

**TOWN OF WEDDINGTON  
REGULAR TOWN COUNCIL MEETING  
MONDAY, JULY 13, 2009 - 7:00 P.M.  
MINUTES**

The Town Council of the Town of Weddington, North Carolina, met in a Regular Session at the Weddington Town Hall, 1924 Weddington Road, Weddington, NC 28104 on July 13, 2009, at 7:00 p.m. with Mayor Nancy D. Anderson presiding.

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

Absent: None

Visitors: Anthony Burman, Ron Salimao, Daniel Barry, Walter Staton, D. Block, Steve McAreavy, Greg Wyant, Carol Wyant, Paul Johnson, Barbara Harrison, Pat Harrison, Kristina Rogers, Johnson Bertrau, Bill Price, Valerie Pelick, Paul Petrillo, Andrew Pelick, Bill Reynolds, Bill Maynard, Neldina Maynard, Joe Weil, Susan Weil, Mary Waller, Mike Waller, Steven R. Carow, David Banick, Brian Carlton, Louise Crocco, Ken Sidney and Janice Propst.

**Item No. 1. Open the Meeting.** Mayor Nancy D. Anderson called the July 13, 2009 Regular Town Council Meeting to order at 7:06 p.m. Mayor Anderson offered the Invocation and led in the Pledge of Allegiance.

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

Mayor Anderson asked to move Item 7A (*Consideration of Resolution in Support of the Concept of Construction of the Connector Road from Providence Road to Weddington-Matthews Road and the Traffic Circle at the Intersection of Weddington-Matthews Road and Highway 84 and to Request that Barry Moose with NCDOT Explore Funding Options on the Town's Behalf*) to the Transportation Update portion of the agenda. Mayor Anderson stated, "I spoke with Barry Moose and he informed me that this is not a time sensitive item."

Councilmember Tommy Price asked that this item remain where it is on the agenda. He stated, "I would rather get it discussed and find out how everyone feels about it."

Councilmember Price moved to adopt the agenda as presented. All were in favor, with votes recorded as follows:

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

**Item No. 3. Public Hearings.**

**A. Public Hearing to Consider a Petition to Permanently Close Part of Lochaven Road in the Lochaven Subdivision (Continued from June 8, 2009).** Mayor Anderson reopened the public hearing to consider a petition to permanently close a part of Lochaven Road in the Lochaven Subdivision.

Mayor Anderson – As you may recall this has been an ongoing issue and we continued this hearing at the last meeting because new information was given and felt that we needed time to study the packet.

Mr. Paul Johnson presented a packet of information for the Town Council.

Mr. Johnson – I wanted to speak on the two issues that were brought up at the last meeting. I wanted to speak on the issue of the deed and the easements that the Attorney had spoken about. If you look in the packet, I pulled that specific parcel that had verbiage about an easement. I pulled the information all the way back from when Mr. McDowell owned the property. He had the raw property. I found the deed from the time that it was established as a building lot moving forward. You have everything there that was on record. It is the first time that a deed has been placed on this property. (*Mr. Johnson read the description of the property.*) The easement that he was speaking of is not an easement on my property. The easement is on what is now the Waller property. This is not an easement that was given to Lochaven for people to use the dam. It was an easement given to Lochaven to access their property. The second issue is dealing with the usage of the lake and the common areas. Mr. Henderson said that everyone had rights to the lake. If you look at the last page, you have a copy of the covenants. The first page of the covenants clearly states what area that these covenants speaks to. If you go through the metes and bounds it describes all the people that live on the lake. No reference to the people on the outside of the lake. That is the description and who these covenants point to. The dam, lake and common area are all on the same parcel. This speaks to that entire tax parcel. “Use of the lake by lot owners shall be subject to the rules and regulations issued from time to time by the Lochaven Corporation which rules shall be for the common enjoyment, health and safety of all owners within the above described boundaries.” It basically says that lake, dam and the open space is to be enjoyed by the lot owners within the described metes and bounds and it states who it is which is the lake lot owners. As a neighborhood we are divided. It is hard to work together as a group when there is such division. I hope that the board makes a decision on this tonight. Our neighborhood is not going to heal until this issue has been settled. The rules and regulations and who they affect are quite clear in the original documents that have been filed for years. There has never been an easement across the dam. The only thing that I can determine as an easement is that when Mr. McDowell agreed to join in on the dedication of the now Waller property if that road was brought up to State standards. I ask you to make a decision to have the people stop using the dam unless the road has been built to those standards.

Mr. Mike Waller – Attorney Henderson made it very clear that there were other conditions that applied to the property. When we purchased our property, the road was open.

Mr. Ken Sidney – We purchased our property. We are not on the lake. When we bought property there was a road established.

The Committee representing Lochaven Lake and Loop residents in favor of keeping Lochaven Road open - We look forward to the Town's decision on Monday, July 13, to either close or leave open the portion of Lochaven Road traversing the dam that impounds water for a lake for neighbors to enjoy and for continuous ingress and egress to various properties on the loop road. We appreciate you directing the residents to prove ownership and the rights to use the property in question so your decision can be clear. We have invested thousands of dollars to provide you with the required data and, while we are hopeful the decision will favor leaving the road open (denying the petition before you), we will at least have a decisive response to take to the residents of the community. Thank you for the time and thoughtful consideration you have given this issue.

With there being no further comments or questions, Mayor Anderson closed the public hearing.

**B. Public Hearing to Review and Consider Proposed Text Changes to Chapter 58 – Zoning of the Code of Ordinances.** Mayor Anderson opened the public hearing to consider several proposed text changes to Chapter 58 – Zoning of the Code of Ordinances.

- a. **Section 58-16 - Accessory Family Dwellings.** The Town Council received a copy of the proposed text change and a copy is attached to the minutes. Town Planner Jordan Cook advised that this amendment would permit the owner to live in either the primary or accessory structure. That entire section is new and is not in our code.

Mayor Anderson questioned #9 with the proposed text change and questioned why travel trailers, RV's, or similar vehicles as an Accessory Family Dwelling shall be permitted for no more than fourteen total days per calendar year. Mayor Anderson felt that 30 days would be more reasonable.

- b. **Section 58-151 - Temporary Signs.** The Town Council received a copy of the proposed text change and a copy is attached to the minutes. Town Planner Cook advised that this Amendment will add a provision to allow two (2) temporary off-premises special event signs for special events that are required a Temporary Use Permit. These off-premises special event signs may display only written text directions and no directional arrows.

Councilmember Jerry McKee questioned why directional arrows were not allowed with the proposed text change.

Planning Board Chairman Dorine Sharp stated, “The Planning Board was concerned if we start having signs with arrows on them then all of a sudden we are going to start seeing ‘Land Sale Today’ and arrows all over town. This is supposed to be an informational sign advertising an event and we are saying it can include directions. I thought the primary purpose was to advertise an event and as a side to give directions.”

Mayor Anderson questioned whether the size of the letters, speed limit, lanes of traffic were taken into consideration with the text change. She stated, “Symbols like arrows are much easier to read when you are going 55 mph.”

- c. **Section 58-293 - Co-Location.** The Town Council received a copy of the proposed text change and a copy is attached to the minutes. Town Planner Cook advised that this amendment makes the co-location approval process administrative. The text amendment will also allow an accessory structure on the ground to have a setback measured from the easement line rather than property line (most transmission towers are located on property lines). The definition of co-location is also included in the text change.
- d. **Section 58-23 - Planned Residential Developments.** The Town Council received a copy of the proposed text change and a copy is attached to the minutes. Town Planner Cook advised that this amendment requires that any road built within a PRD be built to NCDOT standards and follow NCDOT Built to Standards checklist.
- e. **Article III (Conditional Uses) - Section 58-81 – Procedures.** The Town Council received a copy of the proposed text change and a copy is attached to the minutes. Town Planner Cook advised that this amendment requires that any non-residential project going through the Conditional Use process submit plans and elevations to the Design Review Board for recommendation. This amendment also outlines the Design Review Board and Planning Board timelines to review and make recommendations on the plans and designs.

- f. **Article II – Zoning District Regulations.** The Town Council received a copy of the proposed text change and a copy is attached to the minutes. Town Planner Cook advised that this amendment removes day care centers from residential zoning districts (R-80, R-60, R-40, R-CD). Day Care Centers will be permitted in the B-1, MX and Conditional Zoning districts as conditional uses.

With there being no further comments or questions, Mayor Anderson closed the public hearing.

**C. Public Hearing to Review and Consider Proposed Text Changes to Section 14-84 (Control of Glare, Light Trespass and Light Levels) of the Code of Ordinances.** Mayor Anderson opened the public hearing to consider proposed text changes to Section 14-84 of the Code of Ordinances. The Town Council received a copy of the proposed text change and a copy is attached to the minutes. Town Planner Cook advised that this amendment prohibits internally illuminated signs (consistent with Section 14-84 of the Code of Ordinances which prohibits internally illuminated signs).

With there being no further comments or questions, Mayor Anderson closed the public hearing.

**D. Public Hearing to Review and Consider Proposed Text Changes to Chapter 14 (Buildings and Building Regulations), Article V. (Architectural Design Standards) of the Code of Ordinances.** Mayor Anderson opened the public hearing to consider proposed text changes to Chapter 14 of the Code of Ordinances. The Town Council received a copy of the proposed text change and a copy is attached to the minutes. Town Planner Cook advised that this amendment adds Architectural Design Standards to the Code of Ordinances. These standards will be used by Staff and the Design Review Board for architectural reviews.

With there being no further comments or questions, Mayor Anderson closed the public hearing.

**Item No. 4. Public Comment - Speakers are limited to two (2) minutes or less and Large Groups are Encouraged to Designate a Spokesperson.** Mr. Walter Staton - I am here tonight to ask you to vote no on the proposed connector road from Highway 16 to Weddington-Matthews Road and for retail establishments. We started Weddington because we believed Mecklenburg County may take over and put retail stores here and destroy our little village. Some of you want to destroy Weddington as we enjoy it now. That will be a grave mistake on your part. An NCDOT Engineer told me that they do not like to put traffic signals and connector roads close to each other since they tend to congest traffic. Do we need four signals within one mile? No, we do not. We have three now. One more stop light will cause more accidents on our new four lane road here in Weddington. Seventy-two percent of the good citizens of Weddington according to the Weddington survey say no more retail establishments. Why can't you understand the wishes of the good people here in Weddington? Even a child understands no. Year after year our Town tries again and again for more retail establishments. We say no. I ask that the Mayor recuse herself on any further discussions regarding Item 7.A. because of the possible conflict of interest according to North Carolina General Statutes 160A-75. We voted you into office to serve all citizens.

Mr. Werner Thomisser – I ask the Town Council to vote no on a connector road and roundabout. It is fiscally irresponsible to spend \$1 million dollars in a middle of a recession and to use this Town Hall as collateral. The connector road will encourage more retail establishments that 72% of Weddington residents do not want. There are too many shopping options for Weddington residents close by. I ask this Town Council if you had a connector road ending 150 feet from your driveway on one end and 500 feet from family property on the other end would it be reasonable to assume a potential conflict of interest could occur? I ask Attorney Fox and this Town Council to make that call. If you feel that there is a potential conflict, then one of you should make a motion and let the rest of the Town Council decide.

Attorney Anthony Fox read NCGS 160A-75 for the record: No member shall be excused from voting except upon matters involving the consideration of the member's own financial interest or official conduct or on matters on which the member is prohibited from voting under G.S. 14-234, 160A-381(d), or 160A-388(e1).

Ms. Barbara Harrison - Why are you spending so much time and energy on a roundabout and a connector road which you cannot get on the TIP until 2010? We are willing to put the Town in debt over this. You are still going to pay more in interest than you are going to make. Why are you are not spending your time and energy on getting the light accelerated at Hemby Road and Weddington-Matthews Road? Last month when you did the budget, there were many people in this room and they all agreed that the acceleration of getting that light was very important. I would like for you to think about that before you vote on 7A.

Mr. Bill Price - I would like to thank you for a professional sound system. I am able to hear tonight.

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

**A. March 27-28, 2009 Special Town Council Planning Retreat.** Mayor Pro Tem Robert Gilmartin moved to approve the March 27-28, 2009 Special Town Council Planning Retreat minutes. All were in favor, with votes recorded as follows:

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

**B. April 27, 2009 Special Town Council Meeting.** Mayor Pro Tem Robert Gilmartin moved to approve the April 27, 2009 Special Town Council Meeting minutes. All were in favor, with votes recorded as follows:

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

**Item No. 6. Consideration of Public Hearings.**

**A. Consideration of Petition to Permanently Close Part of Lochaven Road in the Lochaven Subdivision.** Councilmember McKee made the following motion: On February 9, 2009 the Town of Weddington received a petition to permanently close a portion of Lochaven Road in the Lochaven Subdivision ("the Petition"), which portion includes the part of Lochaven Road which crosses an earthen dam ("Dam"). The Petition represented that the petitioner, Airborne Development, LLC owned the Dam and that abutting property owners had no ownership interest in the Dam. The Petitioner also represented that the closure of the Dam would not deny reasonable ingress and egress to abutting property owners. Upon receipt of the Petition the Town explored the closure of the Dam under N.C.G.S. Section 160A-299. The Town held several public hearings on the issue of whether the closure of the portion of the street containing the Dam would be detrimental to the public interest or the property rights of an individual. The public hearings revealed an existing controversy between the Petitioner and the numerous property owners in Lochaven Subdivision regarding ownership interests and perpetual rights of use pertaining to the Dam. The existing controversy impacts the Town's ability to determine one way or another whether the standards of N.C.G.S. Section 160A-299 can be satisfied. Therefore, since N.C.G.S. Section 160A-299 confers on the Town the discretion to close streets within its corporate limits and does not require the Town to act on a petition seeking the closure of a street, I move that the Town take no action on the Petition with the intent that this motion reflect that the Town takes no position on the various parties' interests in the dam, its ownership or its control. All were in favor, with votes recorded as follows:

AYES: Councilmembers Smith, Price, McKee and Mayor Pro Tem Gilmartin

NAYS: None

**B. Consideration of Proposed Text Changes to Chapter 58 – Zoning of the Code of Ordinances.**

**a. Section 58-16 - Accessory Family Dwellings.** Councilmember Price moved to approve the proposed text change to Section 58-16 with the amendment of #9 from 14 days to 30 days.

Attorney Fox – I have a concern that the language contemplates that the accessory use can be detached or attached to the primary dwelling or partially or completely within the family dwelling.

Chairman Sharp advised that the current ordinance only allows one family per parcel and felt that the current language is very limiting and the Planning Board was trying to create some flexibility.

Councilmember Price withdrew his motion.

Councilmember Price moved to send the proposed text change back to the Planning Board to work with the Town Attorney on concerns that were discussed. All were in favor, with votes recorded as follows:

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

**b. Section 58-151 - Temporary Signs.** Councilmember McKee advised that he would like for the language to allow directional arrows and to be allowed six times a year instead of three.

Chairman Sharp advised that per the current ordinance, a temporary use permit is only allowed three times a year at one location.

Councilmember McKee moved to approve the proposed text changes to Section 58-151 with the amendment to allow directional arrows with an effective date of July 14, 2009. All were in favor, with votes recorded as follows:

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

**c. Section 58-293 - Co-Location.** Councilmember Smith moved to approve proposed text changes to Section 58-293 with an effective date of July 14, 2009. All were in favor, with votes recorded as follows:

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

**d. Section 58-23 - Planned Residential Developments.** Councilmember Price moved to approve proposed text changes to Section 58-23 with an effective date of July 14, 2009. All were in favor, with votes recorded as follows:

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

**e. Article III (Conditional Uses) - Section 58-81 – Procedures.** Councilmember Smith moved to approve proposed text changes to Section 58-81 with an effective date of July 14, 2009. All were in favor, with votes recorded as follows:

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

**f. Article II – Zoning District Regulations.** Councilmember Price moved to approve proposed text changes to Article II with an effective date of July 14, 2009. All were in favor, with votes recorded as follows:

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

**C. Consideration of Proposed Text Changes to Section 14-84 (Control of Glare, Light Trespass and Light Levels) of the Code of Ordinances.** Councilmember Price moved to approve proposed text changes to Section 14-84 with an effective date of July 14, 2009. All were in favor, with votes recorded as follows:

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

**D. Consideration of Proposed Text Changes to Chapter 14 (Buildings and Building Regulations), Article V. (Architectural Design Standards) of the Code of Ordinances.** Councilmember Price moved to approve proposed text changes to Chapter 14 with an effective date of July 14, 2009. All were in favor, with votes recorded as follows:

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

**Item No. 7. Old Business.**

**A. Consideration of Resolution in Support of the Concept of Construction of the Connector Road from Providence Road to Weddington-Matthews Road and the Traffic Circle at the Intersection of Weddington-Matthews Road and Highway 84 and to Request that Barry Moose with NCDOT Explore Funding Options on the Town’s Behalf.** Mayor Anderson - Before we start discussion on this matter, Attorney Fox will discuss the matter regarding a conflict of interest.

Attorney Fox – The question that is before the Town Council is whether or not Item 7A, which deals with the concept of the construction of the connector road which would terminate at Providence Road, which is across the road from the Mayor’s property, would create a financial interest.

Mayor Anderson – It actually does not terminate at my property. It terminates at the Catawba Lands Conservancy (CLC) property. In order for me to get on the road, I would have to go about 75 yards in the wrong direction on a four lane divided highway. Clearly the route of the road has not been done but where it starts has. It will start at the driveway cut that is already there. It will straddle the property of Rob Dow and Mike Treski, the owner of the Weddington Activity Center. That is where we know it will start. Where it ends on Weddington-Matthews Road, we are no where close in knowing that at this time. The property directly where this road is proposed is deeded to the CLC - not to me or anyone in my family.

Attorney Fox – I think it is clear from that that the road and where it starts and where it may end up is not across or abuts property that is directly owed by the Mayor or her family. Quite frankly it is for the Board to determine. It sounds like the Mayor does not believe she has a financial interest that would impact her ability to participate in this discussion.

Mayor Anderson turned over the gavel to Mayor Pro Tem Robert Gilmartin for the Council's discussion on this matter.

Mayor Pro Tem Gilmartin moved that the Mayor did not have a conflict of interest relative to this matter and that the Mayor should be allowed to participate in the discussion on Item 7A. All were in favor, with votes recorded as follows:

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

Mayor Anderson - This was requested by Division Engineer Barry Moose. It was his idea to consider the connector road to help remedy the terrible egress and ingress problem that our shopping center will have with the widening of Providence Road. When he was looking at the map and the solutions to fix that problem, he said 'what about this?' He drew the concept on a map. The idea came up again during the LARTP (Local Area Regional Transportation Plan) meetings. The study that was done with that group and our consultants also recommended that road to give better access in and out of the existing shopping center. I did have a conversation with Barry Moose on Thursday or Friday of last week. He questioned me about how far along we were with the Downtown Consultant and the LARTP. I said we are getting the report tonight and we are going to talk about hiring a consultant tonight. He said to me, "Well this is not as time sensitive as I led you to believe at first so if you feel you are getting ahead of your Downtown Plan then you can put this off for a couple of months." I thought it was time sensitive but he has since said that it was not. This is at the request of Barry Moose. He and I have had a lot of conversations about access for the shopping center and have also talked to the merchants and owners of the shopping center. They want to put a road in through the back of our property where the library is supposed to go to remedy the problem. He needs the majority of the Council to come to consensus before he goes and tries to make this happen. Last time that Barry Moose was here he said that a couple of things had to happen before we could talk about this. He has to keep the money in the TIP for Rea Road. There is 2.3 million dollars in the TIP for the Rea Road Extension. It is pretty clear that Rea Road is not going to be done. He wanted to make sure that he kept the money in the TIP. Our MUMPO area has to pass the air quality requirements. We are not allowed to do anything until we fix the problem. We are going to be reviewed again in March 2010 and at that time if we pass, the MUMPO region can then proceed with the long range transportation plan. He wanted it in writing that the majority of the Council was in favor. I did remind him that there is an election coming up and three seats of the Council could turn over and he understood that. He said you have to start somewhere.

Nancy read the following Resolution for the record:

**TOWN OF WEDDINGTON  
RESOLUTION IN SUPPORT OF THE CONCEPT OF THE CONSTRUCTION OF A  
CONNECTOR ROAD AND TRAFFIC CIRCLE AND TO  
REQUEST THAT NCDOT EXPLORE FUNDING OPTIONS  
R-2009-10**

**WHEREAS**, on January 14, 2008, the Town Council adopted Ordinance O-2008-01, "An Ordinance Providing for the Establishment and Imposition of a Temporary Moratorium Regulating and Restricting Development in the Town for a Period of Eighteen (18) Months or Until the Adoption of a Local Area Regional Transportation Plan (LARTP)"; and

**WHEREAS**, in a coordinated effort with Marvin, Waxhaw, Wesley Chapel, the Town of Weddington contracted with Martin/Alexiou/Bryson, PLLC to develop a LARTP. This project is nearing completion and



will be subjected to full public comment procedures before being considered for adoption by the Town Council; and

**WHEREAS**, the draft proposal recommends the construction of a connector road approximately 1,600 feet in length, located at the approximate location of the current entrance to the Weddington Activity Center at Providence Road extending across to Weddington-Matthews Road; and

**WHEREAS**, the draft proposal also recommends improvements to the intersection of Highway 84 and Weddington-Matthews Road. Preliminary studies by NCDOT traffic congestion conclude that a traffic circle would allow unrestricted traffic flow through the intersection. Additionally, a traffic circle will help decrease the negative aesthetic impact of the expansive mass of concrete and asphalt currently planned; and

**WHEREAS**, the current design of the Providence Road widening project severely limits access to the existing business district in the Town Center. Construction of a connector street will provide businesses with better traffic flow and greatly enhances ingress and egress; and

**WHEREAS**, funding for the construction of the Relocation of Highway 84 (Rea Road Extension) was anticipated to be a public/private endeavor. Approximately \$2.3 million of public money has been budgeted by NCDOT for Horizon Year 2013; and

**WHEREAS**, the development of the tract in its entirety has been delayed indefinitely. It appears construction is unlikely to occur before 2013 at which time the public money allocated to the project will likely be returned unused to the Department of Transportation General Fund,

**NOW THEREFORE BE IT RESOLVED** the Town Council requests NCDOT allow the option to shift funds from the Rea Road Extension project to improvements to the downtown traffic grid. Specifically, to design and build a connector road from Providence Road across to Weddington-Matthews Road and a traffic circle at the intersection of Highway 84 and Weddington-Matthews Road.

Mayor Anderson - It was written that way because we felt we were getting ahead of our Downtown Consultant. That is why we put the word option because they may have another idea.

Councilmember Smith moved to defer consideration of this item to a date and time uncertain.

Councilmember Price – Can I make a substitute motion?

Attorney Fox – A substitute motion is generally heard before another motion.

Councilmember Price – I would like to make a substitute motion that we do not approve this Resolution. I want some questions answered. I would like them answered while I am still on this council. I do not know who is going to end up in this seat. I would rather this not be deferred and put off and put off until somebody else is in this seat. I would like for somebody who is in favor of this Resolution to tell me exactly what this road and circle are going to do. I do not buy that it is for moving traffic on Providence Road. I do not see where you are trying to alleviate traffic from. The traffic circle – we still have not heard from Barry Moose on whether it will even work there or not. He was supposed to get an answer for us. I spoke with Barry Moose on the phone and he told me that this road would move cars but was it necessary - no. He also told me if this connector road is built it would be a great boundary for commercial. I truly think that the connector road is tied to a future item on the agenda and I really wish that we would stop calling this the downtown core study and call it what it is going to be which is a provision for commercial in the Town. I would like to hear from someone that is in favor of this to describe to me exactly what the purpose of this cut through road is and why it is wanted so. Madam, Mayor you got mad and incredibly upset that we did not vote on this last month and now you want to

defer indefinitely. I talked with Barry Moose and the first thing out of his mouth was there was no big hurry. So I find it hard to believe that as much as you have talked with him over the past three to four months – that he has never said that.

Mayor Anderson – Let me answer the first part of why I was so upset. I admit I was irritable but it was because I stayed up all night getting this ready and operating on very little sleep. Had I known that we were not going to do it, I would have gone to bed. It was the only time that I had to get it done. When Barry Moose was here and what I understood him to say was that he was not going to do anything on behalf of the Town including asking to keep the money in the TIP until he knew that it was not just the Mayor that wanted to do this but a consensus of the Council. I had a conversation with him and asked how do we do that? He preferred a Resolution. That is why I worked so hard to get it ready and unfortunately it did not get to people fast enough. It was sent by email but it was not printed out at our desks. People did not feel that they had a chance to look at the Resolution so it was deferred. I talked with Barry Moose again on Thursday about something else and he said by the way I have received a couple of calls about this issue and he said that you know that it is not that pressing and it is not going to negatively impact the project if you do not get it done on Monday night.

Councilmember Price – The shopping center came to us and wanted a driveway back here. Why would we jeopardize three-fourths of the Town's savings to build a road that the same can be done right here on the back of our property? I do not buy the shopping center part, I do not buy the traffic moving part - so is the downtown core boundary the major reason for this road?

Councilmember McKee – It is not. It has nothing to do with the Downtown Master Plan that we are hopefully trying to develop because it is not in discussion with that committee. My understanding of this Resolution is to explore the possibility of the Town advancing funds and does not commit the Town to funding. I have no problem with it. I want to see the estimated costs before I will ever vote to put that road in.

Councilmember Price – In your mind what is the purpose of the road?

Councilmember McKee – Some of the purpose of the road is to connect in and out of the shopping center and Weddington Activity Center. The cut through on Town property - I know that the library is a long range thing but in my opinion our option should be open to try to get a library located in Weddington. That is why in our budget we earmarked \$250,000 toward a library. To me that was a good faith effort to show Union County that Weddington is interested in having a library. That is why I did not want to cut this road back through Town property because there is probably a better use for it than more asphalt on the ground.

Councilmember Price – The shopping center owners said that if the Town ever needed that property back and if the library was ever to be built there that they would take the road up. Also if the library were ever built, there would be an entrance and they would have access to it.

Mayor Anderson – In the meantime they would cut all those trees down.

Councilmember McKee – Not necessarily a library back there - that was just an example, it could be used for a gathering space in connection with other properties. There is no sense in putting a road through there and cutting down a bunch of trees. To me to do that connector road, is to help out that shopping center.

Councilmember Price – I am hearing trees as a reason not to do the driveway. If I remember there are about two old pine trees that are going to have to come down.

Mayor Anderson – We will be directly looking at the loading dock of the Harris Teeter.

Councilmember Price – The issue is whether we want this connector road and the traffic circle first and second is whether we want to look at different ways that the Town can be involved in helping to pay for it. There is no use in going through any of these exercises if we do not want it.

Councilmember McKee – This is not a defining moment. We can put off like Councilmember Smith recommended. I do not think it should die. I am not approving anything until I see it. I have no problem at looking at things. I think that is our duty to explore all avenues that are available to the Town. There are no plans to connect that connector road and put commercial on it. I do not know who made that up whether it was Staton or Thomisser. There is no one on this Downtown Committee that has ever said anything about commercial.

Councilmember Price – I have heard from a couple of people that it would make the perfect boundary for our downtown. I have heard it from the Mayor. We will see if that comes to fruition when the study comes out if \$60,000 for a study is approved.

Attorney Fox – I would like to make a point of order. Councilmember Smith made a procedural motion to defer. A procedural motion will take precedent over the substitute motion. Her motion is the one that should be considered first.

Mayor Anderson – If we talk about her motion first, then we leave here without having an open and honest debate that was asked by one of our councilmembers.

Councilmember Smith – I am serving on the Downtown Committee with Councilmember McKee so I pretty much mirror his discussion. I do not know if there is any urgency to this especially after talking with Barry Moose last week. I am willing to look at our options and that is all this does. The LARTP also shows that road on there as well.

Councilmember Price – How did it get on there?

Mayor Anderson – I was the representative on that committee from the Council and Sarah Lowe, Scott Buzzard and Jeff Perryman from the Planning Board and staff were there.

Councilmember Price – The Mayor put that road on the LARTP map.

Councilmember Smith – I can assure you that it is not the mind set of the Downtown Committee for an explosion of commercial. I do not care what you have been hearing. I have not seen you at any of our committee meetings and if you were that concerned I would urge you to attend. For me, the Downtown Committee is about keeping Weddington from being a pass through for people going to Waxhaw. We want an identity and not a suburb of Mecklenburg that you speed through at 45 to 50 mph.

Councilmember Price – I keep hearing about identity. I keep hearing that Weddington does not have an identity. I have been here 22 years. It had identity when I came here, it has the same identity today and the reason I moved here was low taxes, high property values, good schools and no commercial. That is our identity. We keep saying that we want to give Weddington identity. The way I see it is not trying to get identity it is trying to change the identity that we have got.

Councilmember Smith – I think this road project (widening of Providence Road and Highway 84) has changed our identity immensely.

Mayor Anderson – And the landing strip that we are starting to put out there.

Mayor Pro Tem Gilmartin – I am disappointed. We will pick up after the election. It is the intention of the majority of this Council to have this road put in and to be funded by our Town. At the end of the day that is not going to change. Moving it up to a date sometime after the election to me is ridiculous. I think it is a political move and that is it. Which seats are coming up for reelection?

Councilmember McKee – Who is the majority?

Mayor Pro Tem Gilmartin – You, the Mayor and Councilmember Smith – fess up, say you want it and vote on it.

Councilmember Smith – You are speaking for me and you are misrepresenting my position.

Mayor Pro Tem Gilmartin – I believe that moving forward it will be voted on and approved. It is a political move and nothing else. I do not want the road or the traffic circle. I am on the board for two more years. I think it is not a wise fiduciary responsibility of this Town and its money and I think it is the people who have spoken in the past that do not want the road and do not want commercial. Commercial is coming. I do not know why we think we are smarter than them. People said keep it the way it is.

Councilmember McKee – This is political and the weight room for the high school was not political?

Mayor Pro Tem Gilmartin – I wanted to vote on it then and not after the election. I wanted to get it out on the table with this particular governing body.

Mayor Anderson – I want to say to Robert Gilmartin that your position now is contradictive to the conversations that we have had.

Mayor Pro Tem Gilmartin – I have talked with Barry Moose and the people who elected me.

Mayor Anderson – Before you were in favor of the road and you said it made good sense and clearly someone has changed your mind. If our purpose was to have commercial development there then why would we not have the developers build the road? Why do I want this road? The road was initially an idea put forth by Barry Moose several years ago and it was an idea he put forth as a way to alleviate the severe problems that our current business district is going to experience when this road project is done. I hope that you are watching what is happening back here. It is going to be ugly and it is going to forever change the face of Weddington. Someone said that they could not believe that I would advocate taking the money from Rea Road to fix this – you who fought so hard to keep the road on the map and fought so hard at MUMPO to get that money. That is my number one option to get Rea Road in. That was my number one priority before this happened. It should have been done. This should never be happening out here. The problem that we are going to have with Rea Road is we are going to lose this money so if we get it shifted to somehow help put another area in our Town I am in favor of that. I have been the one representing our Town for six years at MUMPO. I do not want to see a road in our back yard even though it may be temporary. I do not want them to cut down that screening back there. I do not want to look at the loading dock of the Harris Teeter.

Councilmember Price – There is such a thing as planting trees. You are not looking at a loading dock you are looking at a road and compared to even considering loaning the State 1.5 million dollars to cut a whole new road through there that will take you nowhere but to the back of the shopping center. It makes so sense. That is a road to nowhere.

Mayor Anderson – To do both projects would be 1.5 million dollars.

Councilmember Price – This traffic circle is for nothing more than aesthetics. The circle is not going to help move traffic.

Mayor Anderson – These parking lots are not even connected to each other.

Councilmember Price – So this connector road is for access for the shopping center?

Mayor Anderson – Yes.

Councilmember Price – I do not buy it. I have talked with Barry Moose and Barry Moose told me that you came up with the road concept.

Attorney Fox read the following from the Town Council’s Rules of Procedures:

(8) **To Defer Consideration.** The Council may defer a substantive motion for later consideration at an unspecified time. A substantive motion the consideration of which has been deferred expires 100 days thereafter unless a motion to revive consideration is adopted. If consideration of a motion has been deferred, a new motion with the same effect cannot be introduced while the deferred motion remains pending. A member who wishes to revisit the matter during that time must take action to revive consideration of the original motion, or else move to suspend the rules.

The vote on Councilmember Smith’s motion to defer consideration of the item to a date and time uncertain is as follows:

AYES: Councilmembers Smith and McKee  
NAYS: Councilmember Price and Mayor Pro Tem Gilmartin

The Mayor broke the tie by voting in the affirmative. The motion carried.

The Town Council received a map showing the connector road and the traffic circle.

**B. Review and Consideration of The MAPS Group Recommendations Regarding Staff Benefit Changes.** The Town Council received a copy of the following MAPS Group’s recommendations regarding benefits:

**BENEFITS RECOMMENDATIONS**

We conducted a review of selected benefits of the same organizations surveyed for the salary surveyed. We have a few changes to recommend for your consideration based on prevalent local practice:

*Vacation accrual:* We recommend you consider the following as competitive amounts of annual leave accruals:

1 year	10 days (same as current)
at 3 years	12 days instead of 10 current
at 5 years	14 days instead of 10 current
at 10 years	18 days instead of 15 current

at 15 years	20 days (same as current)
at 20 and more years	20 days (same as current)

**The Town currently accrues the following:**

<b>Years of Service</b>	<b>Amount of Vacation Per Year</b>
<b>0 to 5 Years</b>	<b>10 Business Days</b>
<b>6 to 14 Years</b>	<b>15 Business Days</b>
<b>15 + Years</b>	<b>20 Business Days</b>

*Sick Leave:* all of the other area local governments surveyed, as well as 83% of NC municipalities provide 12 days of sick leave accrual, while the Town provides 10. We recommend consideration of 12 days. (An advantage for long-term employees is that unused sick leave counts as service toward retirement creditable service.) **Employees currently get 10 days of sick leave per year.**

*Death benefit:* the NC Local Government Retirement System provides a death benefit of one times salary up to \$50,000 for covered employees after one year of service, and we recommend this for your consideration. The contribution percentage for retirement benefits is increased slightly to provide this benefit. **The total extra cost to the Town would be \$77.17 a year.**

*Payment of a portion of dependent health:* According to survey information several of the employers in your area provide a partial payment toward dependent coverage – 34% is the average amount paid. This is a costly benefit but you may wish to consider some partial offset for dependent coverage.

**Dependent Health - \$415.00 a month**

**Spouse - \$642.00 a month**

**Family - \$1,008.00**

**The Town pays for the full cost of health insurance for the employee, which includes health, dental, and vision.**

*Probationary increase:* 70% of municipalities provide some increase for employees who successfully complete probation, and several of those in your area do so as well. We recommend 5% for your consideration.

Councilmember Price moved to approve the recommended changes to benefits excluding dependent care insurance coverage and asked that staff review this item further. The Council also asked that the formulas that currently apply to full and part time apply to the recommended changes. All were in favor, with votes recorded as follows:

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

**Item No. 8. New Business.**

**A. Discussion and Consideration of Recommendation from Downtown Development Committee of Consulting Firm for Downtown Development Master Plan and Approval of Contract.** The Town Council received a copy of the following memo from Town Planner Cook and a copy of the Weddington

Downtown Master Plan Statement of Qualifications and Professional Services Proposal submitted by HadenStanziale:

Below is a brief description of the Downtown Development Master Plan consultant recommendation from Town Staff and the Downtown Development Committee:

- The Downtown Development Committee and Town Staff recommend that the Town of Weddington contract the services of HadenStanziale for the Downtown Master Plan.
- A “Weddington Master Plan” handout has been included in your materials and provides a general outline of the firm’s profile, experience, work plan and schedule.
- The Town initially received 12 proposals for the Downtown Master Plan after sending out the RFP on May 5, 2009.
- These 12 proposals were narrowed down to only 7 proposals after town staff review. The 5 that were eliminated did not have enough “rural and/or small” downtown experience.
- LA Smith, Jerry McKee and Jordan Cook then reviewed the remaining 7 proposals and chose 4 for interviews.
- The three individuals mentioned above along with Jan Taylor (Downtown Development Committee) and Scott Buzzard (Planning Board and Downtown Development Committee) interviewed the 4 consulting firms on June 23rd and 24th.
- The interview committee narrowed the selection down to HNTB (Donal Simpson) and HadenStanziale.
- HadenStanziale reduced their fees from \$69,500 to \$57,500 by removing the transportation/parking study and only doing a market research snapshot rather than a full blown market study.
- The Downtown Development Committee recommended HadenStanziale at their July 8, 2009 Meeting.
- The consultant will be contacted and begin drafting a contract if approved tonight.

Councilmember Smith moved to authorize the Town Planner to proceed with a contract with Hadenstanziale not to exceed \$57,500 and subject to review by legal counsel and the contract to come back to the Town Council for final approval. The vote on this motion is as follows:

AYES: Councilmembers Smith and McKee  
NAYS: Councilmember Price and Mayor Pro Tem Gilmartin

Mayor Anderson breaks the tie by voting in the affirmative. The motion passes.

Mayor Anderson thanked Town Planner Cook for his hard work on this project.

**B. Consideration of the Reduction of the Road Performance Letters of Credit for the Bromley Subdivision – Maps 2 and 3.** The Town Council received the following memo from Town Administrator/Clerk Amy McCollum:

Bonnie Fisher with US Infrastructure, Inc. has advised that the current road performance letter of credit for the Bromley Subdivision, Map 2 can be reduced from \$55,317.00 to \$10,446.00 and for Map 3 can be reduced from \$50,613.00 to \$16,134.00.

The Town is currently holding the following for the Bromley Subdivision:

Bromley Subdivision - Map 2 (Road Improvements)	\$55,317.00
---	-------------

Bromley Subdivision – Map 3 (Road Improvements)	\$50,613.00
---	-------------

Councilmember Price moved to reduce the current road performance letter of credit for the Bromley Subdivision, Map 2 from \$55,317 to \$10,446 and Map 3 reduced from \$50,613 to \$16,134. All were in favor, with votes recorded as follows:

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

**C. Consideration of Appointment to Planning Board, Historic Preservation Commission and Board of Adjustment.** The Town Council received the following memo from Town Administrator/Clerk McCollum and a copy of applications on file:

There is a vacancy on the Planning Board due to the resignation of Sarah Lowe. I have attached applications for your consideration. Ms. Lowe’s term on the Board would have expired in December of this year. Individuals serving on the Planning Board also serve on the Board of Adjustment and Historic Preservation Commission for a four-year term. The person that you appoint to the Planning Board would serve as an alternate on the Board of Adjustment.

Councilmember McKee moved to appoint Ms. Janice Propst to fill the term of Sarah Lowe that will expire in December. All were in favor, with votes recorded as follows:

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

**D. Consideration of Amendment to Schedule of Fees.** Councilmember Smith moved to approve the following amendment to the Schedule of Fees:

<b>SCHEDULE OF FEES ZONING AND SUBDIVISION ADMINISTRATION</b>	
Code of Ordinances	\$175.00 plus shipping and handling
Zoning Confirmation	\$5.00
<b><u>Floodplain Development Review</u></b>	<b><u>Reimbursement of Engineering Fees</u></b>
Application for temporary structure permit (Section 58-13(1) & 58-13(2))	\$50.00
Application for temporary use permit for sales for civic organizations, etc... (Section 58-13(3)a)	\$25.00
Application for temporary use permit for public events (Section 58-13(3)b)	\$100.00
Application for permit for subdivision sales office	\$100.00
Application for conditional use permit in hardship cases (Section 58-14a)	\$250.00
Application for conditional use permit for mobile classrooms (Section 58-14c)	\$350.00 + Notification
Application for conditional use permit (Section 58-81)	\$650.00 + Notification
Application for conditional zoning district (Section 58-271)	\$1,500.00
Application for temporary sign permit (Section 58-151)	\$25.00 – Non-profit organizations as recognized by the IRS are exempt



Application for permanent sign permit (Section 58-147 thru 58-153)	\$35.00
Application for zoning permit	
a. Residential	\$100.00
b. Non-residential	\$250.00
c. Non-residential – up-fit	\$50.00
d. Accessory or Agricultural	\$25.00
e. Additions	
1. Minor, no more than 25% or 500 square feet total (unheated)	\$25.00
2. Minor, no more than 25% or 500 square feet total (heated)	\$50.00
3. Major	\$100.00
Application for renewal of zoning permit:	\$100.00
Application for certificate of compliance:	
a. Residential	\$100.00
b. Non-residential	\$250.00
c. Accessory or Agricultural	No Charge
d. Additions	
1. Minor, no more than 25% or 500 square feet total	No Charge
Application for variance (Section 58-234) and Modification of Subdivision Ordinance (Section 46-15)	\$650.00 + Notification
Appeal of decision of zoning officer to Board of Adjustment (Section 58-208(6), 58-209(4)) and Application to Board of Adjustment for interpretation of ordinance)	\$200.00
Application for amendment to zoning ordinance/Zoning Map Change	\$650.00 + Notification
Approval of changes to subdivision lots	
Per each subdivision	
a. 1 to 2 lots	\$100.00
b. 3 to 5 lots	\$200.00
c. 6 to 10 lots	\$300.00
Telecommunication Tower Engineering and Surveying Fee	Cost to Town + \$650.00 administrative fee
Annual Biosolids Land Application Permit Fee	\$30.00 for the first acre and \$20.00 for each additional acre
Notification of Affected Property Owners	
21-50	\$50.00
51-100	\$100.00
Over 100	\$200.00
<b>SUBDIVISION FEES</b>	
<b>MINOR SUBDIVISION</b>	
Preliminary Plat Submittal - Subdivision Containing Up to 3 Lots	\$150.00 per Lot
Pre-Submittal Sketch for Easement Lot	\$100.00
Final Plat Submittal - Subdivision Containing Up to 3 Lots	\$50.00 per Lot
<b>MAJOR SUBDIVISIONS</b>	
Residential Conservation District (R-CD) Pre-Sketch Plan Conference	\$150.00
Sketch Plan Review	\$250.00 per Lot
Preliminary Plat Submittal	\$250.00 per Lot
Final Plat Submittal	\$100.00 per Lot
Site or Field Inspection	\$70.00/hr.

Copying Fee	\$ .05 per copy
-------------	-----------------

All were in favor, with votes recorded as follows:

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

**E. Consideration of Release of Water Construction Money for Williamsburg, Phase I and Reduction of the Water and Sewer Letter of Credit for Williamsburg, Phase II.** The Town Council received the following memo from Town Administrator/Clerk McCollum:

Mr. Mike Garbark with Union County Public Works has advised that the current water construction money for Williamsburg, Phase I can be released and the water and sewer letter of credit can be reduced from \$41,950.00 to \$4,195.00.

The Town is currently holding the following for Williamsburg, Phase I and II:

Williamsburg, Phase I – Water Construction	\$3,148.20
Williamsburg, Phase II – Water and Sewer	\$41,950.00

Councilmember Price moved to release the current water construction bond for Williamsburg, Phase I and the water and sewer letter of credit can be reduced from \$41,950 to \$4,195. All were in favor, with votes recorded as follows:

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

**F. Update on Union County Governance Committee – Councilmember Jerry McKee.** Councilmember McKee stated, “The County Commissioners plan to have this on the 2010 November Election as a referendum on what is proposed from this committee. Marshville and Wingate feel that they are not represented.”

**G. Appointment to Carolina Thread Trail Steering Committee.** The Town Council received a copy of the following email from Travis K. Morehead, AICP, Carolina Thread Trail Community Coordinator with the Catawba Lands Conservancy:

The Union County Board of County Commissioners approved a Resolution of Support for the Carolina Thread Trail on June 1<sup>st</sup>. For the municipalities that choose to participate in the process, could you begin to think of and contact a citizen or community leader to serve on the Carolina Thread Trail Steering Committee as a representative from your community? I’d like to try and schedule an organizational meeting in August in order to introduce everyone to The Thread and the planning process. It would be great to have your governing board endorse this person as a duly appointed representative...but it’s not required. Let me know your thoughts and suggestions. Thanks.

The Town Council received a copy of Resolution R-2009-02 that was adopted on March 9, 2009 Supporting the Carolina Thread Trail.

The Council will entertain names at the next Town Council Meeting.

**H. Consideration of Resolution Requesting the Addition of Lake Forest Drive, Ridgelake Drive, Maple Valley Court, Weddington Lake Drive, and Topsail Court in the Lake Forest Subdivision to the NCDOT State Maintained Secondary Road System.** Councilmember Price moved to approve Resolution R-2009-12 requesting the addition of Lake Forest Drive, Ridgelake Drive, Maple Valley Court, Weddington Lake Drive, and Topsail Court in the Lake Forest Subdivision to the State Maintained Secondary Road System.

**NORTH CAROLINA STATE DEPARTMENT OF TRANSPORTATION  
REQUEST FOR ADDITION TO STATE MAINTAINED SECONDARY ROAD SYSTEM  
TOWN OF WEDDINGTON, NORTH CAROLINA  
R-2009-12**

North Carolina

County of Union

**Road Description: Lake Forest Drive, Ridgelake Drive, Maple Valley Court, Weddington Lake Drive, Topsail Court in the Lake Forest Subdivision in Union County, NC.**

**WHEREAS**, the attached petition has been filed with the Town Council of the Town of Weddington, Union County, requesting that the above described roads, the location of which has been indicated in red on the attached map, be added to the Secondary Road System; and,

**WHEREAS**, the Town of Weddington is of the opinion that the above described roads should be added to the Secondary Road System, if the roads meet minimum standards and criteria established by the Division of Highways of the Department of Transportation for the addition of roads to the System.

**NOW, THEREFORE**, be it resolved by the Town of Weddington of the County of Union that the Division of Highways is hereby requested to review the above-described roads, and to take over the roads for maintenance if it meets established standards and criteria.

Adopted this 13<sup>th</sup> day of July, 2009.

All were in favor, with votes recorded as follows:

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

**Item No. 9. Update from Town Planner.** The Town Council received the following memo from Town Planner Cook:

- Temporary Moratorium expires tonight, 18 months after its adoption on January 14, 2008.
- The Helms Property Conditional Zoning/Rezoning proposal is currently unable to proceed with their CZ Rezoning to an MX district. The Town of Weddington Code of Ordinances only allows a rezoning to MX if the Land Use Plan is designated for future retail/office development. The current Land Use Plan designates this property as Traditional Residential. Therefore a Land Use Plan change must occur before the applicant can proceed with the rezoning. This project was submitted prior to the adoption of the moratorium and is exempt from its provisions.
- The Sewer Connection Text Amendment is currently on hold and being reviewed by the Town Attorney and Town Staff. There has been several discussions with Union County Public Works,

other North Carolina municipalities, the Town Attorney and Planning Board regarding this text amendment. Several concerns over the proposed text amendment (requiring the developer to connect to public sewer lines) have been raised and further discussions with the Town Council are warranted.

- The WCWAA Appeal hearing has been moved to a Special Meeting on Monday, August 3 at 6:00pm.

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

- The new website is in place. It is a work in progress. Please let me know if there are items that need to be added or amended. We are working towards the ability for individuals to sign up on the home page of the website to be on a list to receive email notifications of Town events or notices.
- A Board of Adjustment Hearing will be held on July 27, 2009 regarding the Hunt Minimum Housing issue.
- We have received interest from three individuals stating that they will assist the Town with organizing historic pictures and articles for the Town. Jeff Perryman is working with these individuals.
- We are in the process of scanning all of the Town’s minutes and planning documents into the Laserfiche software.

Mark your calendars for the following events:

- The Town of Weddington Parks & Recreation Advisory Board announces an end of summer event for Town residents: “Sunday Sundae: an Ice Cream Social” on the Town Hall lawn. The event is scheduled to take place on Sunday, September 6, 2009, from 1 - 4 pm. Complimentary ice cream with lots of fun toppings, music, games and other family-fun activities are planned. Residents are encouraged to bring a blanket or lawn chair, and spread the word to others in the community!
- Next Litter Sweep Event - September 19 through October 3, 2009.
- Tree Lighting Event to be held Sunday, December 6, 2009 from 5:00 p.m. to 6:00 p.m.

**Item No. 11. Public Safety Report.**

**Deputies** – 317 Calls

**Providence VFD** – They had two significant events, 6/19/09 a stolen vehicle fire at Ayala Court and on 6/29/09 a commercial structure fire at 3212 Campus Ridge Road.

**Monthly Call Responses –**

Mecklenburg County	Fire: 10	EMS: 8	Total: 18
Union County	Fire: 19	EMS: 5	Total: 24
Monthly Total:	42		

**Monthly Training Hours –**

Fire – 194 Hrs.  
 EMS - 69 Hrs. 2 Classroom Lectures

**Run Times:**

6A – 12N: 28.6%  
 12N – 6P: 30.95%  
 6P – 12M: 28.6%  
 12M – 6A: 11.9%

**Run Data**

Avg. Turnout: 2 minutes  
 Avg. Response Time: 4.54 minutes  
 Avg. On Scene Time: 29.43 minutes  
 Avg. Members On Scene: 5 members

The Town Council also received the Balance Sheet and the Income and Expense Budget Performance Statements.

**Wesley Chapel VFD – 89 Calls**

**Item No. 12. Transportation Report.** Mayor Anderson advised that the next MUMPO meeting is on Wednesday. She stated, “We are going to be talking about funding for 485. I am asking for your guidance on how you want me to vote.”

The Council decided to hold one advertised public involvement meeting regarding the Local Area Regional Transportation Plan and then schedule the public hearing.

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

**A. Finance Officer’s Report.** The Town Council received the Revenue and Expenditure Statement and the Balance Sheet for June 1, 2009 to June 30, 2009.

**B. Tax Collector’s Report.** Monthly Report – June 2009

Adjust Under \$2.00	\$(3.10)
Interest Charges	\$130.10
Pay Interest and Penalties	\$(71.26)
Refunds	\$118.90
Releases	\$(69.71)
Taxes Collected:	
2008	\$(1,430.37)
2007	\$(47.10)
As of June 30, 2009; the following taxes remain Outstanding:	
2001	\$9.18
2002	\$89.53
2003	\$210.27
2004	\$290.19
2005	\$428.35

2006	\$376.64
2007	\$1,860.18
2008	\$16,944.29
Total Outstanding:	\$20,208.63

The Town Council received the unpaid balance report by receipt number.

**2008 Tax Settlement Statement**

2008 Tax Levy	\$637,770.22
Discoveries	270.22
Interest Charges	2,412.60
Refunds	3,868.63
Late List Penalties	168.90
Adjust Under \$2.00	(25.96)
Balance Adjustment	(210.92)
Exemptions	(32,469.10)
Overpayments	(391.31)
2008 Collected	(560,666.84)
Interest Payments	(1,572.13)
Penalty Payments	(101.33)
Releases	(2,923.49)
Tax Deferments	(28,925.51)
Under 2.00 Tax Write-offs	(259.69)
Total Outstanding:	\$16,944.29

2008 Collection Percentage 97.37%

**Item No. 14. Council Comments.** Mayor Anderson advised that the next MCIC Meeting is next Thursday and topics include fire service for the entire county. She stated, “The County has a new Public Works Director. They are in the process of developing a new master plan. We are going to be asked that planners from the Town participate in the planning process.”

**Item No. 15. Adjournment.** Councilmember Smith moved to adjourn the July 13, 2009 Regular Town Council Meeting. All were in favor, with votes recorded as follows:

AYES: Councilmember Smith, Price, McKee and Mayor Pro Tem Gilmartin  
 NAYS: None

The meeting adjourned at 10:31 p.m.

---

Nancy D. Anderson, Mayor

---

Amy S. McCollum, Town Clerk