and said he felt the park could accommodate as many as 40 RVs. He reported that he felt the largest hurdle and expense to the Town would be the sewer septic system as there are special rules for campgrounds on septic systems.

Councilman Wall asked that the attorney prepare a letter to the remote-control airplane club discussing the Town's interest in utilizing the area of the park that had been used by the RC club some years in the past.

## **NEW BUSINESS:**

### **A. Eagle Scout Project/Grayson Cardwell**

Mr. Grayson Cardwell had asked to be placed on the agenda to discuss an Eagle Scout project at Farris Memorial Park. Mr. Cardwell was not in attendance. The item will be tabled until Mr. Cardwell can come before the Council with his project plans.

### **B. Golf Cart Ordinance Discussion**

Councilwoman Barnes requested that the Golf Cart Ordinance be placed on the agenda for discussion because of complaints recently regarding the inability of some residents to utilize golf carts because of which streets are not allowed under ordinance for golf cart travel.

Council had asked Staff to give information regarding how many carts are permitted in the Town. Ms. Hopper reported that in 2019-2020 there were 13 permits issued to new or renewal permittees. The Council discussed the issues of not abiding by the ordinance with infractions being: Not permitting or renewing a permit for golf cart use, crossing or driving carts on streets not allowed under the ordinance, underage and non-licensed drivers of carts, too many individuals on a cart for the number of seats. Chief Charles Caruso was asked about registration placards on the carts. At this time, permittees are given a registration card to be kept on the cart while in use. Chief Caruso advised he would recommend going to a sticker registration, but that he felt this would be handled better if everyone's cart registration expired at the same time each year rather than expiring one year from the date of registration. He also stated that currently infractions of the ordinance are handled with a civil penalty. He felt the ordinance could be amended to remove the civil penalty and allow for a citation to be written that would be taken up in court.

Councilwoman Barnes stated she felt the registration should come due at the same time with one expiration date.

Councilman Holland stated he would be in favor of going from a civil penalty to a citation.

**MOTION** by Councilwoman Barnes to amend the ordinance to allow for a "crossover" addition for Mountain Street across Ayersville Road to Main Street.

Discussion regarding the travel on a state-maintained road ensued. At the time the Town ordinance was written in 2008, golf carts were not allowed on state roads/highways. Since that time, the state has allowed for golf carts to be licensed with a tag and to be driven on streets with a 35 mph speed limit or below. Further discussion allowed that there is no real “crossover” of Ayersville and Mountain because a driver would have to turn left from Mountain onto Ayersville Road, and then right on Main Street. There was discussion of how allowing Mountain Street to utilize Ayersville Rd but not residents on other intersecting streets with Ayersville did not solve the fairness and complaints from other residents on Turner, Long, Boles, etc.

Town Attorney Eugene Russell reported to Council he interprets the state statutes that the Town could allow carts to be operated on any state-maintained street in the city limits that is 35 mph or less.

Councilman Wall stated he felt an amendment should be considered regarding the civil penalty versus a citation and to move to a calendar year expiration date. Councilwoman Barnes stated she was in agreement with Councilman Wall.

**MOTION** by Councilman Wall, seconded by Councilman Holland, to consider an amendment to the ordinance to remove the civil penalty for infractions and provide for a traffic citation, move to a calendar year registration with a sticker inspection system.

Further discussion ensued regarding anyone that resides on or across the streets not allowed in the Town ordinance could register their golf carts with the State DMV and ride on any street with a speed limit of 35 mph or less. One option discussed was to repeal the ordinance allowing for golf carts and anyone wishing to continue utilizing a golf cart take advantage of the ability to license their carts through the State.

Mayor Cardwell stated there were two motions on the floor.

Councilman Allred stated he would like to have more information and clarification before amending the ordinance. Councilman Wall agreed.

Councilman Wall withdrew his motion with the approval of Councilman Holland. Councilwoman Barnes withdrew her motion.

Consensus of Council was to table the agenda item until the August meeting to allow for further research from the Town Attorney.

**MOTION** by Councilman Cardwell, seconded by Councilman Wall, to adjourn the meeting.

Ayes: Allred, Barnes, Cardwell, Holland, and Wall.

Nays: None.

Motion carried unanimously.

Council adjourned at 6:57 p.m.

**ATTEST:**

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Sarah Hopper, Town Clerk

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James Cardwell, Mayor