

**TOWN OF WEDDINGTON  
REGULAR TOWN COUNCIL MEETING  
MONDAY, FEBRUARY 9, 2015 - 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 February 9, 2015, with Mayor Pro Tem Don Titherington presiding.

Present: Mayor Pro Tem Don Titherington, Councilmembers Michael Smith, Pamela Hadley and Barbara Harrison, Attorney Anthony Fox, Town Planner Julian Burton, Finance Officer Leslie Gaylord and Town Administrator Amy McCollum

Absent: Mayor Bill Deter

Visitors: Werner Thomisser, Bob Bevin, Ken Chapman, Chase Kerley, Lib Propst, Janice Propst, Ken Evans, Sam Leggett, Steven R. Carow, Mike DeMartini, Hector Hernandez, Steven Luisa, Austin Schill, Jennifer Romaine, Gary Romaine, Don Moye, Jenny Lloyd, Talmage Tyler, Kevin Lambeth, Thomas Garcia and Shed Barber.

Mayor Pro Tem Don Titherington offered the Invocation prior to the opening of the meeting.

**Item No. 1. Open the Meeting.** Mayor Pro Tem Titherington opened the February 9, 2015 Regular Town council Meeting at 7:02 p.m.

**Item No. 2. Pledge of Allegiance.** Mayor Pro Tem Titherington led in the Pledge of Allegiance.

**Item No. 3. Determination of Quorum.** A quorum was present. Mayor Bill Deter was out of the office – excused.

**Item No. 4. Special Recognitions/Presentations.**

**A. Special Recognition – Providence VFD for New Fire Service Rating.**

Councilwoman Pam Hadley led this discussion.

PVFD held their Annual Awards Banquet on January 17th. In attendance were over 100 people including elected officials from the State, County and Town. One of the announcements included the results of their state inspection this past August.

The Insurance Services Office (ISO) rates every Fire Department in the United States. These departments are rated on a varied set of items from manpower to water supply to communications and so on. This rating is then used to determine the insurance rates for the community that the fire department is responsible for. By lowering their ISO rating every fire department can in turn lower the cost of insurance for their community and put money back into the citizens' hands.

I am proud to announce to the Town tonight the results from their inspection and that they have improved from a rating of 6 to a 4. This is a reflection of the hard work of then Chief Dye, his officers, firefighters and the Board plus the addition of personnel, their capable fire equipment as well as improved training. The investment of tax revenues has allowed not only improved fire safety, but also the potential for positive return-on-investment for taxpayers in the form of reduced fire insurance premiums.

PVFD is the first to achieve this distinction in Union County and is now in the top 9% of all Volunteer Fire Departments in the state of North Carolina....153 companies out of 1723 per the state's website.

Wayne Goodwin, North Carolina Insurance Commissioner and State Fire Marshal, said in an email, “The improved rating is the result of Providence Volunteer Fire Department’s hard work and dedication. I thank all the members of the department for their commitment to the community and for their efforts to continually improve the service they provide.”

I am honored, on behalf of the Town but most of all on behalf of the citizens, to congratulate and recognize PVFD for the outstanding achievements obtained this past year.

Mr. Jack Parks recognized the firefighters in attendance in the audience.

Councilwoman Hadley recognized the staff members who were awarded their helmets for their firefighting certifications and recognized the following for their awards:

- **Rookies of the Year:** Hector Hernandez and Harley Sefcik.
- **EMT of the Year:** Mike Severance.
- **Firefighter of the Year:** Mike DeMartini.
- **Officer of the Year:** Chief Kenny Schott.

Mayor Pro Tem Titherington requested that when the letter of recommendation from the State is received, the Town draft a letter of commendation to be signed by the Mayor and Town Council.

**B. Presentation on Union County Emergency Operations Plan – Mr. Donald B. Moyer, MBM, MEP – Emergency Management Coordinator.**

Mr. Don Moyer with The Department of Emergency Services – Within our department we have the Fire Marshal’s office as well as Emergency Management and the 911 Communications. I am here to talk about the emergency operation revised plan for 2014-15. The County has put together this plan and revised it since the original revision was done in 2008. Subsequently, since 2008 and 2012 the legislature for North Carolina has made some revisions to the Emergency Management Act 166a. Since those revisions need to be put in place in our current emergency operation plan, it is one of the revisions that is taking place. Additionally, the County government has done some reorganization and because of that we have condensed a few departments and the responsibilities within the emergency operation plan have changed to some degree. For example, the Emergency Services is a new department and the Executive Director, Curtis Teague, has some additional responsibilities in the event of an emergency. This plan is a more hazardous plan. It is a 166a revision as well as the reorganization. We do have some checklists that were in the plan. In there we deal with revisions on many of the public health initiatives for responding as well as the Red Cross and sheltering. As I traveled about the County in speaking with the Towns, a lot of times the questions come up as to how does this affect my Town. With the Providence Fire Department as well as the other volunteer Fire Departments in the Town this emergency operation plan comes into play. If an event were to occur such as a flood or hurricane the first responders in this case would respond and then those individuals would make the call to say we need additional resources. Those resources would be how the emergency operation plan initiative would come into play. We would have an emergency operation center that could operate right at the incident or out of the emergency operation center which is located in the Government Center. If in fact additional resources are required, those resources would come from the County as well as the Domestic Region which has 7 or 8 Counties. We have a lot of additional first response or hazard resources that become available to the County by way of the Town. If no assistance is needed we would work with the resources here. I stress the local base concept of the hazard operation plan. It is your plan. It is legally required to insure that with FEMA. If we were to have a hazard the plan has to have a resolution in place legally so that we will be able to recoup any funds that may have been expended from the Town, the county, as well as from the regional area and the State as well. I have some templates that are specifically locally based. For example, if we have an incident occur in Weddington and the Mayor decided that it just affected one side of the Town, we would need to have a stipulation where you could not sell any alcohol and have a curfew. Those will be here and the Mayor will indicate that this is our declaration. If the County does not have a declaration that is specific to Weddington then we can put that in

place as well. If the County does have a declaration that Weddington is specifically involved obviously in the emergency operation center was where they would discuss with the Mayor what regulations need to be in place.

Councilwoman Harris asked when FEMA has been involved and who calls them.

Mr. Don Moye said he was.

Councilwoman Hadley reconfirmed that the County has a declaration or emergency plan that is in effect now. If we want something different from that then we can add to it specifically relating to Weddington.

Mr. Moye – The declaration is just a tool within the emergency operation plan. The plan is designed for the County and the municipalities. The plan has been in effect for a while we are just revising it now. The last revision was in 2008. We need to always have a plan in place because you never know when a disaster will occur. In order to be reimbursed for any funds that are expended we need this plan in place. It is your plan. At anytime if something would happen where it needs to be activated then we would make that call. The call would come from an elected official or one of the first responders and we would go into action.

Town Attorney Anthony Fox – The plan is a County wide plan required by FEMA in order to receive federal benefits? The Town still has the ability to declare emergencies? Do you need a resolution agreeing to the changes in the plan adopted by this Board?

Mr. Moye – Just a resolution adopting the entire plan.

#### **Item No. 5. Public Comments.**

Mr. Bob Bevin – I grew up in New York and I have been in Weddington since 1993. One of the problems I remember growing up is the water district, the school districts and villages never covered the same footprint. From a taxation point of view it was extraordinary. You would get 6 tax bills from all of these areas. We live in the northeast portion of Weddington which falls into the Stallings Fire District. Is there any thought or plan about folding a fire district into Weddington that looks like Weddington?

Mr. Werner Thomisser – Congratulations to Providence. Apparently your model is working. We should be careful for what we wish for. Providence is now rated a 4 and Wesley Chapel is rated a 6. There is a lot of talk about consolidation. What will happen to Providence ISO4 should a consolidation take place? Will it go back to a 6? I keep reading about a consolidation in Union County Weekly that will lead to cost savings. Let's be transparent. Which cost, how much and will they outweigh ISO4? The land use plan says 97% of Weddington residents viewed fire services as number 1 concern. It is clear that Weddington residents want their tax dollars spent on fire service. You have to do what is most important. If fire service is most important to the Weddington citizens then spending \$122,000 on sidewalks may not be the most important thing.

#### **Item No. 6. Additions, Deletions and/or Adoption of the Agenda.**

Town Clerk Amy McCollum added one item under D. Consent Agenda - Consideration to participate in the 2016 Deer Urban Archery Season.

Councilwoman Barbara Harrison moved to approve as amended. All were in favor, with voters recorded as follows:

AYES:	Councilmembers Harrison, Hadley, Smith and Mayor Pro Tem Titherington
NAYS:	None

#### **Item No. 7. Approval of Minutes.**

**A. January 8, 2015 Special Town Council Meeting.** Councilwoman Harrison moved to approve the January 8, 2015 Regular Town Council Meeting minutes. All were in favor, with votes recorded as follows:

AYES: Councilmembers Harrison, Hadley, Smith and Mayor Pro Tem Titherington  
NAYS: None

**B. January 12, 2015 Regular Town Council Meeting.** Mayor Pro Tem Titherington and Councilwoman Barbara Harrison asked that the sales tax be included in the minutes.

Finance Officer Leslie Gaylord clarified that on Page 19 – Sales Tax – Additional sales tax was \$116,000 and the total sales tax received was \$280,000.

Councilwoman Harrison moved to approve the January 12, 2015 Regular Town Council Meeting minutes as amended. All were in favor, with votes recorded as follows:

AYES: Councilmembers Harrison, Hadley, Smith and Mayor Pro Tem Titherington  
NAYS: None

**Item No. 8. Consent Agenda.**

**A. Consideration of Releasing Bond Money for Lake Forest Preserve Subdivision.** The Town Council received the following memo from Town Administrator Amy McCollum:

The Town approved Resolution R-2014-04 on September 8, 2014 requesting that NCDOT add Twin Lakes Drive, Fir Place Court and Sugar Plum Court in the Lake Forest Preserve Subdivision to the State Maintained Secondary Road System. The Town received confirmation from NCDOT on December 11, 2014 that these roads were added on December 4, 2014. The Town released bond money for Phase 3A at the January Town Council Meeting but Bond #1040784 in the amount of \$60,776.25 should have been released at that time as well. The developer was not allowed to apply the final layer of top coat for Phase 2B until Phase 3A was completed. Since that time the roads in both Phase 2B and 3A were accepted by NCDOT and the final layer of asphalt has been done.

Please authorize staff to release the bond in the amount of \$60,776.25 back to the developer for the Lake Forest Preserve Subdivision. Thank you.

**B. Call for Public Hearing - Review and Consideration of Conditional Zoning for All Saints Anglican Church (Public Hearing to be Held March 9, 2015 at 7:00 p.m. at the Weddington Town Hall).** The Town Council received a copy of the Conditional Zoning Application.

**C. Consideration of Authorization to Advertise 2014 Taxes.**

In accordance with North Carolina General Statute 105.369 (a), the following represents the total of unpaid 2014 taxes that are liens on real property to date: **\$71,744.21.**

In accordance with General Statutes 105.369 (a), I am hereby requesting authorization to advertise unpaid 2014 taxes that are liens on real property.

State of North Carolina  
Town of Weddington  
To the Tax Collector of the Town of Weddington

The Town of Weddington Tax Collector is ordered to advertise all unpaid 2014 taxes that are liens on real property, pursuant to North Carolina General Statute 105-369 (a), -369 (c).

Witness my hand and official seal this 9th day of February, 2015.

Councilwomen Hadley moved to accept the consent agenda as proposed with the amendment of the Urban Archery Season renewal. All were in favor, with votes recorded as follows:

AYES: Councilmembers Harrison, Hadley, Smith and Mayor Pro Tem Titherington

NAYS: None

**Item No. 9. Public Hearings and Consideration of Public Hearings.**

**A. Public Hearing to Review Proposed Text Amendments to Section 58-4 – Definition of Thoroughfare.**

The Town Council received a copy of the proposed text amendment. Mayor Pro Tem Titherington opened the public hearing.

Town Planner Burton is proposing a change to the definition of thoroughfare to make it align with the new Weddington roadway standards that was put together by USI. It aligns with NCDOT's new requirements. The new definition for thoroughfare that staff is proposing is the exact same one as the one in the Weddington Roadway Standards. The original organization is no longer called MUMPO which is another reason to make the change.

No one wished to speak.

Mayor Pro Tem Titherington closed the public hearing.

**B. Consideration of Ordinance Adopting Text Amendments to Section 58-4 – Definition of Thoroughfare.**

**AN ORDINANCE TO AMEND SECTION 58-4  
OF THE CODE OF ORDINANCES  
OF THE TOWN OF WEDDINGTON  
O-2015-01**

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

Sec. 58-4. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

[...]

*Loading space, off-street*, means an off-street space or berth on the same lot with a building or contiguous to a group of buildings for the temporary parking of commercial vehicles while loading or unloading merchandise or materials.

*Lot* means a parcel or tract of land occupied or capable of being occupied by a building or group of buildings devoted to a common use, together with the customary accessories and open spaces belonging to the same. The term "lot" includes a plot or parcel.

*Lot area* means the horizontal area within the legal lot lines of a lot, exclusive of the portions of the lot which lie within the street rights-of-way and any buffer required by subsection 46-76(d).

*Lot, corner*, means a lot which occupies the interior angle at the intersection of two street lines which make an angle of more than 45 degrees and less than 135 degrees with each other. Corner lot includes lots with a side lot line that abuts a thoroughfare buffer. See subsections 58-208(1)a. and (1)b.

*Lot depth* means the average horizontal distance between the front and rear lot lines.

*Lot, easement*, means a lot having an area of a minimum of five acres created per subsection 46-76(a) and that is connected to a public road for access via a recorded easement. An easement lot may be a minimum of 80,000 square feet when created within a conservation easement of at least 25 acres that is dedicated to a conservation organization. The principal uses shall be limited to those uses (i.e., uses by right) that are permitted uses in the underlying zoning district.

*Lot, interior*, means a lot other than a corner lot.

*Lot line, interior*, means a lot line which does not have road frontage.

*Lot line (property line)* means the lines bounding a lot.

*Lot of record* means a lot which is a part of a subdivision, a plat of which has been recorded at the county register of deeds or the Mecklenburg County Register of Deeds, or a lot described by metes and bounds, the description of which has been so recorded.

*Lot, through*, means a lot which fronts upon two parallel streets, or which fronts upon two streets which do not intersect at the boundaries of the lot.

*Lot width* means the distance between side lot lines, measured at the building setback line.

*Maintenance agreement* means a binding agreement between a party and the town, which provides that the party will be responsible for the implementation of all maintenance and operational obligations set forth in the maintenance plan.

*Maintenance plan* means a plan that meets the requirements of subsection 58-58(4)i., and which provides for the continued operation and maintenance of conservation lands required under subsection 58-58(4)d.

~~*Major thoroughfare* means a thoroughfare as designated by the Mecklenburg Union Metropolitan Planning Organization (MUMPO) Thoroughfare Plan or Local Area Regional Transportation Plan (LARTP) and adopted by the town, as amended from time to time.~~

*Map or zoning map* means the official zoning map of the town.

~~*Minor thoroughfare* means a thoroughfare as designated by the Mecklenburg Union Metropolitan Planning Organization (MUMPO) Thoroughfare Plan or Local Area Regional Transportation Plan (LARTP) and adopted by the town, as amended from time to time.~~

[ ... ]

*Stock brokerage firm* means an establishment that is primarily in the business of executing securities transactions on behalf of customers in exchange for a commission, fee, or other compensation.

*Structure* means any building, sign, wall, fence, or similar physical obstruction placed or erected on property.

*Structure, principal*, means a structure in which is conducted the principal use of the lot on which it is located.

*Subdivision, conservation*, means a residential subdivision six acres or greater in area that is developed pursuant to section 58-58.

*Subdivision, conventional*, means a residential subdivision that is not a conservation subdivision.

*Supermarket* means an establishment which may sell a wide variety of fresh produce, canned and packaged food items, small household goods and similar items which are consumed and used off-premises. In addition, the store may contain a delicatessen section in which prepared foods are sold and may be consumed on-premises in a specially designed sitdown area. Unlike convenience stores, gasoline sales are not permitted.

*Tailor, dressmaking and millinery shop* means a retail establishment that is primarily in the business of making, repairing, or altering articles of clothing.

*Tax preparation service* means an establishment that is primarily in the business of assisting customers in preparing their tax returns and/or offering tax-related advice or other tax-related services.

*Telecommunication tower and facilities* means a structure, including any accessory structures to house transmitting or maintenance equipment, designated to support antennae used for transmitting or receiving communication transmissions. The term "telecommunication tower and facilities" does not include ham radio operations, wireless radio towers, or television broadcast station towers.

**Thoroughfare means streets which provide for movement of high volumes of traffic throughout the Town. In general, thoroughfare streets consist of numbered state roads and other major streets as described in NCDOT, Union County, or Town of Weddington Thoroughfare Plans. Design criteria for thoroughfare streets shall be determined by the NCDOT, and construction plans shall be reviewed and approved by the NCDOT District Engineer.**

*Toy and hobby shop* means a retail store that is primarily in the business of selling toys, games, collectibles, models and/or similar items.

*Travel agency* means an establishment that is primarily in the business of assisting customers in planning and arranging vacations and other travel, often by finding and booking flights, hotels, cruises or vacation packages.

*Use* means the specific purpose for which land, a building, or a portion of a building is designed, arranged, intended, occupied or maintained. The term "permitted use" or its equivalent shall not be deemed to include a nonconforming use.

*Used or occupied* means and includes, as applied to any land or building, the terms "intended, arranged or designed to be used or occupied".

*Video store* means a retail store that is primarily in the business of renting and/or selling videos, DVDs and/or video games. An establishment that sells video and meets the definition of adult establishment, as herein defined, shall not be considered a video store.

Adopted this 9<sup>th</sup> day of February, 2015.

Councilwoman Harrison moved to approve the above. All were in favor, with votes recorded as follows:

AYES: Councilmembers Harrison, Hadley, Smith and Mayor Pro Tem Titherington

NAYS: None

**C. Public Hearing to Review Proposed Text Amendments to Section 46-76 – Revising Language to Meet the Revised Definition of Thoroughfare.** The Town Council received a copy of the proposed text amendment.

Mayor Pro Tem Titherington opened the public hearing.

No one wished to speak.

Town Planner Burton reviewed and stated that the old definition was referenced within Section 46-76. This is cleaning it up so it is referencing the correct definition.

Mayor Pro Tem Titherington closed the public hearing.

**D. Consideration of Ordinance Adopting Text Amendments to Section 46-76 – Revising Language to Meet the Revised Definition of Thoroughfare.**

**AN ORDINANCE TO AMEND SECTION 46-76  
OF THE CODE OF ORDINANCES  
OF THE TOWN OF WEDDINGTON  
O-2015-02**

**BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF WEDDINGTON THAT SECTION 46-76 OF THE CODE OF ORDINANCES BE AMENDED AS FOLLOWS:**

Sec. 46-76. - Road standards and buffering along thoroughfares.

[...]

(d) *Buffering along thoroughfares.*

- (1) Where side and rear lot lines abut along a ~~major or minor~~ thoroughfare as ~~designated~~ **defined** on the ~~Mecklenburg Union Metropolitan Planning Organization (MUMPO) thoroughfare plan as adopted by the town~~ **in the Weddington Roadway Standards**, the subdivider shall provide a natural buffer between the lot lines paralleling the thoroughfare and the thoroughfare road right-of-way. The natural buffer shall materially screen all principal and accessory uses from public view from the thoroughfare. The buffer shall consist of a natural planting or a berm with natural planting. Any walls, fences or other constructed devices shall be allowed within the buffer area, and shall be approved by the zoning administrator.
- (2) The subdivider is encouraged to propose the use of existing natural vegetation and/or topography or a combination of existing features as prescribed in this section when the purpose and intent of this section can be met with such methods.
- (3) Such screening shall be located on the property with the use with which it is associated or required, and shall materially screen the subject use from the view of the adjoining properties. Screening shall be in the form of all natural material, including brick with no exposed cement block. When screening is in the form of natural vegetation, a buffer strip at least ten feet wide shall be planted. This strip shall be free of all encroachments by building, parking areas or impervious coverage.
- (4) The buffer requirement is 100 feet for subdivisions, which is the minimum distance separation from the edge of the road right of way. Table 46-76 lists the required planting of trees and shrubs within this buffer. If the required buffer exceeds 15 percent of the total acreage of the parcel, the zoning administrator may reduce the required buffer to an amount equal to 15 percent.



TABLE 46-76

ACRES	< 0.5	0.5	1.0	1.5	2.0	2.5	3.0	3.5	4.0	4.5	5.0	5.5	6.0	6.5	7.0	7.5	8.0	8.5	9.0	9.5	10 or more
TREES (per 100 ft)	3		4			5			6			7			8			9			
SHRUBS (per 100 ft)	20																				

- (5) Any fence or wall shall be permitted with the following standards:
  - a. Constructed in a durable fashion of brick, stone, other masonry materials or wood posts and planks or metal or other materials specifically designed as fencing materials, or any combination thereof as may be approved by the zoning administrator. No more than 25 percent of the fence surface shall be left open, and the finished side of the fence shall face the abutting property. A chainlink fence with plastic, metal or wooden slats may not be used when abutting residential uses and districts;
  - b. Walls and fences shall be a minimum height of six feet.

Adopted this 9<sup>th</sup> day of February, 2015.

Councilwoman Harrison moved to approve the change to 46-76. All were in favor, with votes recorded as follows:

AYES: Councilmembers Harrison, Hadley, Smith and Mayor Pro Tem Titherington  
 NAYS: None

**Item No. 10. Old Business.**

**A. Discussion of McGrath Fire Study and Consideration of Action Items.** The Town Council received a copy of a PowerPoint titled Town of Weddington – Municipal Fire Service FAQ’s. A copy of the PowerPoint Presentation is attached to the minutes as Exhibit A.

Mayor Pro Tem Titherington reviewed the PowerPoint slides.

Slide 2: Mayor Pro Tem Titherington – The taxes on the Fire District was created in July 2012. The Town of Weddington paid on average 2.2 cents for fire protection to the County. There were some citizens who had a \$100 fire fee but the vast majority paid 2.2 cents to the County. Concurrent to that, they paid 3 cents to the Town for deputies and other services. Upon the creation of the municipal Fire District in 2012 the 2.2 was no longer collected by the County and was in fact collected by the Town of Weddington. Technically, the Town of Weddington’s taxes went up but the total paid by the citizens stayed the same.

Councilwoman Hadley – For Bob’s benefit, in July 1, 2012 we actually formed a municipal district that includes the Town of Weddington. Although you are in the primary district for Stallings, that is only because Stallings is closer to you and we contracted them for your medical calls. When we talk about a primary district then it is for medical calls . Our primary Fire Department is Providence which goes to all fire calls. We do have a municipal district that is Weddington's municipal district. Providence is the primary Fire Department for that but we contract out to Stallings and Wesley Chapel to those: The northeast area for Stallings and south part of Weddington for Wesley Chapel where they can get to you quicker.

Councilmember Mike Smith - Providence is Primary for Weddington. If you have a fire at your house, the closest fire house will be dispatched first. That could be Providence or Stallings depending on who is closer. Simultaneously Providence will be dispatched at the same time even if Stallings has already been dispatched. Both will be coming to you at the same time. There will be no delay in service.

Slide 3: Mayor Pro Tem Titherington showed where the 5.2 cents that gets paid to the Town of Weddington goes. At the conception of the Fire District in 2012 the Fire Tax was 2.2 cents. The Town continued to provide additional subsidy of 1.4 cents. We took additional tax money out of the 3 cents to provide that additional fire service. 1.6 cents of that 3 cents is left for deputies and other Town services. Fire Expense has increased to 3.74. Funding for operations of the Town are now down to 1.4 cents for deputies and other Town services. Expenses go up and we are taking more out of the general operating expenses. Union County fire tax has gone up to 2.81. There was an increase for the folks in the County whereas the Fire Department we collect for continues to stay stagnant at 2.2. The territories and geographies are different for the fire folks. It was done to ensure that all Town residents are serviced by the closest fire station. The Town does not apply a different tax rate depending on where you live. It is a flat rate for every citizen. The 3.74 cent cost of fire is the sum of all of the three contracts that we have. We have contracted with Providence for the current fiscal year for \$579,825, Wesley Chapel \$135,985 and Stallings \$36,814. Somewhat geography based. Our total expenditure for fire this year will be \$752,625 in the budget.

Councilwoman Hadley - The 0.374 is misleading because it doesn't address the total income that each of the fire departments receive. Councilwoman Hadley wants the following clarified: .0374 of the .052 is going to Fire.

Slide 4: Mayor Pro Tem Titherington - The 4 major revenue sources for the Town can be broken down into 2 buckets. Those the Town controls and those that are state controlled. If you look at the Ad valorem tax of 1 million that is the tax rate that the Town can set. \$111,500 is from various fees. As developers and businesses come in and they want to develop a piece of property they have various fee schedules that go on. The next pie is what we call utility franchise tax which is \$400,000 and comes from the State and sales tax. It is a nice revenue source for us but if you start thinking about planning our spending, it is a washout. Because the State has proven in the past that they can suspend or change those rates. What we control as a Town is the 1 million.

Councilwoman Hadley asked how often in the past has the franchise tax been reduced.

Finance Officer Leslie Gaylord – One quarter out of 14 years.

Councilwoman Hadley – The sales tax is \$313,750 and \$116,000 of that is because we have reached that threshold of .05 for a tax. If we were to go below then \$116,000 would come off of that.

Mayor Pro Tem Titherington – Total revenue spent and where does that go? If you take a look at the 2014-2015 budget, \$752,625 or 40% goes to fire service. \$243,975 goes to deputies. 53% of everything we take in goes to public safety. The other \$808,900 goes to general operating expenses. We have \$75,000 which is in the miscellaneous but that is a function of when we closed on the fire department.

Slide 5: \$996,475 for deputies and fire. It brings to the forefront why we are asking to have the conversation to look at this. We have a responsibility both fiduciary, moral and ethical to look at all options and come to the best decision for the Town citizens. There has been a lot of debate on consolidation. That decision hasn't been made. That is not for the Town Council to decide. It is a conversation that Wesley Chapel and Providence need to have and say if we do this how do we create a new department. Would it lower operating cost and if so does it ultimately still deliver the service that needs to be done? No one has been able to answer those questions. It is not a short term decision but a long term process that we are undergoing. A new PVFD organization would be created. The hope would be we would create efficiencies and cost savings. If that doesn't pan out then at least we went through the process.

Councilman Smith – Bill and I met with representatives from PVFD and Jack Parks, the president and Ken Schott, the Chief. The purpose of the meeting was to see if they were open to the idea of looking into it. Both the Chief and the President were willing to do so. The meeting went very well. Thank you both for your willingness to participate in this.

Councilwoman Hadley – Mayor Deter and I met with Chuck Roland and Chief Steven McLendon on January 15, 2015. The Mayor explained the process that we are going to meet with Providence and basically going to meet with Wesley Chapel and find out if they were open to the idea of a new company. The Chief and the President thought that they had discussed it at their Board meeting and they were open to talks for maintaining 24/7 and forming a new department. President Chuck Roland suggested that their board agreed to a name change of Union County Western Fire Department. The Chief said they were open to Company C as the Mayor referred to the new company C. The Town was concerned with cost. If we could keep service the same and reduce cost then this was something the Town needed to look at. Chuck Roland suggested that a Board Structure needed to be addressed. Mayor Deter said the Town would facilitate. They also shared that Providence had asked for audited financials. Chuck Roland said he gave those to us in 2011 and that he could provide them through 2014. As the Mayor questioned him a bit more, there was a realization that they were not audited but it was a compilation and not an audit. Their secretary provided quarterly to the accountant John Moore in Indian Trail and then he provides the compilation. The Mayor asked if two people sign the checks. They said the Chief would approve the purchase and send the invoice to the secretary who actually wrote the check. The Mayor said we were meeting with the County to find out issues with the overlap of contracts, budgets, etc. The Mayor said it felt like it sounded too easy. Chuck Roland suggested that legal would be involved. Of course, we would need to investigate that aspect of any kind of consolidation. The Mayor suggested that the Town could help facilitate and perhaps bring in an outside party. The Chief suggested that Johnny Blythe be brought in for the County. The Mayor said if there is an opportunity for savings we need to do it quickly. Chief McClendon said that they would send a summary of the compilations. And they both agreed to a February 17, 2015 meeting that would include the Chief and President from Providence and Wesley Chapel and two Councilmembers.

Councilwoman Harrison – On January 27, 2015 the Mayor and I met with the President Jack Parks and Kenny Schott of Providence. We met with Chuck Roland and Steven McClendon from Wesley Chapel. We talked about company C. We talked about a new organization with company C and all that entails. We understand that Wesley Chapel has a 13 member board and Providence has a 9 member board. We talked about the Executive Committee. We hoped that both Chuck and Jack would go and talk about who can cross that board at an executive level. We were looking at 2 members from Providence and 2 members from Wesley Chapel. We also have both the Chiefs to meet with and talk about what would a consolidated operating budget cost. What would it look like and what would it entail? We talked about bylaws and how they would need to be changed. We are fully aware of what this would take and what it would entail. We have to have data by March 1, 2015 in order for the Council to make any kind of decision because in order for this to happen it would be July 1, 2015 before we would execute Company C. That is when we agreed that February 17, 2015 we would come back and talk about what did the two Chiefs talk about and what did the two Presidents talk about. The next day we met with the County. They had an attorney and CFO, the manager, the director of emergency services, a County Commissioner, myself and Bill. They were very optimistic. The lawyer kept saying he could not talk to me because that would be advising you but I advise you to talk to your lawyer. When we called Anthony he was surprised with everything we are doing. We asked a lot of valid questions. Anthony said we need to talk to the Towns that are affected by this along with Weddington. With that, we contacted the Mayor of Wesley Chapel and Marvin and asked if we can meet with you. Chuck Roland and Steven asked if they can be in these meetings since they are the towns that they service. We had meetings last week with both Mayors at separate times. They were both very positive about what we were doing. The mayor of Marvin was excited that we would have an entire fire department that would be servicing Wesley Chapel, Marvin and Weddington and the 3 or 4 blocks in Indian Trail. Additionally, we have talked to the State Fire Marshal multiple times. We talked about the ISO4. I was surprised about how this was going to lower individual homeowners rates because that was not the indication we got from two different people at the state level. It is not the indication that we got talking to insurance companies. Bill talked to two different insurance companies and I talked to two as well.

The ISO4 is great and wonderful. I don't want to take away from that. It will help commercial. I called my insurance company and told them they raised my rate \$200 and I never got a thing. We continue to work with everybody. We are looking at this from a business standpoint and deciding what the right thing is for Weddington and the citizens. No decision has been made. I am open to all suggestions. I want to make sure the information is correct which is why we keep asking people for bits and pieces so we make sure we know everything.

Councilwoman Hadley – What were the questions asked of the Fire Marshal?

Councilwoman Harrison – Would they have any issues with what we were trying to do? We were told no.

Councilwoman Hadley – You said you talked to them several times.

Councilwoman Harrison – The other times were based on the ISO4. We had heard that was not going to take effect until June 1, 2015. We wanted to know what did that mean. They said it just means that is when it will take effect. We said what if we make the decision to consolidate, will that affect it? We were told no. The third time was when we are going to receive an official notification of the ISO4. We followed that up with an email.

Mayor Pro Tem Titherington – Hopefully this gives you an overview of a lot of the work that has been going on. This is not a cost reduction. It is understanding what the costs are and how we forecast them out. It will come down to what are the costs and revenue and how do we continue to provide good service.

Councilwoman Hadley – Looking at the logistics of the company, I called and talked to the inspections supervisor with the State. He reiterated what the Fire Marshal told you. It is up to the Town as to which direction they want to go. These are his answers to my hypothetical situations.

Should Wesley Chapel take over or absorb Providence, would Providence revert to Wesley Chapel's current rating? – Yes for at least 12 months until we can re-inspect.

Mayor Pro Tem Titherington – This not what we are asking but thank you. We are talking about consolidation not one taking the other over.

Councilwoman Hadley – I will jump to the last one.

Should a new company be created by combining Wesley Chapel and Providence where Wesley Chapel and Providence are dissolved, the new company would have a 9 rating until such time as they were inspected – Yes, this would be considered a new department and district.

The new company should expect to be scheduled for an inspection anywhere from 12-18 months and then another 6 months before their rating would go into effect. In essence, two years after their creation - Yes, it would be at least 12 months before the inspection. Then 4 to 5 months before it would be released and then another 6 months before it would go into effect.

It appears Providence would lose their rating with the creation of a new company. I also called my insurance company and for my house going from a 6 to a 9 rating it would increase \$357 more a year. I asked about going from a 6 to 4 rating and it could be nominal or 0. It depends on the particular insurance company.

**Item No. 11. New Business.**

**A. Review and Consideration of In Rem Ordinance for 4005 Ambassador Lane in Weddington (Inez B. McRae Trust) – Code Enforcement Officer Sam Leggett.** The Town Council received a copy of the following In Rem Ordinance:

**ORDINANCE DIRECTING THE CODE ENFORCEMENT OFFICER TO SECURE, REPAIR AND ABATE CODE VIOLATIONS AT 4005 AMBASSADOR CT., WEDDINGTON, N.C., (SEC. 160.443, NCGS)**

**WHEREAS, PURSUANT TO THE CODE OF ORDINANCES** (herein after called the “Code”) of the Town of Weddington, the Code Enforcement Officer of the Town of Weddington has requested the Town Council of the Town of Weddington (herein called the “Council”), to adopt an Ordinance requiring him to repair, secure and close and to abate certain violations of the Weddington Minimum Housing Code and the Weddington Zoning Ordinance by removing and disposing of or relocating two junk vehicles so as to comply with said Zoning Ordinance and cutting and removing trees, weeds, vines and similar overgrown conditions and trash and debris in and around the deteriorated residence located at 4005 Ambassador CT., Tax Parcel #06066139, Weddington, N.C. These premises are located within the corporate limits of the Town of Weddington and said premises do not comply with the Town of Weddington Minimum Housing Code and the Weddington Zoning Ordinance, and,

**WHEREAS,** the Council hereby finds that the owners of the premises is Inez B. McRae Trust, % Baxter T. McRae, Jr., and Kurt F. Hausler, acting Trustee,

**WHEREAS,** the Council hereby finds that the premises are deteriorated, unsafe and unfit for human habitation under the provisions of the Code; and,

**WHEREAS,** the Council hereby finds that the Town has complied with all applicable provisions of the Code; and,

**WHEREAS,** the owner of the premises; after having been given reasonable opportunity to do so, has failed to comply with a lawful order of the Code Enforcement Officer to repair, secure and close said residence and to abate violations of the Zoning Ordinance by removing or relocating two junk vehicles and cutting, mowing, removing certain overgrown vegetation, trash and debris and properly disposing of same with the time prescribed; and,

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL, THAT:**

Section 1. The Code Enforcement Officer shall cause the structure to be repaired, secured and closed by replacing all broken window panes, replacing existing garage door, closing and locking/securing all entrance doors to residence by covering same with painted OSB panels, mowing around residence and removing vines, trees and similar vegetation currently in contact with residence; removing and disposing of all trash, damaged furniture, appliances and debris inside of garage and moving 2 junk vehicles to interior of garage or disposing of same.

Section 2. The cost of all repairs to residence and clearing, mowing around residence and premises and vehicle relocation or removal and associated expenses shall be a lien on the premises to be collected pursuant to Chapter 160-443 (6) of the North Carolina General Statutes.

Section 3. A copy of this Ordinance, certified as a true copy by the Town Clerk, shall be recorded in the Union County Registry pursuant to the North Carolina General Statutes 160A-443 (5).

Section 4. This Ordinance shall become effective upon its adoption.

Adopted this the 9th day of February, 2015

The Town Council also received the following:

- Documentation showing previous communication with property owner regarding this item
- Photographs of Property
- Cost Estimate of Repairs

Mr. Sam Leggett – This property has a long history. It has been in a state of disrepair and deterioration for a number of years. The house is vacant and unoccupied. I received a complaint about this property back in March 2013. I went out and made an inspection. I found a number of code violations of the minimum housing code. The house was open to entry, doors had been broken into and some windows broken out and still are. The property was overgrown and had several unlicensed vehicles parked in the driveway. Those conditions have only worsened since 2013 to the present time. I have gone through the process of notifying the owner in writing by way of certified and regular mail. That notice was received and the owner did come in and sit down with me at Town Hall to discuss the condition of the property. We went out after the meeting and he took me inside and we did a thorough inside inspection. He had been given a written order to bring that property into compliance with the minimal housing code. I gave him a combined time frame including several extensions a year to do these repairs. Nothing has been done. The next step in the local code enforcement process is to ask for your approval of REM ordinance which would authorize me to have those repairs made at that house. These would be external only such as replacing broken windows, securing the entrance doors with painted OSB panels so someone can't just go inside, replacing an existing rotted and deteriorated garage door, cleaning out the garage and putting the two vehicles inside the garage and then closing and locking that door. I submitted a cost estimate for those items. This property has been in a deteriorated condition for at least 10 years. This property is a safety concern. If you approve this ordinance, I will obtain bids for these repairs. The cost of the repairs plus the enforcement action would then be filed as a lien against that property with the Union County Register so that if the property ever changes hands, the Town would be able to recoup that cost plus interest.

Town Attorney Fox – Initially, the Town will expend these costs in order to effect a secure environment for this property that will be deemed deteriorated property in your housing code. This is under your minimum housing code according to your ordinance. This just mirrors what is in the State law. Sam has walked you through the process which does have components of hearings and due process up to this point. The property owner has had opportunity to rectify the situation. It is here before you because it is deemed to be a health and safety concern for the residents in and around the community.

Councilwoman Harrison – We could turn around and foreclose if we don't get the money?

Town Attorney Fox – The statute provides for the lien to be placed on the property. Can you execute on a lien?

Councilwoman Harrison - If all you do is a lien then nothing happens to that property. Then you have to wait 10 years. None will remember that. You could knock down that building .

Town Attorney Fox – This property is not dilapidated. The question is if the cost of the repairs to the property to bring it up to code will exceed or is greater than 50% then Sam could determine it to be dilapidated, then you tear it down. With deteriorated properties you have the ability to securing it by closing it and securing it by boarding up the windows and doors and then the law allows that property to sit there in that state. It could be evaluated and then it could still deteriorate further which may result in it being dilapidated.

Councilwoman Harrison – If there is old mildew or whatever in that building it is just going to make it more of a breeding ground.

Councilman Smith – That is not our concern. This is becoming a health and safety issue for anyone who goes in there. It is our responsibility to make sure nobody gets hurt. Could this be a reoccurring cost to the Town?

Mr. Leggett – Depending on how bad someone wants to get inside the building. The proposal before you is asking to not board up all the windows. I want to replace the broken window panes to slow deterioration with the hopes that the neighbors that live around there would let someone know if they see someone hanging around

or doing additional damage. My experience is that when you board up a house and windows the neighbors dislike the look of a deteriorated state. I am asking to secure the board with painted OSB panels. By painting them it may make it blend in with the house color but it also keeps it from delaminating and quickly becoming ineffective. I may very well have to come back before the council in the future and state that it is to the point of dilapidation and it needs to be demolished.

Town Attorney Fox – The Council already decided to adopt this ordinance which is the remedy. The owner of the property would have to have notice of that so they would still have another opportunity to correct this.

Mayor Pro Tem Titherington – One of the things that scares me is that there is a refrigerator sitting in the garage.

Mr. Leggett – I would like to have all of the items in the garage that are deteriorated and damaged hauled off. After we finish making the repairs we would have the two cars pushed inside the garage and close the door. It will resolve the zoning issue while we are resolving the minimum housing code violations.

Councilwoman Hadley – How are you going to remove the vehicles?

Mr. Leggett – That will be up to the contractor. I have a list of 8-10 contractors. I believe from looking at the vehicles that they may have to pump the tires back up and then push them in.

Councilwoman Hadley – You have \$1800 for garage door.

Mr. Leggett – That is an estimate only.

Councilwoman Hadley – This guy is getting a new garage door. Is there a more cost effective way to board it up without buying a negligent homeowner a new garage door?

Mr. Leggett – I am not sure it would be very pleasing to look at. This is a nice house.

Councilwoman Hadley – How close is it to adjacent homeowners? What size lot is it on?

Mr. Leggett - All of these lots are 1 acre zoning.

Neighbor of the property - The neighborhood is going through a transition. A lot of the original owners are moving into continual care type communities. Everyone who is moving in is moving in with young kids which is wonderful for Antioch Church School and the Weddington School System. But having this one house in this entire community sitting there it is awful. The community feels helpless.

I built my house on Ambassador Ct in 1995 and two years into it I realized he wasn't going to do anything with it. He is a very pleasant man. He told me his intention was to move back into it. Since 1995 two people have occupied the home. None of them are him. No power. They were burning wood in the fire place to heat themselves. I called the sheriff's department at least 5 times. On three of those occasions it was a clubhouse. I came in from a road trip and I could not get into my driveway because the entire cul-de-sac was filled with cars. My side yard was filled with cars and there was a big blowout party. The sheriff's department came and they could not arrest anyone because the young man said the owner gave him permission to have the party. On another occasion I found a bag of drug paraphernalia and some guns. The sheriff came out, looked inside the facility and it was tons of drug paraphernalia in there along with 20-30 used condoms. I don't like the idea of wasting money so I am going to presume that the reason the board is not going a step further is because he is paying his taxes. He has cut the grass four times since 1995. We have had a number of break-ins at their house to just have a place to hang out and wait until the sun goes down.

Councilwoman Harrison moved to adopt the ordinance. All were in favor, with votes recorded as follows:

AYES: Councilmembers Harrison, Hadley, Smith and Mayor Pro Tem Titherington  
NAYS: None

**B. Review and Consideration of the Final Plat Map 1B for Atherton Estates.** The Town Council received the following memo from Town Planner Julian Burton and a copy of the Final Record Plat, Map 1B:

Shea Homes submits a final plat application for 13 lots of the approved 130 lot Conventional Subdivision on 170.81 acres located on Weddington Road. Map 1 (12 Lots) was previously approved by the Council on August 11<sup>th</sup>, 2014.

**Application Information:**

Subdivision Name: Atherton Estates  
Date of Application: December 15<sup>th</sup>, 2014  
Applicant/Developer Name: Shea Homes, Chase Kerley  
Owner Name: Shea Atherton  
Property Location: Weddington Road, Weddington-Matthews Road, and Cox Road  
Existing Zoning: RCD and R-40  
Proposed Zoning: R-40  
Existing Land Use: Residential Conservation and Traditional Residential (no change required)  
Existing Use: Vacant Land  
Proposed Use: Single Family Residential Subdivision  
Parcel Size: An assemblage of 170.81 acres (Map 1B is 14.45 acres).

**Project Information:**

The Atherton Estates Subdivision is a proposed 130 lot subdivision on 170.81 acres comprised of six parcels. The subdivision is located on and accessed by Weddington Road, Weddington-Matthews Road and Cox Road and is being developed by Shea Homes as a conventional subdivision.

A conventional subdivision is permitted by right in the R-40 and RCD zoning districts per the *Weddington Zoning Ordinance*. A conventional subdivision requires a minimum of 40,000 square foot lots and a minimum of 10% open space.

**Background Information:**

- A pre-sketch conference was held January 3, 2013.
- Public Involvement Meetings were held on Tuesday, November 19<sup>th</sup> on-site from 12:00pm-2:00pm and Thursday, November 21<sup>st</sup> at Town Hall from 4:30-6:30pm.
- The Zoning Administrator approved the Sketch Plan on October 30, 2013.
- The Town Council approved the Preliminary Plat on January 13<sup>th</sup>, 2014.
- The Town Council approved Final Plat Map 1 on August 11<sup>th</sup>, 2014.

**General Information:**

- Map 1B is 13 lots on 14.45 acres.
- The applicant is required 10% or 16.53 acres of open space after dedicating 4.45 acres of right-of-way to NCDOT and one acre for the future amenity area. .61 acres of open space is included in Map 1B.
- Development standards are as follows:
  - Minimum lot size - 40,000 sq. feet
  - Minimum lot width - 120 feet
  - Minimum front yard setback - 50 feet
  - Minimum rear yard setback – 40 feet
  - Minimum side yard setback – 15 feet
  - Minimum corner side yard setback – 25 feet



- Lot 20 is the smallest lot within Map 1B at 40,065 square feet

**Infrastructure**

- All lots in Map 1B are septic lots, and the applicant has preliminary approval of the septic plan from Union County for all of the lots.
- Lots 16 and 32 have repair fields located in common open space behind lots 39-44, and lot 35 has both the repair field and the drainfield located in common open space behind lots 39-44. All three lots utilize a 12 foot septic easement to access the repair/drainfields which runs along Wheatberry Hill Drive, and then runs along the property line between lots 39 and 40. No residential lots in Map 1B contain any repair fields or drain fields serving another residential lot, and no residential lot contains more than one repair field and/or drainfield.
- DOT has provided proof of approval for all three connections (Weddington Road, Cox Rd. Weddington-Matthews Rd).

**Environment and Natural Resources**

- The plan has received approval from DENR for the erosion and sedimentation control plan, and for water quality II.
- DENR has provided approval for the two bank embankments.

**Bonds and Covenants**

- Bond estimates for both water and infrastructure are currently being reviewed by USI.
- Declared Covenants, Conditions and Restrictions (CCR's) for Atherton are currently being reviewed by the Town Attorney.

**Additional Information**

- The Lighting Plan for the entire subdivision was approved by the Planning Board on July 28<sup>th</sup>, 2014.

**Recommended Conditions of Approval:**

1. Performance and Maintenance Bonds to be approved by the Town Council.
2. Approval of CCR's by Town Attorney.
3. Each remaining lot to be recorded in the Atherton subdivision shall include on its Deed a statement that any roads in the subdivision that are not accepted by NCDOT are private and not the responsibility of the Town of Weddington and shall be maintained by the Atherton Homeowners Association or its Developer.
4. Vehicle control signs including but not limited to stop signs and speed limit signs shall be installed by the Developer and maintained by the Homeowners Association on any roads not accepted by NCDOT. All speed limits within the subdivision shall be no greater than 25 mph.
5. Final proof of approval from Union County for all of septic systems included in Map 1B.

**Planning Board Review (January 26<sup>th</sup>, 2015):**

Recommended approval (unanimous) with the above-listed conditions

**Town Council Action:**

Approve/Approve with Conditions/Deny Final Plat application for Map 1B

Town Planner Burton removed Condition of Approval #2. CCRs have already been recorded.

Councilman Smith moved to approve the final plat with the conditions as recommended by staff.

All were in favor, with votes recorded as follows:

AYES:	Councilmembers Harrison, Hadley, Smith and Mayor Pro Tem Titherington
NAYS:	None

**C. Consideration of Reimbursement to Providence VFD for CPR Class – Councilman Smith.** The Town Council received a copy of the invoice from the CPR Training.

Councilman Smith – Council has been looking into providing CPR classes for the community. We instructed the Public Safety Committee to handle this. They reached out to the Providence Fire Department who accepted the responsibility for organizing this and hosted it at the firehouse. We did not foresee that there was some cost. Providence Volunteer Fire Department paid these people. I would like for them to be reimbursed for that since it was the Town’s idea. The total is \$1419. Thank you to Jack and Kenny for this. We have a copy of the cancelled check as proof of payment.

Councilman Smith moved to reimburse Providence Volunteer Fire Department for the CPR class of \$1419. All were in favor, with votes recorded as follows:

AYES: Councilmembers Harrison, Hadley, Smith and Mayor Pro Tem Titherington  
NAYS: None

**D. Consideration of Proposal from Justin Carroll for Consulting Services for Traffic Impact Analysis Review.** The Town Council received a copy of the proposal from Justin T. Carroll, PE – Traffic Engineering Operations Manager to assist in the guidance and review of a draft TIA Ordinance. The total cost of the proposal is \$4,930.00.

The scope for this project includes:

- Review and Guidance of Draft TIA Ordinance Language – 2 review periods
- NCDOT Coordination
- Weddington Staff Meeting
- Weddington Planning Board Meeting
- Weddington Town Council Meeting

Councilwoman Harrison moved to approve the services for Justin Carroll not to exceed \$4,930. All were in favor, with votes recorded as follows:

AYES: Councilmembers Harrison, Hadley, Smith and Mayor Pro Tem Titherington  
NAYS: None

**Item No. 12. Update from Town Planner.** The Town Council received the following update memo from Town Planner Burton:

- The applicant for the West property (Laurel Grove Lane/Antioch Church Rd) has submitted a revised sketch plan with access provided solely from Antioch Church Rd. PIMs were held on February 3<sup>rd</sup> and 4<sup>th</sup>, and the preliminary plat will likely be heard at the February 23<sup>rd</sup> Planning Board meeting.
- The LDS church on Hemby Road has submitted an application for a Conditional Zoning major amendment to resolve some issues with the initial construction of the church. The application will likely be heard at the February 23<sup>rd</sup> Planning Board meeting.

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

**PROVIDENCE VFD**

Union                      Meck  
Fire: 26                    Fire: 7  
EMS: 11                    EMS: 6

Total: 37

Total: 13

The Town Council also received the Income and Expense Budget Performance and Balance Sheet for Providence VFD for January 2015.

Wesley Chapel VFD – 14 Calls

Stallings VFD – 4 Calls

Weddington Deputies – 698 Calls

Councilman Smith – We are getting estimates for a trailer. There is a trailer that we had originally that we received from the County for the cert program. Their program failed. The trailer has been dormant. We are trying to make good use of the trailer to assist the deputies and fire companies. We are looking at that now and how it would be used and in what circumstance. We are also getting some estimates on some needed repairs.

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

**A. Finance Officer’s Report.** The Town Council received the Revenue and Expenditure Statement by Department and Balance Sheet for 1/1/2015 to 1/31/2015.

**B. Tax Collector’s Report. Monthly Report – January 2015**

<b>Transactions:</b>	
Adjustment under \$5.00	\$(51.62)
Balance Adjustments	\$(21.28)
Releases	\$(62.40)
Interest Charges	\$1,743.67
Delaney Property Rollbacks	\$17,046.68
Overpayments	\$(399.78)
Penalties and Interest	\$(247.10)
Refunds	\$2,882.22
<b>Taxes Collected:</b>	
2011	\$(77.18)
2012	\$(6,276.71)
2013	\$(6,669.75)
2014	\$(135,088.52)
<b>As of January 31, 2015; the following taxes remain Outstanding:</b>	
2002	\$82.07
2003	\$129.05
2004	\$122.90
2005	\$252.74
2006	\$56.80
2007	\$144.42
2008	\$1,330.77
2009	\$1,281.43
2010	\$1,494.47
2011	\$2,380.86
2012	\$6,860.43
2013	\$7,372.72
2014	\$72,278.27

<b>Total Outstanding:</b>	\$93,786.93
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The Town Council also received the Unpaid Balance Report by Receipt Number for Tax Year 2014.

**Item No. 15. Transportation Report.** Councilwoman Harrison – I attended the MUMPO meeting in January. We are going to be starting the 2045 plan. We talked about what is on the TIP plan that goes out to 2019. The right-of-way for Rea Road starts in 2017 with construction in 2019. It is now \$34M. What this consists of is 84 going all the way to Wesley Chapel. Parts of 84 still don't have anything that shows me where Rea Road will come out. I challenge the dollar amount. The widening of Providence does not start until 2022 with construction in 2024 but it is subject to being re-prioritized which happened already last year which got it to where it is now. After the meeting I spoke to someone and I have it on the Retreat agenda. What can we do as a Town? We would like to see Providence widened earlier rather than later.

**Item No. 16. Council Comments.**

Councilwoman Hadley – I want to acknowledge the fact that we lost a great man in North Carolina – Dean Smith - this past weekend. We need to take a minute to realize what he contributed to the school and to the state. The fact is that he set records but what set him apart was his moral character. He was passionate about doing the right thing for the right reason. I wanted to give him a moment of our time tonight.

Councilwoman Harrison – A lot of you may know Marcie Savage, who is on the school board for district 6, tendered her resignation effective January 31, 2015. Her replacement is picked by the school board for the next two years until there is an election in 2016. There is not a special election. Part of Weddington is in district 6. If you are district 6 you have the ability to put your resume in the hat in to be considered by the school board. We need someone who is going to be conservative and looks at the whole thing and not the smaller portion.

**Item No. 17. Adjournment.** Councilwoman Harrison moved to adjourn. All were in favor, with votes recorded as follows:

- AYES: Councilmembers Harrison, Hadley, Smith and Mayor Pro Tem Titherington
- NAYS: None

The meeting adjourned at 8:40 p.m.

\_\_\_\_\_  
Bill Deter, Mayor

\_\_\_\_\_  
Attest