

**TOWN OF WEDDINGTON
REGULAR TOWN COUNCIL MEETING
MONDAY, NOVEMBER 9, 2009 - 7:00 P.M.
MINUTES**

The Town Council of the Town of Weddington, North Carolina, met in a Regular Session at the Weddington Town Hall, 1924 Weddington Road, Weddington, NC 28104 on November 9, 2009, at 7:00 p.m. with Mayor Pro Tem Robert Gilmartin presiding.

Present: Mayor Pro Tem Robert Gilmartin, Councilmembers Tommy Price and Jerry McKee, Town Attorney Anthony Fox, Finance Officer Leslie Gaylord, Town Planner Jordan Cook and Town Administrator/Clerk Amy S. McCollum.

Absent: Mayor Nancy D. Anderson and Councilmember L.A. Smith

Visitors: Linda Smosky, William Price, Daniel Barry, Barbara Harrison, Pat Harrison, Walker Davidson, Rebecca Davidson, Werner Thomisser, David Banick and Jaime Matthewson.

Item No. 1. Open the Meeting – Invocation and Pledge of Allegiance. Mayor Pro Tem Robert Gilmartin called the November 9, 2009 Regular Town Council Meeting to order at 7:01 p.m. Councilmember Jerry McKee offered the Invocation and Mayor Pro Tem Gilmartin led in the Pledge of Allegiance. Councilmember McKee reminded everyone that Wednesday is Veteran's Day and to remember those that are serving or have served.

Item No. 2. Determination of Quorum/Additions or Deletions to the Agenda. There was a quorum.

Councilmember Tommy Price moved to approve the agenda with the deletion of the following items:

8. New Business

- C. Update from Mayors Commissioners Issues Conference – Mayor Nancy Anderson
- D. Consideration of Resolution to Adopt Legislative Positions for the 2010-2011 Session of the North Carolina General Assembly
- F. Update on Union County Governance Committee – Councilmember Jerry McKee

All were in favor, with votes recorded as follows:

AYES: Councilmembers Price and McKee and Mayor Pro Tem Gilmartin
NAYS: None

Item No. 3. Presentation by Union County Council on Aging. Ms. Linda Smosky, Director for Council on Aging, gave a brief presentation to the Town Council. She stated, "As part of the Home and Community Care Block Grant process here in Union County, we started in late 2007 to do a needs study and strategic planning on aging. What we did is invited others to come into our group to take a look at these issues with us. As a result, we published this document that I have given you tonight. We entitled the document – Union: Community for a Lifetime, Planning for the Future because we feel very strongly that if a community is friendly for seniors it is going to be friendly for everyone. We decided to take a look at the demographics of Union County and we also took a look at other studies that had been done."

The following items were part of the presentation:

- In 2008, the projected 60+ population of Union County was going to be 23,223. The actual number was 24,530 for last year.
- A staggering 20% of the county residents are a part of the Baby Boom generation.
- The number of long term care beds in Union County is 1,029. (That number has changed to 1,129 because a new assisted living facility has opened up in Union County.)
- In 2007, Medicaid spent in Union County for persons over 60 was \$23,955,916. That is one of the reasons to keep people out of the nursing home and to age in place – that is what they want and it saves us all money.
- 9% of adults 60+ years old in Union County live below the poverty level.
- 24.3% of adults 75+ years are without a car, and require an alternate means of transportation.
- The dramatic rise in the numbers of older Americans will impact every aspect of U.S. communities. The entire social, physical and fiscal fabric of communities will be affected by the coming age wave.
- Vision – Union County will be a healthy, caring and secure community that fosters independence for all older adults.
- Mission – Union County will provide a quality of life that assures availability of essential needs that are accessible and affordable to ensure independence for all older adults.
- Guiding Principles: Aging in Place, Respect Personal Choices, Maintain Dignity and Preserve Independence, and Safe Healthy Friendly Community
- Three Priority Issues: Safe and Affordable Housing, Transportation, and Financial Planning for Long Term Care
- Methodology: Review of other strategic plans, survey of 624 respondents, research of the issues and small group planning around each issue.

Senior Housing in Union County

- 83% of those surveyed own their own home
- Just 21% believe they will have to move from their current home, for a multitude of reasons
- 20% indicated a smaller home would be the primary reason for moving and 13% expressed concerns about maintaining their home as the primary reasons for moving
- 15% expressed concerns about safety as a primary reason for moving
- 45% would be interested in moving to a retirement community if affordable

Goal – To promote adequate housing choices for all by presentations of housing options, educate the builders, implement new housing and home improvement programs and educate seniors about Homestead Exemption and Reverse Mortgages.

Transportation for Older Adults in Union County

- 78% of respondents were aware of the public transportation available in Union County
- 78% drive their own vehicles
- Only 18% of those surveyed rely on public transportation, family or friends
- Primary Public Transportation Needs: 55% for medical appointments, 43% for shopping, 29% for recreational activities, and 10% for education/employment purposes

Goal – To recognize and promote accessible and affordable transportation options to ensure mobility and independence for older adults, those with disabilities and the general public of Union County by the following strategies:

- Mature driver safety programs
- Driver self evaluation tools
- Driver education courses

- Transportation Advocacy Group to promote senior-friendly options with existing transportation decision-makers
- Increased pedestrian facilities
- Better mobility with innovative traffic patterns
- Coordination with business and land developers
- Increased transit options
- Educate community about use of Union County Transportation

Financing Long Term Care

- 48% of the respondents do not know how they will pay for Long Term Care
- Knowing that LTC may cost up to \$6,000/month, 51% of these older adults still believe that Social Security will cover their expense. The average monthly Social Security check for those in Union County is approximately \$813.
- 28% believe Medicaid services will be one of their sources for funding Long Term Care
- 46% feel Savings/Investments or a Retirement Check can be used to supplement their income
- 16% have Long Term Care Insurance

Goal – To educate and increase awareness regarding financial long term care options and their availability by consumer education through media, use of government channels to educate about long term care options and printed materials about options that can be made available.

Next Steps

- Communicate the Marketing Plan
- Enlist new partners
- Implement the Strategies

How can the Town of Weddington Help?

- Include the report on website
- Provide funding when the opportunity arises
- Assure that older adult representatives are members of committees that impact the three issues in the report
- When initiatives are presented to you always ask, “How will this impact older adults?”

The Council thanked Ms. Smosky for her presentation.

Mr. Werner Thomisser asked what the percentage of Weddington population is over 60?

Ms. Smosky did not know the answer but advised that she would try to find out.

Item No. 4. Public Comment. There were no Public Comments.

Item No. 5. Approval of Minutes.

A. October 12, 2009 Regular Town Council Meeting. Councilmember McKee moved to approve the October 12, 2009 Regular Town Council Meeting minutes. All were in favor, with votes recorded as follows:

AYES:	Councilmembers Price and McKee and Mayor Pro Tem Gilmartin
NAYS:	None

Item No. 6. Consent Agenda (Public Hearings to be Held December 14, 2009 at 7:00 p.m. at the Weddington Town Hall).

A. Call for Public Hearing for Consideration of a Conditional Use Permit for American Tower Corporation for a 160' Telecommunications Tower – Tax Parcel Numbers 06-096-003 and 06-096-153.

The Town Council received a copy of the Conditional Use Permit Application. Councilmember Price moved to call for a public hearing to consider the Conditional Use Permit Application for the American Tower Corporation for a 160' Telecommunications Tower. The public hearing is to be held December 14, 2009 at 7:00 p.m. at the Weddington Town Hall. All were in favor, with votes recorded as follows:

AYES: Councilmembers Price and McKee and Mayor Pro Tem Gilmartin
NAYS: None

B. Call for Public Hearing for Consideration of a Conditional Use Permit Amendment for the Weddington Corners Shopping Center.

The Town Council received a copy of the Conditional Use Permit Application. Councilmember Price moved to call for a public hearing to consider the Conditional Use Permit Amendment for the Weddington Corners Shopping Center. The public hearing is to be held December 14, 2009 at 7:00 p.m. at the Weddington Town Hall. All were in favor, with votes recorded as follows:

AYES: Councilmembers Price and McKee and Mayor Pro Tem Gilmartin
NAYS: None

Item No. 7. Old Business. There was no Old Business.

Item No. 8. New Business.

A. Consideration of Proposals for the Painting of Town Hall. Councilmember Price advised that the Town received four proposals ranging from \$5,500 to \$9,660 for the scraping, sanding and repainting of the Town Hall and Garage.

Councilmember Price moved to grant the project to Tom's Handyman Service in Weddington at a cost not to exceed \$5,500 contingent upon the following:

- Standard AIA Contract Drafted by Town Attorney and Signed by Tom's Handyman Service
- Issues regarding Worker's Compensation Insurance being Resolved

All were in favor, with votes recorded as follows:

AYES: Councilmembers Price and McKee and Mayor Pro Tem Gilmartin
NAYS: None

B. Consideration of Resolution Directing the Clerk to Investigate a Petition Received Under G.S. 160A-31 – Voluntary Annexation Request from Cecil and Carolyn Turner and Michael David Turner for Property Located on Potter Road.

The Town Council received a copy of a petition and a map requesting voluntary annexation from David Michael Turner at 6827 Potter Road for Parcel 07-135-065E for 2.05 acres. The Town Council also received a copy of a petition and a map requesting voluntary annexation from Cecil E. and Carolyn Y. Turner at 6833 Potter Road for Parcels 07-135-065F (.61 Acres), 07-150-001D (1.14 Acres) and 07-135-065C (.34 Acres).

Councilmember Price moved to adopt Resolution R-2009-15 Directing the Clerk to Investigate a Petition Received under G.S. 160A-31.

**TOWN OF WEDDINGTON
RESOLUTION DIRECTING THE CLERK TO
INVESTIGATE A PETITION RECEIVED UNDER G.S. 160A-31
POTTER ROAD
CECIL AND CAROLYN TURNER
MICHAEL DAVID TURNER
R-2009-15**

WHEREAS, a petition requesting annexation of an area described in said petition was received on September 23, 2009 by the Weddington Town Council; and

WHEREAS, G.S. 160A-31 provides that the sufficiency of the petition shall be investigated by the Town Clerk before further annexation proceedings may take place; and

WHEREAS, the Town Council of the Town of Weddington deems it advisable to proceed in response to this request for annexation;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Weddington that:

The Town Clerk is hereby directed to investigate the sufficiency of the above described petition and to certify as soon as possible to the Town Council the result of her investigation.

Adopted this 9th day of November, 2009.

All were in favor, with votes recorded as follows:

AYES:	Councilmembers Price and McKee and Mayor Pro Tem Gilmartin
NAYS:	None

C. Update from Mayors Commissioners Issues Conference – Mayor Nancy Anderson. This item was removed from the agenda.

D. Consideration of Resolution to Adopt Legislative Positions for the 2010-2011 Session of the North Carolina General Assembly. This item was removed from the agenda.

E. Consideration of Planning Board Appointment. Councilmember Price moved to appoint Ms. Janice Propst to a four-year term to the Planning Board, Historic Preservation Commission and as an alternate to the Board of Adjustment. All were in favor, with votes recorded as follows:

AYES:	Councilmembers Price and McKee and Mayor Pro Tem Gilmartin
NAYS:	None

F. Update on Union County Governance Committee – Councilmember Jerry McKee. This item was removed from the agenda.

Item No. 9. Update from Town Planner. The Town Council received the following update from Town Planner Jordan Cook:

- The applicants (Polivka) for the Helms Property Conditional Zoning Rezoning and Land Use Amendment have scheduled their Public Involvement Meetings (PIM's). The first PIM is

scheduled for Thursday, November 12th from 2:00-4:00pm onsite at 13700 Providence Road. This on-site PIM is intended for service providers (NCDOT, utility departments, NCDENR, etc.). The second PIM is scheduled for Thursday, November 19th from 6:00-8:00pm at Town Hall. Town Staff and the applicant will be on hand at both meetings to answer any questions about the proposed office/retail development. The applicant is currently proposing 30,000 square feet of office and 30,000 square feet of retail. The applicants for this rezoning are working closely with the Weddington Town Core consultants for input and feedback on their project.

- The LARTP Thoroughfare Plan was approved on September 14th. Currently the Planning Board is reviewing possible Text Amendments to add to the *Code of Ordinances*. These amendments were recommended by the consultant. Each municipality may pick and choose which amendments suit their town and current ordinances. The Town Attorney will have to approve the draft language and the Text Amendments will be on the November 23rd Planning Board agenda for discussion.
- The Weddington Town Core Plan Public Kick-Off Meeting was held on September 29th. A day long charrette was held on Thursday, October 22nd from 9:00am-8:00pm at Weddington Swim & Racquet Club. The next meeting will be a Charrette Presentation on Tuesday, November 17th held at the same location.
- The Downtown Development Committee will meet on Thursday, November 12th to review and discuss the Weddington Town Core Plan. The plans for the town core are based on feedback from the kick-off meeting, the established goals and objectives and the charrette results. This committee meeting is in preparation for the November 17th Charrette Presentation meeting.
- Staff has received a Conditional Use Permit Application from Union County for a 142' Elevated Water Storage Tank at 1929 Weddington Rd. The CUP is currently scheduled to be on the November 23rd Planning Board agenda.
- The Order to take Corrective Procedure for the WCWAA violation has been drafted. This is in response to the violation that took place at the Optimist Park in April 2009. This Order requires the owner to remedy the violation in no more than 180 calendar days or appeal to the local elected governing body. The Order is currently being reviewed by the Town Attorney.
- Tracey Clinton, President of the WCWAA is currently preparing a letter to address maintenance activities at the WCWAA. This letter will act as a substitute for a Floodplain Development Permit. The actions required to repair/maintain potholes and the handicap ramp at the WCWAA may be permitted as long as the appropriate North Carolina agencies approve the letter and repair/maintenance activities. After State approval, Union County and the Town of Weddington may agree to allow repair/maintenance.

Item No. 10. Update from Town Administrator/Clerk. The Town Council received the following update from Town Administrator/Clerk Amy McCollum:

- Mark your calendar for the Town of Weddington's Second Annual Christmas Tree Lighting! This free, family event will take place on Sunday, December 6, 2009, from 5 p.m. to 6 p.m. at the Weddington Town Hall. Hot cocoa, cookies and carol singing will begin at 5 p.m. and the lights

will be switched on at 5:45 p.m. Children are encouraged to bring a homemade ornament to hang on the tree. Staff is working on getting quotes for the outside decorating of Town Hall.

- The next newsletter will be going out within the next two weeks.
- Finance Officer Leslie Gaylord was provided the audited Financial Statements for the WCWAA and they are available for review at Town Hall.
- We are still working with NCDOT on two issues: placement of speed limit signs in several neighborhoods in Weddington and working on installing sleeves under the sidewalks in preparation for future street lighting.
- Staff is working with Alarm South and Long Wiring on installing additional smoke detectors within the Town Hall.
- Bonnie Fisher with US Infrastructure has advised that the surveyor has completed the work at the WCWAA and Andrew Martin with her office is now working on the design and modeling.
- We are working with a provider to develop a program for the record keeping of the false alarms and alarm applications for the Town. It is the same program used by the Village of Marvin and is recommended by their deputy.
- Staff is working with Attorney Fox on revising the bond language for the Town after several recommendations were made by the Planning Board at their October Meeting. This language will hopefully be back on the agenda for the November Planning Board Meeting for review and recommendation.

Item No. 11. Public Safety Report.

Weddington Deputies - 366

Providence VFD - Monthly Call Responses

Union County	Fire: 18	EMS: 15	Total: 33
Mecklenburg County	Fire: 7	EMS: 0	Total: 7
Monthly Total	40		

Monthly Training Hours

Fire - 298 Total Hrs. 255 In House 43 On-Line
EMS- 21 Hrs.

Run Times:

6A-12N: 30% 12n-6P: 25% 6P-12M: 38% 12M-6A: 7%

Run Data:

Avg. Turnout: 1 min. 40 sec.
Avg. Response Time: 3 min. 57 sec.
Avg. On Scene Time: 43 min. 20 sec.
Avg. Members On Scene: 4.7 members

Providence VFD responded to the following significant events:

10/8/09 MVC with injuries Providence Road and Blue Bird Lane
 10/10/09 1400 Shady Knoll Dr. Structure Fire assist to MVFD
 10/12/09 3607 Weddington.-Matthews Road MVC with injuries
 10/15/09 1112 Maremont Ct. Heart Attack/CPR
 10/19/09 12801 Meadow Creek Lane Tanker 324 assist Pineville FD with a Structure Fire
 10/22/09 4324 Beulah Church Rd. MVC with Entrapment, assist Wesley Chapel Sta. 26
 10/24/09 PVFD Open House
 Also PVFD had 8 Public Relation/Public Education events for Fire Safety/Fire Prevention month.

Item No. 12. Transportation Report.

Item No. 13. Update from Finance Officer and Tax Collector.

A. Finance Officer's Report. The Town Council received the Revenue and Expenditure Statement and the Balance Sheet for the period 10/01/09 to 10/31/09.

B. Tax Collector's Report. Monthly Report – October 2009

Adjust Under \$5.00	\$(4.05)
Discoveries 2009	\$642.47
Releases	\$(2,294.89)
Interest Charges	\$98.02
Pay Interest and Penalties	\$(50.06)
Refunds	\$818.75
Overpayments	\$(1.81)
Late List Penalty	\$32.72
Taxes Collected:	
2009	\$(18,806.08)
2008	\$(426.25)
2006	\$(9.92)
2005	\$(8.63)
As of October 31, 2009; the following taxes remain Outstanding:	
2001	\$9.18
2002	\$89.53
2003	\$210.27
2004	\$290.19
2005	\$366.49
2006	\$321.90
2007	\$2,009.93
2008	\$12,641.15
2009	\$479,903.68
Total Outstanding:	\$495,842.32

The Town Council received a copy of the Unpaid Balance Report by Receipt Number.

Item No. 14. Council Comments. There were no Council Comments.

Item No. 15. Closed Session – Approval of Closed Session Minutes. Councilmember Price moved to go into Closed Session for the approval of minutes. All were in favor, with votes recorded as follows:

AYES: Councilmembers Price and McKee and Mayor Pro Tem Gilmartin
NAYS: None

Item No. 16. Adjournment. Councilmember Price moved to adjourn the November 9, 2009 Regular Town Council Meeting. All were in favor, with votes recorded as follows:

AYES: Councilmembers Price and McKee and Mayor Pro Tem Gilmartin
NAYS: None

The meeting adjourned at 8:02 p.m.

Robert Gilmartin, Mayor Pro Tem

Amy S. McCollum, Town Clerk