

**TOWN OF WEDDINGTON
REGULAR TOWN COUNCIL MEETING
MONDAY, DECEMBER 12, 2011 - 7:00 P.M.
MINUTES**

The Town Council of the Town of Weddington, North Carolina, met in a Regular Session at the Weddington Town Hall, 1924 Weddington Road, Weddington, NC 28104 on December 12, 2011, with Mayor Nancy D. Anderson and Mayor Walker F. Davidson presiding.

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

Absent: None

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

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

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

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

Item No. 3. Approval of Minutes.

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

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

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

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

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

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

Item No. 5. Special Recognition.

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

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

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

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

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

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

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

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

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

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

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

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

Item No. 6. Oaths of Office.

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

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

This the 12th day of December, 2011.

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

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

This the 12th day of December, 2011.

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

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

This the 12th day of December, 2011.

Mayor Davidson called for a brief recess.

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

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

Item No. 8. Appointments.

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

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

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

Mayor Davidson appointed Councilwoman Harrison as the Delegate to MUMPO.

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

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

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

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

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

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

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

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

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

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

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

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

Mayor Davidson broke the tie by voting in the affirmative.

Item No. 9. Public Hearing.

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

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

Section 58-4 Definitions

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

Section 58-151 Temporary Signs

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

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

Item No. 10. Consent Agenda.

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

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

All were in favor, with votes recorded as follows:

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

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

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

All were in favor, with votes recorded as follows:

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

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

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

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

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

Item No. 11. Consideration of Public Hearing.

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

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

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

Section 58-4 Definitions

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

Section 58-151 Temporary Signs

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

Adopted this 12th day of December, 2011.

All were in favor, with votes recorded as follows:

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

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

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

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

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

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

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

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

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

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

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

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

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

Events Scheduled

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

Upcoming Dates:

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

Item No. 16. Public Safety Report.

Weddington Deputies – 601 Calls

Providence VFD:

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

Union County:

Fire	24	EMS	6	Total	30
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Mecklenburg County:

Fire	1	EMS	2	Total	3
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Department Total:

Fire	25
EMS	8
Total	33

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

Wesley Chapel VFD – 129 Calls.

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

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

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

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

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

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

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

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

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

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

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

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

The meeting ended at 8:09 p.m.

Walker F. Davidson, Mayor

Amy S. McCollum, Town Clerk