

**Town of Mount Pleasant  
Board of Commissioners  
Town Board Meeting  
Town Hall – Commissioners Meeting Room  
Monday, December 6, 2010  
7:00 P.M.**

**Attendance:** Mayor Del Eudy  
Mayor Pro-Tem/Commissioner Richard Burleyson  
Commissioner Warren Chapman  
Commissioner Maura Eberhardt  
Commissioner Scott Barringer  
Commissioner Michael Metcalf  
Town Administrator Adrian Cox  
Town Clerk Cathy Whittington  
Town Attorney Christy Wilhelm  
Fire Chief Chris Honeycutt  
Public Works Director Dave Fargo

**Also Present:** Troy Barnhardt, Rev. Tom Fleming, Samantha Moose, James Senecal, Sharon Senecal, Deputy Howell

**CALL TO ORDER**

Mayor Eudy called the meeting to order.

**INVOCATION**

Rev. Tom Fleming led in prayer.

**PLEDGE OF ALLEGIANCE**

Mayor Eudy led in the Pledge of Allegiance.

## **PUBLIC FORUM**

**Troy Barnhart, 8501 East Franklin Street, wanted to give a personal invitation to the Board to attend the Christmas parade on Saturday, December 11, 2010. There will be a time to meet with Santa at the Fire Department immediately after the parade. The Museum will be open for anyone wanting to tour it. The lighting of the Christmas tree at Town Hall will be at 5:30 p.m.**

## **APPROVE AGENDA**

**With an addition under New Business of #6-DOT Utility Agreement and #7-Purchase Electronic Message Board from City of Concord, Commissioner Barringer made a motion to approve the agenda. Commissioner Metcalf seconded the motion with all board members in favor. (5-0)**

## **PUBLIC HEARINGS/DECISIONS**

**Mayor Eudy opened the Public Hearing to Amend the Code of Ordinances-Municipal Utilities.**

**Mayor Eudy asked if there were any comments or questions.**

**With no comments, Mayor Eudy closed the public hearing.**

## **PRESENTATION- Pete Pasture**

**Pete Pasture with Cabarrus County Solid Waste Management presented the Amendment to Section 4.13 of the Cabarrus County 2009 Ten Year Comprehensive Solid Waste Management Plan. The proposed changes in section 4.13 states how the County will accept electronics from residents at the HHW and Landfill Convenience Centers. Businesses will also be able to drop off electronic but will be charged a fee of 10 cents per pound. After some discussion, *Commissioner Barringer made a motion to approve the Amendment to Section 4.13 of the Cabarrus County 2009 Ten Year Comprehensive Solid Waste Management Plan. Commissioner Chapman seconded the motion with all board members in favor. (5-0)***

## **CONSENT AGENDA APPROVAL**

**The Consent Agenda consist of the minutes of the November 1, 2010 Regular Board Meeting, the 2011 Town Board of Commissioners Meeting Schedule, 2011 Planning and Zoning Schedule, and the EDC Contract. Commissioner Burleyson pointed out that his name was on the minutes twice. With the removal of Commissioner Burleyson's name, *Commissioner Eberhardt made a motion to approve the consent agenda as amended. Commissioner Chapman seconded the motion with all board members in favor. (5-0)***

## **REPORTS**

- (1) Police – Written**
- (2) Fire Chief- Written**
- (3) Town Administrator- Questions were asked about the video programming revenue and the possible Farmers Market that were in the Town Administrator’s report. Commissioner Eberhardt stated that he was disappointed that the grates were not saved during the Highway 73 construction.**
- (4) Finance- Written**
- (5) Public Works- Written**
- (6) Town Attorney- Written**

## **OLD BUSINESS**

### **1. Amendment to Code of Ordinance-Municipal Utilities**

**The Board of Commissioners met in a workshop on October 4, 2010 to discuss potential changes utility billing procedures. Updates to the Code of Ordinances were presented in draft form at the November 1, 2010 meeting, and a public hearing was scheduled for the beginning of the December meeting.**

**This amendment moves the cutoff date from after the 30<sup>th</sup> of the same month the bill is due to after the 5<sup>th</sup> of the month following the due date of the bill.**

**Commissioner Burleyson made a motion to approve An Ordinance Amending the Code of Ordinances for the Town of Mt. Pleasant With Respect To Municipal Utilities. Commissioner Barringer seconded the motion with all board members in favor. (5-0)**

### **2. Fee Schedule**

**The proposed changes to the Fee Schedule include language for the Non-Payment Administrative Service Disconnection Fee. This fee would be applied when a customer is scheduled for disconnection. The proposed changes retain the reconnection fee, but only apply the fee for off-hours reconnection. This change will prevent nonpaying customers from avoiding reconnection charges by calling into town hall when they see crews in the process of cutting off water. *Commissioner Chapman made a motion to adopt an amendment to the Fee Schedule of the Town of Mt. Pleasant to include Non-Payment Service Disconnection Fee in place of Standard Reconnection fee. Commissioner Eberhardt seconded the motion with all board members in favor. (5-0)***

### **3. Customer Service Policy**

**On November 1, 2010 the Board of Commissioners received a draft Customer Service policy that included changes resulting from discussions in the October workshop. This policy serves as a departmental operating guide to address several situations, and can serve to inform citizens interested in the utility billing and collection procedures. Following adoption by the Board of Commissioners, staff will continue to made regular updates to the policy when fees or collection schedules are changed by the Board of Commissioners. *Commissioner Metcalf made a motion to approve the Town of Mt. Pleasant Customer Service Policy. Commissioner Barringer seconded the motion with all board members in favor. (5-0)***

### **NEW BUSINESS**

#### **1. MOU Cabarrus County Schools**

**Cabarrus County Schools must maintain strict control of the environment in and around school campuses to ensure safety and order. The Memorandum of Understanding was developed by the Cabarrus County School Board to ensure that all local government employees abide by school polices when they must go onto school grounds. *Commissioner Chapman made a motion to enter into a Memorandum of Understanding with Cabarrus County Schools. Commissioner Burleyson seconded the motion with all board members in favor. (5-0)***

#### **2. Cabarrus County Multi-Jurisdictional Hazard Mitigation Plan**

**In 2004 the Towns of Harrisburg, Midland, Mount Pleasant, and Cabarrus County adopted the Cabarrus County Hazard Mitigation Plan. Local Governments are required to have an approved Hazard Mitigation Plan to be eligible for state disaster public assistance funds. These funds were recently utilized to repair a sewer line and storm drain line that were damaged due to flooding caused by hurricane Fran.**

**Staff has worked with Cabarrus County to make necessary updated to the 2010 Hazard Mitigation Plan. The revised plan is available at Town Hall.**

***Commissioner Barringer made a motion to adopt A Resolution Adopting the 2010 Update Of The Cabarrus County Multi-Jurisdictional Hazard Mitigation Plan. Commissioner Metcalf seconded the motion with all board members in favor. (5-0)***

#### **3. Draft Legislative Agenda**

**Town Administrator Adrian Cox presented draft 2011 Legislative Agenda. Staff has updated the agenda with new issues that have emerged in the past year, and refined some of the issues on the 2010 agenda. This agenda is used as a tool to express the Board's official stance on several legislative issues. The legislative agenda is not only sent to the state and federal representatives, but is utilized by**

other organizations in developing their own legislative priorities. It is presented for review only and will be presented for consideration for approval in January 2011.

#### **4. Resolution Supporting Current ABC system**

Herman Watts, the Chairman of the Mount Pleasant Alcohol Beverage Control Board, (ABC) has asked the Board of Commissioners to consider this resolution. The resolution supports the current ABC System and opposes and efforts to privatize North Carolina's System.

*Commissioner Barringer made a motion to approve the Resolution in Support of North Carolina's Current Public Alcohol Beverage Control System. Commissioner Chapman seconded the motion with all board members in favor. (5-0)*

#### **5. Centralina Council of Governments**

The Town of Mt. Pleasant has been a member of the Centralina Council of Government (COG) since its establishment. Annual dues to the COG are \$750 for the Town. Commissioner Burleyson serves as the Town's representative on the COG Board. The COG is a regional consortium of several jurisdictions in and around the Charlotte region. Centralina administers several programs funded through dues and grants. Local governments that are members of the COG may only withdraw their membership by giving notice at least 6months prior to June 30<sup>th</sup>. Therefore, any decision to withdraw from the upcoming fiscal year must be reached prior to December 30<sup>th</sup>. Commissioner Burleyson stated that he does not want to see the Town pull out of COG just because everyone else has.

Commissioner Burleyson stated that COG has provided training for our Planning and Zoning Board and various other trainings. *Commissioner Chapman made a motion to retain the Town's membership with COG for at least one more year. Commissioner Burleyson seconded the motion. The vote was 4-1 with Commissioner Eberhardt voting against. (4-1)*

#### **6. DOT Utility Agreement**

In October, staff met with the NCDOT Utility Division to discuss the impact of the HWY 49 widening project (R-2533cc) on the town's utility system. The cc phase of the project will widen the highway to a four lane from the point where it is currently four lanes to the intersection of South Sky land Drive.

NCDOT is required to replace any conflicting utilities during the project with in-kind replacement. This agreement would allow NCDOT to include upgrades beyond the in-kind replacement, to be done by the contractor. The Town would then be obligated to reimburse NCDOT for the upgrades. In areas where NCDOT must replace existing infrastructure, the town would only be responsible for the additional material cost. These are referred to as betterment costs. In areas where new infrastructure is being installed beyond the NCDOT project, the Town would

be responsible for the full cost. The estimated cost of the improvements is \$42,957.14 which is inflated for budgeting purposes. Actual per unit prices, as bid by the contractor, will be used to determine the Town's responsibility. These costs would be incurred by the Town in the FY 2011-2012 budget year. If the Town accepts the agreement, the Town still has the option to reduce or eliminate the improvements. If bid prices come in beyond budgeted funds.

*Commissioner Barringer made a motion to approve the Utility Agreement with North Carolina Department of Transportation for R-2533CC. Commissioner Chapman seconded the motion with all board members in favor. (5-0)*

## **7. Electronic Message Board**

The City of Concord has an Electronic Message Board that they will sell to the Town of Mt. Pleasant. The price of the board is \$733.19. There are many uses that the Town can use this board. It was the consensus of the Board to purchase this board.

## **MISCELLANEOUS**

### **1. Budget Workshop**

It was the consensus of the Board of Commissioners to have the Budget Workshop on March 19, 2011. The workshop will be 7:00 a.m. until 3:00 p.m.

### **2. Letterhead**

The design was revised by A&M Printing to incorporate the Town Seal as a watermark and increase the visibility of the gold colored North Carolina. The color letter head could be useful for important mailings, but black and white copies could be used for most standard letters. It was the consensus of the Board to proceed with the letter head.

### **3. MPO Appointment**

The MPO requires member of governments to appoint or reappoint representatives to the TAC and TCC each year. At present Commissioner Burleyson is the appointed member and Commissioner Chapman serves as the alternate to the TAC, Town Administrator Adrian Cox currently serves as the Town's representative to the TCC. It was the consensus of the Board to re-appoint these representatives to the MPO.

## **MAYOR AND COMMISSIONER COMMENTS**

Commissioner Eberhardt wanted to know if someone mowed the Green Acres Mobile Home area. He stated that some of it looked like it had been mowed but not

much. He also stated that across from Dr. Dobson's on Lee Street there was an area that needed to be mowed. He asked if the Town would be interested in selling the land where the old Public Work's Facility used to be on Jackson Street. Someone is buying Imogene Barringer's house and they are interested in that land. Town Attorney Christy Wilhelm stated that this would have to be sold as a public sell and other people would have to have an opportunity to bid on the land.

Commissioner Burleyson stated that he participated in a panel discussion with about 350 10<sup>th</sup> grader sponsored by 4H.

Mayor Eudy stated that his Civic education program went real well.

### **EXECUTIVE SESSION**

*Commissioner Barringer made a motion to go into closed session according to N.C.G.S. 143.318.11.(a)(5). Commissioner Metcalf seconded the motion with all board members in favor. (5-0)*

*Commissioner Barringer made a motion to get back with the property owner of Washington Street that the property does not meet the minimum requirements to build anything. Commissioner Eberhardt seconded the motion with all board members in favor. (5-0)*

*Commissioner Barringer made a motion to purchase a \$50 gift card from Longhorn Steak house for each of the 4 police that patrol Mt. Pleasant. Commissioner Metcalf seconded the motion with all board members in favor. (5-0)*

*Commissioner Eberhardt made a motion to pull #4 EDC Contract off of the Consent Agenda for discussion and to reconsider. Commissioner Chapman seconded the motion with all board members in favor. (5-0)*

Town Administrator Adrian Cox stated that the EDC Contract was not received from the EDC until now. It should have been executed on July 1, 2010. Mayor Eudy reported on the various things that the EDC does and what the Town benefits from it. The Town has already paid half of the contract for the year and Town Attorney Christy Wilhelm stated that since the Town has already paid half, to go ahead and approve it for this year and have a presentation for the next budget year for consideration.

*Commissioner Burleyson made a motion to approve the EDC Contract for the 2010-2011 Fiscal year. Commissioner Chapman seconded the motion. The vote was 4-1 with Commissioner Eberhardt voting no. (4-1)*

Staff is directed to set up a presentation with the EDC.

**ADJOURNMENT**

*With no other business, Commissioner Chapman made a motion to adjourn.  
Commissioner Eberhardt seconded the motion with all board members in favor.  
(5-0)*

**By our signatures the following minutes were approved as submitted and amended  
on Monday, January 3, 2011 in the Regular Meeting.**

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**Town Clerk Cathy Whittington**

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**Mayor Del Eudy**

SEAL