

**TOWN OF WEDDINGTON  
REGULAR TOWN COUNCIL MEETING  
MONDAY, JANUARY 9, 2012 – 7:00 P.M.  
WEDDINGTON TOWN HALL  
1924 WEDDINGTON ROAD  
WEDDINGTON, NC 28104  
AGENDA**

Prayer – Walker Davidson

1. Call to Order
2. Pledge of Allegiance
3. Determination of Quorum
4. Public Comments
5. Additions, Deletions and/or Adoption of the Agenda
6. Approval of Minutes
  - A. November 14, 2011 Regular Town Council Meeting
  - B. December 12, 2011 Regular Town Council Meeting
  - C. December 15, 2011 Special Town Council Meeting
7. Public Hearings and Consideration of Public Hearings
  - A. Public Hearing to Review and Consider Building Mounted Signs Text Amendment
  - B. Consideration of Ordinance to Adopt Building Mounted Signs Text Amendment
  - C. Public Hearing to Review and Consider Connection to Public Water Lines Text Amendment
  - D. Consideration of Ordinance to Adopt Connection to Public Water Lines Text Amendment
8. Old Business
  - A. Discussion and Possible Consideration of Fire Service in the Town of Weddington
9. New Business
  - A. Review and Consideration of Continuance of Current Downtown Core Committee and/or Consideration of Possible Appointments
  - B. Consideration of Resolution Directing the Clerk to Investigate a Petition Received Under G.S. 160A-58.1 – New Town Market Annexation
  - C. Consideration of Release of Road Performance Bond for Providence Forest Estates
  - D. Discussion and Consideration of a Fund Balance Assignment or Committed Fund Balance Item Regarding Providence VFD
  - E. Consideration of Future Funding for Weddstock 2012
  - F. Consideration of Renewal of Contract for Engineering Services – US Infrastructure of Carolina, Inc.
  - G. Consideration of Reducing the Number of Planning Board Seats on the Parks and Recreation Advisory Board
  - H. Consideration of Appointments to the Parks and Recreation Advisory Board
  - I. Consideration of Scheduling 2012 Planning Retreat

- J. Update from December COG Meeting – Councilmember Werner Thomisser
- 10. Update from Town Planner
- 11. Update from Town Administrator/Clerk
- 12. Public Safety Report
- 13. Update from Finance Officer and Tax Collector
- 14. Transportation Report
  - A. Discussion and Consideration of MUMPO Agenda Items
- 15. Council Comments
- 16. Adjournment

*This agenda is tentative and is subject to change up to and including at the time of the meeting.*

**TOWN OF WEDDINGTON  
REGULAR TOWN COUNCIL MEETING  
MONDAY, NOVEMBER 14, 2011 - 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 14, 2011, with Mayor Nancy D. Anderson presiding.

Present: Mayor Nancy D. Anderson, Mayor Pro Tem Daniel Barry, Councilmembers Werner Thomisser, Robert Gilmartin and Jerry McKee, Town Attorney Anthony Fox, Finance Officer Leslie Gaylord, Town Planner Jordan Cook and Town Administrator/Clerk Amy S. McCollum

Absent: None

Visitors: Bill Brown, Bill Price, Elizabeth Propst, Janice Propst, Barbara Harrison, Pat Harrison, Pam Hadley, Steven R. Carow and Walker Davidson

Mayor Nancy D. Anderson offered the Invocation prior to the opening of the meeting.

**Item No. 1. Call to Order.** Mayor Anderson called the November 14, 2011 Regular Town Council Meeting to order at 7:02 p.m. Mayor Anderson had all of the Veterans in the audience stand in observance of Veteran's Day. Mayor Anderson read the following document from Representative Craig Horn:

**Remarks by Rep. D. Craig Horn, Representative, District 68, North Carolina General Assembly  
In recognition of Veterans' Day**

War is a terrible thing. But, it is not the MOST terrible thing.

The MOST terrible thing is to be without hope. It is the veteran, that person that put themselves forward, that wrote a check for their very life, made it payable to the American people and signed it, often with their own blood that has given the world, our country and our communities hope for a peaceful and productive future.

When I was a kid growing up in small towns along the Mississippi River, I remember asking my mother why is everyone wearing a red flower on their jackets and shirts and dresses. I remember seeing the men and women standing along the street of our little town offering everyone one of those flowers. They called them "Poppy's." I thought that a kind of funny name, until one day in school I heard, for the first time, "In Flanders' Fields" by John McCrea.

"In Flanders fields the poppies blow  
Between the crosses, row on row,  
That mark our place; and in the sky  
The larks, still bravely singing, fly  
Scarce heard amid the guns below.

"We are the Dead. Short days ago  
We lived, felt dawn, saw sunset glow,

Loved and were loved, and now we lie,  
In Flanders fields.

“Take up our quarrel with the foe:  
To you from failing hands we throw  
The torch; be yours to hold it high.  
If ye break faith with us who die  
We shall not sleep, though poppies grow  
In Flanders fields.”

I never really understood the real meaning of that poem ‘til I stood among the crosses atop the cliffs at “Omaha Beach” along the Normandy Coast. I understand it now. I am in awe of those that gave their all so that I could stand there and that we could now be here. Here, in our own little town, our own home and with our families. A very long way from those beaches and fields of Europe and Iwo Jima and Saipan, a long way from the deserts and mountains of Iraq and Afghanistan. A long way from the thousands of places that Americans serve and have served their fellow man.

I hope that we will once again find the time and the opportunity to wear one of those little red flowers. What do they call them? Poppies?

Yes, that’s it, Poppies.

The ones that grow in fields far, far away.

Thank you, Veterans. We are forever indebted.

**Item No. 2. Pledge of Allegiance – Assistant County Manager/Captain Matthew Delk.** Mayor Anderson recognized Assistant County Manager/Captain Matthew Delk to lead in the Pledge of Allegiance. Mayor Anderson advised that Captain Delk is a Town resident and has recently returned from serving in Iraq.

Mayor Anderson introduced the newly elected Mayor and Councilmembers that were in the audience.

**Item No. 3. Determination of Quorum/Additions or Deletions to the Agenda.** There was a quorum. Councilmember Jerry McKee moved to approve the agenda as presented. All were in favor, with votes recorded as follows:

AYES:	Councilmembers Thomisser, Gilmartin, McKee, Mayor Pro Tem Barry and Mayor Anderson
NAYS:	None

**Item No. 4. Public Hearings.**

**A. Public Hearing to Review and Consider Text Amendments to Section 58-151 – Temporary Signs.** Mayor Anderson opened the public hearing to consider proposed text amendments to Section 58-151. The Town Council received a copy of the proposed text change.

Town Planner Jordan Cook reviewed the proposed text changes. He stated, “I have been going through the Signage Ordinance in an effort to improve the overall signage text. This first text amendment deals with temporary signs. This is a clarification on what we actually intended to do in June 2009. Our intent was to allow two off-premise temporary signs for a Temporary Use Permit. After looking through the ordinance that was not very clear. Also, a couple of years ago we changed the ordinance to allow one parcel to have four temporary uses as opposed to the three we had previously allowed. We are just

staying consistent with what we had already changed. We are also adding language to allow for temporary banners to be located on the Town street lights promoting special events. Temporary Use Permits are still approved by the Planning Board but the design, location and number of these banners must be approved by the Town Council. These banners can be put up 14 days prior to these special events such as Weddstock or drumSTRONG. All costs associated with the banners including manufacturing, installation, removal and reinstallation of the Town banners will be at the expense of the group that receives the Temporary Use Permit.”

With there being no one wishing to speak in favor or against the proposed text change, Mayor Anderson closed the public hearing.

**B. Public Hearing Review and Consider Text Amendments to Section 58-149 – Freestanding Ground Signs.** Mayor Anderson opened the public hearing to consider text amendments to Section 58-149. The Town Council received a copy of the proposed text change.

Town Planner Cook stated, “This is a housekeeping item. In April, we combined the free standing and ground sign text amendment to create one sign. After looking through the Signage Ordinance again, we discovered there were a couple of conflicts. We revised Section F in 58-149 to state that the maximum sign area varies by type and use unless otherwise specified in the ordinance.”

With there being no one wishing to speak in favor or against the proposed text change, Mayor Anderson closed the public hearing.

**Item No. 5. Approval of Minutes.**

**A. August 8, 2011 Regular Town Council Meeting Minutes.** Mayor Pro Tem Barry moved to approve the August 8, 2011 Regular Town Council Meeting minutes. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**B. September 12, 2011 Regular Town Council Meeting Minutes.** Mayor Anderson asked to make the following correction on Page 2 under the Presentation from the Weddstock Committee:

Kids First of the Carolinas received \$8,991.72 in donations and ticket sales. In addition, the following non-profit service organizations earned money from donations, ticket sales and services provided.

Mayor Anderson stated, “I know that the Clerk recorded it verbatim. I think it was confusing the way it was stated. I knew what they were talking about when they presented it and I was confused. I think the minutes should reflect exactly what happened.”

Mayor Pro Tem Barry moved to approve the September 12, 2011 Regular Town Council Meeting minutes with the changes noted. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**C. September 19, 2011 Continued Town Council Meeting Minutes.** Councilmember McKee moved to approve the September 19, 2011 Continued Town Council Meeting minutes. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**Item No. 6. Public Comment.** There were no Public Comments.

**Item No. 7. Consent Agenda.**

**A. Call for Public Hearing to Review and Consider Proposed Text Amendments – Construction Announcement Signs (Public Hearing to be held December 12, 2011 at 7:00 p.m. at the Weddington Town Hall).** The Town Council received a copy of the proposed text change. Councilmember McKee moved to call for a public hearing to review and consider proposed text amendments to construction announcement signs. The public hearing is to be held December 12, 2011 at 7:00 p.m. at the Weddington Town Hall. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**Item No. 8. Consideration of Public Hearings.**

**A. Consideration of Ordinance to Adopt Text Amendments to Section 58-151 – Temporary Signs.** Mayor Pro Tem Barry moved to adopt the proposed text amendments to Section 58-151.

Councilmember McKee asked for a friendly amendment. He stated, “I have a concern with groups being able to put banners up and down on their own. I would prefer to amend this ordinance to read that they must use the same company that the Town uses to put up and replace the seasonal banners and that the material of the banners be the same material that the Town currently uses. That keeps them from putting paper up there. I just do not think you should have five different groups putting up and taking down banners.”

Mayor Pro Tem Barry accepted the amendment.

Town Planner Cook - The Temporary Use Permit will be approved by the Planning Board. The Town Council is going to be responsible for the approval of the banner.

Planning Board Chairman Dorine Sharp - The Planning Board did not want the responsibility of approving the banners that everyone in the Town is going to be seeing. We felt like it was something that the Town Council should have a chance to look at and have a chance to comment on.

Mayor Anderson expressed her concern with how long this process would take with the Planning Board approving one aspect and the Town Council the other.

Attorney Fox - One thing you may want to consider is you are creating a public forum. The ability to regulate the banner and the speech may create some unforeseen consequences. How do you permit a sign that says Welcome to Weddington Fall Festival but then when that applicant comes and wants to say something that may be offensive to some of the citizens - how do you prohibit that?

Mayor Pro Tem Barry withdrew his motion.

Town Planner Cook advised that the Town Council could ask that the Planning Board approve these types of banners.

Councilmember McKee moved to adopt Ordinance O-2011-14 which reflects the changes that were discussed:

AN ORDINANCE TO AMEND SECTION 58-151  
OF THE CODE OF ORDINANCES  
OF THE TOWN OF WEDDINGTON  
O-2011-14

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WEDDINGTON THAT SECTION 58-151 OF THE CODE OF ORDINANCES BE AMENDED AS FOLLOWS:

**Sec. 58-151. - Temporary signs.**

- (a) *Banners, pennants and temporary signs.* The following temporary signs are permitted after the zoning administrator has issued a temporary sign permit, for a total period not to exceed 30 days:
- (3) A maximum of two off-premise signs shall be allowed per event provided** one temporary off-premise special event sign shall be allowed, per parcel fronting on a public road upon the issuance of a temporary use permit, subject to the following restrictions:
- a. Each temporary off-premises special event sign shall be on private property, outside the road right-of-way and subject to permission of the property owner;
  - b. A temporary off-premises special event sign can only be placed seven days before the special event and must be removed 48 hours after the special event;
  - c. A separate permit must be issued for each temporary off-premises special event sign;
  - d. No parcel may be issued more than ~~two~~ **four** temporary off-premises special event sign permits during any 12-month period;
  - e. Temporary off-premises special event signs shall be limited to ~~three~~ **four** times per year, per group/organization.
  - f. **After a temporary use permit has been approved by the Planning Board, the Planning Board may allow the replacement of Town street banners with banners promoting the special event. The design, number and location of these banners must be approved by the Planning Board. These banners can only be placed fourteen days before the special event and must be removed and the Town banners rehung within 48 hours after the special event. All costs associated with these event banners, including manufacturing, installation and removal, will be at the expense of the group that received the temporary use permit. The group must also use the same company and same materials that the Town uses for their banners.**

Adopted this 14<sup>th</sup> day of November, 2011.

All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**B. Consideration of Ordinance to Adopt Text Amendments to Section 58-149 – Freestanding Ground Signs.** Councilmember McKee moved to adopt Ordinance O-2011-15:

AN ORDINANCE TO AMEND SECTION 58-149  
OF THE CODE OF ORDINANCES  
OF THE TOWN OF WEDDINGTON  
O-2011-15

**BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WEDDINGTON THAT SECTION 58-149 OF THE CODE OF ORDINANCES BE AMENDED AS FOLLOWS:**

**Sec. 58-149. - Freestanding ground signs.**

- (a) No freestanding ground sign shall be higher than 12 feet above grade as measured to the top of the sign.
- (b) No part of the sign including projections shall be located closer than 15 feet to any adjacent side lot line and shall not be located within five feet of the edge of the street right-of-way line.
- (c) All freestanding ground sign structures or poles shall be self-supporting structures erected on or set into and permanently attached to concrete foundations. Such structures or poles shall comply with the building codes of Union County and be affixed as not to create a public safety hazard.
- (d) The sign shall be located in a manner that does not impair traffic visibility.
- (e) Freestanding ground signs are permitted as long as the building or structure in which the activity is conducted is set back at least 30 feet from the street right-of-way.
- (f) **The maximum sign area varies by type and use. Unless otherwise specified in the Ordinance,** the maximum total sign area per side shall be 50 square feet and the total text area per side (including logos) shall be no greater than 20 square feet.

Adopted this 14<sup>th</sup> day of November, 2011.

All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**Item No. 9. Old Business.**

**A. Discussion and Consideration of Fire Department Issues - Councilmember Thomisser.**

**1. Budget Amendment to Increase Providence VFD Subsidy from 18 Hour to 24 Hour Day for Fiscal Year 2011-2012.** Councilmember Thomisser – During our June Budget public hearing we appropriated \$236,000 to the Providence VFD for 18-hour coverage and the reason we did that was because we were under the impression that the Fire Marshal was not going to let firefighters sleep in the fire station overnight. Subsequent to that he said that they could sleep in the fire station while we were working on the issue. That \$236,000 only represents an 18-hour day and will not take Providence VFD to June 30, 2012. I would like to move to amend the budget to provide an additional \$30,660 to cover the Providence VFD 24/7 coverage for a 24 hour day. This would take them to June 30, 2012.”

All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

The Council asked that Finance Officer Gaylord go back and pay Providence VFD the difference from July 1, 2011 and going forward pay them the actual payroll until the budget number is met.

**2. Grant to Wesley Chapel VFD for 2011 Fund Drive.** The Town Council received a handout discussing Wesley Chapel VFD’s Fund Drive 2011.

Councilmember Thomisser – The Wesley Chapel VFD covers 75% of Weddington. I do not think it is proper to give one fire department \$236,000 for a year and not give a grant for the Wesley Chapel VFD. I



am not suggesting that we give the same amount. I feel that since they cover this Town Hall and have sent the letter to the Town Hall regarding their Fund Drive that we should give some money.

Councilmember McKee moved to give a grant to the Wesley Chapel VFD in the amount of \$10,000.

Councilmember Gilmartin - How are you coming up with these numbers?

Finance Officer Gaylord - Historically when the fire departments had a big capital outlay we did give amounts of money towards that usually in the amount of \$5,000 or \$10,000 increments. When Wesley Chapel VFD went to the fire tax we cut off their subsidy but we still gave them \$5,000 because they were building a new station. We used to give Providence VFD an extra \$5,000 when they got a new truck. They were generic amounts.

Mayor Anderson – So this would come out of the fund balance.

Councilmember McKee – So would the extra just given to Providence VFD.

Councilmember Thomisser – We have had many discussions regarding public safety now we have an opportunity to walk the talk. This fire company is currently covering 75% of Weddington.

Mayor Anderson – Would you accept a friendly amendment to \$5,000?

Mayor Pro Tem Barry asked for a friendly amendment to change the amount from \$10,000 to \$5,000.

Councilmember McKee – No, I would accept a friendly amendment to go up but not to go down.

Mayor Pro Tem Barry - I am stunned with the level of frustration that this Council has had with the Wesley Chapel VFD Board of Directors over the last few months and now we want to give them \$10,000 since they have been such great business partners with us.

Mayor Anderson – I think part of the purpose here is to smooth over some of that.

Councilmember McKee accepted Mayor Pro Tem Barry’s amendment to \$5,000.

The vote is recorded as follows:

AYES:	Councilmembers Thomisser, McKee and Mayor Pro Tem Barry
NAYS:	Councilmember Gilmartin

**3. Impact of Fire Tax to Weddington Citizens.** Councilmember Thomisser discussed the following document with the Town Council:

### **CLARITY AND TRANSPARENCY**

#### **FIRE TAX**

**OBJECTIVE:** To deliver exceptional Fire and EMT services to the citizens of Weddington, while maintaining the lowest possible fire tax.

Variables:

1. Current Weddington property tax rate – 3 cents per \$100 valuation. Weddington collects \$564,000 in property tax. The Town is giving Providence VFD \$267,000 which equals approximately 1 ½ cents.
2. 1 cent equals \$188,000  
1.25 cents equals \$235,000  
1.50 cents equals \$282,000
3. Providence VFD
  - a) Fiscal Year 2011-2012 operating expense budget - \$523,250
  - b) Fire fee - \$100 per house
  - c) Current area - 4 square miles (green on map) representing \$650 million in property value
  - d) Proposed area (yellow on map) represents \$941 million in property value
  - e) Total combined area (green and yellow on map) represents \$1.6 billion in property value
  - f) At a fire tax rate of 3 cents per \$100 valuation - \$477,112 is collected  
At a fire tax rate of 3 ½ cents per \$100 valuation - \$556,630 is collected  
At a fire tax rate of 4 cents per \$100 valuation - \$636,150 is collected  
At a fire tax rate of 5 cents per \$100 valuation - \$795,000 is collected  
At a fire tax rate of 6 cents per \$100 valuation - \$954,000 is collected
4. Wesley Chapel VFD
  - a) Fiscal Year 2011-2012 operating expense \$1,450,000
  - b) Fire Tax – 2.2 cents per \$100 valuation
  - c) Current area - 40.1 square miles representing \$5.5 billion in property value
  - d) Combined area WCVFD & PVFD would represent \$6.15 billion. Total operating expense would be \$1,973,000
  - e) Fire Tax of 3 ½ cents per \$100 valuation would return \$2,153,000

The Town Council received a Fire Districts Map.

\*Map 3 Parcels contains 1648 parcels with a total tax value of \$940,615,930.

Councilmember Thomisser - It appears to me that they would have to have 5 cents per \$100 to bring in \$795,000 or 6 cents per \$100 to bring in \$954,000. The reason for that is they would have to start putting money away in a reserve fund. I believe that they have plans to enlarge that station and make modifications and a fire tax rate of 3 ½ cents is just get by money and is just covering their operating expenses. It would be either 5 or 6 cents to cover their operating expenses and to put money away in their operating/surplus budget. I checked the campaign literature for every candidate that ran in the recent election. One of the candidates during the forum said that they were concerned about the hidden costs. Another one said - do not raise my taxes and the other said to maintain a low tax rate. The key question is - How are we going to keep a low tax rate? A tax is a tax. If you have to implement a 6 cents tax rate on top of a 3 cents property rate you are at 9 cents. You would have to back off the subsidy which amounts to 1 ½ cents. You would wind up with 7.5 cents total tax which would be a double tax. We are paying 3 cents now and we would be paying 7 cents then.

Mayor Anderson – As I understand it this is for information only. I think it is clear from what this Council has said that they believe that the people best qualified to make those decisions are the elected officials of the Town which we will have new people. That would be deliberations that will go on during the budget cycle. We are clear that the citizens of Weddington should determine what level of service they want, how much they are willing to pay for it and they would figure it out from there. I know that Jack Parks is here but I am not sure this Council needs to go in this depth of detail. I appreciate you

bringing it to everyone's attention. Every time you decide to buy something you decide not to buy something else.

Councilmember Thomisser- Before you buy something, you need to know what it is going to cost.

Councilmember McKee – I find these figures astounding. I cannot believe we have been hearing off and on from Providence VFD that it would be 3 to 3 ½ cents. That does not even come close. \$523,000 is not going to be their final budget. They were \$90,000 short last time. Their budget is probably going to be in the \$600,000 range. I think this is the proper time and forum to inform the rest of the citizens of Weddington, the 70% that are not that actively involved in the process. It has been from one side and one side only. I commend Mr. Thomisser on his presentation. It has opened my eyes quite a bit. I would oppose as a resident going from a fire tax of 2.2 cents to 7 cents. In these economic times we need to be careful about raising taxes of these quantities.

Councilmember McKee - I would like to make a motion to rescind R-2011-08 adopted at the October 10, 2011 that was sent to the Union County Commissioners.

Mayor Anderson – I did not realize that we were taking action. That is not what our agenda reflected. I am not sure anyone else was prepared to do that. The figures that Councilmember Thomisser gave us are actually accurate but do not clearly reflect the true picture. The true picture is if this Council voted that we want to establish a municipal fire district/department then this fire district map becomes all the same color. We would all pay the same tax. We would have to contract with all three departments. These lines will no longer matter.

Councilmember Thomisser – Point of order. I believe that the Mayor is in active debate.

Mayor Anderson - I am making a statement.

Councilmember McKee – I care about the tax rate. I do not want to pay 7 cents for a fire tax. If those two departments would merge like they were supposed to, we would go to 3 ½ cents at the maximum. My understanding is that there are only two issues that are not resolved and one is the name of the fire department. Everybody is ranting and raving about public safety and they are concerned about the name on the fire station and then they are concerned about the Board of Directors. My understanding is that Wesley Chapel VFD has considered three on the board to compromise. There are only two issues left to be determined on merging the two fire departments. Why should we go to 7 ½ cents when you can do it for 3 ½ and still have public safety. The Land Use Plan asks for adequate and we are more than adequate.

Mayor Anderson – The chair recognizes Jack Parks, the Chairman of the Providence VFD.

Councilmember McKee – I would like to vote on my motion, please.

Mayor Anderson – The chair recognizes Jack Parks who will give information that will help the Town Council vote on the motion.

Anthony Fox – Call the Question is a procedural motion that takes precedence.

The vote on Councilmember McKee's motion is as follows:

AYES:	Councilmembers Thomisser, Gilmartin and McKee
NAYS:	Mayor Pro Tem Barry

Mayor Anderson called for a brief recess.

Councilmember Thomisser - I vote to Revoke Rules of Procedure Number 16 to prevent reconsideration of this item for six months.

Mayor Anderson - That is not on the agenda.

Attorney Fox – It still does relate to the discussion and consideration of the fire department issues. I think the question might be whether or not rule #16 applies here.

Mayor Anderson - The motion has already been voted on and passed. It was my understanding that it had to be on the original motion which it was not.

Attorney Fox – The question with regards to Rule #16 is a matter of interpretation. It is a clincher motion – the type of motion to prevent continuing to bring up things that do not pass or are defeated.

Attorney Fox read the following rule to the Town Council:

(16) **To Prevent Reconsideration for Six Months.** The motion is in order immediately following the defeat of a substantive motion and at no other time. The motion requires for adoption a vote equal to two-thirds of the actual membership of the council, excluding the mayor, unless he or she may vote in all cases, and vacant seats. If adopted, the restriction imposed by the motion remains in effect for six months or until the next organizational meeting of the council, whichever occurs first.

Attorney Fox - The motion actually passed. I think the motion does not achieve the goal that it may be designed to achieve by your motion.

Mayor Anderson – The motion was not defeated so therefore, his motion would not apply.

Attorney Fox – My position would be that it is appropriate to consider under fire department and other related issues. But the attempt to clinch a discussion on the fire department issues by this rule probably does not apply because the motion that it pertains to was actually a motion that was passed and was not a substantive motion that was defeated.

Mayor Pro Tem Barry – To defer consideration would be nullified in December any way. It is a moot point.

Mayor Anderson – It is irrelevant.

Mayor Anderson asked Mayor Pro Tem Barry to take the gavel.

Mayor Anderson – I want to understand what I think your purpose was is that you were hoping that this could not come up for discussion for six months.

Councilmember Thomisser – The purpose of the motion was to give both departments enough time to get together and talk about the eight points that were presented from Providence VFD. Wesley Chapel VFD accepted six of the eight issues and to give them additional time to work on the possibility of a merger.

Mayor Anderson – The effect would be that you would be handcuffing the new Council.

Councilmember Thomisser – This Council is intact until the second Monday in December.

Mayor Anderson – I understand that but you would be passing legislation that would carry over to the new Council that you are going to have to sit with. What impression do you think that gives them?

Mayor Pro Tem Barry – Point of order. I think Attorney Fox has made a determination that this whole debate is moot until the new Council turns over. I think we need to move to the next agenda item.

Mayor Anderson – We get yelled at for talking at lunch together and not having an open discussion but when we have it in open meetings like this then you are gaveling me down. You will not let me talk when I have the gavel. I have been Mayor for 8 years old. The rules keep changing.

Mayor Pro Tem Barry – I understand your point.

Mayor Anderson – No you do not. This is poor form. The conclusion from our Attorney was that your intention to not be able to bring it back up for 6 months does not apply here because the motion carried and it did not fail.

**B. Review and Consideration of Town Hall Landscaping/Pavilion Plan – Councilmember McKee.**

The Town Council received the following information:

- § Copy of Diagram showing Community Pavilion and Stage
- § Copy of Landscaping Plan
- § Worksheet Detailing the Community Park and Events Facility’s Function and Statistics
- § Worksheet Detailing a Proposed Cost Estimate for the Project
- § Information Regarding the Parks and Recreation Trust Fund (PARTF) Grant

Councilmember McKee – We met with the consultant with the NC Parks and Recreation Grant Fund and she came down here and went over the plan. She was personally very excited over the project. It is a 30 page application and quite a bit of due diligence. All requests for grants have to be in by January 31. Speaking with staff we decided if we wanted to proceed, Council would do it on next years allocation. All of the landscaping on the plan does not qualify for matching grant funds. Only the structures are allowed. The Town already owns the land so there is no lifetime commitment on that but there is a 25 year commitment if you go with a park. There is a three year time span for you to complete the project. I am just passing this information on.

Councilmember Thomisser – Every survey that has been done indicates that people in Weddington want a gathering spot.

Mayor Pro Tem Barry – There are probably some things we could do to dress it up but I would not be in favor of spending any where near this amount of money on the Town Hall facility.

Councilmember Gilmartin – Ditto.

**C. Discussion and Consideration of Creating an Ordinance to Limit Recreational Cycling on Week Days Between 6:30 a.m. and 9:00 a.m. – Mayor Pro Tem Barry.**

The Town Council received a copy of the Bicycle Laws of North Carolina and a copy of a memo drafted by the Town Attorney regarding research on a cycling ordinance. Mayor Pro Tem Barry withdrew this item from the agenda.

**Item No. 10. New Business.**

**A. Consideration of Fireworks Display – 7005 Willow Trace Lane, Weddington, NC.** Mr. Bill Brown discussed this application with the Town Council. He stated, “This is a fireworks display for Bob and Mary Johnson who live at 7005 Willow Trace Lane in Weddington.”

The Town Council received a copy of the following information:

- § Union County Fire Marshal’s Office – Fire Prevention Permit Application
- § Map Showing Discharge Site, Spectator Viewing Area (Discharge Site 141 Feet to Road and 160 Feet from Spectator Viewing Area)
- § Product List
- § Certificate of Insurance
- § NC General Statute - Article 54 (14-410) – Sale, etc., of Pyrotechnics

Mayor Pro Tem Barry moved to approve the fireworks display to be held at 7005 Willow Trace Lane and asked that the Planning Board and staff determine whether they can approve these types of displays in the future.

All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**B. Consideration of Release of Bond for Preserve at Brookhaven.** The Town Council received a copy of the following memo from Town Administrator/Clerk Amy McCollum:

The Town is currently holding a bond in the amount of \$45,512.20 for the completion of water and sewer in the Preserve at Brookhaven Subdivision. Please see the attached letter from Union County Public Works recommending release of the bond for this project.

The Town Council received a copy of the following letter dated October 6, 2011 from Mr. Mike Garbark, Assistant Director with Union County Public Works:

Union County Public Works Department has inspected the materials and workmanship of the water and sewer distribution systems which has been installed in the above mentioned subdivision. We find this project to be in substantial compliance and intent of the approved plans and specifications and hereby recommend releasing the current letter of credit for this project.

Mayor Pro Tem Barry moved to release the water and sewer bond for Preserve at Brookhaven. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**C. Consideration of Amendments to the Town Council Rules of Procedures.** The Town Council received a copy of the proposed amendments to the Town Council Rules of Procedures.

Mayor Pro Tem Barry – Based on the charge from the Town Council, over the last couple of months, Councilmember McKee and myself have been reviewing the Rules of Procedures and have made a couple of modifications that are outlined in your book.

Mayor Pro Tem Barry reviewed the proposed amendments. He stated, "On Page 10, Rule 10, paragraph 2 under Comments – the second sentence needs to be stricken. All of the other changes you can see."

Mayor Pro Tem Barry moved to approve the amendments to the Rules of Procedures.

Mayor Anderson – Why is the Council changing the Rules of Procedure that is going to affect the new Council?

Mayor Pro Tem Barry - Because we were asked to a couple of months ago and I have talked with several of the incoming Council members about the proposed amendments.

All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**D. Consideration of Amendment #5 to Interlocal Agreement Between Union County and the Town of Weddington.** The Town Council received a copy of Amendment #5 to the Interlocal Agreement Between Union County and the Town of Weddington.

Attorney Fox - This is an amendment proposed by Union County regarding our Interlocal Agreement between Union County and the Town of Weddington pertaining to the Wesley Chapel Athletic Association and costs incurred regarding that project. This amendment does reflect additional contributions to be made by the Town and the County. It is premised upon a 50/50 arrangement. Council has some concerns about that and would like a 1/3, 1/3, 1/3 arrangement and with your direction I will make the necessary revisions if you so desire.

Mayor Pro Tem Barry moved to direct the Town Attorney to amend the Interlocal Agreement to include WCWAA as a third party contributor to the costs and costs be shared on a one third basis going forward up to \$10,000 for the Town of Weddington.

All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**E. Consideration of Memorandum of Agreement for the Development of a Regional Hazard Mitigation Plan for Cabarrus, Stanly and Union Counties.** The Town Council received the following description of the project and a copy of the Memorandum of Agreement for the Development of a Regional Hazard Mitigation Plan for Cabarrus, Stanly and Union Counties:

Union County Emergency Management was contacted by North Carolina State Emergency Management officials soliciting interest in the regionalization of our Multi-Jurisdiction Hazard Mitigation Plan and allowing the state to apply for a federal grant on behalf of 35 western counties including Union County in NC which would fund writing the regional plans. If awarded this grant, Union County would be grouped with Stanly and Cabarrus Counties to create a regional Hazard Mitigation Plan. This would replace the existing Multi-Jurisdiction Hazard Mitigation Plan that we now have.

Our current Multi-Jurisdiction Hazard Mitigation Plan (HMP) just been updated, has been reviewed by the NC Emergency Management Hazard Mitigation Planning Section and is pending review by the Federal Emergency Management Agency (FEMA) Hazard Mitigation Planning Section. Once the FEMA

review is complete our HMP plan will be presented to the Union County Board of Commissioners for adoption, along with all other municipal jurisdictions. We expect the FEMA review to be completed within the next 45 days. Once the updated plan is adopted by all jurisdictions it will be in effect for five years.

One primary advantage to regionalization of the HMP is that it may take up to two years to finalize the grant process, secure a contractor, write the regional plan, send it through the review process and have it adopted. The additional time will be added on to our five year cycle for next HMP update. The Union County Board of Commissioners approved this MOA on October 17, 2011.

The Town Council received a copy of the following letter from Tiawana Ramsey, Area 12 Coordinator for NC Division of Emergency Management dated July 27, 2011:

**Subject: HAZARD MITIGATION PLAN REGIONALIZATION INITIATIVE**

In an attempt to further the regionalization of the hazard mitigation plans throughout the Western Branch, Mike Cook and I have submitted a request to apply for a grant to complete the remaining 8 regional plans. Attached please find a Memorandum of Agreement that was prepared for each of the regional plans that we will be submitting under the WB Regionalization Initiative. Obviously feel free to make any edits that you think would improve these MOAs or let me know and I can make the changes. Each county and municipality needs to sign the signature page included at the end of the attachment. The only thing that must be added by each county and/or municipality is the specific name and title of each community representative who is signing the MOA. By signing the MOA each county and/or municipality is agreeing to participate in a regional plan should funding be granted to move forward. The document is set up in a fairly straightforward way so that this info can be inserted into the line below the signature line without affecting the document formatting. In any case, I figured it might take a while to get all these signatures collected so I wanted to get you this documentation as soon as I could.

**GEOGRAPHICAL DESCRIPTION/AREA /BRANCH/POPULATION**

Cabarrus, Stanly, & Union Counties are within NC Emergency Management Areas 11 and 13 which each consist of 7 counties. These are 2 of the 5 areas within the Western Branch section of NCEM.

Union County borders the state of South Carolina and all counties surround the City of Charlotte located in nearby Mecklenburg County. However, all three counties have major urban nodes of their own. While both Cabarrus and Union Counties are highly developed counties with high populations, Stanly County is far less urbanized.

Despite differences in population, the geographic and demographic makeup of all areas in the region is very similar. Hazard mitigation planning development evolves from the same types of risks and hazards within each of their boundaries.

According to the US Census Bureau in 2009, the populations are as follows:

Cabarrus County	172,223
Stanly County	59,794
Union County	198,645



While Cabarrus and Union County have a higher relative population which can be attributed to their proximity to Charlotte, it should be noted that these counties share more in common with one another than with Charlotte.

### PROPOSAL

WHAT: Regional hazard mitigation plan. North Carolina project for regionalization of hazard mitigation plans.

WHO: Cabarrus, Stanly, & Union Counties

HOW: Emergency management local coordinators jointly hire a consultant/company to combine each of their multi-jurisdictional plans into a regional plan.

WHEN: Regional plan completed and approved by December 2014.

GOAL: Acquire grant monies to proceed with regionalization of 3 hazard mitigation plans.

LEAD: Cabarrus County would serve as the lead for the project. The grant monies would be sub-granted to all counties with Cabarrus serving as the lead county and point of contact for invoice submittal and cost report reimbursement from the State of NC to the contractor. The grant would be managed by Cabarrus County for all involved parties. Reimbursement method would be utilized. No up-front monies would be issued to Cabarrus County or any other county. Actual costs incurred will be all that will be eligible for reimbursement.

SCOPE: Scope of work to be determined by the 3 counties involved with input and guidance from NC Emergency Management staff.

Mayor Anderson - We do have an Emergency Management Plan for Union County. The Town of Weddington adopted the County plan. It was just revised. We also learned that we are going to try to do a Regional Mitigation Plan. There is no cost to the Town.

Councilmember McKee moved to approve the Memorandum of Understanding for the development of a Regional Hazard Mitigation Plan for Cabarrus, Stanly and Union Counties. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry

NAYS: None

### F. Discussion and Consideration of Interlocal Agreement with NCDOT for the Cost of the Sidewalks Along Providence Road. The Town Council received a copy of the following information:

- § Letter dated July 9, 2003 from Former Mayor Ed Howie to Mr. Art McMillan with NCDOT
- § Information Regarding Sidewalks for the NC 16 Widening Project
- § Emails from 2004 Regarding the NC 16 Widening Project
- § Transportation Improvement Project – Municipal Agreement

Mayor Anderson – You will see in your packet a letter dated October 31, 2011 from NCDOT asking us to pay for our share of the sidewalks that have already been installed along Providence Road and to take over the maintenance. There is a letter signed in 2003 from Former Mayor Ed Howie saying that the Town of Weddington wishes to participate in constructing sidewalks along both sides of the Highway 16 widening project. It talks about landscaping also. It is two sentences. No further action was taken after that letter was sent. It fell through the cracks with NCDOT. They thought they had a letter of understanding with us and this is their standard operating procedure to ask for municipalities to pay for a portion of the sidewalks. It is based on population and ours was going to be 10% or \$26,000 had we signed that agreement in advance. We did not sign it in advance because it was never presented to us and now they are asking for us to do this. I did speak with Barry Moose and he said he had no leverage but it is standard operating procedure. Daniel and I have talked about it and we think it is like when you walk out of the bank and you are looking at the money and you realize they gave you an extra \$20 - do you keep walking to your car or do you turn around and give the money back to the teller? What is your feeling about paying the \$26,000? When you do that you are also taking over the maintenance of the sidewalks. Several years ago the State of North Carolina adopted the complete street concept which always includes bike lanes, sidewalks and landscaping. Those extras are now standard equipment. My question to Barry Moose is why was this not considered standard equipment? Barry Moose did not have an answer. This is just information. He is going to talk to Raleigh to see how this is going to work. I am not asking you to vote on it or to write the check. Just want to let you know that it is out there.

**G. Discussion of Letter from NCDOT Regarding Estimates for the Upgrade for the Traffic Circle at Weddington-Matthews Road and Highway 84.** The Town Council received a copy of a letter dated November 4, 2011 from Mr. Barry Moose, Division Engineer, with NCDOT regarding the NC 84 and Matthews-Weddington Road (SR 1344) Roundabout. The following items were discussed in the letter: Sidewalks along NC 84, Irrigation to the center of the roundabout, Items that can be placed inside the center of the roundabout, Upgraded Crosswalks and sign posts and the Extension of Street Lighting.

Mayor Anderson stated, “We are getting an intersection improvement. NCDOT did meet with us. The things that we asked for were possible landscaping in the inside of the circle with irrigation and electrical may be needed. We talked about extending our decorative light poles to the other side of the circle and to add sidewalks along Highway 84 and three decorative crosswalks. In your packet is the estimated cost of those upgrades. I was surprised to learn that we would have to buy \$4,000 worth of dirt so our plants would grow nicely. The total for all of the upgrades would be \$27,500. The letter states that we have to January 15 to give our requests on these items.”

Mayor Pro Tem Barry moved to table consideration on the upgrades to the traffic circle until the next meeting.

Councilmember McKee questioned whether the Council could vote on certain items because he was concerned with lumping all of the upgrades together because some items were more appealing than others.

The vote on Mayor Pro Tem Barry’s motion is as follows:

AYES:	Councilmembers Thomisser, Gilmartin and Mayor Pro Tem Barry
NAYS”	Councilmember McKee

**H. Discussion of Options to Accelerate the Environmental Studies for Rea Road.** Mayor Anderson informed the Town Council that she was unable to discuss this matter with Barry Moose; therefore, there were no options to discuss at this time.

**Item No. 11. Update from Town Planner.** The Town Council received the following update from Town Planner Cook:

- NCDOT has notified the Town that work on the NC 84 Weddington-Matthews Road Dual Lane Roundabout has commenced. NCDOT relocated two trees along Weddington-Matthews Road to make room for the roundabout. Construction of the roundabout should begin in the summer of 2012, while design plans will be done much earlier. Approximately 25% of the road design is complete. A letter is included in tonight's packet detailing costs for additional items in or around the roundabout. Those items are sidewalks along Weddington Road, irrigation in the roundabout, additional street lighting, upgraded crosswalks and sign posts. NCDOT needs a municipal agreement by January 13, 2012 for these items.
- The Town Council approved a Land Use Map amendment for the Spittle Property at 6874 Weddington-Matthews Road and Matthews Property at 6924 Weddington-Matthews Road. Both of these properties are now designated Business on the Land Use Map.
- At the August and September Planning Board meetings the Planning Board discussed developing a Farmers Market definition and development standards to allow a Farmers Market in Weddington. The Planning Board asked that the Downtown Committee and Parks and Recreation Committee discuss this and report back to the Planning Board before any text is created.
- Staff will begin working with the City of Charlotte to renew the annexation agreement prior to 2014, when it is set to expire. Union County asked that the municipalities with annexation agreements with Charlotte renew sooner to ease concerns of some citizens in unincorporated Union County. Town staff is still waiting to hear from the Charlotte and Union County Planning Departments to proceed.
- Planning staff is currently working with the TCC, MUMPO and NCDOT on the CTP (Comprehensive Transportation Plan). Several meetings have occurred and most of the LARTP recommendations have made it to the CTP. The CTP should go to MUMPO in July 2012 for approval and to the NCDOT Board in September 2012 for final approval.
- The Town has begun discussions with NCDOT and David Grant (Union County Urban Forester) regarding supplemental plantings in the medians along Providence Road. Plantings should be done by March 2012. NCDOT has requested a letter requesting a planting permit and a landscape plan to begin the review process. David Grant is currently working on a landscaping plan while I will prepare the letter.
- Town Council will hold a Public Hearing on the following text amendments at their December 12<sup>th</sup> meeting: Construction Announcement Signs
- The following text amendments may be on the November 28<sup>th</sup> Planning Board agenda for discussion:
  - Signage Ordinance-Staff and Planning Board member(s) will begin looking at how to improve and clarify the current signage ordinance. This may be a multi-step process and entail multiple text amendments. Staff is currently looking into creating a "quick reference table" as an element of the signage ordinance.

**Item No. 12. Update from Town Administrator/Clerk.** The Town Council received the following update from Town Administrator/Clerk McCollum:

The installation of the Town markers has been completed for the following locations: Meadows at Weddington and the Highgate Subdivision. We are currently working on the landscaping and lighting of these monuments. Paperwork has been turned into NCDOT to get approval for the third location at Rea Road. We are waiting on their approval for the placement of that monument.

Christmas Decorations for the Town Hall and street lights should be completed by the end of this week.

We have ordered four decorative Town Limit signs to be placed in the Town. Installation of those signs should be completed within the next month.

We are currently working on a new Welcome Magazine for the Town of Weddington. There is no cost to the Town and we will be able to place approximately 8 to 10 informational pages in the magazine.

There will be a reception at 6:00 p.m. on December 12 honoring Deputy Gene Baucom on his retirement from the Union County Sheriff's Office and the Town of Weddington. Also in conjunction with that a reception is being planned for a Meet and Greet for the new Council and Reception for the Outgoing Council starting at 6:00 p.m. Light refreshments will be served.

Staff is currently exploring different options for IT services for the Town and will be meeting with companies over the next few weeks.

The following terms on Boards and Committees will expire in December.

- § Planning Board – Scott Buzzard and Jeff Perryman
- § Parks and Recreation Advisory Board – Scott Buzzard, Jeff Perryman, Barbara Harrison and Robert Gilmartin
- § Downtown Core Committee – Scott Buzzard and Jerry McKee
- § Public Safety – Walker Davidson, Jerry McKee

**Events Scheduled**

- § 4<sup>th</sup> Annual Tree Lighting will be held December 2, 2011 from 5 to 8 here at the Town Hall. The rain date is scheduled for the next night, December 3, 2011. Several school and church groups will be performing. Kids are encouraged to bring a homemade ornament for the tree.
- § 2012 Easter Egg Hunt is scheduled for March 31, 2012.

**Upcoming Dates:**

- November 15 - Regular Parks and Recreation Advisory Board Meeting at 6:30 p.m.
- November 24 and 25 - Town Hall Closed for Thanksgiving
- November 28 - Planning Board Meeting beginning at 7:00 p.m.
- December 2 - Tree Lighting (5 to 8 p.m.)
- December 12 - Reception for Deputy Gene Baucom – 6:00 p.m.
- December 12 - Reception for New and Outgoing Council – 6:00 p.m.
- December 12 - Town Council Meeting beginning at 7:00 p.m.

**Item No. 13. Public Safety Report.**

**Providence VFD**

Union County Fire Call	-	20
Union County EMS Calls	-	9
Meck County Fire Calls	-	4
Meck County EMS Call	-	1
Total	-	34 Calls
Total Training Hours	-	107.5

The Town Council also received the Income and Expense Budget Performance and the Balance Sheet for October 2011.

**Weddington Deputies: 434 Calls**

**Item No. 14. Update from Finance Officer and Tax Collector.**

**A. Finance Officer's Report.** The Town Council received the Revenue and Expenditure Statement and Balance Sheet for 10/1/2011 to 10/31/2011.

**B. Tax Collector's Report.**

**Monthly Report – October 2011**

<b>Transactions:</b>	
Balance Adjustments	\$(98.06)
Discoveries	\$20.74
Releases	\$(150.23)
Penalty and Interest Payments	\$(30.60)
Refunds	\$765.44
Overpayments	\$(224.52)
<b>Taxes Collected:</b>	
2011	\$(32,017.49)
2010	\$(39.00)
2009	\$(39.00)
<b>As of October 31, 2011; the following taxes remain Outstanding:</b>	
2002	\$82.07
2003	\$196.11
2004	\$159.59
2005	\$291.65
2006	\$180.70
2007	\$308.39
2008	\$2,945.33
2009	\$4,398.10
2010	\$8,514.36
2011	\$413,497.11
<b>Total Outstanding:</b>	<b>\$430,573.41</b>

The Town Council also received the Unpaid Balance Report by Receipt Number.

**Item No. 15. Transportation Report.** Mayor Anderson advised the Council of the next MUMPO Meeting.

**Item No. 16. Council Comments.** Mayor Anderson advised that Union County Public Works was having a work session on Wednesday morning to present the final Water and Sewer Master Plan.

**Item No. 17. Adjournment.** Mayor Pro Tem Barry moved to adjourn the November 14, 2011 Regular Town Council Meeting. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

The meeting ended at 9:15 p.m.

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Nancy D. Anderson, Mayor

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Amy S. McCollum, Town Clerk

**TOWN OF WEDDINGTON  
REGULAR TOWN COUNCIL MEETING  
MONDAY, DECEMBER 12, 2011 - 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 December 12, 2011, with Mayor Nancy D. Anderson and Mayor Walker F. Davidson presiding.

Present: Mayor Nancy D. Anderson, Mayor Walker F. Davidson, Mayor Pro Tem Daniel Barry, Councilmembers Werner Thomisser, Robert Gilmartin, Pamela Hadley, Jerry McKee and Barbara Harrison, Town Attorney Anthony Fox, Finance Officer Leslie Gaylord, Town Planner Jordan Cook and Town Administrator/Clerk Amy S. McCollum

Absent: None

Visitors: Genny Reid, Lib Propst, Janice Propst, Pat Harrison, Bill Price, Jane and Ken Evans, Linda Manus and Reagan Shaw.

Mayor Nancy D. Anderson and Ms. Lib Propst sang "Surely the Presence" and Mayor Anderson offered an Invocation prior to the opening of the meeting.

**Item No. 1. Call to Order.** Mayor Nancy D. Anderson called the December 12, 2011 Regular Town Council Meeting to order at 7:03 p.m.

**Item No. 2. Pledge of Allegiance.** Mayor Anderson asked that the Fire and Law Enforcement Officers in the audience help lead the Pledge of Allegiance.

**Item No. 3. Approval of Minutes.**

**A. October 10, 2011 Special Town Council Meeting.** Councilmember Jerry McKee moved to approve the October 10, 2011 Special Town Council Meeting minutes. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**B. October 10, 2011 Regular Town Council Meeting.** Councilmember McKee moved to approve the October 10, 2011 Regular Town Council Meeting minutes. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**Item No. 4. Acceptance of the Union County Board of Elections Official Results for the Municipal Election November 8, 2011.** The Town Council received a copy of the official results for the municipal election held November 8, 2011. Mayor Pro Tem Daniel Barry moved to accept the official results from the November 8, 2011 Municipal Election. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Gilmartin, McKee and Mayor Pro Tem Barry  
NAYS: None

**Item No. 5. Special Recognition.**

**A. Deputy Gene Baucom.** Mayor Anderson advised that Deputy Gene Baucom will be retiring from the Union County Sheriff's Office in 18 days after 20 years of service with seven of those years being in the Town of Weddington. She stated, "I have a special place in my heart for the firefighters and law enforcement officers in our area. They are our homeland security. We appreciate the work that you do."

The Town Council presented Deputy Baucom with a plaque from the Town.

Deputy Baucom advised that he has enjoyed working for the Sheriff's Office and the Town of Weddington would always have a special place in his heart.

Dr. George Pinsak stated, "I would like to express my sincere gratitude from my staff and from the business people on what a wonderful gentleman Deputy Baucom has been and a true friend and how blessed this community has been to have his service."

**B. Councilmember Robert Gilmartin – District II.** Former Councilmember Tommy Price presented Councilmember Gilmartin with a plaque and an original drawing of the Town Hall. He stated, "I want to thank Robert for his last eight years of service to the Town of Weddington. I got to work with him for six of those years. I have come to respect Robert for the decisions he makes and the reasons he makes them. One of the biggest compliments that I can say to Robert is that he never told me a lie. I appreciate your service and what you have done and I am honored to have worked with you and proud to call you my friend."

**C. Councilmember Jerry McKee – District IV.** Councilmember Werner Thomisser presented Councilmember McKee with a plaque and an original drawing of the Town Hall. He stated, "Prior to me being sworn in, Jerry called me and asked to go to lunch. Then almost two years to this day I put a motion in and it carried three to one and Jerry was the dissenting vote. Jerry mentioned that we had gotten off to a bad start. It reminded me of what Mayor Anderson had told me - you get to work with the people that the voters have assigned you to work with. Jerry has been on the Downtown Core Committee and the Public Safety Committee. Jerry has served as our Facilities Manager - you will see there is nice green grass, an irrigation system, nice landscaping and in order to feed that irrigation, a well was punched. Town Hall was painted a couple of years ago, Christmas trees selected and this summer you had well manicured medians. That is all because of Jerry's effort. It has been a pleasure working with him and I consider you a friend and hope we can continue to have lunch together."

Councilmember McKee thanked his fellow Councilmembers and stated that he enjoyed working with them. Councilmember McKee also thanked staff for their hard work and professionalism.

**D. Mayor Nancy Anderson.** Representative Craig Horn stated, "I moved to Weddington almost six years ago. I wanted to be a part of the community here. One day I stopped into the local coffee shop in the shopping center and I heard some people behind me talking about plans going on in the Town. I made the assumption that the lady that was talking was on the Town Council or involved in the Town. I introduced myself and said that I would like to be involved in the Town if there was something I could help with it. The phone began to ring immediately with a variety of issues. Next thing I knew I was at the County involved in CERT. Now, I am in office in Raleigh and she is leaving me. Nancy has given much of her life, personal time and her treasure to the Town of Weddington."

Representative Horn presented Mayor Anderson with a Resolution from the State of North Carolina honoring her service to the Town.



Mayor Pro Tem Barry presented Mayor Anderson with an original print of several areas in the Town along with a plaque. He thanked the Mayor for her lifetime of service and eight years as the Mayor – which is 1/3 the time that the Town has been in existence.

It was noted that Ms. Jean Lee Pirkey, local mom/artist was the talented individual who did the paintings presented to the outgoing Council.

Mayor Anderson also recognized the Town Hall staff and offered words of encouragement to the new Council.

**Item No. 6. Oaths of Office.**

**A. Oath of Office for Walker Davidson – Mayor.** Town Administrator/Clerk Amy McCollum administered the Oath of Office to Walker Davidson:

I, Walker F. Davidson, do solemnly swear that I will support and maintain the Constitution and laws of the United States, and the Constitution and laws of the State of North Carolina not inconsistent therewith, and that I will faithfully discharge the duties of my office as Mayor, so help me God.

This the 12<sup>th</sup> day of December, 2011.

**B. Oath of Office for Pamela Hadley – Councilmember for District II.** Mayor Davidson administered the Oath of Office to Pamela Hadley:

I, Pamela Hadley, do solemnly swear that I will support and maintain the Constitution and laws of the United States, and the Constitution and laws of the State of North Carolina not inconsistent therewith, and that I will faithfully discharge the duties of my office as Councilwoman, so help me God.

This the 12<sup>th</sup> day of December, 2011.

**C. Oath of Office for Barbara Harrison - Councilmember for District IV.** Mayor Davidson administered the Oath of Office to Barbara Harrison:

I, Barbara Harrison, do solemnly swear that I will support and maintain the Constitution and laws of the United States, and the Constitution and laws of the State of North Carolina not inconsistent therewith, and that I will faithfully discharge the duties of my office as Councilwoman, so help me God.

This the 12<sup>th</sup> day of December, 2011.

Mayor Davidson called for a brief recess.

**Item No. 7. Determination of Quorum/Additions, Deletions and/or Adoption of the Agenda.** There was a quorum. There were no additions or deletions to the agenda. Mayor Pro Tem Barry moved to adopt the December 12, 2011 agenda as presented. All were in favor, with votes recorded as follows:

- AYES: Councilmembers Thomisser, Hadley, Harrison, Mayor Pro Tem Barry and Mayor Davidson
- NAYS: None

**Item No. 8. Appointments.**

**A. Appointment of Mayor Pro Tempore.** The Town Council received a copy of Rule 11 explaining the Office of Mayor Pro Tempore. Councilmember Thomisser moved to nominate Mr. Barry as Mayor Pro Tem. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

**B. Appointment of Delegate and Alternate to Mecklenburg-Union Metropolitan Planning Organization (MUMPO).** The Town Council received information regarding the role of MUMPO.

Mayor Davidson appointed Councilwoman Harrison as the Delegate to MUMPO.

Councilmember Thomisser moved to nominate Mayor Pro Tem Barry as the Alternate to MUMPO. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

**C. Appointment of Delegate and Alternate to Centralina Council of Governments (COG).** The Town Council received information regarding the role of Centralina Council of Governments. Mayor Pro Tem Barry moved to nominate Councilmember Thomisser as the Delegate to COG. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

Councilwoman Harrison moved to nominate Councilwoman Hadley as the Alternate to COG. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

**D. Appointment of Representative to Union County Transportation Advisory Board (TAB).** The Town Council received information regarding the role of the Union County Transportation Advisory Board. Councilwoman Hadley moved to nominate Mayor Davidson to the Union County Transportation Advisory Board. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

**E. Appointment of Delegate and Alternate to Western Union County Municipalities Coalition.** The Town Council received information regarding the purpose of the Western Union County Municipalities Coalition (WUCMC). Councilmember Thomisser moved to nominate Mayor Davidson as Delegate and Mayor Pro Tem Barry as the Alternate to the Western Union County Municipalities Coalition. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

**F. Appointment of Facilities Manager.** Mayor Pro Tem Barry moved to nominate Councilmember Thomisser as Facilities Manager. Mayor Davidson nominated Councilwoman Hadley as the Facilities Manager. The vote on Mayor Davidson’s motion is as follows:

- AYES: Councilmembers Hadley and Harrison
- NAYS: Councilmember Thomisser and Mayor Pro Tem Barry

Mayor Davidson broke the tie by voting in the affirmative.

**Item No. 9. Public Hearing.**

**A. Public Hearing to Review Proposed Text Amendments – Construction Announcement Signs.**

Mayor Davidson opened the public hearing to consider proposed text amendments to construction announcement signs. Town Planner Jordan Cook reviewed the proposed text change with the Town Council:

*Section 58-4 Definitions*

*Sign, construction **announcement**.* means a sign located on the premises of a construction site, identifying the purpose of the construction, the name of the architect, engineer, contractor, subcontractor and suppliers of material or equipment on the premises of work under construction.

*Section 58-151 Temporary Signs*

- (b) **Construction Announcement signs.** ~~The term “announcement sign”, when used in this subsection, means a sign that indicates the name, address, etc., of the firm making improvements on the property.~~ One **construction announcement** sign per project shall be permitted and shall require a sign permit, valid for one year and renewable, one time, for one additional year, shall comply with the provisions of [section 58-149](#), and shall be single-faced of a maximum area of 20 square feet. This sign shall be temporary and shall be removed within seven days after completion of the work on the subject property by the firm that is advertised on the sign. Announcement signs are not to be used to advertise real estate or subdivisions. No lighting of announcement signs shall be permitted.

With there being no one to speak in favor or against the proposed text change, Mayor Davidson closed the public hearing.

**Item No. 10. Consent Agenda.**

**A. Consideration of Approval of 2012 Holiday Schedule.** Councilmember Thomisser moved to approve the 2012 Holiday Schedule.

New Year’s Day	Monday, January 2
Martin Luther King, Jr. Day	Monday, January 16
Good Friday	Friday, April 6
Memorial Day	Monday, May 28
Independence Day	Wednesday, July 4
Labor Day	Monday, September 3
Veteran’s Day	Monday, November 12
Thanksgiving	Thursday, November 22 and Friday, November 23
Christmas	Monday, December 24, Tuesday, December 25 and Wednesday, December 26

All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
 NAYS: None

**B. Consideration of Approval of 2012 Meeting Schedule.** Councilmember Thomisser moved to approve the 2012 Meeting Schedule.

DATE	TIME	LOCATION
January 9, 2012	7:00 p.m.	Town Hall Council Chambers
February 13, 2012	7:00 p.m.	Town Hall Council Chambers
March 12, 2012	7:00 p.m.	Town Hall Council Chambers
April 9, 2012	7:00 p.m.	Town Hall Council Chambers
May 14, 2012	7:00 p.m.	Town Hall Council Chambers
June 11, 2012	7:00 p.m.	Town Hall Council Chambers
July 9, 2012	7:00 p.m.	Town Hall Council Chambers
August 13, 2012	7:00 p.m.	Town Hall Council Chambers
September 10, 2012	7:00 p.m.	Town Hall Council Chambers
October 8, 2012	7:00 p.m.	Town Hall Council Chambers
November 13, 2012 (Tuesday due to Veteran's Day)	7:00 p.m.	Town Hall Council Chambers
December 10, 2012	7:00 p.m.	Town Hall Council Chambers

All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
 NAYS: None

**C. Call for Public Hearing to Review and Consider Building Mounted Signs Text Amendment (Public Hearing to be held January 9, 2012 at the Weddington Town Hall at 7:00 p.m.).** The Town Council received a copy of the proposed text change. Councilmember Thomisser moved to call for a public hearing to review and consider a text amendment regarding building mounted signs. The public hearing is to be held January 9, 2012 at the Weddington Town Hall at 7:00 p.m. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
 NAYS: None

**D. Call for Public Hearing to Review and Consider Connection to Public Water Lines Text Amendment (Public Hearing to be held January 9, 2012 at the Weddington Town Hall at 7:00 p.m.).** The Town Council received a copy of the proposed text change. Councilmember Thomisser moved to call for a public hearing to review and consider a text amendment regarding connection to public water lines. The public hearing is to be held January 9, 2012 at the Weddington Town Hall at 7:00 p.m. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
 NAYS: None

**Item No. 11. Consideration of Public Hearing.**

**A. Consideration of Ordinance Adopting Proposed Text Amendments – Construction Announcement Signs.** Councilmember Thomisser moved to adopt Ordinance O-2011-16:

**AN ORDINANCE TO AMEND SECTIONS 58-4 AND 58-151  
OF THE CODE OF ORDINANCES  
OF THE TOWN OF WEDDINGTON  
O-2011-16**

**BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WEDDINGTON THAT SECTIONS 58-4 AND 58-151 OF THE CODE OF ORDINANCES BE AMENDED AS FOLLOWS:**

*Section 58-4 Definitions*

*Sign, construction **announcement***, means a sign located on the premises of a construction site, identifying the purpose of the construction, the name of the architect, engineer, contractor, subcontractor and suppliers of material or equipment on the premises of work under construction.

*Section 58-151 Temporary Signs*

- (b) **Construction Announcement signs.** ~~The term "announcement sign", when used in this subsection, means a sign that indicates the name, address, etc., of the firm making improvements on the property.~~ One **construction announcement** sign per project shall be permitted and shall require a sign permit, valid for one year and renewable, one time, for one additional year, shall comply with the provisions of [section 58-149](#), and shall be single-faced of a maximum area of 20 square feet. This sign shall be temporary and shall be removed within seven days after completion of the work on the subject property by the firm that is advertised on the sign. Announcement signs are not to be used to advertise real estate or subdivisions. No lighting of announcement signs shall be permitted.

Adopted this 12<sup>th</sup> day of December, 2011.

All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

**Item No. 12. Old Business.** There was no Old Business.

**Item No. 13. New Business.** There was no New Business.

**Item No. 14. Update from Town Planner.** The Town Council received the following update from Town Planner Cook:

- § Work on the NC 84 Weddington-Matthews Road Dual Lane Roundabout has commenced. NCDOT relocated two trees along Weddington-Matthews Road to make room for the roundabout. Construction of the roundabout should begin in the summer of 2012. NCDOT has provided costs for additional items in or around the roundabout. Those items are sidewalks along Weddington Road, irrigation in the roundabout, additional street lighting, upgraded crosswalks and sign posts. NCDOT needs a municipal agreement by January 13, 2012 for these items.
- At the August and September Planning Board meetings the Planning Board discussed developing a Farmers Market definition and development standards to allow a Farmers Market in Weddington. The Planning Board asked that the Downtown Committee and Parks and Rec Committee discuss

this and report back to the Planning Board before any text is created. The Planning Board and Staff may move forward with the Farmers Market text.

- Union County asked that the municipalities with annexation agreements with Charlotte renew before the agreements expired to ease concerns of some citizens in unincorporated Union County. Staff has talked with Union County Planning Director Dick Black about this issue numerous times. Per Mr. Black, Marvin has not agreed to renew their annexation agreement early and Union County had intended for all municipalities to renew at once. Weddington will still need to determine if we want to renew prior to 2014 or just wait for the expiration date.
- Planning staff is currently working with the TCC, MUMPO and NCDOT on the CTP (Comprehensive Transportation Plan). Several meetings have occurred and all of the LARTP recommendations are on the CTP. The CTP should go to MUMPO in July 2012 for approval and to the NCDOT Board in September 2012 for final approval.
- The Town has begun discussions with NCDOT and David Grant (Union County Urban Forester) regarding supplemental plantings in the medians along Providence Road. Plantings should be done by March 2012. NCDOT has requested a letter requesting a planting permit and a landscape plan to begin the review process. David Grant is currently working on a landscaping plan while I will prepare the letter.
- Planning Staff and our Engineer will meet with developers interested in purchasing the Anney site this week. The previously approved Preliminary Plat (48 one acre lots along Weddington-Matthews Road) would need to be vacated and a new subdivision process would begin if the site plan is modified.
- Town Council will hold a Public Hearing on the following text amendments at their January 9<sup>th</sup> meeting: Building Mounted Signs and Water Lines Connection Policy
- The following text amendments may be on the December 19<sup>th</sup> Planning Board agenda for discussion:
  - Signage Ordinance-Staff and Planning Board member(s) will begin looking at how to improve and clarify the current signage ordinance. This may be a multi-step process and entail multiple text amendments. Staff is currently looking into creating a “quick reference table” as an element of the signage ordinance.
  - Luminous/Lighted Signs Text-Bethany Church has inquired about a luminous sign. Their sign will be reviewed as an example of possible luminous signs within Town.

**Item No. 15. Update from Town Administrator/Clerk.** The Town Council received the following update from Town Administrator/Clerk McCollum:

I have received confirmation from NCDOT that we can construct the last Town marker which will be located on Rea Road. NCDOT advised that an encroachment agreement would not be needed. As soon as the last marker is installed, our landscaper will do landscaping around all three markers.

We expect to have new and improved Town banners installed by Tuesday night. There will be no additional cost to the Town for the printing of the new banners.

We have ordered four decorative Town Limit signs to be placed in the Town. Installation of those signs should be completed in January.

We are currently working on a new Welcome Magazine for the Town of Weddington. There is no cost to the Town and we will be able to place approximately 8 to 10 informational pages in the magazine.

I have spoken with Captain Cody Luke with the Union County Sheriff’s Office and he advised that he is working on hiring a deputy that will take Deputy Gene Baucom’s place upon his retirement at the end of the month.

**Events Scheduled**

§ 2012 Easter Egg Hunt is scheduled for March 31, 2012.

**Upcoming Dates:**

December 15 - Special Town Council Meeting – 6:00 p.m.  
December 19 - Regular Planning Board Meeting – 7:00 p.m.  
December 23 and 26 - Town Hall Closed for Christmas

**Item No. 16. Public Safety Report.**

**Weddington Deputies – 601 Calls**

**Providence VFD:**

**Training hours for the month** – 175 hrs- This training is a reflection of members doing Firefighter 1 and 2, hands on training at the Charlotte Fire Academy.

**Union County:**

Fire 24 EMS 6 Total 30

**Mecklenburg County:**

Fire 1 EMS 2 Total 3

**Department Total:**

Fire 25  
EMS 8  
Total 33

The Town Council also received the Income and Expense Budget Performance and Balance Sheet for November 2011.

**Wesley Chapel VFD – 129 Calls.**

**Item No. 17. Update from Finance Officer and Tax Collector.**

**A. Finance Officer’s Report.** The Town Council received the Revenue and Expenditure Statement and Balance Sheet for November 1, 2011 to November 30, 2011.

**B. Tax Collector’s Report.** Monthly Report – November 2011

<b>Transactions:</b>	
<5.00 Adjustments	\$(.29)
Penalty and Interest Payments	\$(48.81)
Refunds	\$100.75
Overpayments	\$(51.98)
<b>Taxes Collected:</b>	
2011	\$(98,735.77)
2010	\$(196.46)
2009	\$(89.67)

2007	\$(94.34)
<b>As of November 30, 2011; the following taxes remain Outstanding:</b>	
2002	\$82.07
2003	\$196.11
2004	\$159.59
2005	\$291.65
2006	\$180.70
2007	\$200.32
2008	\$2,945.33
2009	\$4,297.91
2010	\$8,300.41
2011	\$314,802.75
<b>Total Outstanding:</b>	\$331,456.84

**Item No. 18. Transportation Report.** There was no Transportation Report.

**Item No. 19. Public Comment.** Mr. Lanny Openshaw – I am on the Marvin Village Council. Congratulations and thank you for stepping up to serve your community. I think you have the potential to be a great board. When I first started observing County politics, any time anything bad happened on the west side of the county it was always Weddington’s fault. Today anything bad that happens on the west side of the county is Marvin’s fault. We would be glad to share. I am looking forward to working with you any way that I possibly can.

**Item No. 20. Council Comments.** Councilwoman Hadley – I want to thank everyone for their support in coming out tonight. It is incredible to see the amount of people that do pay attention in the Town. I look forward to a good and productive four years.

Mayor Pro Tem Barry - Congratulations to all three of you - especially my friend Walker. I am glad to have you finally victorious. It is about the issues and not about the people. We are allowed to disagree. I am very excited for all three of you to be joining us and I know there are great things in store.

Mayor Davidson – I want to thank everyone for coming out tonight. Thank you for the work on the campaign. I went to mayor’s training last Friday and learned a lot. One of the instructors said that making decisions is different than having opinions. That is a dangerous and true statement. I recognize the challenge.

**Item No. 21. Adjournment.** Mayor Pro Tem Barry moved to adjourn the December 12, 2011 Regular Town Council Meeting. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
 NAYS: None

The meeting ended at 8:09 p.m.

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Walker F. Davidson, Mayor

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Amy S. McCollum, Town Clerk



**TOWN OF WEDDINGTON  
SPECIAL TOWN COUNCIL MEETING  
THURSDAY, DECEMBER 15, 2011 - 6:00 P.M.  
MINUTES**

The Town Council of the Town of Weddington, North Carolina, met in a Special Session at the Weddington Town Hall, 1924 Weddington Road, Weddington, NC 28104 on December 15, 2011, with Mayor Walker F. Davidson presiding.

Present: Mayor Walker F. Davidson, Mayor Pro Tem Daniel Barry, Councilmembers Werner Thomisser, Pamela Hadley and Barbara Harrison, Town Attorney Anthony Fox, Finance Officer Leslie Gaylord, Town Planner Jordan Cook and Town Administrator/Clerk Amy S. McCollum

Absent: None

Visitors: Nancy Anderson, John Houston, Ginger Edgeworth, Jennifer Romaine, Scott Buzzard, Pat Harrison, Nathan Snow, Eric Sager, Mike Sullivan, Nick Moore, Rick Denton, Jim Reichenbach, Judy Johnston, Ken Evans, Jack Parks, Jerry McKee and Doug Sabo.

Due to a failure with the recording equipment, these are only summary minutes from the meeting and not verbatim.

**Item No. 1. Open the Meeting.** Mayor Walker F. Davidson called the December 15, 2011 Special Town Council Meeting to order at 6:03 p.m. There was a quorum.

Mayor Davidson asked to remove the following items from the agenda:

- Discussion of Fire Service within the Town of Weddington
- Consideration of Appointments to Parks and Recreation Advisory Board
- Consideration of Reducing the Number of Council Seats on the Weddington Public Safety Advisory Board

Mayor Pro Tem Daniel asked to remove the following item from the agenda:

- Discussion of NCDOT Estimates for Upgrades for the Traffic Circle at Weddington-Matthews Road and Highway 84

The Council discussed and voted on each item separately.

Councilwoman Pamela Hadley moved to remove “Discussion of Fire Service within the Town of Weddington” from the agenda. Councilmember Werner Thomisser advised that he wanted to discuss another option. Mayor Davidson informed the Council that he wanted to adjourn the meeting by 7:15 p.m. and that this was just an opportunity for Providence VFD to give a presentation. Councilmember Thomisser agreed to the removal of the item but asked that he be given an opportunity at the January Town Council Meeting to discuss his proposal. The vote on the motion is as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

Councilwoman Barbara Harrison moved to remove “Consideration of Appointments to Parks and Recreation Advisory Board” from the agenda. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

Councilwoman Harrison moved to remove “Consideration of Reducing the Number of Council Seats on the Weddington Public Safety Advisory Board” from the agenda. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

Mayor Pro Tem Barry moved to remove “Discussion of NCDOT Estimates for Upgrades for the Traffic Circle at Weddington-Matthews Road and Highway 84” from the agenda. It was advised that this item was only for discussion; therefore, Mayor Pro Tem Barry removed his motion to remove this item.

Councilwoman Hadley moved to approve the agenda as amended. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison, Mayor Pro Tem Barry  
and Mayor Davidson  
NAYS: None

**Item No. 2. Presentation from Providence VFD.** The Town Council received a PowerPoint Presentation entitled Weddington Transition to a Municipal Fire Service Area.

The following points were taken from the PowerPoint Presentation given by Providence VFD Board of Director’s President Jack Parks:

**Concerns**

- Public is underserved
- Providence VFD is underutilized
- Providence VFD is underfunded

**Actions**

- Ignore the problem and do nothing
- Get Union County to move the fire district lines and establish a fire tax for PVFD
- Merge PVFD and WCVFD
- Weddington to create municipal fire district to control fire/medical public safety within town

**Do Nothing**

- Public is still underserved
- PVFD is still underutilized
- Weddington increasingly subsidizes PVFD or the department goes out of business

**Move the Lines**

- PVFD devised a plan and presented a map for consideration to Union County’s Fire Commission
- The Fire Commission gave no consideration for moving lines, instead tried to force the merger
- Moving the lines was probably the best solution but Union County would not cooperate

### **Merge**

- Why? – Fire Study
- WCVFD takes over PVFD, demanding identical operation model for all stations unless Weddington continues to subsidize 24/7 staffing for PVFD

### **Fire Study**

- PVFD – “Consider merger into Wesley Chapel FD as a third station”
- WCVFD – “Continue expansion of paid staffing to provide base response with volunteer supplement. Consider merger with Providence VFD”
- “It should be noted, that one agency (Providence VFD) had excellent advanced Standards of Cover”
- PVFD – “This is considered an excellent model to aspire to for all in-county fire departments.”
- “When an emergency occurs, the victim does not care about the color of the vehicle or the community it responds from, it wants the closest unit that will get there the quickest. Transfer of some territory, agency consolidation, etc. all become viable considerations for utilization as annexation continues.”

### **Merge**

- PVFD respects the accomplishments of WCVFD and is dedicated to working with them in providing mutual aid for the community.
- Since February 2011, PVFD and WCVFD met multiple times to work on merger plans.
- Conclusion – The merger will not work unless PVFD and the community are willing for WCVFD to take over PVFD and change the operation model that was pointed out in the Fire Study as the model to aspire to for all in-county fire departments
- Merger is not the best option or solution.

### **Municipal Fire Department**

- Goal: To provide superior fire/medical service focused on distance and response time as highest criteria for public safety.
- Provides the citizens of Weddington, through the elected officials, input for fire/medical public safety.

### **Providence VFD Proposal for Weddington**

- Add one additional paid staff during day shift (6:00 a.m. to 6:00 p.m.) for a total of four. All EMT's.
- Add one volunteer to night shift (6:00 p.m. to 6:00 a.m.) for a total of one paid with three volunteers to equal four including two EMT's.
- Back up WCVFD and SVFD during day shift on medical calls if a responder does not check in route in a reasonable time.
- Respond to all medical calls during times WCVFD and SVFD are not staffed.

### **Recommendation from Providence VFD**

- We recommend that the Town of Weddington reduce the existing \$.03/100 property tax to minimize or eliminate the need for a tax increase associated with the formation of a municipal fire district. Currently paying \$.052/100 with the WCVFD Fire Tax.
- Remember – The existing \$.022/100 fire tax and \$100/parcel fire fee will go away. The new Weddington Ad Valorem tax rate will cover municipal obligations including fire/medical public safety.

**PVFD Station Renovation Needs**

- Bring existing building up to code (Does not prepare for the future and potentially wastes some funds)
- Make addition and address code (Provides much needed new space and no waste of funds)

**PVFD Partner with Weddington**

- Weddington Consider Funding Addition to PVFD Station from Existing Reserves
- PVFD Consider Deeding Property to Weddington
- Design with Input from Safety Committee and Town Council

Mr. Parks discussed the property values for PVFD, WCVFD and SVFD from the proposed district map and the impact to WCVFD's and SVFD's tax rate.

<b>Providence VFD Financial Data</b>	
PVFD Budget Needs with Staffing	\$600,000
Current Revenue from Meck. Fire	\$65,000
Current Revenue from Meck. Medic	\$12,000
Union County Subsidy	\$21,600
PVFD Budget Needs with Subsidies	\$501,400
Tax Rate Needed to Support PVFD	\$.037/100
Tax Rate without Meck. Subsidy	\$.042/100
<b>Impact on WCVFD</b>	
Current Property Value	\$1,105,817,594
Income at \$0.22/100	\$243,280
New Property Value	\$489,237,446
Income at \$.037/100	\$181,018
Loss of Income	\$62,262
Need New Tax Rate of \$0.24/100	(non-Weddington)
<b>Impact on SVFD</b>	
Currently Receiving \$100/Parcel	\$50,600
New Income at \$.037/100	\$42,334
Loss of Income	\$9,266

The following items were also given in the PowerPoint Presentation:

- Union County Fire Study information on apparatus for PVFD and WCVFD
- Three Levels of Action – State, County and Weddington
- Time Line Estimates
- Education of Community
- Meetings and Discussion Topics for Meetings
- Gave meeting calendar dates for steps to be taken

The Council was given the following Excel Spreadsheet:

Weddington Property Tax Value (Real Estate)	\$1,870,370,000.00
Ad Valorem Tax (Real Estate)	\$565,000.00
Ad Valorem Tax (Motor Vehicles)	\$31,176.00

Automobile Value	\$103,920,000.00
Total Property Value	\$1,974,290,000.00
Weddington Tax Rate	\$.03/100
Total Property Tax	\$596,176.00
Weddington Subsidy to PVFD	\$267,180.00
Property Taxes to Subsidy	\$0.014
Fire Tax for WCVFD	\$0.022
Total Tax (Town + WCVFD Tax)	<b>\$0.052</b>
Indirect Tax Rate for Fire Protection	\$0.036
Total Parcels	4,278
Avg. Value/Parcel w/Vehicles	\$461,498.36
PVFD Budget w/Enhanced Staff	\$600,000.00
Tax Rate For Municipal Fire Dist. w/Meck. Subsidies	\$0.037
Tax Rate For Municipal Fire Dist. w/o Meck. Subsidies	\$0.042
Tax Rate of \$.04	\$789,716.00
Tax Rate of \$.045	\$888,430.50
Tax Rate of \$.05	\$987,145.00
Tax Rate of \$.055	\$1,085,859.50
Tax Rate of \$.06	\$1,184,574.00

The Council asked several questions regarding the PowerPoint Presentation. Mayor Pro Tem Barry disagreed with several numbers presented by Mr. Parks. Mayor Davidson advised that this was only a presentation and Council would now be able to do their own research regarding the financial data presented.

**Item No. 3. Discussion of Fire Service within the Town of Weddington.** This item was removed from the agenda.

**Item No. 4. Consideration of Town Liaison to Attend Union County School Board Meetings.** The Town Council received a copy of the Union County School Board’s meeting schedule for 2012. Mayor Davidson advised that during the election one topic of discussion was for the Town to be more involved with the school system. Mayor Davidson referred to the State Statute that prohibits towns from giving financially to the schools but asked if the Council wanted to see if there was an interest from a citizen to attend meetings regarding the schools and to update the Council on a quarterly basis on school matters.

Councilmember Thomisser discussed that minutes are available from the School Board Meetings and Council could review them to receive necessary information.

Councilwoman Harrison moved to start the process of requesting applications for a Town Liaison on school related issues. The vote on the motion is as follows:

AYES: Councilmembers Hadley, Harrison and Mayor Pro Tem Barry  
 NAYS: Councilmember Thomisser

**Item No. 5. Consideration of Town Liaison to Attend Union County Planning Board Meetings.** Mayor Davidson discussed the concept of having a Town Liaison to attend the Union County Planning Board Meetings. Mayor Pro Tem Barry felt that it was very important to be engaged in these meetings

since decisions by the Union County Planning Board affect the boundary of Weddington. Mayor Pro Tem Barry felt that the liaison should be someone from the Planning Board and as part of their membership could rotate attending these meetings. Mayor Pro Tem Barry moved to have a Town Liaison (Planning Board Member) attend the Union County Planning Board meetings.

All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

**Item No. 6. Consideration of Amendments to Town Council Rules of Procedures.** The Town Council received a copy of the proposed amendments to the Town Council Rules of Procedures.

Mayor Davidson reviewed each proposed amendment with the Town Council.

Mayor Pro Tem Barry moved to approve the amendment to add items to the agenda by majority vote.

Attorney Fox advised that the Council may want to allow the flexibility to vote on staff-initiated items and recommended the following language:

The Council may by majority vote add items to the proposed agenda for discussion purposes only. Council may add and consider staff-initiated items by unanimous consent.

Mayor Pro Tem Barry amended his motion as recommended by the Town Attorney. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

Councilwoman Hadley moved to approve the Order of Business as recommended with the following addition:

§ Note: Where there are multiple public hearings, the consideration of the public hearing shall follow each specific hearing.

All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

Councilmember Thomisser moved to remove in the Rules of Procedure that a majority of the Town Council can delete an item from the agenda. He expressed his concern that a Town Councilmember has the right to put an item on the agenda and should have the opportunity for an up or down vote and with the current wording a majority of the Council could delete that person's item. The vote on his motion is as follows:

AYES: Councilmember Thomisser  
NAYS: Councilmembers Hadley, Harrison and Mayor Pro Tem Barry

Mayor Pro Tem Barry asked to adjourn the meeting since he had been under the assumption that the meeting would not last past 7:15 p.m. and he had a prior engagement. The vote on this motion is as follows:

AYES: Mayor Pro Tem Barry  
NAYS: Councilmembers Thomisser, Hadley and Harrison

Mayor Pro Tem Barry left the meeting and all future votes during the meeting he was counted as voting in the affirmative.

**Item No. 7. Consideration of Appointments to Planning Board.** The Town Council received a copy of the applications on file.

Councilwoman Harrison moved to appoint Mr. John Giattino to the Planning Board to fill the expired term of Scott Buzzard. Ms. Harrison discussed that Mr. Giattino would provide diversity to the Planning Board since he lives in an R-CD subdivision.

Councilmember Thomisser moved to appoint Ms. Linda Nugent to the Planning Board to fill the expired term of Scott Buzzard. Mr. Thomisser discussed Ms. Nugent's engineering background and expressed that he felt she would be an asset to the Planning Board.

Councilmember Harrison moved to close the nominations. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

The vote on Councilmember Thomisser's nomination is as follows:

AYES: Councilmember Thomisser and Mayor Pro Tem Barry  
NAYS: Councilmembers Hadley and Harrison

Mayor Davidson voted nay; therefore, the motion failed.

The vote on Councilmember Harrison's nomination is as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

Councilmember Thomisser moved to nominate Mr. Michael Smith to fill the expired term of Jeff Perryman on the Planning Board.

Mayor Davidson moved to reappoint Mr. Jeff Perryman to the Planning Board.

Councilmember Hadley moved to close the nominations. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

The vote on Mayor Davidson's nomination is as follows:

AYES: Councilmembers Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: Councilmember Thomisser

A vote was not held on Councilmember Thomisser's nomination since Mayor Davidson's nomination passed in the affirmative.

Planning Board members serve a four-year term and also serve on the Historic Preservation Commission and Board of Adjustment. Mr. Giattino will serve as an alternate on the Board of Adjustment with Ms. Janice Propst moving to a regular member of the Board of Adjustment.

**Item No. 8. Consideration of Reducing the Number of Planning Board Seats on the Weddington Parks and Recreation Advisory Board.** Mayor Davidson tabled this item until the January Town Council Meeting.

**Item No. 9. Consideration of Appointments to Parks and Recreation Advisory Board.** This item was removed from the agenda.

**Item No. 10. Consideration of Reducing the Number of Council Seats on the Weddington Public Safety Advisory Committee.** This item was removed from the agenda.

**Item No. 11. Consideration of Appointments to Public Safety Advisory Board.** The Town Council received a copy of the applications on file.

Councilwoman Harrison moved to nominate Pamela Hadley to fill the Council seat on the Public Safety Advisory Board. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

Councilwoman Hadley nominated Ms. Jennifer Romaine to fill the citizen seat on the Public Safety Advisory Board. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

**Item No. 12. Discussion of Scheduling 2012 Planning Retreat.** Councilwoman Harrison moved to table discussion of this item until the January Town Council Meeting. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

**Item No. 13. Discussion of Agenda Management Process.** The Town Council received a copy of the Agenda Item Request Form proposed by Town Clerk McCollum. Mayor Davidson discussed his idea of having a work session on Thursdays prior to the Monday Town Council Meeting to deal with organizational types of items, presentations, etc. and asked the Town Council to try this concept for several months to see how it works. Councilwoman Hadley moved to approve having a Special Work Session on the Thursday prior to the Monday Council Meeting.

All were in favor, with votes recorded as follows:



AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

**Item No. 14. Discussion of NCDOT Estimates for Upgrades for the Traffic Circle at Weddington-Matthews Road and Highway 84.** Councilmember Hadley moved to table discussion of this item until the January Town Council Meeting. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

**Item No. 15. Consideration of Amendment #5 to Interlocal Agreement Between Union County and the Town of Weddington.** The Town Council received the following:

- § Amendment #5 to Interlocal Agreement Between Union County, North Carolina and the Town of Weddington
- § Reimbursement Agreement

Town Attorney Anthony Fox reviewed the agreements with the Town Council.

Councilwoman Hadley moved to approve Amendment #5 to the Interlocal Agreement and the Reimbursement Agreement. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

**Item No. 16. Adjournment.** Councilwoman Hadley moved to adjourn the December 15, 2011 Special Town Council Meeting. All were in favor, with votes recorded as follows:

AYES: Councilmembers Thomisser, Hadley, Harrison and Mayor Pro Tem Barry  
NAYS: None

The meeting ended at 7:43 p.m.

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Walker F. Davidson, Mayor

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Amy S. McCollum, Town Clerk

## Sec. 58-4.-Definitions

*Sign, attached (on-structure)*, means a sign applied or attached directly to the face of a building and becoming, or appearing to become, a part of the building. These signs are flush to the wall to which they are affixed.

*Sign, building-mounted*, means any sign attached to and deriving its major support from a building, and including wall or fascia signs, projecting signs, and roof signs. These signs are perpendicular to the wall and protrude from the wall to which they are affixed.

**Sec. 58-146. - Prohibited signs.**

The following signs are expressly prohibited within all zoning districts, unless as otherwise specified in this chapter:

- (1) All off-premises signs, including directional signs and billboards. Such prohibition, however, shall not be applicable to temporary signs permitted by section 58-151
- (2) All portable signs, except as may otherwise be allowed by this chapter.
- (3) Flashing light signs (except signs which give time and temperature and other public information messages).
- (4) Any sign which the zoning administrator determines obstructs the view of bicyclists or motorists using any street, private driveway, approach to any street intersection, or which interferes with the effectiveness of or obscures any traffic sign, device or signal.
- (5) Luminous signs.
- (6) Any sign placed upon a traffic control sign, tree, or utility pole for any reason whatsoever.
- (7) Building-mounted signs.

*(Ord. No. 87-04-08, § 8.3, 4-8-1987; Ord. No. O-2003-06, 3-10-2003)*

AN ORDINANCE TO AMEND SECTIONS 58-4 AND 58-146  
OF THE CODE OF ORDINANCES  
OF THE TOWN OF WEDDINGTON  
O-2012-01

**BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WEDDINGTON THAT SECTIONS 58-4 AND 58-146 OF THE CODE OF ORDINANCES BE AMENDED AS FOLLOWS:**

**Sec. 58-4.-Definitions**

*Sign, attached (on-structure)*, means a sign applied or attached directly to the face of a building and becoming, or appearing to become, a part of the building. **These signs are flush to the wall to which they are affixed.**

*Sign, building-mounted*, means any sign attached to and deriving its major support from a building, and including wall or fascia signs, projecting signs, and roof signs. **These signs are perpendicular to the wall and protrude from the wall to which they are affixed.**

**Sec. 58-146. - Prohibited signs.**

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- (4) Any sign which the zoning administrator determines obstructs the view of bicyclists or motorists using any street, private driveway, approach to any street intersection, or which interferes with the effectiveness of or obscures any traffic sign, device or signal.
- (5) Luminous signs.
- (6) Any sign placed upon a traffic control sign, tree, or utility pole for any reason whatsoever.
- (7) **Building-mounted signs.**

Adopted this 9<sup>th</sup> day of January, 2012.

---

Walker F. Davidson, Mayor

Attest:

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Amy S. McCollum, Town Clerk

**Sec. 46-78. - Connection to public water lines.**

(a) If county or municipal water lines are located within one-half mile of a subdivision of ten to 39 lots, or one mile of a subdivision of 40 lots or more, where the distances are measured along the roadway to the nearest edge of the property, then the developer must connect to these lines to provide water service and fire protection for the subdivision. Extensions to the county water system shall be made in conformance with the policies and procedures set forth in the current Union County Water and Sewer Extension Policy as approved by the board of county commissioners and Town of Weddington.

(b) There may be times when the county cannot issue new water permits due to lack of available capacity. If a developer is denied permits for this reason, the town may allow the use of individual domestic wells to serve a proposed development provided that the developer still installs water lines to county specifications as initially approved for fire flow only. The developer shall be responsible for proving to the town that capacity is not available. A determination of what capacity is available and whether to allow the use of individual domestic wells shall lie within the sole discretion of the town.

(c) The proposed water lines must still meet all the requirements of the Union County Water and Sewer Extension Policy, including providing fire flow protection to the development and taps and meter boxes for each developable lot. If the county and town approve these plans then the use of wells may be approved as an interim measure until such time as water capacity becomes available. The developer will be required to provide written proof that Union County will charge the lines for fire hydrant use.

(d) As a condition of approval of the proposed development, the developer or property owner shall require these lots with domestic use wells connect to the county system at such time as the county indicates water capacity is available. Individual wells may be converted to irrigation use at the property owners expense provided such conversion is in conformance with the Union County Building Code and Union County Water and Sewer Specifications. The developer and/or property owner shall be responsible for any fees and charges from the county as a condition of connection to the county water system.

(e) The use of community wells for domestic needs is discouraged and will only be allowed if the water system is built to Union County Water and Sewer Specifications. The system must be capable of meeting the water needs of the community including domestic, irrigation and fire flow requirements and an agreement exists with the county for: 1) the conditions under which the system becomes part of the county system; and 2) an arrangement is made with the county to tap into the county system for working fire hydrants according to the county specifications.

(Ord. No. O-2010-14, 9-13-2010)

**AN ORDINANCE TO AMEND SECTION 46-78  
OF THE CODE OF ORDINANCES  
OF THE TOWN OF WEDDINGTON  
O-2012-02**

**BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WEDDINGTON THAT SECTIONS 46-78 OF THE CODE OF ORDINANCES BE AMENDED AS FOLLOWS:**

**Sec. 46-78. - Connection to public water lines.**

(a) If county or municipal water lines are located within one-half mile of a subdivision of ten to 39 lots, or one mile of a subdivision of 40 lots or more, where the distances are measured along the roadway to the nearest edge of the property, then the developer must connect to these lines to provide water service and fire protection for the subdivision. Extensions to the county water system shall be made in conformance with the policies and procedures set forth in the current Union County Water and Sewer Extension Policy as approved by the board of county commissioners and Town of Weddington.

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Adopted this 9<sup>th</sup> day of January, 2012.

\_\_\_\_\_  
Walker F. Davidson, Mayor

Attest:

\_\_\_\_\_  
Amy S. McCollum, Town Clerk

**WHOLLY OWNED SUBSIDIARY**

**vs.**

**MERGER**

**ANOTHER OPTION**

- Non-Profit Corporations are permitted in N.C. to Own Non-Profit Subsidiaries
- A Parent – Subsidiary Relationship Produced
- PVFD Name Preserved
- PVFD and WCVFD Have an Agreement or Provision to Give PVFD Power to Appoint Members to PVFD's Board of Directors
- PVFD Financial Condition Resolved

## Werner Thomisser

---

**From:** Fox, Anthony A. [anthonyfox@parkerpoe.com]  
**Sent:** Tuesday, November 29, 2011 2:42 PM  
**To:** 'Werner Thomisser'  
**Subject:** FW: Providence VFD

Werner,  
See the information below regarding your previous inquiry.

---

**Anthony Fox**  
Partner



Three Wells Fargo Center | 401 South Tryon Street | Suite 3000 | Charlotte, NC 28202  
Phone: 704.335.9841 | Fax: 704.335.9565 | [www.parkerpoe.com](http://www.parkerpoe.com) | [vcard](#) | [map](#)

---

**From:** Yonchak, Andrew T.  
**Sent:** Tuesday, November 29, 2011 2:38 PM  
**To:** Fox, Anthony A.  
**Subject:** Providence VFD

Anthony,

I've had a chance to look into your question. As a simple matter, non-profit corporations are permitted in North Carolina to own non-profit subsidiaries. Thus, WCVFD *could* acquire all the membership interests of PVFD ultimately producing a parent-subsiidiary relationship.

The process by which this can be accomplished mostly likely will require that WCVFD acquire all of the membership interests in PVFD from its present members. Please note, a consequence of WCVFD becoming the parent of PVFD is that it will be the sole member of PVFD. Absent some agreement or provision stating otherwise, WCVFD will have the sole authority and power to appoint members of PVFD's board of directors and, through those appointed directors, direct and control the affairs of PVFD by virtue of its position as sole member.

I understand from the email chain you forwarded me that PVFD is primarily concerned with preserving the entity's name and preserving its power to name directors to its board. By becoming a subsidiary of WCVFD, PVFD's name will be preserved, but it will need to have some type of agreement in place that will share the ability to appoint directors and direct the affairs of the department. We would need more time to explore the details of how this might be accomplished before moving forward, but the issue should be raised as early as possible with the client. Additionally, once the transaction is complete, the client should begin considering what entity would select future directors on behalf of PVFD.

Please let me know if you would like to discuss further.

Best,  
Drew



**Andrew Yonchak**

Associate  
704.335.9081

**IRS CIRCULAR 230 NOTICE:** To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. federal tax advice contained in this communication (or in any attachment) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed in this communication (or in any attachment).

**PRIVILEGED AND CONFIDENTIAL:** This electronic message and any attachments are confidential property of the sender. The information is intended only for the use of the person to whom it was addressed. Any other interception, copying, accessing, or disclosure of this message is prohibited. The sender takes no responsibility for any unauthorized reliance on this message. If you have received this message in error, please immediately notify the sender and purge the message you received. Do not forward this message without permission.

**Conditions to Resume Merger Talks Between  
Providence Volunteer Fire Department/Wesley Chapel Volunteer Fire Department**

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**Objective** – Our goal in merging the two departments is to provide the best first response emergency medical and fire suppression service to the citizens of western Union County. This includes but is not limited to providing the quickest response times from the closest station with the most qualified personnel and modern well equipped apparatus. The combined departments must create a new department that best addresses the public safety needs of the citizens and gives all citizens the opportunity to have a voice in the operation of the department. Providence Volunteer Fire Department requires that the following conditions are agreed to by Wesley Chapel Volunteer Fire Department to continuing the merger talks:

1. New By-Laws will be written for the new department.
2. 24/7 staffing must be maintained at the Providence station.
3. Upgrades for the Providence station building will be budgeted for 2012/2013 budget year.
4. Both boards of directors will be dissolved and a new board will be elected from the setting boards with 1/3 of the new board selected by PVFD and 2/3 selected by WCVFD.
5. The new board will have executive positions that are elected by the board to serve a one year term and one initial officer will come from board members selected by PVFD.
6. The future makeup of the board will include equal representation of citizens that are served from each of the three stations or have equal representation from citizens that live in the Town of Weddington, Village of Wesley Chapel, Village of Marvin and the unincorporated areas.
7. Both departments will immediately provide each other with full financial information including most recent Balance Sheets, 2010/2011 Income/Expense Reports, 2011/2012 Budgets and preliminary 2012/2013 Budget requirements.
8. A new name will be selected for the new merged department.

## **WESLEY CHAPEL VOLUNTEER FIRE DEPARTMENT**

### **RESPONSE TO CONDITIONS PROPOSED BY THE PVFD**

1. **Bylaws – once the consolidation of the two departments takes place, a committee will be formed to go over existing bylaws from each department and merge the two, creating a new document.**
2. **24/7 staffing can be maintained at the Providence station as long as the Weddington Town Council or the citizens of Weddington will continue to fund it. The citizens of the rest of the existing fire district cannot be expected to pay extra for just one station.**
3. **The upgrade for the Providence station will be budgeted for the 2012/2013 year, providing the consolidation takes place prior to the budget submittal cut-off date.**
4. **The WCVFD Board of Directors will not be dissolved. We will add three seats for a three year period and attrition down to the current level of 14 board members.**
5. **The Executive Board of the WCVFD is currently elected for a one year term. A member of the PVFD's choosing will be placed on the Executive Board.**
6. **The make-up of the Board of Directors will include representatives from each of the municipalities as well as unincorporated Union county, provided names from every area are submitted for nomination. The members of the Board are voted on at the annual general membership meeting in June.**
7. **The Wesley Chapel Volunteer Fire Department is supplying a copy of the audited 2010 financial report.**
8. **There will not be a new name selected. The Providence name can remain as Providence Station.**

**Submitted by the Board of Directors  
Wesley Chapel Volunteer Fire Department  
10/6/2011**

**Charles Rohland  
Secretary**

**Providence VFD Position on the Wesley Chapel Response to Conditions for Merger  
November 6, 2011**

1. ● Providence VFD will not agree to a merger until new Bylaws are written and agreed to by the current Board of Directors of both departments.
2. ● Providence VFD is not in favor of imposing additional financial responsibilities on the Town of Weddington for 24/7 staffing of Providence VFD.
3. Providence VFD agrees with the response from Wesley Chapel that the upgrades for the Providence station should be included in the 2012/2013 budget year for the merged department.
4. ● Providence VFD does not agree to adding three seats from Providence to the new board to be eliminated through attrition. If there is going to be a new department there needs to be a new board of directors.
5. Providence agrees to the response to include one member from Providence in an executive position on the new board. ● However, the executive positions are to be elected annually by the new board of directors from the pool of 13 board members.
6. Providence agrees with the response from Wesley Chapel on this item.
7. ● The financial statement provided is currently under review; however Providence does not understand why the CPA pointed out in the cover letter that substantial disclosures had been omitted.
8. ● Providence does not agree with this response. If there is a merger, there needs to be a new department and a new name to demonstrate the new beginning.

Note: ● Indicates where Providence VFD differs from Wesley Chapel VFD's response.

<b>PARKS AND RECREATION ADVISORY BOARD</b>	<b>DOWNTOWN CORE COMMITTEE</b>
Scott Buzzard – PB Seat	Scott Buzzard – PB Seat
Jeff Perryman - PB Seat	Jerry McKee – TC Seat
Robert Gilmartin – TC Seat	
Barbara Harrison - Citizen Seat	

**TOWN OF WEDDINGTON  
WEDDINGTON DOWNTOWN CORE COMMITTEE  
RULES OF PROCEDURE**

**Article I  
Name**

- 1-1 The official name of the committee shall be the Weddington Downtown Core Committee, hereafter referred to as the Committee.

**Article II  
Objective and Purpose**

- 2-1 The primary objective of the Committee shall be to create an appealing and recognizable area that, for the foreseeable future, will be considered downtown Weddington. The downtown area will include identifiable boundaries and will incorporate lasting themes that will continue to set the downtown area and the Town of Weddington apart from any other.

- 2-2 The purpose of the Committee is:

- a) To safeguard the rural character of the Town of Weddington by developing a community vision and a plan for the existing commercial area, commonly referred to as the downtown; and
- b) To identify and build upon existing local assets in the downtown area to make the area unique, including open space, lighting, and natural features.

**Article III  
Membership**

- 3-1 Members of the Committee shall be appointed by the Town Council for designated terms. The Committee shall consist of two of the appointed members of the Weddington Planning Board, two members of the Weddington Town Council, and three additional residents of the Town. The three at-large members shall be referred to herein as At-large members.

- 3-2 Terms of members of the Committee serving elected or appointed office shall overlap with their elected or appointed terms. Therefore, for those members of the Committee serving terms on the Planning Board or the Town Council, their term on the Committee shall correspond with the duration of their term on the Planning Board or on the Town Council. The At-large members shall serve two year terms with one At-large member appointed to a term ending in an odd numbered year, and two At-large members appointed to terms ending in even numbered years. The Secretary of the Committee shall request the Town Council to make appointments in accordance with this section at its regular December meeting.

- 3-3 All vacancies on the Committee shall be filled by Town Council appointment. All members appointed to fill an unexpired term shall serve for the duration of the unexpired term.

**Article IV  
Meetings**

- 4-1 The Committee shall hold its initial meeting in January and all other Committee meetings shall be scheduled as needed. All meetings shall be held in accordance with the North Carolina Open Meetings Law.
- 4-2 Special meetings may be called by the Chairman.
- 4-3 A majority of the members of the Committee shall constitute a quorum. A quorum shall be present before any business is transacted.
- 4-4 Unless otherwise stated herein the Committee shall operate according to Robert's Rules of Order. The Chairman, subject to these rules, shall decide all points of procedure unless otherwise directed by a majority vote of the Committee.
- 4-5 The order of business of the Committee shall be as follows; (a) determination of quorum/additions or deletions to the agenda, (b) approval of minutes, (c) old business, (d) new business, (e) adjournment.

#### **Article V Attendance**

- 5-1 Any member of the Committee who misses more than three (3) consecutive meetings or one-half (1/2) the meetings during any calendar year without an excused absence may lose his or her status as a member of the Committee. The Chairman may request that the member be replaced by Weddington Town Council.

#### **Article VI Action by Committee**

- 6-1 All actions of the Committee shall be taken in the form of a motion, duly seconded, and voted upon by all members present following the establishment of a quorum.
- 6-2 Voting shall be done by a show of hands. All members present at the time a vote is taken shall be eligible to vote.
- 6-3 All members of the Committee must vote on all matters except as specified in Section 8-1.

#### **Article VII Election of Officers**

- 7-1 At the first meeting of the Committee held in each calendar year, a Chairman and Vice-Chairman shall be elected by members of the Committee. These officers shall be elected for a term of one year and may be reelected for successive terms to the same office. Members shall be notified of the date, time and place of the election of officers. At least seven (7) days notice prior to the first annual meeting of the Committee shall be given. Each officer shall serve until a replacement is elected.

- 7-2 The Chairman shall preside at all meetings of the Committee, shall appoint all standing and temporary committees, and shall have all other duties normally conferred on such office.
- 7-3 The Vice-Chairman shall perform the duties of the Chairman in his absence. In the event of the absence of both the Chairman and Vice-Chairman from a meeting of the Committee, the members present may elect a temporary chairman for that meeting and proceed with the order of business.
- 7-4 The Town Clerk shall serve as secretary and shall keep the minutes of the Committee, prepare with the Chairman the agenda for all meetings, provide notice of meetings, attend to correspondence of the Committee and perform such other duties normally carried out by a secretary.

### **Article VIII Conflict of Interest**

- 8-1 No member of the Committee may discuss, advocate, or vote on any matter in which he has a financial, pecuniary or monetary interest, either direct or indirect, in the outcome. All members shall refrain from discussing with any member of the governing Board or Council any matter which has been, is, or will be considered by the Committee. Any member who violates this provision may be subject to removal from the Committee.

### **Article IX Committee Powers**

- 9-1 The Committee is authorized and empowered to undertake such actions reasonably necessary to the discharge and conduct of its duties and responsibilities as outlined in this ordinance: The Committee may:
- a) Undertake an inventory of properties that lie within and immediately surrounding the Downtown area of Weddington;
  - b) Recommend to the Town of Weddington changes to the future Land Use map for properties that may be considered as part of the Downtown area;
  - c) Recommend to the Town of Weddington any improvements that will enhance the Downtown area; and
  - d) Organize itself, conduct its business and perform any other duties as may be assigned by the Weddington Town Council.

### **Article X Records**

- 10-1 An annual written report shall be prepared by the Committee and submitted to the Town Council of Weddington. Such report shall include a comprehensive and detailed review of the activities, recommendations and actions of the Committee. The report shall include any budget requests for the upcoming year. The Secretary shall keep accurate minutes of the Committee meetings and a record of attendance of the members of the Committee. .



**Article XI**  
**Adoption and Amendments**

11-1 These Rules of Procedure may be adopted by a majority vote of the members of the Committee.

11-2 The Rules of Procedure may be amended by an affirmative vote of a majority of the membership present at any meeting, provided that such proposed amendment shall have first been submitted to all members in writing at least seven (7) days prior to the meeting at which the vote is to be taken.

ADOPTED this 13<sup>th</sup> day of October, 2010.

Amended this 24<sup>th</sup> day of January, 2011.

Amended this 5<sup>th</sup> day of May, 2011.

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Scott Buzzard, Chairman

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Amy S. McCollum, Town Clerk

**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

BOARD APPLYING FOR: BOARD OF PUBLIC SAFETY

NAME: KEN EVANS

ADDRESS: 303 WEDDINGTON RD MATTHEWS, NC 28104

ADDRESS: \_\_\_\_\_ YEARS IN WEDDINGTON 27

TELEPHONE: (HOME) 704-846-2087 OFFICE/MOBILE \_\_\_\_\_

(FAX) \_\_\_\_\_

E-MAIL address: KENEVANS@WINDSTILLHAM.NET

EDUCATION: COLLEGE-

OCCUPATION: RETIRED

Please list civic and fraternal organizations in which you participate in Union County:

- BOARD OF TRUSTEES - WEDDINGTON WMC
- WEDDINGTON TOWN COUNCIL
- BOARD OF DIRECTORS PUD

Please explain your interest in serving on the above named board:

I BELIEVE AS A MEMBER OF PROV. DANCE FED BOARD OF DIRECTORS  
I CAN BE OF ASSISTANCE TO THIS COMMITTEE. I AM ALSO A MEMBER  
OF THE REG. TEAM FOR WASHBY-CHAPUL/PROV. DANCE. POSSIBLE MEMBER  
 Any other comments:

Date: 1/4/11

Signature: [Handwritten Signature]

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 1/5/11

**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

---

BOARD APPLYING FOR: **Public Safety Advisory Committee**

NAME: **Scott D. Robinson**

ADDRESS: **4525 Elderberry Court**

ADDRESS: **Weddington, NC 28104**

YEARS IN WEDDINGTON: **8**

TELEPHONE: (HOME) **704-849-7770**

OFFICE/MOBILE: **704-576-6092**

(FAX) **678-696-6534**

E-MAIL address: **scottdrobin@earthlink.net**

EDUCATION: **Bachelor's, Case Western Reserve University (Cleveland, OH), 1979**

OCCUPATION: **Practice Director, Professional Services, Lawson Software (Public Sector Business Unit)**

Please list civic and fraternal organizations in which you participate in Union County:

**Providence Volunteer Fire Department Board of Directors**

**Providence Woods Homeowners Association Board of Directors, President**

Please explain your interest in serving on the above named board:

**I have always had a keen interest in public safety and would like to contribute to the Town in this vital area, particularly as the Town works to decide on the best way to provide fire and first responder medical services to its citizens. I would be very excited to have a role in implementing an improved approach for the Town. As president of the Providence Woods HOA I have had the opportunity to work with our deputies to support safety in our neighborhood. As a board member of PVFD I have learned a great deal about fire and emergency services in our community, including the opportunities for improvement. I would like to work with our public safety providers on behalf of the Town to support them and to improve public safety for all of Weddington's citizens.**

Any other comments:

**I would like to take a more active role in the decisions made by the Town on behalf of all citizens and feel this is an excellent opportunity to do that and learn more about our Town's government.**

Date: **September 19, 2011**

Signature: 

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

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Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 9/19/11

**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

BOARD APPLYING FOR: Public Safety Advisory Committee

NAME: Douglas Sabo

ADDRESS: 5005 Dockside Ct

ADDRESS: Weddington YEARS IN WEDDINGTON 400

TELEPHONE: (HOME) \_\_\_\_\_ OFFICE/MOBILE 813-545-3684

(FAX) 704-414-9469

E-MAIL address: douglas.e.sabo@gmail.com

EDUCATION: 3 1/2 years Post Secondary in Business

OCCUPATION: \_\_\_\_\_

Please list civic and fraternal organizations in which you participate in Union County:

N/A

Please explain your interest in serving on the above named board:

I have worked closely w/ Public Safety Agencies during my career with Verizon, managing the engineering team providing 911, Public Safety Answering

Any other comments: position (PSAP) & CAD solutions to agencies in the Tampa, FL market. Also being new to Weddington, I'm looking to become involved with the community

Date: 10-2-11

Signature: Douglas E Sabo

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 10/4/11

**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

BOARD APPLYING FOR: Public Safety

NAME: Judy Johnston

ADDRESS: 7165 Stirrup Ct.

ADDRESS: \_\_\_\_\_ YEARS IN WEDDINGTON 10

TELEPHONE: <sup>CELL</sup> ~~(HOME)~~ 704-604-6636 OFFICE/MOBILE SAME

(FAX) \_\_\_\_\_

E-MAIL address: judy.johnston@carolina.rr.com

EDUCATION: Computer Programming, Master Sculptor

OCCUPATION: Small business owner - organic cosmetics

Please list civic and fraternal organizations in which you participate in Union County:

Leading community effort to save Providence VFD

Please explain your interest in serving on the above named board:

would like to participate in discussions to set standards for a municipal fire district

Any other comments:

Date: 10/6/11

Signature: Judy Johnston

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 10/6/11

✓

**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

BOARD APPLYING FOR: Parks and Recreation Advisory Board

NAME: Anne Pruitt

ADDRESS: 3526 Weddington Oaks, Matthews, NC 28104

ADDRESS: \_\_\_\_\_ YEARS IN WEDDINGTON 7

TELEPHONE: (HOME) 704.814.7914 OFFICE/MOBILE 704-759-1300

(FAX) 704.759-1001

E-MAIL address: anne\_pruitt@earthlink.net

EDUCATION: Bachelor of Science - Florida State Univ.

OCCUPATION: Insurance Agent/owner - Pruitt Insurance

Please list civic and fraternal organizations in which you participate in Union County: Services, Inc

Wesley Chapel - Weddington Athletic Association

Please explain your interest in serving on the above named board:

During these economic times people are traveling less and using more municipal recreation facilities. Therefore it is more important than ever to provide affordable, local recreational opportunities. This is a chance to enhance the quality of life

Date: 3/9/2010

Signature: Anne Pruitt

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 3/9/10

for Weddington residents by creating community through people, parks and programs.

✓

**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

BOARD APPLYING FOR: Parks + Recreation Advisory Bd.

NAME: LARRY M EVANS

ADDRESS: 4712 Cedar Ridge Lane

ADDRESS: Matthews NC 28104 YEARS IN WEDDINGTON 12 yrs

TELEPHONE: (HOME) 704-814-7315 OFFICE/MOBILE \_\_\_\_\_

(FAX) 704 814-7316

E-MAIL address: lmevans1@winstream.net

EDUCATION: BS in Bus. Ed Elizabethtown College PA '65

OCCUPATION: Retired - Bureau of Nat. Affairs Inc

Please list civic and fraternal organizations in which you participate in Union County:

Willow Oaks Homeowners Assn - VP

Charlotte Coin Club      Siskey YMCA member  
10 years

Please explain your interest in serving on the above named board:

I now have the time to give back to community

Any other comments:

worked part time (2 yrs) YMCA

College B-ball - 4 yrs

Date: 3/10/10

Signature: Larry M Evans

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road,  
Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 3/15/10



APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS

BOARD APPLYING FOR: Parks + Recreation Advisory Board

NAME: Erica Owens

ADDRESS: 103 Bexley Ct

ADDRESS: Waxhaw, NC YEARS IN WEDDINGTON 2.5

TELEPHONE: (HOME) 704-844-8911 OFFICE/MOBILE 704-904-4131

(FAX) \_\_\_\_\_

E-MAIL address: elowens@windstream.net

EDUCATION: BA in Criminal Justice + Theater

OCCUPATION: Own Video Production Company

Please list civic and fraternal organizations in which you participate in Union County:

none

Please explain your interest in serving on the above named board:

I would like to get involved in my community, and with my artistic recreation bent, I thought this board may be a good fit.

Any other comments:

Date: 3-10-10

Signature: 

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina s Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 3/15/10





### APPLICATION TO SERVE ON APPOINTED BOARDS, COMMITTEES OR COMMISSIONS

BOARD APPLYING FOR: Parks and Recreation Advisory Board

NAME: Steve Godfrey

ADDRESS: 8500 Potters Road

ADDRESS: Mathews, NC 28104 YEARS IN WEDDINGTON 17

TELEPHONE: (HOME) 704-821-8323 OFFICE/MOBILE 704-577-5950

(FAX) \_\_\_\_\_  
E-MAIL address: s.godfrey@mindsrping.com

EDUCATION: Business School, American Institute of Business

OCCUPATION: Commercial Computer Sales – Retired

Please list civic and fraternal organizations in which you participate in Union County:

None; I have no special interest group influencing me, no business objectives related to serving and no preconceived ideas based on membership in any organization.

Please explain your interest in serving on the above named board:

Being retired I finally have time to participate in and support of the community that I live in.

I feel a need to contribute to the community. My motive is self satisfaction and the reward of participation and contributing.

Any other comments:

Date: 9-8-10

Signature: *Steve Godfrey*

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 9/10/10



**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

BOARD APPLYING FOR: Planning

NAME: Linda Nugent

ADDRESS: 9006 Pine Laurel Dr.

ADDRESS: \_\_\_\_\_ YEARS IN WEDDINGTON 4

TELEPHONE: (HOME) 704.708.6048 OFFICE/MOBILE 704.708.6048

(FAX) 704.708.4320

E-MAIL address: LNugent@Ameresco.com

EDUCATION: B.S. Civil Engineering

OCCUPATION: Engineer/Developer - Energy Services Company

Please list civic and fraternal organizations in which you participate in Union County:

- (Past) Matthews PW Advisory Committee
- Longview Women's League
- (Past) Mecklenburg County Solid Waste Advisory Board

Please explain your interest in serving on the above named board:

- Community Service.
- Apply my engineering/development skills to help my community.

Any other comments:

Date: 6-16-10

Signature: Linda M. Nugent

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 6/21/10

*wants to be considered per telephone call 9/19/11*

2.

**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

BOARD APPLYING FOR: Planning Board

NAME: Kokila KUMAR

ADDRESS: 5019, Red willow lane, Weddington Mc 28104

ADDRESS: \_\_\_\_\_ YEARS IN WEDDINGTON 4

TELEPHONE: (HOME) 704-849-2425 OFFICE/MOBILE 704-264-7280

(FAX) \_\_\_\_\_

E-MAIL address: KOKILA KUMAR3@gmail.com

EDUCATION: BSN, Bachelor Science in Nursing

OCCUPATION: Realtor (Allen Tate)

Please list civic and fraternal organizations in which you participate in Union County:

I am very much involved in Indian Center as a Indian community and an active member for an organization called 'Protham' for the needy children.

Please explain your interest in serving on the above named board:

I have lived in Charlotte are for Past 25 years and moved to Union county 4 years back, have seen lots of growth arround this area and feels like help to grow more in right direction and can provide my services in building stronger and united community for our kids, and for the

Date: 9/15/2010 next coming generation Signature: Kokila Kumar

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 9/29/10

**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

BOARD APPLYING FOR: Weddington Planning Board

NAME: Scott Buzzard

ADDRESS: 8042 Weddington Downs Drive

ADDRESS: 28104 YEARS IN WEDDINGTON 11

TELEPHONE: (HOME) 704-849-2442 OFFICE/MOBILE \_\_\_\_\_

(FAX) \_\_\_\_\_

E-MAIL address: \_\_\_\_\_

EDUCATION: B.A. Politics - Wake Forest University

OCCUPATION: Customer Accounts Manager

Please list civic and fraternal organizations in which you participate in Union County:

- Wedd. Planning Board
- Wedd. Downtown Core
- Wedd. Parks & Recs.

Please explain your interest in serving on the above named board: just my passion

Any other comments:

Date: 8/29/11 Signature: Scott Buzzard

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 8-29-11

**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

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BOARD APPLYING FOR: Planning

NAME: Michael Smith

ADDRESS: 6016 Highview Rd Matthews, NC. 28104

ADDRESS: Same as above YEARS IN WEDDINGTON 1 year 3 months

TELEPHONE: (HOME) 704-246-8608      OFFICE/MOBILE 302-528-5891

(FAX) None

E-MAIL address: michaeljsmith210@gmail.com

EDUCATION: Two years college

OCCUPATION: Retired Delaware State Trooper

Please list civic and fraternal organizations in which you participate in Union County: **Currently serving on the Town of Weddington Public Safety Committee, and the Town of Weddington Cert subcommittee.**

Please explain your interest in serving on the above named board:  
Any other comments: **I am interested in assisting with helping our community grow and prosper, and to help insure the safety and best quality of life for its residence.**

Date: 09/08/2011

Signature: *Michael Smith*

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Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 9/9/11

**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

BOARD APPLYING FOR: Planning Board

NAME: Beth Masurat

ADDRESS: 1217 Baron Road

ADDRESS: Weddington, NC 28123 YEARS IN WEDDINGTON 27

TELEPHONE: (HOME) 704-843-4396 OFFICE/MOBILE 704-841-7901 - Office  
704-280-9563 - Cell  
(FAX) \_\_\_\_\_

E-MAIL address: bmasurat@aol.com

EDUCATION: AA<sup>Business</sup> Widener University, Wilmington, DE

OCCUPATION: Administrative Asst. The Foster Insurance Group, Matthews, NC

Please list civic and fraternal organizations in which you participate in Union County:  
Member- Siler Presbyterian Church.

Please explain your interest in serving on the above named board:

I was on the Planning Board from 2000 to 2010. I enjoyed it so much, but mostly care very much about the future of our Town, and would like to participate in the Planning process.  
Any other comments:

Date: 11-2-11 Signature: Beth Masurat

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 11/4/11

Attention: Amy McCollum  
704-844-6372

**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

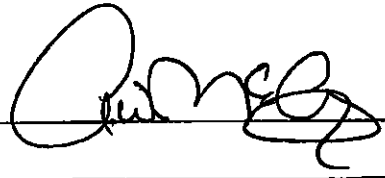
BOARD APPLYING FOR: Planning Board  
NAME: Andrew W. McCoy  
ADDRESS: 3006 Botetourt Court, Weddington NC 28104  
ADDRESS: \_\_\_\_\_ YEARS IN WEDDINGTON 2.5  
TELEPHONE: (HOME) 704-841-9097 OFFICE/MOBILE 704-309-8833  
(FAX) NA

E-MAIL address: awmccoy44@hotmail.com  
EDUCATION: Sun Valley High School Graduate, 2 years of college at NCSU  
OCCUPATION: Vice President of Construction and Land Development

Please list civic and fraternal organizations in which you participate in Union County:  
**Member of the Union County Habitat for Humanity Board of Directors, since 2006**

Please explain your interest in serving on the above named board:  
**I have many years of experience with planning and development and wish to use my  
experience and expertise to assist the Town of Weddington**

Any other comments:

Date: 11/17/2011 Signature: 

Note: Information provided in this application is considered a matter of public record. It may,  
therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law.  
N.C.G.S., Section  
132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road,  
Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 11 / 21 / 11



**APPLICATION TO SERVE ON APPOINTED BOARDS,  
COMMITTEES OR COMMISSIONS**

BOARD APPLYING FOR: Parks and Rec, Downtown Development, Planning

NAME: Brian Anson

ADDRESS: 2022 Weddington Lake Dr

ADDRESS: Weddington 28104 YEARS IN WEDDINGTON 2

TELEPHONE: (HOME) 704-846-5885 OFFICE/MOBILE 704-846-2773

(FAX) 866-841-1821

E-MAIL address: howcan someone else pick this name@yahoo.com

EDUCATION: BS in Environmental Engineering, Penn State

OCCUPATION: Business owner + Division Manager Construction Co.

Please list civic and fraternal organizations in which you participate in Union County:

→ PVFD

Please explain your interest in serving on the above named board:

I'm interested in keeping the fabric of Weddington which drew us to this location. A Natural, inviting area maintaining roots to it's history in not becoming another suburbia.  
Any other comments:

I believe being part of each board provides a consistency among what I believe are related boards which will keep

Date: 8-30-10

Signature:

Note: Information provided in this application is considered a matter of public record. It may, therefore, be subject to disclosure upon request pursuant to North Carolina's Public Records Law. N.C.G.S., Section 132-1, et seq.

Return to: Amy McCollum, Town Administrator, Town of Weddington, 1924 Weddington Road, Weddington, NC 28104

FOR OFFICE USE ONLY: Date Received: 9/1/10

*Weddington attractive.*



PETITION REQUESTING ANNEXATION

Date: November 15, 2011

To the Council of the Town of Weddington:

1. We the undersigned owners of real property respectfully request that the area described in Paragraph 2 below be annexed to the Town of Weddington.

2. The area to be annexed is not contiguous to the Town of Weddington and the boundaries of such territory are as follows:

*See attached Exhibits A-1 and A-2.*

**\*\*3.** We acknowledge that any zoning vested rights acquired pursuant to G.S. 160A-385.1 of G.S. 153A-344.1 must be declared and identified on this petition. We further acknowledge that failure to declare such rights on this petition shall result in a termination of vested rights previously acquired for the property.

*These parcels, collectively known as New Town Market, were approved under Union County B-4 zoning, as confirmed by the attached Exhibit B.*


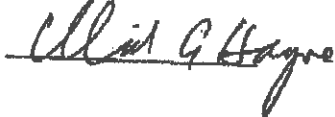
<u>Name</u>	<u>Address</u>	<u>Do you declare vested rights? **</u> (Indicate yes or no.)	<u>Signature</u>
1. New Town Development, LLC	4530 Park Road Suite 300 Charlotte, NC 28209	no	
2. Elliot A. Hayne	20 Tamarin Lane Navato, CA 94945	no	

EXHIBIT A-1

Legal Description of Property

Commencing at a # 4 rebar found on the northerly property line of the Union Electric Membership Corporation property recorded in the Union County Register of Deeds Office in Deed: 913-009; thence S54-27-15E 70.43' to the **Point of Beginning**, a #4 rebar found, the northwesterly corner of the New Town Development LLC property recorded in the Union County Register of Deeds Office in Deed: 3752-428 and the northwesterly corner of Lot 3 of New Town Market Map 1 recorded in the Union County Register of Deeds Office in Plat Cabinet L-305. Said **Point of Beginning** also being the westerly corner of the Mt. Pisgah Baptist Church property recorded in the Union County Register of Deeds Office in Deed: 847-16 and being the northeasterly corner of the Union Electric Membership Corporation property recorded in the Union County Register of Deeds Office in Deed: 913-009.

Thence from said **Point of Beginning**, with the southerly lines of the Mt. Pisgah Baptist Church property 4 calls 1) S54-27-09E 173.96' to a #4 rebar found; 2) S55-26-57E 122.90' to a #4 rebar found; 3) S28-39-04W 99.93' to a #4 rebar found; 4) N85-23-47E 348.44' (passing through a #4 rebar found at 315.64') to a point in the center of Providence Road (NC HWY 16), a 60' public right-of-way as recorded in the Union County Register of Deeds Office in Plat Cabinet D File 487. Thence with the center of Providence Road S20-53-38W 373.02' to a point, said point being the southeast corner of the New Town Development LLC property, said point being the northeasterly corner of the NCDOT property recorded in the Union County Register of Deeds Office in Deed: 4728-392. Thence 2 calls with the NCDOT property 1) N69-06-22W 30.00' to a point; 2) S53-28-04W 100.28' to a point on the northern right-of-way of New Town Road (SR # 115). Thence with the northern right-of-way of New Town Road S86-06-11W 465.85' (passing through a #4 rebar found at 100.74') to a #4 rebar found, said #4 rebar being the southeasterly corner of the JSR Properties LLC property recorded in the Union County Register of Deeds Office in Deed: 1044-894. Thence with the easterly line of the JSR Properties LLC property N13-36-39E 658.67' to a #4 rebar found on the easterly line of the Union Electric Membership property. Thence with the easterly line of the Union Electric Membership property N25-18-17E 21.62' to a #4 rebar found, the **Point of Beginning**.

Said property being the New Town Development LLC property recorded in the Union County Register of Deeds Office in Deed: 3752-428 and containing 6.177 acres as shown on the ALTA/ACSM Land Title Survey by Yarbrough-Williams & Houle, Inc dated 7-24-07 and last updated 9-19-08 and as shown on the Recorded plat of New Town Market Map 1 recorded in the Union County Register of Deeds Office in Plat Cabinet L-305.

LEGEND  
 AC - ACRE  
 CDS - COMMON OPEN SPACE  
 CM - CONTROL MONUMENT  
 PDE - PUBLIC DRAINAGE EASEMENT  
 R/W - RIGHT-OF-WAY  
 S.S. R/W - SANITARY SEWER RIGHT-OF-WAY  
 SF - SQUARE FEET  
 ST - 10'X10' SIGHT TRIANGLE  
 WM ESMT. - WATERMAIN EASEMENT

NOW OR FORMERLY  
 UNION ELECTRIC  
 MEMBERSHIP CORPORATION  
 DB 913 PG 009  
 PLAT BOOK D, FILE 269

Certificate of Ownership and Dedication.  
 I hereby certify that I am the owner of the property described hereon, which property is located within the subdivision regulation jurisdiction of UNION COUNTY, and that I hereby freely adopt this plan of subdivision and dedicate to public use all areas shown on this plat as streets, alleys, walks, parks, open space, and easements, except those specifically indicated as private, and that I will maintain all such areas until the offer of dedication is accepted by the appropriate public authority. All property shown on this plat as dedicated for a public use shall be deemed to be dedicated for any other public use authorized by law when such other use is approved by Board of Commissioners in the public interest.

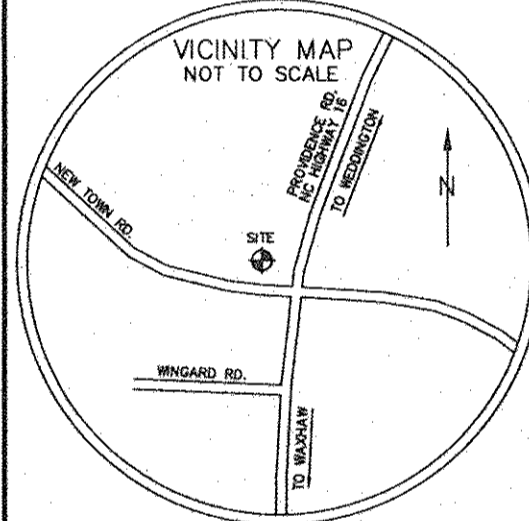
10/28/10 Date  
 J.W.R. Owner

BEARINGS BASED ON PLAT BOOK D-487

FILED Oct 28 2010 08:42 am  
 PLAT SLIDE 0000 - 0305  
 INSTRUMENT 27365  
 By: Tara Witt-Deputy

NOTES:  
 NO CROSS TRAVERSE STATION WAS FOUND TO BE WITHIN 2000' BUILDER TO VERIFY SEWER DEPTH PRIOR TO CONSTRUCTION.  
 IRON PINS ON ALL CORNERS UNLESS OTHERWISE NOTED.  
 THIS PROPERTY HAS NO FEMA FLOOD REGULATED STREAMS.  
 THIS PLAT CREATES A MINOR SUBDIVISION OF LAND PER THE UNION COUNTY LAND USE ORDINANCE.  
 THIS PROPERTY SHOWN AS TAX PARCELS 06-183-004F, 06-183-005, 06-183-022.  
 THIS PLAT IS SUBJECT TO ANY EASEMENTS, AGREEMENTS, OR RIGHTS-OF-WAY OF RECORD PRIOR TO DATE OF THIS PLAT, WHICH WAS NOT VISIBLE AT THE TIME OF OUR INSPECTION.  
 AREA CALCULATED BY COORDINATE METHOD.  
 PROJECT BENCH MARK IS 20' OFFSET HUB SOUTH OF SANITARY SEWER MANHOLE ON WESTMONT WAY IN WEDDINGTON CHASE SUBDIVISION. HUB LABELED BENCHMARK ELEVATION = 614.50  
 30' INGRESS AND EGRESS EASEMENT ALONG WESTERN PROPERTY LINE AS SHOWN IN DEED: 570-484  
 30' R/W OF OLD PROVIDENCE ROAD AS SHOWN IN PLAT BOOK 3 FILE 87, PLAT BOOK 6 FILE 90A & PLAT BOOK D FILE 487.  
 60' PUBLIC R/W (30' EACH SIDE OF CENTERLINE) FOR PROVIDENCE ROAD (HWY. 16) AS SHOWN IN PLAT BOOK D FILE 487.  
 60' PUBLIC R/W (SOUTHERN PROPERTY LINE IS NORTHERN R/W LINE) FOR NEW TOWN ROAD AS SHOWN IN DEED: 6-90A AND PLAT BOOK D FILE 487 AND PLAT BOOK E FILE 820.  
 GENERAL EASEMENT TO UNION ELECTRIC MEMBERSHIP CORPORATION IN DEED: 88-328  
 ADDITIONALLY UNION ELECTRIC MEMBERSHIP CORPORATION CLAIMS A 100' EASEMENT, (50' EACH SIDE OF CONCRETE POWER POLE LINES), FOR POWER LINE EASEMENT.  
 RURAL LINE PERMIT TO MATTHEWS AND WAXIAW TELEPHONE CO. AS SHOWN IN DEED: 112-239  
 PERMIT FOR TELEPHONE LINE AND POWER LINE R/W TO NORTH CAROLINA TELEPHONE CO AS SHOWN IN DEED: 136-419  
 GENERAL EASEMENT FOR TELEPHONE POLES, WIRES, FIXTURES TO N.C. TELEPHONE CO AS SHOWN IN DEED: 75-106.  
 THIS SITE IS UNDER CONSTRUCTION WITH EARTH MOVING WORK, BUILDING CONSTRUCTION AND BUILDING ADDITIONS WITHIN RECENT MONTHS.  
 NO OBSERVABLE EVIDENCE OF SITE USE AS A SOLID WASTE DUMP, SUMP OR SANITARY LANDFILL.  
 B-4 ZONING PARKING SPACE NOTE:  
 B-4 ZONING DEED: 3522-220 REQUIRES THAT THIS DEVELOPMENT BE BUILT PER APPROVED PLAN. THE APPROVED PLAN CALLS FOR 259 PARKING SPACES INCLUDING 10 HANDICAPPED PARKING SPACES. 186 PARKING SPACE + 5 HANDICAPPED PARKING SPACES HAVE BEEN CONSTRUCTED AT THIS TIME WHICH EXCEEDS THE MINIMUM REQUIREMENT FOR THE RETAIL AND BANK PORTION OF THE PROJECT AS SHOWN BELOW ADDITIONAL PARKING SPACES ARE UNDER CONSTRUCTION WITH THE SITE IMPROVEMENTS.  
 PARKING SUMMARY:  
 BANK (4,559 SF): 1 SPACE/200 SF = 23 SPACES  
 RETAIL (14,882 SF): 1 SPACE/400 SF = 37 SPACES  
 REAL ESTATE (8,000 SF): 1 SPACE/200 SF = 40 SPACES  
 DAY CARE CENTER (8,300 SF): 1 SPACE/200 SF = 42 SPACES  
 170 SPACES REQUIRED  
 175 SPACES PROVIDED (INCLUDING 10 ACCESSIBLE SPACES)  
 A UNION COUNTY PUBLIC WORKS UTILITY & SANITARY SEWER RIGHT-OF-WAY SHALL EXIST ON ALL SANITARY SEWER LATERALS AND FIRE HYDRANTS.  
 THE UTILITY & SANITARY SEWER RIGHT-OF-WAY IS LOCATED 5 FEET ALL SIDES FROM THE CLEAN-OUT OR FIRE HYDRANT TO THE PUBLIC ROAD RIGHT-OF-WAY.

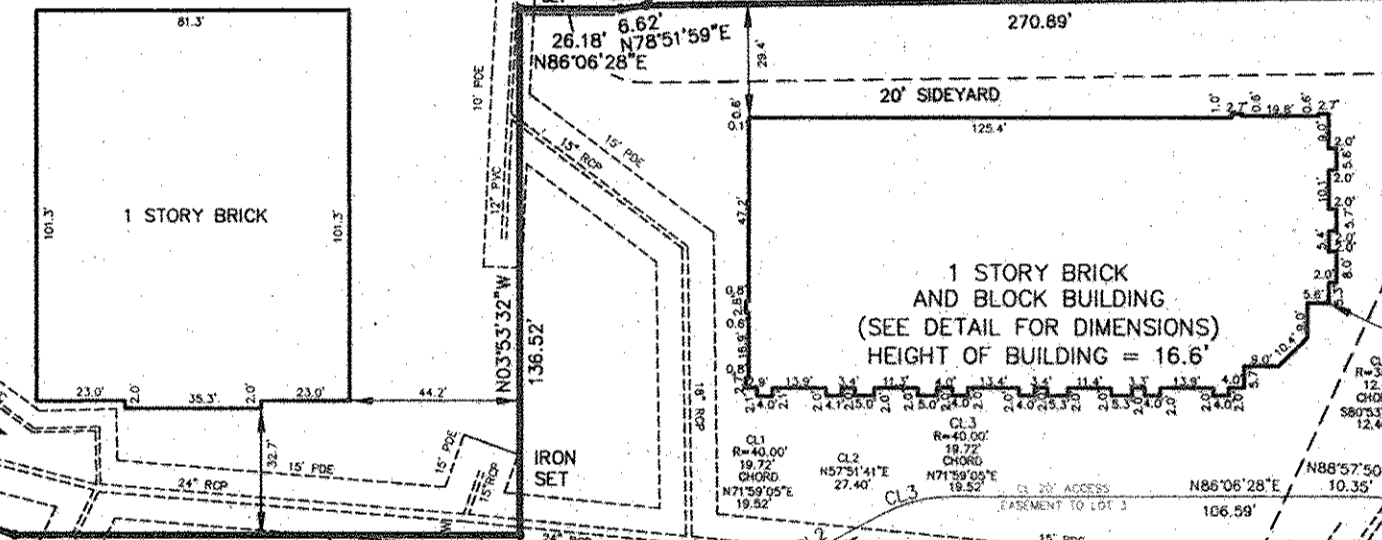
The New Town Market... Subdivision, is the next of my knowledge, does not lie within a Water Supply Watershed designated by the North Carolina Division of Environment Management.  
 10-27-10 Date  
 Roger D. Hark Planning Director



NOW OR FORMERLY  
 JSR PROPERTIES LLC.  
 DB: 1044 PG 894

LOT 3  
 1.915 AC.

NOW OR FORMERLY  
 MT. PISGAH BAPTIST CHURCH  
 AN UNINCORPORATED ASSOCIATION  
 DB 847 PG 16  
 PLAT CAB. D, FILE 579



NOW OR FORMERLY  
 JACK L. WILSON &  
 CHERYL RENEE WILSON  
 DB 622 PG 212  
 TAX #06-183-010

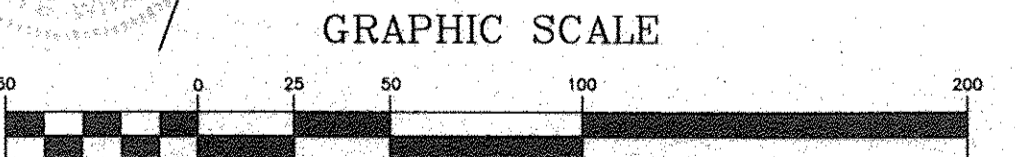
LOT 1  
 2.718 AC

LOT 2  
 0.698 AC.

Certificate of Approval  
 I hereby certify that the Minor Subdivision shown on this plat is in all respects in compliance with the Union County Land Use Ordinance, and that therefore this plat has been approved by the Union County Planning Division Director, subject to its being recorded in the Office of the Union County Register of Deeds within ninety days of the date below.  
 10-27-10 Date  
 Roger D. Hark Planning Division Director

\* I, JOSEPH E. WHALEY, JR., STATE THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION IN DEED: 1910-319 AND THAT THE RATIO OF PRECISION AS CALCULATED IS IN EXCESS OF 1:10000 WITH A MAXIMUM FIELD ERROR OF ANGULAR CLOSURE OF 7 1/2 SEC. PER ANGLE. THAT THIS PLAT IS OF A SURVEY THAT CREATES A SUBDIVISION OF LAND WITHIN THE AREA OF A COUNTY OR MUNICIPALITY THAT HAS AN ORDINANCE THAT REGULATES PARCELS OF LAND; THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS 20 DAY OF OCTOBER, A.D., 2010.

10/28/10 Date  
 G. Nichols REVIEW OFFICER OF UNION COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.



SHEET TITLE		PROJECT NO.
<b>RECORD PLAT - 6.177 ACRES</b>		SCALE
		1" = 50'
		DATE
		9/30/10
		DRAWN BY
		JEW
		CHECKED BY
		ZONED
		R-20
		DRAWING NO.
PROJECT		
<b>NEW TOWN MARKET - MAP 1</b>		
SANDY RIDGE TWSP., UNION CO., N.C.		
OWNER: NEWTOWN DEVELOPMENT LLC		
YARBROUGH-WILLIAMS & HOULE, INC.		
Planning • Surveying • Engineering		
730 Windsor Oak Court Charlotte NC 28273		
704.558.1990 704.558.0505(fax)		
PO BOX 7007, CHARLOTTE, NC, 28241		
NCELS LICENSE # C-0475		SHT 1 OF 1 SHTS

Cab L File 305



**UNION COUNTY DEPARTMENT OF INSPECTION**

500 N. Main St., Room 28  
Monroe, NC 28112

Donald Moore  
Director

PHONE (704) 283-3604  
FAX (704) 292-2513

September 9, 2008

Amy Thompson  
Moore and Van Allen PLLC  
Suite 4700  
100 North Tryon St.  
Charlotte, NC 28202-4003

Dear Ms. Thompson:

At your request I have prepared the following letter to verify the current zoning and compliance of Union County Tax Parcels 06-183-004F, 06-183-005, and 06-183-022. Parcels 06-183-004F, 06-183-005, and 06-183-022 are located at the northwest corner of New Town Rd. and Providence Rd. These parcels are zoned B-4. The current use of this property is a shopping center and it is in compliance with the Land Use Ordinance. Please see the attached documents for descriptions of the above zoning districts and approved permits. If you have any further questions please give me a call at 704-283-3605.

Sincerely

A handwritten signature in black ink, appearing to read "Lee Jensen", is written over a horizontal line.

Lee Jensen  
Land Use Administrator

3522-220

NORTH CAROLINA

UNION COUNTY

THE COUNTY OF UNION

SPECIAL USE PERMIT GRANTED

Filed for record  
Date 8-5-04  
Time 3:30 o'clock P. m  
JUDY G. PRICE, Register of Deeds  
Union County, Monroe, North Carolina

On the date (s) listed below, the Board of Adjustments of the County of Union met and held a hearing to consider the following application:

Record Owner (s) Fall Investments, LLC  
Property Location 1526 Providence Road  
Tax Map & Parcel # 06-183-004F, 06-183-005 & 06-183-022 Acreage 6.435  
Deed Reference: Book: \_\_\_\_\_, Page \_\_\_\_\_  
Proposed Use of Property is to develop a 55,280 square foot shopping center  
Meeting Date August 2, 2004 Approval Date August 2, 2004

Having heard all the evidence and arguments presented at the hearing, the Board of Adjustment finds that the application is complete, that the application complies with all the applicable requirements of the Union County Land Use Ordinance for the development proposed, and that therefore the application to make use of the above described property for the purpose indicated is hereby approved, subject to all applicable provisions of the Union County Land Use Ordinance and the following conditions:

- 1) The application shall complete the development strictly in accordance with the plans Submitted to and approved by this Board, a copy of which is filed with the Administrator. Any deviations from or changes in these plans must be pointed out specifically to the Administrator in writing and specific written approval obtained as required by Section 64.

- 2) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Invalidation of any one or more of these conditions shall not adversely affect the balance of the said conditions, which shall remain in force and effect.

Whenever a special use permit is issued to authorize development (other than single-family or two-family residences) no building permit shall be issued and nothing authorized by the permit may be done until the record owner of the property has signed a written acknowledgement that the permit has been issued and the permit has been recorded by the permit recipient in the Union County Registry and indexed under the record owner's name as grantor as required by Section 63(b). The revised Union County Land Use Ordinance was adopted on August 3, 1987, effective September 1, 1987.

Prepared by the Union County Department of Inspections.

North Carolina  
Union County

IN WITNESS WHEREOF, the County of Union has caused this permit to be issued, and the undersigned being all of the property owners of the property above described, do hereby accept this Special Use Permit, together with all its conditions, as binding upon them and their successors in interest.

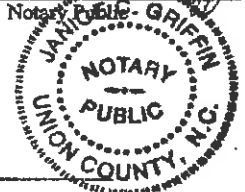
THE COUNTY OF UNION

BY Richard P. Black  
Acting Land Use Administrator

I, Janiee C. Griffin, a Notary Public in and for said County and State, do hereby certify that Richard P. Black, Land Use Administrator of the County of Union personally came before me this day, with the foregoing instrument, and being by me duly sworn, by virtue of a resolution of the Board of Adjustments, and that said instrument is the act and deed of the County of Union.

Witness my Hand and Official Seal this the 4th day of August, 2004

Janiee C. Griffin  
Notary Public - GRIFIN



My Commission Expires:

July 11, 2009

I, H. Allen Tate, JR - Member Manager, owner (s)

Hereby acknowledge receipt of this Special Use Permit. The undersigned owner (s) do further acknowledge that no work may be done pursuant to this permit except in accordance with all of its conditions and requirements and that this restriction shall be binding upon them and their successors in interest.

Fall Investments, LLC

H. Allen Tate, Jr.  
Owner

Owner

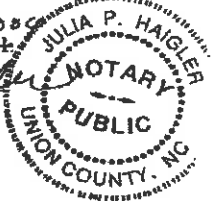
North Carolina  
Union County

I, Julia P Haigler a Notary Public in and for said County and State  
Notary Public (Official title of officer taking acknowledgment),

certify that H. Allen Tate, JR personally came before me this day and acknowledged that he (or She) is Member Manager (Title of Official) of FALL INVESTMENTS, LLC, a corporation, and that he/she, as Member Manager (title of official), being authorized to do so, executed the forgoing on behalf of the corporation.

Witness my hand and official seal, this the 5 day of August, 2004

Julia P Haigler  
Notary Public



My commission expires 1-20-2008  
(Not valid until fully executed and recorded)

FILED  
UNION COUNTY  
CRYSTAL CRUMP  
REGISTER OF DEEDS

NORTH CAROLINA  
UNION COUNTY

THE COUNTY OF UNION  
SPECIAL USE PERMIT GRANTED

FILED Dec 21, 2007  
AT 03:07 pm  
BOOK 04769  
START PAGE 0334  
END PAGE 0335  
INSTRUMENT # 55006  
EXCISE TAX (None)  
TRB

On the date (s) listed below, the Board of Adjustments of the County of Union met and held a hearing to consider the following application:

Record Owner (s) New Town Development, LLC  
Applicant (s) New Town Market  
Property Location 1526 Providence Road South  
Tax Map & Parcel # 06-183-004E, 06-183-005, 06-183-022 Acreage \_\_\_\_\_  
Proposed Use of Property Shopping Center  
Meeting Date 12-3-07 Approval Date 12-3-07

Having heard all the evidence and arguments presented at the hearing, the Board of Adjustment finds that the application is complete, that the application complies with all the applicable requirements of the Union County Land Use Ordinance for the development proposed, and that therefore the application to make use of the above described property for the purpose indicated is hereby approved, subject to all applicable provisions of the Union County Land Use Ordinance and the following conditions:

- 1) The application shall complete the development strictly in accordance with the plans Submitted to and approved by this Board, a copy of which is filed with the Administrator. Any deviations from or changes in these plans must be pointed out specifically to the Administrator in writing and specific written approval obtained as required by Section 64.
- 2) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Invalidation of any one or more of these conditions shall not adversely affect the balance of the said conditions, which shall remain in force and effect.

Whenever a special use permit is issued to authorize development (other than single-family or two-family residences) no building permit shall be issued and nothing authorized by the permit may be done until the record owner of the property has signed a written acknowledgement that the permit has been issued and the permit has been recorded by the permit recipient in the Union County Registry and indexed under the record owner's name as grantor as required by Section 63(b). The revised Union County Land Use Ordinance was adopted on August 3, 1987, effective September 1, 1987.

Prepared by the Union County Department of Inspections.

NORTH CAROLINA  
UNION COUNTY

IN WITNESS WHEREOF, the County of Union has caused this permit to be issued, and the undersigned being all of the property owners of the property above described, do hereby accept this Special Use Permit, together with all its conditions, as binding upon them and their successors in interest.

THE COUNTY OF UNION

BY [Signature]  
Land Use Administrator

I, Susan R. Calkins, a Notary Public in and for said County and State, do hereby certify that Richard Lee Jensen, Land Use Administrator of the County of Union personally came before me this day, with the foregoing instrument, and being by me duly sworn, by virtue of a resolution of the Board of Adjustments, and that said instrument is the act and deed of the County of Union.

Witness my Hand and Official Seal this the 13<sup>th</sup> day of December, 2007.



Susan R. Calkins  
Notary Public

I, H. ALLEN TATE, III, applicant(s)

Hereby acknowledge receipt of this Special Use Permit. The undersigned applicant(s) do further acknowledge that no work may be done pursuant to this permit except in accordance with all of its conditions and requirements and that this restriction shall be binding upon them and their successors in interest.

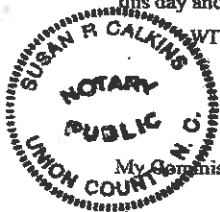
NEW TOWN DEVELOPMENT, LLC  
Applicant/Owner

[Signature]  
Applicant/Owner

North Carolina  
Union County

I, Susan R. Calkins, a Notary Public in and for said State and County, do hereby certify that H. Allen Tate, III applicant (s), personally appeared before me this day and acknowledge the due execution of the foregoing instrument.

WITNESS my Hand and Official Seal, this the 21<sup>st</sup> day of December, 2007



Susan R. Calkins  
Notary Public

April 2, 2011

(Not valid until fully executed and recorded)



- (f) The R-15 and R-10 districts are designed to accommodate single-family detached residential and planned residential uses at medium densities in areas served by public water and sewer facilities.
- (g) The R-8 and R-6 districts are designed to accommodate single-family, two-family and multi-family development at higher densities in areas where public water and sewer are available. Manufactured home parks are allowed in the R-8 district.

**Section 136 Commercial Districts Established.**

- (a) The following commercial districts are hereby established: B-1, B-2, B-3, B-4, HC and B-6. These districts are created to accomplish the purposes and serve the objectives set forth in the remainder of this section.
- (b) The B-1 (central business) district is designed to accommodate a wide variety of commercial activities that will result in the most intensive and attractive use of the central business district within any of the located in the county. This district shall be made applicable only to land within incorporated municipalities.
- (c) The B-2 (community business) district is designed to accommodate commercial development on a scale that is less intensive than that permitted in a B-1 district. A lesser intensity of development is achieved through setback, height, and minimum lot size requirements that are more restrictive than those applicable to the B-1 zone. The B-2 thus may provide a transition in some areas between a B-1 zone and a residential zone or may allow for smaller scale commercial development in rural areas, particularly at crossroads or other high traffic areas that are not generally suited for residential development.
- (d) The B-3 (office) district is designed to accommodate a mixture of office, clerical, research, and services uses. It is intended that this zoning classification be applied primarily in areas that no longer are viable as single family residential areas because of high traffic volumes on adjacent streets or because of other market factors but remain viable as locations for offices and

services. Such areas will also generally constitute transition or buffer zones between major arterials or more intensively developed commercial areas and residential districts.

- (e) The B-4 (general commercial) district is designed to accommodate the widest range of commercial activities.
- (f) The HC (highway corridor mixed use) district is intended to accommodate a wide variety of commercial and light industrial uses along major transportation corridors, subject to performance standards designed to (i) ensure the viability of the highway as a carrier of high volumes of traffic, (ii) recognize and preserve the value of land along the corridor as the site of significant non-residential development, and (iii) protect the viability of residential neighborhoods adjacent to the corridor. It is intended that developments that occur within this district in particular be sensitive to the need to preserve a high degree of aesthetic appeal along major transportation corridors.
- (g) The B-6 (college campus) district is intended to accommodate a variety of residential and non-residential uses developed on land owned by an institution of higher learning and associated with that institution, such as dormitories, offices, classroom buildings, athletic facilities, etc.
- (h) The O (office district) is to provide areas which are conducive to the establishment and operation of offices, institutions, and commercial activities not involving the sale of merchandise. Standards are designed so that this district, in some instances, may serve as transitional use between residential districts and other commercial districts.

**Section 137 Manufacturing Districts Established.**

- (a) The LI (light industrial) and HI (heavy industrial) districts are hereby established primarily to accommodate enterprises engaged in the manufacturing, processing, creating, repairing, renovating, painting, cleaning, or assembling of goods, merchandise, or equipment. The two districts are distinguished in that certain types of industrial uses that tend to have

**§ 160A-58.1. Petition for annexation; standards.**

(a) Upon receipt of a valid petition signed by all of the owners of real property in the area described therein, a city may annex an area not contiguous to its primary corporate limits when the area meets the standards set out in subsection (b) of this section. The petition need not be signed by the owners of real property that is wholly exempt from property taxation under the Constitution and laws of North Carolina, nor by railroad companies, public utilities as defined in G.S. 62-3(23), or electric or telephone membership corporations.

(b) A noncontiguous area proposed for annexation must meet all of the following standards:

- (1) The nearest point on the proposed satellite corporate limits must be not more than three miles from the primary corporate limits of the annexing city.
- (2) No point on the proposed satellite corporate limits may be closer to the primary corporate limits of another city than to the primary corporate limits of the annexing city, except as set forth in subsection (b2) of this section.
- (3) The area must be so situated that the annexing city will be able to provide the same services within the proposed satellite corporate limits that it provides within its primary corporate limits.
- (4) If the area proposed for annexation, or any portion thereof, is a subdivision as defined in G.S. 160A-376, all of the subdivision must be included.
- (5) The area within the proposed satellite corporate limits, when added to the area within all other satellite corporate limits, may not exceed ten percent (10%) of the area within the primary corporate limits of the annexing city.

This subdivision does not apply to the Cities of Belmont, Claremont, Concord, Conover, Durham, Elizabeth City, Gastonia, Greenville, Hickory, Kannapolis, Locust, Marion, Mount Airy, Mount Holly, New Bern, Newton, Oxford, Randleman, Roanoke Rapids, Rockingham, Sanford, Salisbury, Southport, Statesville, and Washington and the Towns of Ahoskie, Angier, Apex, Ayden, Benson, Bladenboro, Bridgeton, Burgaw, Calabash, Catawba, Clayton, Columbia, Columbus, Cramerton, Creswell, Dallas, Dobson, Four Oaks, Fuquay-Varina, Garner, Godwin, Granite Quarry, Green Level, Grimesland, Holly Ridge, Holly Springs, Huntersville, Jamestown, Kenansville, Kenly, Knightdale, Landis, Leland, Lillington, Louisburg, Maggie Valley, Maiden, Mayodan, Middlesex, Midland, Mocksville, Morrisville, Mount Pleasant, Nashville, Oak Island, Pembroke, Pine Level, Princeton, Ranlo, Richlands, Rolesville, Rutherfordton, Shallotte, Smithfield, Spencer, Stem, Stovall, Surf City, Swansboro, Taylorsville, Troutman, Troy, Wallace, Warsaw, Watha, Waynesville, Weldon, Wendell, Windsor, Yadkinville, and Zebulon.

(b1) Repealed by Session Laws 2004-203, ss. 13(a) and 13(d), effective August 17, 2004.

(b2) A city may annex a noncontiguous area that does not meet the standard set out in subdivision (b)(2) of this section if the city has entered into an annexation agreement pursuant to Part 6 of this Article with the city to which a point on the proposed satellite corporate limits is closer and the agreement states that the other city will not annex the area but does not say that the annexing city will not annex the area. The annexing city shall comply with all other requirements of this section.

(c) The petition shall contain the names, addresses, and signatures of all owners of real property within the proposed satellite corporate limits (except owners not required to sign by subsection (a)), shall describe the area proposed for annexation by metes and bounds, and shall

have attached thereto a map showing the area proposed for annexation with relation to the primary corporate limits of the annexing city. When there is any substantial question as to whether the area may be closer to another city than to the annexing city, the map shall also show the area proposed for annexation with relation to the primary corporate limits of the other city. The city council may prescribe the form of the petition.

(d) A city council which receives a petition for annexation under this section may by ordinance require that the petitioners file a signed statement declaring whether or not vested rights with respect to the properties subject to the petition have been established under G.S. 160A-385.1 or G.S. 153A-344.1. If the statement declares that such rights have been established, the city may require petitioners to provide proof of such rights. A statement which declares that no vested rights have been established under G.S. 160A-385.1 or G.S. 153A-344.1 shall be binding on the landowner and any such vested rights shall be terminated. (1973, c. 1173, s. 2; 1989 (Reg. Sess., 1990), c. 996, s. 4; 1997-2, s. 1; 2001-37, s. 1; 2001-72, s. 1; 2001-438, s. 1; 2002-121, s. 1; 2003-30, s. 1; 2004-203, s. 13(a), (c); 2004-57, s. 1; 2004-99, s. 1; 2004-203, ss. 13(a)-(d); 2005-52, s. 1; 2005-71, s. 1; 2005-79, s. 1; 2005-173, s. 1; 2005-433, s. 9; 2006-62, s. 1; 2006-122, s. 1; 2006-130, s. 1; 2007-17, s. 1; 2007-26, ss. 1, 2(a); 2007-62, s. 1; 2007-225, s. 1; 2007-311, s. 1; 2007-342, s. 1; 2008-24, s. 1; 2008-30, s. 1; 2009-40, s. 2; 2009-53, s. 1; 2009-111, s. 1; 2009-156, s. 1; 2009-298, s. 1; 2009-323, s. 1.)

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# TOWN OF W E D D I N G T O N

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## MEMORANDUM

**TO:** Weddington Town Council

**FROM:** Amy S. McCollum, Town Administrator/Clerk

**DATE:** January 5, 2012

**SUBJECT:** Release of Road Performance Bond for Providence Forest Estates

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The Town is currently holding road performance bond money in the amount of \$48,354.98 for Providence Forest Estates. Per the attached letter, US Infrastructure advises that the roadway and drainage items have been satisfactorily completed and recommends release of the developer's performance bond. A roadway maintenance bond in the amount of \$29,512.50 should be held until NCDOT takes over the maintenance of the streets. We will not release the performance money until a new bond in the amount of \$29,512.50 is submitted to the Town. The developer has submitted their request for NCDOT to take over the maintenance of the streets and is awaiting approval.



**US INFRASTRUCTURE OF CAROLINA, INC.**  
**CONSULTING ENGINEERS**

November 8, 2011

Ms. Amy McCollum  
Town of Weddington  
1924 Weddington Road  
Weddington, NC 28104

SUBJECT: Providence Forest Estate – Performance Bond Release  
USI Project No. 080224-32

Dear Amy:

USI conducted a field inspection of the Providence Forest Estate subdivision on June 1, 2011 and November 8, 2011 to verify the satisfactory completion of construction activities for the purpose of releasing the developer's performance bond. All roadway and drainage items have been satisfactorily completed, and we recommend release of the developer's performance bond. A roadway maintenance bond in the amount of \$29,512.50 should be held until such time that NCDOT takes over the streets for maintenance (see attached).

If you have any questions, please contact us at 704-342-3007.

Sincerely,

US Infrastructure of Carolina, Inc.

Bonnie A. Fisher, P.E.  
Senior Engineer

PROJECT: PROVIDENCE FOREST SUBDIVISION - MAINTENANCE BOND

PREPARED BY: US Infrastructure

DATE: 11/8/2011

Item No.	Item Description	Quantity and Unit	Unit Price	Amount
ROADWAY ITEMS				
1	8" ABC Stone Base	3,790 TN	\$25.00	\$94,750.00 *
2	2-1/2" Asphalt	1,200 TN	\$85.00	\$102,000.00 *
Subtotal				\$196,750.00
15 % for Maintenance Bond				\$29,512.50
<b>TOTAL MAINTENANCE BOND</b>				<b>\$29,512.50</b>

\*Based upon plan quantity of 8,421 square yards of pavement

**Werner Thomisser**

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**From:** Millonzi, Kara A [Millonzi@sog.unc.edu]  
**t:** Monday, September 13, 2010 11:47 AM  
**to:** wernerthomisser@townofweddington.com  
**Subject:** Expenditure of Property Tax Dollars

You asked me whether the governing board of the Town of Weddington legally could appropriate tax proceeds to pay for community events, such as communal viewings of movies or similar type of festival activities.

The answer is yes. G.S. 160A-209 provides a list of activities that municipalities may expend tax dollars to support without receiving specific voter approval. Among the authorized activities are "parks and recreation" activities and events. Recreation is defined very broadly by G.S. 160A-352 to include " activities that are diversionary in character and aid in promoting entertainment, pleasure, relaxation, instruction, and other physical, mental, and cultural development and leisure time experiences."

Note that there is no duty that every citizen benefit from and participate in every activity or project for which property tax dollars are expended. It is within the discretion of the governing board to determine which types of activities and projects benefit the community generally and appropriate funds to those activities and projects.

Regards,

Kara

<http://www.sog.unc.edu/dailybulletin/images/SOGLogoForEmail.gif>

Kara A. Millonzi

Assistant Professor of Public Law and Government

School of Government

The University of North Carolina at Chapel Hill

Campus Box 3330, Knapp-Sanders Building

Chapel Hill, NC 27599-3330

T 19.962.0051 F: 919.962.2765

[www.sog.unc.edu](http://www.sog.unc.edu) <<http://sog.unc.edu/>>



**§ 160A-209. Property taxes.**

(a) Pursuant to Article V, Sec. 2(5) of the Constitution of North Carolina, the General Assembly confers upon each city in this State the power to levy, within the limitations set out in this section, taxes on property having a situs within the city under the rules and according to the procedures prescribed in the Machinery Act (Chapter 105, Subchapter II).

(b) ~~Each city may levy property taxes without restriction as to rate or amount for the following purposes:~~

- (1) Debt Service. – To pay the principal of and interest on all general obligation bonds and notes of the city.
- (2) Deficits. – To supply an unforeseen deficiency in the revenue (other than revenues of any of the enterprises listed in G.S. 160A-311), when revenues actually collected or received fall below revenue estimates made in good faith in accordance with the Local Government Budget and Fiscal Control Act.
- (3) Civil Disorders. – To meet the cost of additional law-enforcement personnel and equipment that may be required to suppress riots or other civil disorders involving an extraordinary breach of law and order within the jurisdiction of the city.

(c) Each city may levy property taxes for one or more of the following purposes subject to the rate limitation set out in subsection (d):

- (1) Administration. – To provide for the general administration of the city through the city council, the office of the city manager, the office of the city budget officer, the office of the city finance officer, the office of the city tax collector, the city purchasing agent, the city attorney, and for all other general administrative costs not allocated to a particular board, commission, office, agency, or activity.
- (2) Air Pollution. – To maintain and administer air pollution control programs.
- (3) Airports. – To establish and maintain airports and related aeronautical facilities.
- (4) Ambulance Service. – To provide ambulance services, rescue squads, and other emergency medical services.
- (5) Animal Protection and Control. – To provide animal protection and control programs.
- (5a) Arts Programs and Museums. – To provide for arts programs and museums as authorized in G.S. 160A-488.
- (6) Auditoriums, Coliseums, and Convention Centers. – To provide public auditoriums, coliseums, and convention centers.
- (7) Beach Erosion and Natural Disasters. – To provide for shoreline protection, beach erosion control and flood and hurricane protection.
- (8) Cemeteries. – To provide for cemeteries.
- (9) Civil Defense. – To provide for civil defense programs.
- (9a) Community Development. – To provide for community development as authorized by G.S. 160A-456 and 160A-457.
- (10) Debts and Judgments. – To pay and discharge any valid debt of the city or any judgment lodged against it, other than debts or judgments evidenced by or based on bonds or notes.
- (10a) Defense of Employees and Officers. – To provide for the defense of, and payment of civil judgments against, employees and officers or former employees and officers, as authorized by this Chapter.
- (10b) Economic Development. – To provide for economic development as authorized by G.S. 158-7.1 and G.S. 158-12.
- (10c) Drainage. – To provide for drainage projects or programs in accordance with Chapter 156 of the General Statutes or in accordance with this Chapter.

- (11) Elections. – To provide for all city elections and referendums.
- (12) Electric Power. – To provide electric power generation, transmission, and distribution services.
- (13) Fire Protection. – To provide fire protection services and fire prevention programs.
- (14) Gas. – To provide natural gas transmission and distribution services.
- (15) Historic Preservation. – To undertake historic preservation programs and projects.

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- (15a) Housing. – To undertake housing projects as defined in G.S. 157-3, and urban homesteading programs under G.S. 160A-457.2.
- (16) Human Relations. – To undertake human relations programs.
- (17) Hospitals. – To establish, support and maintain public hospitals and clinics, and other related health programs and facilities, and to aid any private, nonprofit hospital, clinic, related facility, or other health program or facility.
- (17a) Industrial Development. – To provide for industrial development as authorized by G.S. 158-7.1.
- (18) Jails. – To provide for the operation of a jail and other local confinement facilities.
- (19) Joint Undertakings. – To cooperate with any other county, city, or political subdivision of the State in providing any of the functions, services, or activities listed in this subsection.
- (20) Libraries. – To establish and maintain public libraries.
- (21) Mosquito Control.
- (22) Off-Street Parking. – To provide off-street lots and garages for the parking and storage of motor vehicles.
- (23) Open Space. – To acquire open space land and easements in accordance with Article 19, Part 4, of this Chapter.
- (24) Parks and Recreation. – To establish, support and maintain public parks and programs of supervised recreation.
- (25) Planning. – To provide for a program of planning and regulation of development in accordance with Article 19 of this Chapter.
- (26) Police. – To provide for law enforcement.
- (26a) Ports and Harbors. – To participate in programs with the North Carolina Ports Authority and to provide for harbor masters.
- (27) Public Transportation. – To provide public transportation by rail, motor vehicle, or another means of conveyance other than a ferry, including any facility or equipment needed to provide the public transportation.
- (27a) Railroad Corridor Preservation. – To acquire property for railroad corridor preservation.
- (27b) Senior Citizens Programs. – To undertake programs for the assistance and care of its senior citizens.
- (28) Sewage. – To provide sewage collection and treatment services as defined in G.S. 160A-311(3).
- (29) Solid Waste. – To provide solid waste collection and disposal services, and to acquire and operate landfills.
- (30) Streets. – To provide for the public streets, sidewalks, and bridges of the city.
- (31) Traffic Control and On-Street Parking. – To provide for the regulation of vehicular and pedestrian traffic within the city, and for the parking of motor vehicles on the public streets.
- (31a) Urban Redevelopment. – To provide for urban redevelopment.
- (32) Water. – To provide water supply and distribution services.
- (33) Water Resources. – To participate in federal water resources development projects.

(34) Watershed Improvement. – To undertake watershed improvement projects.

(d) Property taxes may be levied for one or more of the purposes listed in subsection (c) up to a combined rate of one dollar and fifty cents (\$1.50) on the one hundred dollars' (\$100.00) appraised value of property subject to taxation.

(e) With an approving vote of the people, any city may levy property taxes for any purpose for which the city is authorized by its charter or general law to appropriate money. Any property tax levy approved by a vote of the people shall not be counted for purposes of the rate limitation imposed in subsection (d).

The city council may call a referendum on approval of a property tax levy. The referendum may be held at the same time as any other city referendum or city election, but may not be otherwise held (i) on the day of any federal, State, district, or county election already validly called or scheduled by law at the time the tax referendum is called, or (ii) within the period of time beginning 30 days before and ending 10 days after the day of any other city referendum or city election already validly called or scheduled by law at the time the tax referendum is called. The referendum shall be conducted by the same board of elections that conducts regular city elections. A notice of referendum shall be published in accordance with G.S. 163-287. The notice shall state the date of the referendum, the purpose for which it is being held, and a statement as to the last day for registration for the referendum under the election laws then in effect.

The proposition submitted to the voters shall be substantially in one of the following forms:

- (1) Shall the City/Town of \_\_\_\_\_ be authorized to levy annually a property tax at a rate not in excess of \_\_\_\_ cents on the one hundred dollars (\$100.00) value of property subject to taxation for the purpose of \_\_\_\_\_?
- (2) Shall the City/Town of \_\_\_\_\_ be authorized to levy annually a property tax at a rate not in excess of that which will produce \$\_\_\_\_\_ for the purpose of \_\_\_\_\_?
- (3) Shall the City/Town of \_\_\_\_\_ be authorized to levy annually a property tax without restriction as to rate or amount for the purpose of \_\_\_\_\_?

If a majority of those participating in the referendum approve the proposition, the city council may proceed to levy annually a property tax within the limitations (if any) described in the proposition.

The board of elections shall canvass the referendum and certify the results to the city council. The council shall then certify and declare the result of the referendum and shall publish a statement of the result once, with the following statement appended: "Any action or proceeding challenging the regularity or validity of this tax referendum must be begun within 30 days after (date of publication)." The statement of results shall be filed in the clerk's office and inserted in the minutes of the council.

Any action or proceeding in any court challenging the regularity or validity of a tax referendum must be begun within 30 days after the publication of the results of the referendum. After the expiration of this period of limitation, no right of action or defense based upon the invalidity of or any irregularity in the referendum shall be asserted, nor shall the validity of the referendum be open to question in any court upon any ground whatever, except in an action or proceeding begun within the period of limitation prescribed herein.

Except for tax referendums on functions not included in subsection (c) of this section, any referendum held before July 1, 1973, on the levy of property taxes is not valid for the purposes of this subsection. Cities in which such referendums have been held may support programs formerly supported by voted property taxes within the general rate limitations set out in subsection (d) at any appropriate level and are not subject to the former voted rate limitation.

(f) With an approving vote of the people, any city may increase the property tax rate limitation imposed in subsection (c) and may call a referendum for that purpose. The referendum may be held at the same time as any other city referendum or election, but may not be otherwise held (i) on the day of any federal, State, district, or county election, or (ii) within the period of time beginning 30 days before and ending 30 days after the day of any other city referendum or city election. The election shall be conducted by the same board of elections that conducts regular city elections.

The proposition submitted to the voters shall be substantially in the following form: "Shall the

property tax rate limitation applicable to the City/Town of \_\_\_\_\_ be increased from \_\_\_\_\_ on the one hundred dollars (\$100.00) value of property subject to taxation to \_\_\_\_\_ on the one hundred dollars (\$100.00) value of property subject to taxation?"

If a majority of those participating in the referendum approve the proposition, the rate limitation imposed in subsection (c) shall be increased for the city.

(g) With respect to any of the categories listed in subsections (b) and (c) of this section, the city may provide the necessary personnel, land, buildings, equipment, supplies, and financial support from property tax revenues for the program, function, or service.

(h) This section does not authorize any city to undertake any program, function, joint undertaking, or service not otherwise authorized by law. It is intended only to authorize the levy of property taxes within the limitations set out herein to finance programs, functions, or services authorized by other portions of the General Statutes or by city charters. (1917, c. 138, s. 37; 1919, c. 178, s. 3(37); C.S., s. 2963; 1921, c. 8, s. 1; Ex. Sess. 1921, c. 106, s. 1; 1947, c. 506; 1959, c. 1250, s. 3; 1971, c. 698, s. 1; 1973, c. 426, s. 31; c. 803, s. 2; 1975, c. 664, s. 7; 1977, c. 187, s. 2; c. 834, s. 2; 1979, c. 619, s. 5; 1979, 2nd Sess., c. 1247, s. 21; 1981, c. 66, s. 1; 1983, c. 511, ss. 3, 4; c. 828; 1985, c. 665, ss. 4, 7; 1987, c. 464, s. 6; 1989, c. 600, s. 8; 1989 (Reg. Sess., 1990), c. 1005, ss. 6, 7; 1991 (Reg. Sess., 1992), c. 896, s. 2; 2002-159, s. 50(b); 2002-172, s. 2.4(b); 2003-416, s. 2.)

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*This document (also available in PDF and RTF formats) is not an official document.  
Please read the caveats on the main NC Statutes page for more information.*

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**TOWN OF  
W E D D I N G T O N**

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**MEMORANDUM**

**TO:** Weddington Town Council

**FROM:** Amy S. McCollum, Town Administrator/Clerk

**DATE:** January 5, 2012

**SUBJECT:** **USI Infrastructure**

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Please find attached a request from US Infrastructure for renewal of their contract for engineering services for 2012 and 2013. USI has served as the Town's engineer for over 10 years. They provide miscellaneous engineering services to the Town on an as-needed basis. A more detailed description of the engineering services they provide is listed in the attached letter. Our last agreement with USI was approved November 17, 2008. A majority of the engineering services provided by USI are reimbursed by the developer, etc. I have attached the current schedule of fees with USI. If needed, Town Planner Cook is prepared to discuss costs comparisons with other engineering companies.

Please let me know if you have any questions.



# US INFRASTRUCTURE OF CAROLINA, INC.

## CONSULTING ENGINEERS

November 18, 2011

Ms. Amy McCollum, Town Administrator  
Town of Weddington  
1924 Weddington Road  
Weddington, NC 28104

SUBJECT: Renewal of Contract for Engineering Services

Dear Amy:

US Infrastructure of Carolina, Inc. (USI) appreciates the relationship we have had with the Town of Weddington (Town) for more than ten years for providing engineering services. Currently, we are providing a various miscellaneous engineering services under our agreement dated November 17, 2008. By this letter, we are requesting the Town renew and update our current agreement. We propose using the new agreement for the remainder of 2011 and through the 2012 and 2013 calendar years.

Below is a general description of engineering services that may be provided:

- Engineering reviews of plans, calculations, and other information that are submitted to the Town for review and approval. Plan submittals to be reviewed may include subdivision plans, grading and erosion control plans, commercial development projects, floodplain development projects, traffic control studies, and other projects. The plans and calculations shall be reviewed for compliance with the standard engineering design and construction requirements of the Town.
- Field inspection services may be provided for land development construction, or as needed to review construction estimates for private development bonding requirements.
- Consultation for engineering issues; topics may include water quality, storm water management, floodplain development, downtown development and beautification, and sidewalk planning and design. USI will be available to discuss any engineering issues or services needed by the Town.

Bonnie Fisher, P.E. will continue to serve as USI's Project Manager/Service Engineer for this contract, providing direction and oversight for other USI staff assigned to specific tasks under this contract. Staff assigned to this contract shall have appropriate experience for the assigned task. USI will continue to submit monthly invoices that track the charges for each individual task.

**12. WAIVER OF TERMS AND CONDITIONS:** The failure of either USI or CLIENT in any one or more instances to enforce one or more of the terms or conditions of this Agreement or to exercise any right or privilege in the Agreement or the waiver by USI or CLIENT of any breach of the terms or conditions of this Agreement shall not be construed as thereafter waiving any such terms, conditions, rights, or privileges, and the same shall continue and remain in force and effect as if no such failure to enforce had occurred.

**13. SEVERABILITY:** Every term or provision of this Agreement is severable from others. Notwithstanding any possible future finding by a duly constituted authority that a particular term or provision is invalid, void, or unenforceable, this Agreement has been made with the clear intention that the validity and enforceability of the remaining parts, terms, and provisions shall not be affected thereby.

**14. GOVERNING LAW:** This Agreement shall be governed and construed in accordance with the laws of the state in which Services are to be performed. In the event Services are performed in more than one state, the governing law shall be the state identified in USI's address below.

**15. INDEPENDENT CONTRACTOR:** USI shall be fully independent in performing the Services and shall not act as an agent or employee of CLIENT. As such, USI shall be solely responsible for its employees, subcontractors, and agents and for their compensation, benefits, contributions, and taxes, if any.

**16. NOTICE:**

**16.1.** USI and CLIENT shall notify each other of service of any notice of violation of any law, regulation, permit, or license relating to the Services; initiation of any proceedings to revoke any permits or licenses which relate to such Services; revocation of any permits, licenses, or other governmental authorizations relating to such Services; or commencement of any litigation that could affect such Services.

**16.2.** Any notice, communication, or statement required or permitted to be given hereunder shall be in writing and deemed to have been sufficiently given when delivered commercial message (carrier service), in person, or sent by telex, wire, or by certified mail, return receipt requested, postage prepaid, to the address of the respective party set forth in the signature block below.

In witness whereof, CLIENT and USI have caused this Agreement to be executed by their respective duly authorized representatives as the date set forth below.

Executed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

**Town of Weddington**

By: \_\_\_\_\_

Title: \_\_\_\_\_

Address: 1924 Weddington Road  
Weddington, NC 28104

**USI**

By: Robert O. Cook

Title: Vice President

Address: 1043 E. Morehead Street, Suite 203  
Charlotte, NC 28204

Attachments: Exhibit 1 - Letter Proposal  
Exhibit 2 - Schedule of Fees

# US INFRASTRUCTURE OF CAROLINA, INC. CONSULTING ENGINEERS

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## TOWN OF WEDDINGTON

### SCHEDULE OF FEES 2011-2013

<u>CLASSIFICATION</u>	<u>BILLING RATE</u>
Principal	\$160.00/hour
Project Manager	\$145.00/hour
Senior Engineer	\$130.00/hour
Project Engineer	\$100.00/hour
Design Engineer	\$87.00/hour
GIS Analyst	\$87.00/hour
Senior Engineering Technician	\$87.00/hour
Engineering Technician	\$77.00/hour
Construction Inspector	\$70.00/hour
Engineering Co-op	\$60.00/hour
Clerical	\$60.00/hour
Mileage	at current IRS rate
Expenses	at cost
Subconsultants	at cost plus 10 percent



# CURRENT FEES

## **US INFRASTRUCTURE OF CAROLINA, INC. CONSULTING ENGINEERS**

### **TOWN OF WEDDINGTON**

#### **SCHEDULE OF FEES**

<u>CLASSIFICATION</u>	<u>BILLING RATE</u>
Principal	\$150.00/hour
Project Manager	\$140.00/hour
Senior Engineer	\$120.00/hour
Project Engineer	\$100.00/hour
Design Engineer	\$85.00/hour
Senior Engineering Technician	\$85.00/hour
Engineering Technician	\$75.00/hour
Construction Inspector	\$65.00/hour
Engineering Co-op	\$55.00/hour
Clerical	\$55.00/hour
Mileage	at current IRS rate
Expenses	at cost
Subconsultants	at cost plus 10 percent

**EXHIBIT 2**

**RULES OF PROCEDURE  
WEDDINGTON PARKS AND RECREATION BOARD  
WEDDINGTON, NORTH CAROLINA**

**I. GENERAL RULES**

The Weddington Parks and Recreation Board (hereinafter referred to as the "Board") shall be governed by the terms of these Rules of Procedure (hereinafter referred to as the "Rules"). All members of the Board shall thoroughly familiarize themselves with the Rules. The Board, being a public body, shall at all times conduct meetings in conformity with applicable North Carolina Open Meetings Law statutes.

**II. APPOINTMENTS**

The Board shall consist of Seven (7) members, all of whom have been appointed by the Weddington Town Council. Two members shall be members of the Weddington Planning Board and one shall be a member of the Town Council, such terms matching the terms on their respective Board or Council. The remaining four members shall be residents of Weddington. These at-large members shall serve two year terms, two members appointed to terms ending in odd numbered years, and two members to terms ending in even numbered years. The Secretary will request the Town Council to make these appointments at their regular December meeting.

**III. OFFICERS**

At the regular Board meeting held in the month of February, the Board shall elect a Chairman and Vice-Chairman from their membership. Terms of office shall be for one year. Persons may be reelected to the same office for successive terms.

The Chairman shall decide upon all points of order and procedure, subject to these Rules, unless directed otherwise by a majority of the Board in session at the time. The Chairman shall appoint any committees found necessary to investigate any matters before the Board. The Vice-Chairman shall serve as acting Chairman in the absence of the Chairman, and at such times he/she shall have the same powers and duties as the Chairman. In the event of the absence of the Chairman and the Vice-Chairman, the remaining voting members present shall elect a temporary chairman for that meeting.

**IV. SECRETARY**

Minutes of Board meetings and all secretarial duties related to the Board's business shall be conducted by the "Secretary". The Town Clerk shall serve as Secretary to the Board. The Secretary shall keep all Board records, conduct all correspondence of the Board, arrange for all public notices required to be given, notify members of pending meetings and their agenda, notify parties to cases before the Board of its decision on such cases, and generally supervise the clerical work of the Board. The Secretary shall keep in a permanent volume the minutes of every meeting of the Board. These shall show the record of all important facts pertaining to each meeting and hearing, every resolution acted upon by the Board, and all votes of members of the Board upon any resolution or upon the final determination of any question, indicating the names of members absent or failing to vote. Board minutes shall be kept at the Town Hall.

## V. RULES OF CONDUCT

### a. Removal

Members of the Board may be removed by the Town Council for cause, including deliberate violation of these Rules.

### b. Attendance

In order for the Board to carry out its duties and responsibilities, it is necessary for all members to attend the meetings. If any member is absent for two (2) consecutive regular meetings, the Chairman may direct the Secretary to notify such member in writing of his absences and if such member fails to attend the next meeting, the Board, by majority vote of the remaining members, may request that the position be vacated and also request that a replacement be made by the Town Council .

### c. Conflicts of Interest

No member of the Board shall seek to influence a decision, participate in any action or cast a vote involving any matter that is before the Board which may result in a private benefit to themselves, their immediate relatives or their business interest. A member may be excused from voting on a particular issue under the following circumstances:

1. If the matter at hand involves the member's own official conduct; or
2. If the member has such close personal ties to matter at hand that he/she cannot reasonably be expected to exercise sound and impartial judgment on behalf of the public's interest.

If a Board member determines that he may have a conflict of interest on a particular issue, he shall declare the nature of such conflict and ask to be excused from voting on the issue related to such conflict. The remaining voting members, by majority vote, shall determine whether such conflict exists and whether said member shall be excused from further deliberations on said matter. If a member is excused from voting, he shall seat himself in the audience and not participate in any further discussion on said matter or he shall remove himself from the meeting room during all deliberations pertaining to such matter. In no instance may a member be excused from voting merely due to an unwillingness to vote on the issue at hand and where no conflict of interest is found to exist.

A challenge to the existence of a conflict of interest or a challenge of an undisclosed conflict of interest may be filed by any interested party with the Board. Such a challenge may be an appeal for a review of the findings of the Board or may be for the purpose of alleging an undeclared conflict of interest. Any challenge made to the Board shall be supported by competent evidence and shall be submitted at a properly convened meeting of the Board. The Board shall hear all evidence and, by majority vote of the remaining members, shall make the final determination as to the existence of a conflict of interest.

## VI. MEETINGS

**a. Regular Meetings**

Regular meetings of the Board shall be held on the fourth Monday of the second month of each quarter at the Weddington Town Hall unless the meeting schedule has been changed due to holidays. The months for meetings are as follows: February, May, August, and November. The meeting shall begin prior to any Planning Board and Board of Adjustment meeting held on such day. The Secretary shall notify each member of each such meeting at least forty-eight (48) hours in advance.

**b. Special Meetings**

The Chairman may call special meetings of the Board at any time provided that at least forty-eight (48) hours' notice of the time and place of a special meeting is given by the Secretary to each Board member.

**c. Cancellation of Meetings**

Whenever there is no business at hand, or whenever so many members notify the Secretary of their inability to attend that a quorum will not be available, the Chairman may dispense with a meeting by having the Secretary give written or oral notice to all members prior to the time set for the meeting.

**d. Voting**

The Board shall not pass upon any business when there are less than four (4) members present. The Chairman shall only vote in case of a tie. Voting on any issue shall be done by a show of hands or by voice, as directed by the Chairman. An abstention shall be counted as a "yes" vote.

**e. Conduct of Meetings**

All meetings shall be open to the public. The order of business, except as otherwise directed by the Chairman, shall be as follows:

1. Determination of Quorum
2. Approval of Minutes of Previous Meetings
3. Old Business
4. New Business
5. Other Business
6. Adjourn

**f. Continuation of Meetings**

Meetings may be continued from one date to another provided that the reconvened meeting is held in a conveniently located meeting site in the Weddington area.

**g. Placement of Items on the Agenda**

Board members shall be authorized to place items on a meeting agenda. Non-Board members wishing to have agenda items heard shall submit their requests, including associated written

materials, to the Secretary at least ten (10) days prior to the Board meeting. At least ten (10) copies of all such materials shall be given to the Secretary for inclusion in the Board agenda packets.

## VII. AMENDMENTS

These rules, within the limits allowed by law, may be amended at any time by an affirmative vote of a majority of the entire membership of the Board, provided that such amendment is presented in writing at a meeting preceding the meeting at which the vote is taken.

Adopted this 26<sup>th</sup> day of January, 2009.

Amended: August 27, 2001

Amended: December 18, 2000

Amended: September 27, 2010

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Scott Buzzard, Chairman

Attest:

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Amy S. McCollum, Town Clerk

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# TOWN OF W E D D I N G T O N

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## MEMORANDUM

**TO:** Weddington Town Council

**FROM:** Amy S. McCollum, Town Administrator/Clerk

**DATE:** January 5, 2012

**SUBJECT:** 2012 Retreat

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The last Town Council Retreat was held March 18 and 19, 2011 at the Firethorne Country Club in Marvin. The cost of this event was \$1,204 – which included \$400 for the Council Reception on Friday night. Please let me know if you would like to hold a retreat this year to begin discussions of the 2012-2013 Budget and other miscellaneous agenda items. Staff needs direction on the following: Preferred Location, Dates, Facilitator and Proposed Agenda Items. Last year Bill Duston with COG served as facilitator at a cost of \$679.00.

Please let me know if you have any questions.

Thank you.



# Board of Delegates Agenda

Wednesday, December 14, 2011  
6:15 to 8:30 p.m.  
Hilton Charlotte University Place  
8629 JM Keynes Drive  
Charlotte, NC 28262

The Chairperson, Martha Sue Hall, has called a meeting of the Centralina Board of Delegates for Wednesday, December 14, 2011. Join in on the table discussions with CCOG's Staff at the Open House and Reception that will begin at 6:15p.m., followed by dinner at 7:00 p.m. and the call to order at 7:30 p.m.

Time	Item	Presenter																																
6:15 p.m. <i>Networking with CCOG Staff and preview their display tables</i>	<b>CCOG's Open House and Reception is sponsored by Duke Energy Carolinas: In the Lakeshore Ballroom</b>	Barbie Blackwell																																
	<b>HUD Sustainable Communities Regional Planning Grant</b> • Overview Powerpoint presentation																																	
	<b>Centralina Mobility Management Plan</b> • Informational Display																																	
7:00 p.m.	<b>Dinner:</b> <i>Please RSVP to Barbie Blackwell at (704) 348-2728 or <a href="mailto:bblackwell@centralina.org">bblackwell@centralina.org</a> by December 6, 2011 so that catering can be arranged.</i>	Barbie Blackwell																																
7:30 p.m.	<b>Call to Order, Welcome &amp; Declaration of Quorum</b>	Martha Sue Hall																																
7:35 p.m.	<b>Amendments to the Agenda (if any)</b>	Martha Sue Hall																																
7:40 p.m.	<i>Recognition of Bill McNair for his 44 years of service as Centralina COG's Legal Counsel.</i>	Martha Sue Hall																																
7:50 p.m.	<i>Recognition of Bill Duston for his 27 years of service as Planning Director for Centralina COG.</i>	Martha Sue Hall																																
<b>Consent Items</b> <i>Consent items will be considered on a motion and without discussion. The agenda is prepared by a board member.</i>																																		
Attachment #1	<b>Approval of the Board of Delegates Minutes from the August 10, 2011 meeting:</b> <i>The minutes of the August 10, 2011 have been sent to all members of the Board of Delegates and should be approved if correct.</i>  <b>ACTION REQUESTED:</b> <i>I move to approve the August 10, 2011 Board of Delegates meeting minutes.</i>	Martha Sue Hall																																
Received as information	<b>Report of Services Agreements:</b> <i>This is a list of agreements entered into with member governments and other non-member jurisdictions since the last report. Under these agreements, staff will provide technical assistance to the local government. No action required.</i> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Member Government</th> <th>Cost</th> </tr> </thead> <tbody> <tr><td>City of Cherryville Lake Norman RPO</td><td style="text-align: right;">\$ 398</td></tr> <tr><td>Gaston County Legislative Zoning Training</td><td style="text-align: right;">809</td></tr> <tr><td>City of Gastonia Legislative Zoning Training</td><td style="text-align: right;">809</td></tr> <tr><td>Iredell County Lake Norman RPO</td><td style="text-align: right;">4,546</td></tr> <tr><td>City of Kings Mountain Lake Norman RPO</td><td style="text-align: right;">504</td></tr> <tr><td>City of Lincolnton Lake Norman RPO</td><td style="text-align: right;">509</td></tr> <tr><td>Town of Marshville Infrastructure Planning Project</td><td style="text-align: right;">6,984*</td></tr> <tr><td>Town of Matthews Fire Captain Assessment Center</td><td style="text-align: right;">5,640*</td></tr> <tr><td>Town of Pineville Subdivision Assistance</td><td style="text-align: right;">6,702</td></tr> <tr><td>Town of Pineville Ordinance Assistance</td><td style="text-align: right;">6,550</td></tr> <tr><td>City of Statesville Lake Norman RPO</td><td style="text-align: right;">856</td></tr> <tr><td>Town of Troutman Lake Norman RPO</td><td style="text-align: right;">309</td></tr> <tr><td colspan="2" style="background-color: #cccccc;"> </td></tr> <tr><td colspan="2" style="background-color: #cccccc;"> </td></tr> <tr><td>Cleveland County Lake Norman RPO</td><td style="text-align: right;">3,785*</td></tr> </tbody> </table> <i>*No Member hours were used on these projects. [Note: On any other project, membership hours are provided in accordance with Centralina policy.]</i>	Member Government	Cost	City of Cherryville Lake Norman RPO	\$ 398	Gaston County Legislative Zoning Training	809	City of Gastonia Legislative Zoning Training	809	Iredell County Lake Norman RPO	4,546	City of Kings Mountain Lake Norman RPO	504	City of Lincolnton Lake Norman RPO	509	Town of Marshville Infrastructure Planning Project	6,984*	Town of Matthews Fire Captain Assessment Center	5,640*	Town of Pineville Subdivision Assistance	6,702	Town of Pineville Ordinance Assistance	6,550	City of Statesville Lake Norman RPO	856	Town of Troutman Lake Norman RPO	309					Cleveland County Lake Norman RPO	3,785*	Martha Sue Hall
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## Board of Delegates Agenda

Wednesday, December 14, 2011  
6:15 to 8:30 p.m.  
Hilton Charlotte University Place  
8629 JM Keynes Drive  
Charlotte, NC 28262

Time	Item	Presenter
	<p><b>COG Fiscal Year 2012 Workforce Development Program – Incumbent Workforce Development Program Grant approval</b>  <i>The Centralina Workforce Development Board (WDB) has received approval from the NC Department of Commerce for Incumbent Workforce Development Program grants submitted on behalf of Southern Fabricators, Inc in Polkton (Anson County). Centralina will serve as the fiscal agent for the grant. The grant will provide skills training services to current employees at the company. It is anticipated that the training will result in a more highly skilled workforce, increased efficiency and reduce production costs for Southern Fabricator. The total amount for the grants is \$2,940 (includes \$ 140 for Administration).</i></p> <p><b>ACTION REQUESTED:</b> <i>I move that the Board of Delegates approve the receipt for the Centralina Workforce Development Board WIA – Special Grant funds for the Incumbent Workforce Development Program, authorize the Executive Director to act as fiscal agent on behalf of the Incumbent Workforce Development Program Grant and to execute the necessary contracts, and amend Centralina COG's grant project and operating budgets for the grant.</i></p>	Martha Sue Hall
<b>Regular Business Items</b>		
<p><i>Brief Presentation Attachment 2 10 minutes</i></p>	<p><b>Centralina Regional Mobility Management Plan:</b>  <i>The Centralina Council of Governments has been awarded a \$178,730 transit planning grant from the NCDOT to identify a mobility management arrangement for human service (elderly and disabled) transportation services for the nine-county region. Mobility management has a long standing history across the country as a solution for better transportation services and improved efficiencies, and maintaining service in the face of declining resources is a key objective for all area service providers. This initiative will be complete by June 2013, when the process will have identified a preferred arrangement for coordinated human service transportation delivery approved by the participating agencies and prepared to begin service. The kickoff meeting for this process is January 18, 2012.</i></p> <p><b>ACTION REQUESTED:</b> <i>I move that the Board of Delegates approve the receipt for the Centralina Regional Mobility Management Plan in the amount of \$178,730, authorize the Executive Director to act as fiscal agent on behalf of the grant and to execute the necessary contracts, and amend Centralina COG's grant project and operating budgets for the grant.</i></p>	Bjorn Hansen
<p><i>5 minutes</i></p>	<p><b>Centralina COG's Board Compensation:</b>  <i>The Internal Revenue Service (IRS) classifies elected officials as employees for income tax purposes under the section 3401(c) provision and subjects them to Social Security and Medicare taxes. Management requested that Bill McNair, CCOG Attorney, review and recommend options for providing compensation to elected officials for attending regular board meetings.</i></p> <p><i>The Centralina Executive Board and its Officers are recommending a mileage reimbursement expense for delegates attending CCOG Board meetings as well as a delegate's alternate attending in the absence of the delegate. The mileage reimbursement expense would be calculated at the IRS rate (currently \$.555-cents a mile) and based from the jurisdiction's town hall to the CCOG offices or meeting location.</i></p> <p><b>ACTION REQUESTED:</b> <i>I move that the Board of Delegates approve the recommendation of mileage reimbursement expense for delegates attending CCOG Board meetings as well as delegate's alternate attending in the absence of the delegate.</i></p>	Martha Sue Hall George Arena





## Board of Delegates Agenda

Wednesday, December 14, 2011  
6:15 to 8:30 p.m.  
Hilton Charlotte University Place  
8629 JM Keynes Drive  
Charlotte, NC 28262

Time	Item	Presenter
<p>Brief Overview 5 minutes</p>	<p><b><u>Amendment of the CCOG's Bylaws:</u></b> The Executive Board is recommending the following addition to the CCOG bylaws with no deletions to clarify travel expenses for delegates attending official business of the Council.</p> <p style="text-align: center;"><b>Article V: EXPENSE REIMBURSEMENT OF DELEGATES</b></p> <p>A. <b><u>Delegates Expense Reimbursement:</u></b> The Council shall reimburse the delegate representing each governmental unit, or in his or her absence an alternate delegate, for the delegate's or alternate's travel expenses for attending regular and special meetings of the Council, the Executive Board, or their committees. The amount of the reimbursement shall be based upon the mileage to and from the City or Town Hall (for municipal delegates) or the County office building (for county delegates) of the City or County represented by the delegate to the meeting location. The mileage rate for all travel reimbursement shall be at the standard mileage rate published from time to time by the Internal Revenue Service.</p> <p>B. The Council shall, upon the written request of a delegate, reimburse reasonable travel expenses while a delegate is away from home attending to official business of the Council.</p> <p><b>ACTION REQUESTED:</b> I move that the Board of Delegates approve to amendment to Article V: Expense Reimbursement of Delegates recommended by the Executive Board at its September 14, 2011 meeting.</p>	<p>Martha Sue Hall George Arena</p>
<p>Brief Overview 10 minutes</p>	<p><b>HUD Sustainable Communities Regional Planning Grant:</b> In May of 2011, the Board of Delegates authorized Centralina staff to apply for a HUD Sustainable Communities Regional Planning Grant in an amount not to exceed \$5 million for the 2011 funding cycle. On October 5, 2011, CCOG submitted an application in the amount of \$4,907,544 with over 100 partners and supporters.</p> <p>On November 21, 2011, Shelley Poticha, Director for the HUD Office of Sustainable Communities, announced in Charlotte that Centralina COG was awarded the grant in the amount of \$4,907,544 over a three-year period.</p> <p>Centralina Staff will provide an overview of the grant at the meeting.</p> <p><b>ACTION REQUESTED:</b> I move that the Centralina Board of Delegate take the following actions related to the HUD Sustainability Grant:</p> <ol style="list-style-type: none"> <li>1. Approve the receipt of federal funds for the HUD Sustainable Communities Regional Planning Grant in the amount of \$4,907,544.</li> <li>2. Amend the FY 2011-2012 CCOG's budget over a three-year period of the grant to reflect the federal funds, in-kind and leveraged match from multiple consortium partners including Centralina and Catawba Regional COG's in the amount of \$3,075,860.</li> <li>3. Authorize the Executive Director to act as fiscal agent and Authorized Organization Representative (AOR) on behalf of the HUD Sustainable Communities Regional Planning Grant and to execute the necessary contracts, and</li> <li>4. Amend Centralina COG's grant project and operating budgets for a total grant project cost of \$7,983,404.</li> </ol>	<p>Vicki Bott and Rebecca Yarbrough</p>

## Board of Delegates Agenda

Wednesday, December 14, 2011  
6:15 to 8:30 p.m.  
Hilton Charlotte University Place  
8629 JM Keynes Drive  
Charlotte, NC 28262

Time	Item	Presenter
<p>Convene prior to the meeting 15 minutes</p> <p><u>County Caucus</u> Anson-Jarvis Woodburn</p> <p>Cabarrus Towns-Gene McCombs*</p> <p>Gaston-Joe Carpenter</p> <p>Iredell-Ken Robertson*</p> <p>Mecklenburg Towns-Jennifer Roberts*</p> <p>Rowan Towns-Charles Seaford</p> <p>Stanly-Lindsey Dunevant</p> <p>Union-Todd Johnson</p>	<p><b>Appointment of Convening Members of Municipal Governments:</b> In accordance with CCOG's bylaws, the Members of the Municipal delegates shall elect one of their members to serve from the county area. The foregoing Bylaws, as amended this date, were duly adopted by the Centralina Council of Governments at its regular meeting held December 8, 2010, and shall be effective upon adoption.</p> <p><b>"Membership:</b> The Executive Board shall be composed of: (1) The officers of the Council, (2) the delegate from each County member government, (3) the delegate from the City of Charlotte, and (4) one municipal delegate from each County area representing all municipalities within such county, including one to represent the municipalities in Mecklenburg County other than the City of Charlotte. Provided, however, if a county, a county area, or the City of Charlotte has a delegate who is an officer of the Council, that unit shall not be entitled to an additional representative on the Executive Board. The municipal delegates from all municipal member government units within each county area (excluding the City of Charlotte delegate as to Mecklenburg County) shall elect from their number by caucus at the first Council meeting of the calendar year, the municipal delegate from the county area to serve on the Executive Board. Only delegates (not alternates) may serve on the Executive Board."</p> <p><i>*A CCOG Staff member will convene municipal members in absence of the county representative.</i></p>	<p>Martha Sue Hall</p>
<p>Committee Report and Floor Nominations 20 minutes</p>	<p><b>CCOG Nominating Committee:</b> The Nominating Committee (Charles Seaford, Chairman and Town of China Grove Councilman, Patsy Kinsey, City of Charlotte Councilperson, and Jarvis Woodburn, Anson County Commissioner) met and accomplished their mission by nominating the following candidates.</p> <p><b>"Article IX: OFFICERS—Nominating Committee and Election:</b> The Executive Board, at its last regular meeting each year, shall appoint a nominating committee of three (3) delegates who shall submit to the Council the names of proposed officers at the last regular meeting of the Council each year, at which meeting the election shall be held. Nominations from the floor may be made. The person receiving the highest number of votes cast for each office shall be deemed elected."</p> <p>The Nominating Committee presents a slate of candidates for election of Officers to the Centralina Board of Delegates for 2012.</p> <p><i>In addition, nominations may be made from the floor.</i></p> <p><b>Chair:</b> Martha Sue Hall, Councilperson, City of Albemarle  <b>Vice Chair:</b> Michael Johnson, Mayor-Protem, City of Statesville  <b>Secretary:</b> Frank Deese, Mayor, Town of Marshville  <b>Treasurer:</b> George Arena, Commissioner, Lincoln County</p>	<p>Charles Seaford, Nominating Committee Chair</p>



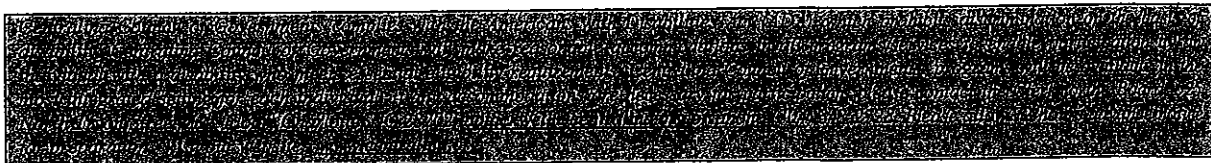
## Board of Delegates Agenda

Wednesday, December 14, 2011  
6:15 to 8:30 p.m.  
Hilton Charlotte University Place  
8629 JM Keynes Drive  
Charlotte, NC 28262

Time	Item	Presenter
	<p><i>"Article IX: OFFICERS— Designation and Term: The Council officers shall consist of a Chair, a Vice-Chair, a Secretary, and a Treasurer, who shall be elected and installed at the last regular meeting of the Council each year. Officers shall be elected for a term of one year, or until their successors are elected. In addition, the immediate past Chair of the Council shall continue to serve as an officer of the Council as long as he or she remains a delegate."</i></p>	
10 minutes	<p><b>Election of CCOG Officers:</b> The Board of Delegates will elect its officers for the next year who shall take office at the end of this meeting.</p> <p><b>Note:</b> [Or if there are nominations from the floor, than a vote shall be held for each office for which there are multiple nominations.]</p> <p><b>ACTION REQUESTED:</b> I move to accept the report of the Nominating Committee and elected the slate by acclamation.</p>	Steve Meckler
10 minutes	<p><b>Installation of New CCOG Officers:</b> The CCOG Legal Counsel, William H. McNair, will install the newly elected CCOG Officers for 2012.</p>	Bill McNair
10 minutes	<p><b>Comments from the Board of Delegates</b></p>	Martha Sue Hall
10 minutes	<p><b>Comments from the Chairperson</b></p>	Martha Sue Hall
10 minutes	<p><b>Comments from the Executive Director</b></p> <ul style="list-style-type: none"> <li>• Legislative Update</li> </ul>	Jim Prosser
	<p><b>Adjournment</b></p>	Martha Sue Hall

2012 Executive Board Meetings
January 11, 2012
March 14, 2012
April 11, 2012
June 13, 2012
September 12, 2012
October 10, 2012

2012 Board of Delegates Meetings
February 8, 2012
May 9, 2012
August 8, 2012
December 12, 2012





Centralina Council of Governments

**Board of Delegates Minutes**

**August 10, 2011**

Jurisdiction	Represented By	Jurisdictions Not Represented
Albemarle	Martha Sue Hall	Carroll Grove
Anson County	Jarvis Woodburn	Conover
Badin	Deloris Chambers	Dillon
Belmont	Charlie Martin	Deep River
Bessemer City	Kay McCathen	East Spencer
Charlotte	Patsy Kinsey	Farmington
Cherryville	Bob Austell	Forestburg
Cornelius	Thurman Ross	Georgetown
Cramerton	Houston Helms	Hessville
Faith	Keith Deal	Kingston
Gaston County	Joe Carpenter/Chad Brown	Leola
Granite Quarry	Bill Feather	Knotts
Indian Trail	Darlene Luther/Robert Allen	Laurens
Landis	James Furr	Lincolnton
Lincoln County	George Arena	Lowell
Lincolnton	Carroll Heavner	Marshville
Lowell	Judy Horne	Marvin
Marshville	Frank Deese	Matthews
Marvin	Nick Dispenziere/Ron Salimao	Mecklenburg County
Matthews	Jeff Miller	Midland
Mecklenburg County	Jennifer Roberts	Mint Hill
Midland	Mike Tallent	Misenheimer
Mint Hill	Lloyd Austin	Mount Pleasant
Misenheimer	Michael Riemann	Ranlo
Mount Pleasant	Rick Burleyson	Mount Pleasant
Ranlo	Jason Williams	Ranlo
Mount Pleasant	Rick Burleyson	Marshville
Ranlo	Jason Williams	Spencer
Marshville	Frank Deese	Stallings
Spencer	Jody Everhart	Statesville
Stallings	Thelma Privette	Troutman
Statesville	Michael Johnson	Wadesboro
Troutman	Betty Jean Troutman	Waxhaw
Wadesboro	James David Lee	Weddington
Waxhaw	Daune Gardner	
Weddington	Werner Thomisser	

1. **Call to Order** – Chairperson Martha Sue Hall called the meeting to order at 7:35 p.m. Chairperson Hall gave the invocation. The Clerk verified and the CCOG Attorney confirmed a quorum was present. Chairperson Hall recognized Mia Bailey, Electricities, for sponsoring the reception at the open house.
2. **Amendments to the Agenda** – There were no additions to the agenda.
3. **Consent Agenda** – Jennifer Roberts made the motion to approve all items on the consent agenda. The motion was seconded by Patsy Kinsey. The motion was approved.
  1. Minutes from May 11, 2011.
  2. Report of Service Agreements.
  3. Workforce Development Program – Incumbent Workforce Development Program Grant Approval for COG Fiscal Year 2012.
  4. Appointment from Anson County to the Centralina Economic Development Commission Board for 2011-2013 a 2-year term of service.
4. **2010 Senior Tar Heel Legislator of the Year Award** – The Chairperson introduced Cindy Kincaid, Regional Ombudsman with the Centralina Area Agency on Aging and staff liaison for the Region F Senior Tar Heel Legislature (STHL). Ms. Kincaid introduced John Highfill, Chairman, and Shirley Wiggins, Vice-Chairperson, for the Region F STHL. They presented the 2010 Senior Tar Heel Award to Congressman Mel Watt for his continued support and dedication to senior issues and for his involvement in hosting the Seniors Town Hall meetings. Congressman Watt was not able to be present to accept the award but Keith Kelly, District Director, accepted the award on his behalf.
5. **Presentation on the 2011 General Assembly Session** – Ellis Hankins, Executive Director for the North Carolina League of Municipalities, and David Thompson, Executive Director for the North Carolina Association of County Commissioners, shared their reflections on actions that took place during the 2011 General Assembly session and the implications for local governments in the state.

Mr. Hankins spoke about the importance of local governments establishing better and more effective working relationships with members of the general assembly. Local governments were encouraged to reach out to legislators between sessions and educate them on local government operations and the issues impacting their communities.

Mr. Hankins shared these issues that the general assembly identified would be considered during the 2012 short session:

1. The local government’s authority to borrow monies without the vote of its citizens for the insurance of debt to build public facilities.
2. Limitations on local property taxes would result in potential loss of revenue.

Mr. Thompson noted the general assembly had a long and difficult session. They introduced 1,729 bills and passed 418 bills with 15 vetoes by the Governor. Before budget deliberations, the general assembly faced a \$3.5 billion shortfall at the state level. As revenues started to increase, they faced a \$2.5 billion shortfall going into the long session. Mr. Thompson noted, “If you can keep your head about you when all around you are losing theirs, it’s just possible that you do not understand the situation in Raleigh at this point.”

Mr. Thompson shared concerns about the impact that the state budget would have on services provided by counties and municipalities. Counties feared that revenue reductions from the state would cause major shifts in responsibilities such as secondary road maintenance and improvements, massive changes in education, and obligating the counties to bear more of the cost for public and charter schools.

Mr. Thompson congratulated the counties for an excellent job communicating to the General Assembly how the funding cuts or shifts would impact their local communities. From the support of its membership, the NCACC was able to reduce the impacts of the counties' funding cuts by increasing the lottery fund to \$100 billion for education.

The North Carolina Speaker of the House hosted a series of town hall meetings across the state. One of the meetings was hosted in his hometown of Cornelius, N.C., on Tuesday, August 16 at 6 p.m., at the Cornelius Town Hall.

6. **Regional Transportation Planning Study Update** – The Chairperson recommended tabling the transportation update due to the time constraints. She encouraged the delegation to share their issues, results and questions regarding a regional transportation planning study with one of the CCOG staff members seated at each table.

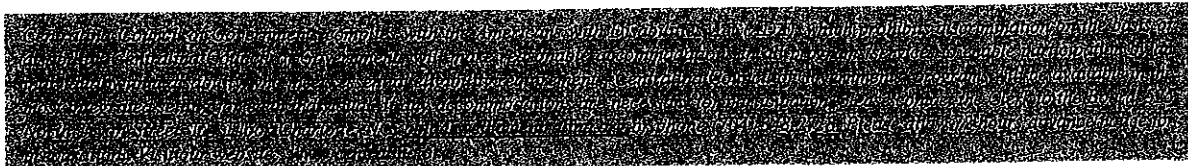
7. **Comments from the Delegates** – There were no comments.

8. **Comments by the Chairperson** – The Chairperson announced the launching of CCOG's second edition e-newsletter.

The Chairperson shared that CCOG's main objective is to improve communication to its member governments. She noted a short survey will be sent out to the delegates giving them an opportunity to provide valuable feedback on the services that CCOG provides and the areas that need improvement. The CCOG staff is only as good as the direction and support of its member governments.

9. **Comments by the Executive Director** – There were no comments.

10. **Adjournment** – With no further business, the Chairperson adjourned the meeting at 8:37 p.m.



# Centralina Region Mobility Management Project

Centralina COG Board of Delegates

December 14, 2011



## Why Do We Need Mobility Management Coordination?

- ▶ **More Trips**
  - Number of older adults in nine-county region expected to grow to 580,000 by 2030
  - Many trips cross county lines, with redundant service delivery along many arterial routes with common destinations (i.e. VA hospital Salisbury, Carolinas Medical Center)
- ▶ **Less Money**
  - Transportation funding has been declining in real dollars
  - Medicaid is facing significant pressure to reduce costs
- ▶ **Limited Administrative Resources**
  - Use and application of route-match software
  - Driver training
  - Grant applications
- ▶ **Increased service standards from Medicaid via "brokerage"**
  - Establishes separate paratransit service delivery
  - Potentially reduce revenue sources for existing community transportation systems



## Project Background

- ▶ Regional Transit Provider Meetings in 2009 & 2010
  - Outcome of meeting in 11/2010 was request for Centralina to apply for Mobility Management Grant through FTA 5310
- ▶ Funding Source: Federal Transit Administration 5310 (Elderly and Disabled) funds
- ▶ Cost: \$198,589 total, with \$19,859 in local match
- ▶ Lead Agency: Centralina Council of Governments
- ▶ Project Timeframe: December 2011–June 30, 2013



## Timeline

- ▶ Notice to Proceed: November 2011
- ▶ Formation of Steering Committee: December 2011
- ▶ Data Collection: Early to mid 2012
- ▶ Analysis: Mid 2012
- ▶ Alternatives Development: Mid to late 2012
- ▶ Alternative Identification: Late 2012
- ▶ Preferred Alternative Arrangement: Early to mid 2013





## Potential Mobility Management Arrangements That Will be Studied

- ▶ Inter-Local Agreements allowing counties to pick up passengers in adjacent counties when there is a time savings
- ▶ Centralized route scheduling
- ▶ Advanced technology applications
  - Real time vehicle tracking
  - Automated billing and revenue allocation
- ▶ Shared technical and administrative resources
  - Route match training
  - Grant writing and administration
  - Driver training
  - Marketing



## Potential Project Outputs

- ▶ **Coordination**– Regional Transit Provider working group for public and private providers
- ▶ **Identified Needs**– Gap analysis for human service transportation
- ▶ **Increased Resources**– Assist local agencies with grant identification and application processes
- ▶ **Best Practices**– Identify strategies for enhanced coordination among county transit agencies
- ▶ **Economies of Scale**– Centralized administrative and training responsibilities
- ▶ **Access**– Website detailing transit options in region



## Who Should Participate in the Process?

Agencies	Roles
Transportation Planning Organizations	Area demographics, coordination with related transportation plans, funding opportunities
Fixed Route Transit Providers	Providing existing and future service, providing current usage trends
Demand Response Transit Providers	Providing existing and future service, providing current usage trends, identifying areas for potential savings
NCDOT and Statewide Associations	Coordinating plan with related initiatives, establishing resource parameters, confirming a model framework
Traditional Transit Destinations (VA, medical centers, senior centers)	Identifying needs of existing transit users, current usage trends, identifying barriers to usage
Advocacy groups and related agencies	Identifying needs of existing and potential transit users, validating utility of recommendations



## How Can I Provide Input?

- ▶ Attend monthly steering committee meetings
- ▶ Contact your county community transportation provider
- ▶ Contact project leads:
  - Angela Schlottman- Centralina Area Agency on Aging Specialist at (704) 348-2735 or aschlottman@centralina.org
  - Bjorn Hansen- Centralina Transportation Program Coordinator at (704) 688-6501 or bhansen@centralina.org





# TOWN OF WEDDINGTON MEMORANDUM

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**DATE:** 1/9/12  
**TO:** MAYOR  
TOWN COUNCIL  
**CC:** AMY MCCOLLUM, TOWN CLERK  
**FROM:** JORDAN COOK, ZONING ADMINISTRATOR/PLANNER  
**RE:** UPDATE FROM PLANNING/ZONING OFFICE

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- Construction of the NC 84 Weddington-Matthews Road Dual Lane Roundabout should begin this summer. NCDOT plans to begin construction as soon as schools are out.

NCDOT has provided costs for additional items in or around the roundabout. Those items are sidewalks along Weddington Road, irrigation in the roundabout, additional street lighting, upgraded crosswalks and sign posts. NCDOT Division Engineer Barry Moose will be at the February 13<sup>th</sup> meeting to discuss these upgrades and the proposed roundabout in greater detail.

- NCDOT plans to start construction of the Weddington Church Road relocation in March. All environmental permits have been approved and the construction contract will soon be awarded.
- Planning staff is currently working with the TCC, MUMPO and NCDOT on the CTP (Comprehensive Transportation Plan). Several meetings have occurred and all of the LARTP recommendations are on the CTP. The CTP should go to MUMPO in July 2012 for approval and to the NCDOT Board in September 2012 for final approval.
- The Town has begun discussions with NCDOT and David Grant (Union County Urban Forester) regarding supplemental plantings in the medians along Providence Road. Plantings should be done by March 2012. NCDOT has requested a letter requesting a planting permit and a landscape plan to begin the review process. David Grant is currently working on a landscaping plan with NCDOT's Tim Simpson while I will prepare the letter.
- The Town has received a petition for voluntary annexation of 6.177 acres located at the northwest corner of Providence Road and New Town Road. This area includes three commercial parcels with existing commercial uses.
- The Town Council approved the following text amendment at their December 12<sup>th</sup> meeting:
  - Construction Announcement Signs

- The following items may be on the January 23<sup>rd</sup> Planning Board agenda for discussion:
  - The continuation of discussions on luminous and lighted signs.
  - Signage Ordinance-Staff and Planning Board member(s) will begin looking at how to improve and clarify the current signage ordinance. This may be a multi-step process and entail multiple text amendments. Staff is currently looking into creating a “quick reference table” as an element of the signage ordinance.
  - Produce Stand Definition
  
- The following permits were issued in 2011:
  - Zoning Permits for New Houses-51
  - Upfit Permits for Additions or Remodeling Projects-74
  - Accessory Use Permits for Pools or Detached Structures-31
  - Compliance Permits for Completed Houses-42
  - In 2010 there were 34 new homes permitted, 80 upfits permitted and 51 accessory structures permitted.



# TOWN OF WEDDINGTON MEMORANDUM

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DATE: 1/6/12  
TO: MAYOR AND TOWN COUNCIL  
FROM: AMY S. MCCOLLUM, TOWN ADMINISTRATOR/CLERK  
RE: UPDATE

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We will officially be paperless with the Town Council agenda packets beginning in February. If you need any assistance with using your iPad, please let us know and we will be happy to assist you.

The Town is working with VC3 on the offsite backup of our Town servers.

A newsletter is being drafted and will be sent out to Town residents within the next two weeks.

There is a joint Closed Session Meeting with the Planning Board scheduled on February 13, 2012 beginning at 5:30 p.m. prior to the Regular Town Council Meeting.

The Weddington 2<sup>nd</sup> Annual Easter Egg Hunt will be held March 31, 2012 from 2 to 4 p.m. here at the Town Hall.

The Urban Archery Season dates are January 14, 2012 to February 19, 2012. If there are no objections, I will renew this option with the NC Wildlife Resources Commission for 2013.

The Weddington Spring Litter Sweep will be held April 21, 2012 at 9:00 a.m. here at the Town Hall.

Deputy Ryan Hedlund took Deputy Gene Baucom's position after his retirement. A meeting is scheduled on Tuesday between Mayor Davidson and Councilwoman Hadley with Captain Cody Luke to discuss the deputy contract and future expectations.

A notice requesting applications for citizens interested in serving as a liaison regarding school related issues will be sent out on Monday.

The Public Safety Advisory Committee will begin meeting on a monthly basis and will meet at 4:00 p.m. prior to the Town Council's Thursday night Work Sessions. The Public Safety Committee appointed liaisons to the three volunteer fire departments. Councilmember Thomisser will serve as the liaison to Wesley Chapel VFD, John Houston to Providence VFD and Jennifer Romaine to Stallings VFD.

The last Town monument will be installed at Rea Road on January 9, 2012 and then Daryl's Lawn Care will install the landscaping around the monument.

We have given the company that did our original horse banners until January 31, 2012 to replace any banners that were not properly sewn to be corrected and installed.

We are currently working on a new Welcome Magazine for the Town of Weddington. There is no cost to the Town and we will be able to place approximately 8 to 10 informational pages in the magazine.

I will be attending a conference in Chapel Hill January 22 through 25.

Mayor Davidson, Councilwomen Hadley and Harrison will be attending the Essentials of Municipal Government in February which will allow them to receive their required two hours of Ethics Training.

**Upcoming Dates:**

- January 16, 2012 - Town Hall Closed in Observance of Martin Luther King Day
- January 23, 2012 - Planning Board Meeting
- January 23, 2012 - Board of Adjustment Meeting
- January 23, 2012 - Historic Preservation Commission Meeting



**Union County Sheriff's Office**  
**Events By Nature**

Date of Report

1/4/2012

8:43:18AM

For the Month of: December 2011

<u>Event Type</u>	<u>Total</u>
911 HANG UP	34
911 MISDIAL	2
911 SILENT OPEN LINE	2
ACCIDENT EMD	3
ACCIDENT HITRUN PD LAW	1
ACCIDENT PD COUNTY NO EMD	10
ACCIDENT PD MUNICIPAL	2
ALARMS LAW	45
ANIMAL BITE REPORT LAW	2
ANIMAL COMP SERVICE CALL LAW	13
ANIMAL LOST STRAY UNWNTD LAW	2
ASSAULT SIMPLE LAW	1
ASSIST DSS ONSITE OR IN OFFICE	1
ASSIST EMS OR FIRE	2
ATTEMPT TO LOCATE	2
BARKING DOG	1
BOLO	20
BURGLARY COMMERCIAL BUSINESS	1
BURGLARY HOME OTHER NONBUSINESS	2
BURGLARY VEHICLE	6
BUSINESS CHECK	37
CALL BY PHONE	5
DISCHARGE OF FIREARM	12
DISTURBANCE OR NUISANCE	5
DOMESTIC DISTURBANCE	1
DSS CALL FOR SERVICES	1
ESCORT	3
FOLLOW UP INVESTIGATION	9

<u>Event Type</u>	<u>Total</u>
FRAUD DECEPTION FORGERY	2
FUNERAL ESCORT	2
HARASSMENT STALKING THREATS	2
ILLEGAL DUMPING LITTERING	2
INTOXICATED DRIVER	1
INVESTIGATION	2
KEEP THE PEACE REQUEST	1
LARCENY THEFT	8
MEET REQUEST NO REFERENCE GIVN	2
MENTAL DISORDER LAW	1
MISCELLANEOUS CALL LAW	2
MOTORIST ASSIST	2
NC DOT MISCELLANEOUS	3
NOISE COMPLAINT	2
OVERDOSE POISONING EMD	2
PREVENTATIVE PATROL	207
PROP DAMAGE VANDALISM MISCHIEF	5
PSYCHIATRIC PATIENT EMD	1
PUBLIC WORKS CALL	1
REPOSESSION OF PROPERTY	3
RESIDENTIAL CHECK	4
SERVE CIVIL PAPER	2
SERVE CRIMINAL SUBPOENA	2
SERVE CRIMINAL SUMMONS	1
SERVE WARRANT	7
SHOTS FIRED SEEN UNSEEN	1
SPEEDING VEHICLE COMPLAINT	1
STRUCTURE FIRE EFD	2
SUICIDAL THREAT EPD	1
SUSP WANTED PERSON OR VEHICLE	1
SUSPICIOUS CIRCUMSTANCES	7
SUSPICIOUS PERSON	11



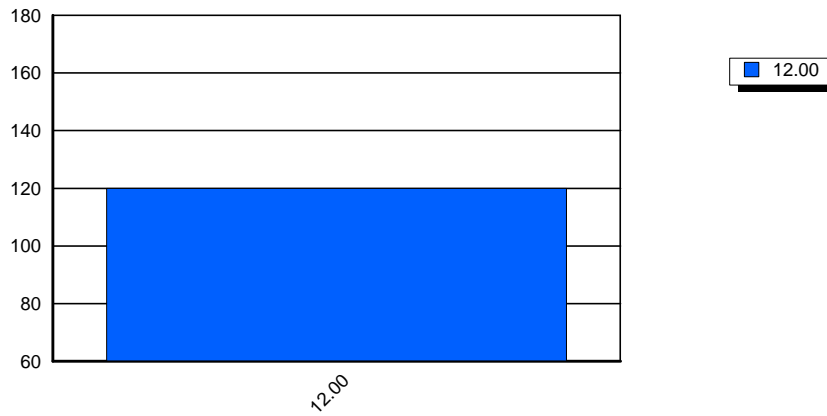
<u>Event Type</u>	<u>Total</u>
SUSPICIOUS VEHICLE	17
THEFT OF VEHICLE PARTS TAGS	2
TRAFFIC DIRECT CONTROL	1
TRAFFIC HAZARD	1
TRAFFIC STOP	26
TRESPASSING UNWANTED SUBJ	5
UNCONSCIOUS FAINTING	1
VEHICLE DISABLED	1
WELL BEING CHECK	1

***Total Calls for Month: 571***

# WESLEY CHAPEL VFD

1/2/2012

## Count of Alarms Per Month



<u>FDID</u>	<u>INCIDENT#</u>	<u>EXP</u>	<u>ALARM DATE</u>
09020	1110041	0	12/02/2011
09020	1110051	0	12/02/2011
09020	1110058	0	12/02/2011
09020	1110063	0	12/02/2011
09020	1110066	0	12/02/2011
09020	1110085	0	12/03/2011
09020	1110095	0	12/03/2011
09020	1110097	0	12/03/2011
09020	1110099	0	12/03/2011
09020	1110108	0	12/04/2011
09020	1110107	0	12/04/2011
09020	1110111	0	12/04/2011
09020	1110126	0	12/04/2011
09020	1110143	0	12/05/2011
09020	1110157	0	12/06/2011
09020	1110164	0	12/06/2011
09020	1110166	0	12/06/2011
09020	1110177	0	12/06/2011
09020	1110190	0	12/07/2011
09020	1110191	0	12/07/2011
09020	1110204	0	12/07/2011
09020	1110203	0	12/07/2011
09020	1110207	0	12/07/2011
09020	1110214	0	12/07/2011
09020	1110219	0	12/08/2011

<u>FDID</u>	<u>INCIDENT#</u>	<u>EXP</u>	<u>ALARM DATE</u>
09020	1110221	0	12/08/2011
09020	1110227	0	12/08/2011
09020	1110254	0	12/09/2011
09020	1110260	0	12/09/2011
09020	1110269	0	12/09/2011
09020	1110279	0	12/09/2011
09020	1110285	0	12/10/2011
09020	1110292	0	12/10/2011
09020	1110298	0	12/10/2011
09020	1110305	0	12/10/2011
09020	1110304	0	12/10/2011
09020	1110308	0	12/10/2011
09020	1110311	0	12/10/2011
09020	1110330	0	12/11/2011
09020	1110334	0	12/11/2011
09020	1110335	0	12/11/2011
09020	1110349	0	12/12/2011
09020	1110359	0	12/12/2011
09020	1110360	0	12/12/2011
09020	1110362	0	12/12/2011
09020	1110371	0	12/13/2011
09020	1110373	0	12/13/2011
09020	1110381	0	12/13/2011
09020	1110390	0	12/13/2011
09020	1110397	0	12/13/2011
09020	1110391	0	12/13/2011
09020	1110398	0	12/13/2011
09020	1110401	0	12/14/2011
09020	1110404	0	12/14/2011
09020	1110411	0	12/14/2011
09020	1110406	0	12/14/2011
09020	1110412	0	12/14/2011
09020	1110414	0	12/14/2011
09020	1110425	0	12/14/2011
09020	1110433	0	12/15/2011
09020	1110437	0	12/15/2011
09020	1110446	0	12/15/2011
09020	1110447	0	12/15/2011
09020	1110449	0	12/15/2011
09020	1110450	0	12/16/2011
09020	1110453	0	12/16/2011
09020	1110454	0	12/16/2011
09020	1110459	0	12/16/2011

<u>FDID</u>	<u>INCIDENT#</u>	<u>EXP</u>	<u>ALARM DATE</u>
09020	1110476	0	12/17/2011
09020	1110492	0	12/17/2011
09020	1110511	0	12/18/2011
09020	1110524	0	12/18/2011
09020	1110530	0	12/19/2011
09020	1110538	0	12/19/2011
09020	1110546	0	12/19/2011
09020	1110554	0	12/19/2011
09020	1110555	0	12/19/2011
09020	1110556	0	12/19/2011
09020	1110564	0	12/20/2011
09020	1110600	0	12/21/2011
09020	1110610	0	12/21/2011
09020	1110613	0	12/22/2011
09020	1110618	0	12/22/2011
09020	1110606	0	12/22/2011
09020	1110624	0	12/22/2011
09020	1110634	0	12/23/2011
09020	1110647	0	12/23/2011
09020	1110666	0	12/24/2011
09020	1110668	0	12/24/2011
09020	1110671	0	12/24/2011
09020	1110681	0	12/24/2011
09020	1110690	0	12/24/2011
09020	1110699	0	12/25/2011
09020	1110702	0	12/25/2011
09020	1110703	0	12/25/2011
09020	1110704	0	12/25/2011
09020	1110718	0	12/25/2011
09020	1110729	0	12/26/2011
09020	1110733	0	12/26/2011
09020	1110752	0	12/26/2011
09020	1110769	0	12/27/2011
09020	1110780	0	12/27/2011
09020	1110784	0	12/27/2011
09020	1110786	0	12/28/2011
09020	1110796	0	12/28/2011
09020	1110802	0	12/28/2011
09020	1110805	0	12/28/2011
09020	1110808	0	12/28/2011
09020	1110807	0	12/28/2011
09020	1110814	0	12/28/2011
09020	1110838	0	12/29/2011

<u>FDID</u>	<u>INCIDENT#</u>	<u>EXP</u>	<u>ALARM DATE</u>
09020	1110849	0	12/30/2011
09020	1110855	0	12/30/2011
09020	1110856	0	12/30/2011
09020	1110861	0	12/30/2011
09020	1110865	0	12/30/2011
09020	1110868	0	12/30/2011
09020	1110871	0	12/30/2011
09020	1110882	0	12/31/2011
09020	1110890	0	12/31/2011

Month Total: **120**

Grand Total: **120**

## NFIRS Incident Listing Summary Report

- 1 total calls for Incident Type **100 Fire, other**
- 2 total calls for Incident Type **111 Building fire**
- 1 total calls for Incident Type **113 Cooking fire, confined to container**
- 1 total calls for Incident Type **131 Passenger vehicle fire**
- 65 total calls for Incident Type **311 Medical assist, assist EMS crew**
- 6 total calls for Incident Type **322 Motor vehicle accident with injuries**
- 1 total calls for Incident Type **324 Motor vehicle accident with no injuries**
- 1 total calls for Incident Type **331 Lock-in (if lock out , use 511 )**
- 1 total calls for Incident Type **412 Gas leak (natural gas or LPG)**
- 3 total calls for Incident Type **500 Service Call, other**
- 3 total calls for Incident Type **600 Good intent call, other**
- 7 total calls for Incident Type **611 Dispatched & canceled en route**
- 8 total calls for Incident Type **631 Authorized controlled burning**
- 1 total calls for Incident Type **700 False alarm or false call, other**
- 9 total calls for Incident Type **735 Alarm system sounded due to malfunction**
- 1 total calls for Incident Type **736 CO detector activation due to malfunction**
- 9 total calls for Incident Type **745 Alarm system activation, no fire - unintentional**

Total Incidents:

**120**

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# TOWN OF WEDDINGTON

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## MEMORANDUM

**TO:** Mayor and Town Council

**FROM:** Kim Woods, Tax Collector

**DATE:** January 03, 2012

**SUBJECT:** Monthly Report – December 2011

<b>Transactions:</b>	
<5.00 Adjustments	\$1.68
Penalty and Interest Payments	\$(64.28)
Refunds	\$3544.43
Overpayments	\$(208.06)
<b>Taxes Collected:</b>	
2011	\$(197201.45)
2010	\$(546.38)
2009	\$(99.21)
<b>As of December 31, 2011; the following taxes remain Outstanding:</b>	
2002	\$82.07
2003	\$196.11
2004	\$159.59
2005	\$291.65
2006	\$180.70
2007	\$200.32
2008	\$2945.33
2009	\$4178.61
2010	\$7707.54
2011	\$120941.65
<b>Total Outstanding:</b>	<b>\$136883.57</b>

**TOWN OF WEDDINGTON  
REVENUE & EXPENDITURE STATEMENT**

FY 2011-2012

	07/01/2011 TO 12/31/2011			
	<u>CURRENT PERIOD</u>	<u>YEAR-TO-DATE</u>	<u>BUDGETED</u>	<u>% BUDGET REN</u>
<b>REVENUE:</b>				
10-3101-110 AD VALOREM TAX - CURRENT	448,576.53	448,576.53	550,000.00	1
10-3102-110 AD VALOREM TAX - 1ST PRIOR Y	6,257.94	6,257.94	5,000.00	-2
10-3103-110 AD VALOREM TAX - NEXT 8 YRS	1,275.31	1,275.31	1,000.00	-2
10-3110-121 AD VALOREM TAX - MOTOR VEH	13,491.73	13,491.73	30,000.00	5
10-3115-180 TAX INTEREST	438.93	438.93	1,750.00	7
10-3231-220 LOCAL OPTION SALES TAX REV -	48,843.67	48,843.67	120,000.00	5
10-3322-220 BEER & WINE TAX	0.00	0.00	48,750.00	10
10-3324-220 UTILITY FRANCHISE TAX	226,127.70	226,127.70	450,000.00	5
10-3340-400 ZONING & PERMIT FEES	5,870.00	5,870.00	10,000.00	4
10-3350-400 SUBDIVISION FEES	0.00	0.00	1,000.00	10
10-3830-891 MISCELLANEOUS REVENUES	13,681.65	13,681.65	1,500.00	-81
10-3831-491 INVESTMENT INCOME	387.04	387.04	21,020.00	9
<b>TOTAL REVENUE</b>	<b>764,950.50</b>	<b>764,950.50</b>	<b>1,240,020.00</b>	<b>3</b>
<b>AFTER TRANSFERS</b>	<b>764,950.50</b>	<b>764,950.50</b>	<b>1,240,020.00</b>	
<b>4110 GENERAL GOVERNMENT</b>				
<b>EXPENDITURE:</b>				
10-4110-126 FIRE DEPT SUBSIDIES	108,203.50	108,203.50	236,520.00	5
10-4110-128 POLICE PROTECTION	54,152.25	54,152.25	220,000.00	7
10-4110-192 ATTORNEY FEES	46,404.78	46,404.78	110,000.00	5
10-4110-195 ELECTION EXPENSE	1,830.50	1,830.50	10,825.00	8
10-4110-340 EVENTS & PUBLICATIONS	24,554.04	24,554.04	27,750.00	1
10-4110-495 OUTSIDE AGENCY FUNDING	0.00	0.00	4,000.00	10
<b>TOTAL EXPENDITURE</b>	<b>235,145.07</b>	<b>235,145.07</b>	<b>609,095.00</b>	<b>6</b>
<b>BEFORE TRANSFERS</b>	<b>-235,145.07</b>	<b>-235,145.07</b>	<b>-609,095.00</b>	
<b>AFTER TRANSFERS</b>	<b>-235,145.07</b>	<b>-235,145.07</b>	<b>-609,095.00</b>	
<b>4120 ADMINISTRATIVE</b>				
<b>EXPENDITURE:</b>				
10-4120-121 SALARIES - CLERK	32,746.21	32,746.21	67,500.00	5
10-4120-123 SALARIES - TAX COLLECTOR	19,712.93	19,712.93	40,000.00	5
10-4120-124 SALARIES - FINANCE OFFICER	3,827.00	3,827.00	10,500.00	6
10-4120-125 SALARIES - MAYOR & TOWN COU	10,500.00	10,500.00	21,000.00	5
10-4120-181 FICA EXPENSE	5,040.67	5,040.67	10,400.00	5
10-4120-182 EMPLOYEE RETIREMENT	10,347.85	10,347.85	17,100.00	3
10-4120-183 EMPLOYEE INSURANCE	8,800.05	8,800.05	18,000.00	5
10-4120-184 EMPLOYEE LIFE INSURANCE	161.92	161.92	325.00	5
10-4120-185 EMPLOYEE S-T DISABILITY	142.80	142.80	300.00	5
10-4120-191 AUDIT FEES	0.00	0.00	8,100.00	10
10-4120-193 CONTRACT LABOR	284.00	284.00	5,000.00	9
10-4120-200 OFFICE SUPPLIES - ADMIN	11,889.05	11,889.05	20,500.00	4
10-4120-210 PLANNING CONFERENCE	0.00	0.00	2,500.00	10
10-4120-321 TELEPHONE - ADMIN	685.86	685.86	1,575.00	5
10-4120-325 POSTAGE - ADMIN	1,211.23	1,211.23	4,200.00	7
10-4120-331 UTILITIES - ADMIN	1,710.83	1,710.83	4,725.00	6
10-4120-351 REPAIRS & MAINTENANCE - BUIL	5,059.56	5,059.56	8,500.00	4
10-4120-352 REPAIRS & MAINTENANCE - EQU	15,722.35	15,722.35	20,000.00	2
10-4120-354 REPAIRS & MAINTENANCE - GRO	12,823.00	12,823.00	108,450.00	8
10-4120-355 REPAIRS & MAINTENANCE - PES	220.00	220.00	750.00	7

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**TOWN OF WEDDINGTON  
REVENUE & EXPENDITURE STATEMENT**

FY 2011-2012

	07/01/2011 TO 12/31/2011			
	<u>CURRENT PERIOD</u>	<u>YEAR-TO-DATE</u>	<u>BUDGETED</u>	<u>% BUDGET REN</u>
10-4120-356 REPAIRS & MAINTENANCE - CUS	2,200.00	2,200.00	5,750.00	6
10-4120-370 ADVERTISING - ADMIN	348.37	348.37	1,000.00	6
10-4120-397 TAX LISTING & TAX COLLECTION	90.65	90.65	2,000.00	9
10-4120-400 ADMINISTRATIVE:TRAINING	1,454.00	1,454.00	4,100.00	6
10-4120-410 ADMINISTRATIVE:TRAVEL	2,310.15	2,310.15	6,500.00	6
10-4120-450 INSURANCE	11,166.67	11,166.67	24,000.00	5
10-4120-491 DUES & SUBSCRIPTIONS	12,484.00	12,484.00	18,000.00	3
10-4120-498 GIFTS & AWARDS	789.33	789.33	1,500.00	4
10-4120-499 MISCELLANEOUS	2,506.31	2,506.31	2,000.00	-2
TOTAL EXPENDITURE	174,234.79	174,234.79	434,275.00	6
BEFORE TRANSFERS	-174,234.79	-174,234.79	-434,275.00	
AFTER TRANSFERS	-174,234.79	-174,234.79	-434,275.00	
<b>4130 PLANNING &amp; ZONING</b>				
EXPENDITURE:				
10-4130-121 SALARIES - ZONING ADMINISTR	30,098.28	30,098.28	60,375.00	5
10-4130-122 SALARIES - ASST ZONING ADMIN	763.20	763.20	2,500.00	6
10-4130-123 SALARIES - RECEPTIONIST	9,574.54	9,574.54	22,575.00	5
10-4130-124 SALARIES - PLANNING BOARD	7,500.00	7,500.00	17,500.00	5
10-4130-125 SALARIES - SIGN REMOVAL	2,310.93	2,310.93	4,500.00	4
10-4130-181 FICA EXPENSE - P&Z	3,843.94	3,843.94	8,000.00	5
10-4130-182 EMPLOYEE RETIREMENT - P&Z	5,971.96	5,971.96	13,700.00	5
10-4130-183 EMPLOYEE INSURANCE	8,947.95	8,947.95	19,500.00	5
10-4130-184 EMPLOYEE LIFE INSURANCE	132.08	132.08	300.00	5
10-4130-185 EMPLOYEE S-T DISABILITY	73.20	73.20	200.00	6
10-4130-193 CONSULTING	17,754.62	17,754.62	15,000.00	-1
10-4130-194 CONSULTING - COG	565.50	565.50	10,000.00	9
10-4130-200 OFFICE SUPPLIES - PLANNING &	3,656.20	3,656.20	5,000.00	2
10-4130-201 ZONING SPECIFIC OFFICE SUPPLI	0.00	0.00	2,500.00	10
10-4130-215 HISTORIC PRESERVATION	0.00	0.00	500.00	10
10-4130-220 TRANSPORTATION & IMPROVEM	-9,031.29	-9,031.29	3,000.00	40
10-4130-321 TELEPHONE - PLANNING & ZONI	803.62	803.62	1,575.00	4
10-4130-325 POSTAGE - PLANNING & ZONING	1,241.60	1,241.60	4,200.00	7
10-4130-331 UTILITIES - PLANNING & ZONING	1,710.91	1,710.91	4,725.00	6
10-4130-370 ADVERTISING - PLANNING & ZON	268.63	268.63	1,000.00	7
TOTAL EXPENDITURE	86,185.87	86,185.87	196,650.00	5
BEFORE TRANSFERS	-86,185.87	-86,185.87	-196,650.00	
AFTER TRANSFERS	-86,185.87	-86,185.87	-196,650.00	
GRAND TOTAL	269,384.77	269,384.77	0.00	

TOWN OF WEDDINGTON  
BALANCE SHEET

FY 2011-2012

PERIOD ENDING: 12/31/2011

10

ASSETS

ASSETS

10-1120-000 TRINITY CHECKING ACCOUNT	530,047.31
10-1120-001 TRINITY MONEY MARKET	806,537.35
10-1120-002 CITIZENS SOUTH CD'S	1,018,635.03
10-1170-000 NC CASH MGMT TRUST	529,504.95
10-1211-001 A/R PROPERTY TAX	120,941.65
10-1212-001 A/R PROPERTY TAX - 1ST YEAR PRIOR	7,707.54
10-1212-002 A/R PROPERTY TAX - NEXT 8 PRIOR YRS	8,234.38
10-1232-000 SALES TAX RECEIVABLE	1,220.26
10-1610-001 FIXED ASSETS - LAND & BUILDINGS	828,793.42
10-1610-002 FIXED ASSETS - FURNITURE & FIXTURES	14,022.92
10-1610-003 FIXED ASSETS - EQUIPMENT	134,876.46
TOTAL ASSETS	4,000,521.27

LIABILITIES & EQUITY

LIABILITIES

10-2120-000 BOND DEPOSIT PAYABLE	118,377.33
10-2151-000 FICA TAXES PAYABLE	2,589.83
10-2152-000 FEDERAL TAXES PAYABLE	1,618.63
10-2153-000 STATE W/H TAXES PAYABLE	875.00
10-2154-001 NC RETIREMENT PAYABLE	2,490.83
10-2155-000 HEALTH INSURANCE PAYABLE	-48.00
10-2157-000 401K PAYABLE	1,613.60
10-2620-000 DEFERRED REVENUE - DELQ TAXES	7,707.54
10-2625-000 DEFERRED REVENUE - CURR YR TAX	120,941.65
10-2630-000 DEFERRED REVENUE-NEXT 8	8,234.38
TOTAL LIABILITIES	264,400.79

TOWN OF WEDDINGTON  
BALANCE SHEET

FY 2011-2012

PERIOD ENDING: 12/31/2011

10

EQUITY

10-2620-001 FUND BALANCE - UNDESIGNATED 1,919,407.61

10-2620-003 FUND BALANCE-DESIG FOR CAP PROJECTS 569,629.30

10-2620-004 FUND BALANCE-INVEST IN FIXED ASSETS 977,692.80

CURRENT FUND BALANCE - YTD NET REV 269,384.77

TOTAL EQUITY 3,736,114.48

TOTAL LIABILITIES & FUND EQUITY 4,000,515.27