

**Town of Mocksville
Regular Board Meeting
December 3, 2019**

The Town of Mocksville Board of Commissioners met for the Regular Board Meeting on Tuesday, December 3, 2019 at 6:00 p.m. in the Mocksville Town Hall.

Present:	Mayor, Will Marklin	Absent: Brent S. Ward
Commissioners Present:	Eric Southern Rob Taylor Brian Williams Amy Vaughan-Jones Justin Draughn	

Others Present:

Matt Settlemyer, Town Manager
Lynn Trivette, Town Clerk
Al Benschhoff, Town Attorney
Pat Reagan, Police Chief
Brian Moore, Public Services Director
Tami Langdon, Community Development

Mayor Marklin called the meeting to order welcoming everyone in attendance.

The Town of Mocksville Board paused for a moment of silence.

Mayor Marklin led the Pledge of Allegiance.

Adoption of Agenda

A motion was made by Commissioner Taylor to adopt the agenda but add a resolution in support of Brakebush Brothers in new business (D). The motion was seconded by Commissioner Southern which carried by a unanimous vote 4-0.

Citizen Comments

Mayor reads; Under GS 160-81.1, the Board shall provide one period for public comment per month. Public comments are a valued part of the Board meeting but we also have to handle monthly business items. If your public comment is not heard this month we provide the same opportunity at each month's Board meeting. Public comments are limited to 3 minutes per comment. The Mayor asks that groups appoint spokespersons for groups supporting the same position, especially when the number of people wishing to attend the meeting exceeds the capacity of Town Hall. When the comments become repetitive and no longer provide new information then discussion for this meeting may be stopped. As a reminder, the comment period is not a question and answer session.

As always, the Mayor shall provide for the maintenance of order and decorum in the conduct of the comment period.

Candace Kaufman addresses the Board saying I am an animal rights activist and started a non-profit called TAILS (Transparency for Animals in Lue of Sarge) waiting on our 501C3 certification any day. We are here to be the voice of animals that cannot speak for themselves. Our first case is Sarge Butters and who had him removed and why because we have yet to be provided with this information. It is the actions of this Town that has cost you money not us. There is still some public records request from August that has not been given. By law the Town has to provide these records and if the Town doesn't then it's a legal issue. It's up to the Town to end this by answering the questions. We have not given up and hopefully this Board will come to the conclusion to tell what happened in the case and why.

Barry Williams addresses the Board to say the Town should run on work ethic not who you are. Who runs the Town? It embarrassing that this is all we have to discuss. Why is the cat still an issue? The Town has voted one out and another in so let's get done with the cat issue. Give this lady (Candace Kaufman) what she wants and be done with it.

Communications from Boards, Commissions and Agencies

Mayor announced the proclamation for Brent S. Ward and that it expressed appreciation on behalf of the citizens of the Town of Mocksville for the valuable service he provided to the Town.

Consent Agenda

A motion was made by Commissioner Taylor to adopt the consent agenda as presented. The motion was seconded by Commissioner Vaughan-Jones which carried by a unanimous vote of 4-0. Items approved were: (A) November 3, 2019 Regular Board Meeting Minutes (B) Monthly Financials (C) Tax Releases.

Organizational Meeting

Oath of Office and Installation of Mayor-Elect, Will Marklin
Carlton Terry, District Court Judge

Oath of Office and Installation of Commissioner-Elect, Rob Taylor
Carlton Terry, District Court Judge

Oath of Office and Installation of Commissioner-Elect, Justin Draughn
Carlton Terry, District Court Judge

Appointment of Mayor Pro-Tem for the Town of Mocksville

A motion was made by Commissioner Williams to appoint Commissioner Taylor as Mayor Pro-Tem. The motion was seconded by Commissioner Southern which carried by a unanimous vote of 5-0.

Consider Adoption of 2020 Commissioner Meeting Schedule

A motion was made by Commissioner Vaughan-Jones to adopt the 2020 Commissioner meeting schedule. The motion was seconded by Commissioner Taylor which carried by a unanimous vote of 5-0.

Consider Piedmont Triad Regional Council (PTRC) Board of Delegates (BOA) Appointment and Alternate

The PTRC and TAC meetings are in Kernersville. They meet six times per year and on the same day.

A motion was made by Commissioner Taylor to appoint Commissioner Williams to the PTRC Board of Delegates. The motion was seconded by Commissioner Vaughan-Jones which carried by a unanimous vote of 5-0.

Consider Northwest Piedmont Rural Planning Organization (NWRPO) Transportation Advisory Committee (TAC) Appointment and Alternate

A motion was made by Commissioner Vaughan-Jones to appoint Commissioner Williams to the TAC Committee. The motion was seconded by Commissioner Taylor which carried by a unanimous vote of 5-0.

Consider Budget Amendment for WWTP Project \$189,000

Contractor, Brushy Mountain Builders encountered a significant amount of rock during construction of the new facilities. Brushy Mountain anticipated encountering rock and made appropriate allowances in their bid, however, the quantity encountered greatly exceeded what was reasonably anticipated. This has resulted in an additional expense and contract delays for which a change order to the contract is recommended.

A motion was made by Commissioner Taylor to approve the budget amendment for \$189,000. The motion was seconded by Commissioner Williams which carried by a unanimous vote of 5-0.

Consider Amending the Position Classification Titles in the Personnel Policy

Only titles that are currently in place among departments are being added to the position classification page in the personnel policy; no pay rate changes are among this amendment. Example: Town Clerk title was missing from the classification list.

A motion was made by Commissioner Vaughan-Jones to approve the amended position classification titles in the personnel policy. The motion was seconded by Commissioner Southern which carried by a unanimous vote of 5-0.

Consider Amending the Sewer Use Ordinance

The sewer use ordinances were revised to honor the 2019 Interlocal Agreement with Davie County, which requires that the Town's sewer uses be the same as the County's, to the extent possible. Also, the requirements of the sewer use ordinances must reflect the current U.S. Clean Water Act and North Carolina requirements. The NC requirements are published in the NC Administrative Code. The proposed ordinances were reviewed and approved by Davie County and the NC Department of Environmental Quality, Water Resources Division.

A motion was made by Commissioner Williams to approve the amended sewer use ordinance. The motion was seconded by Commissioner Southern which carried by a unanimous vote of 5-0.

Consider Resolution In Support of Brakebush Brothers, LLC to Expand a Poultry Packaging Facility in Mocksville, NC

Brakebush Brothers, LLC is considering expanding their poultry packaging facility. They propose to invest \$60,000,000 and to create at least 244 full time jobs. They are planning to construct an approximately 425,000 square foot facility that will house approximately \$80,000,000 in assets on the property. They plan to conform with all applicable state and local ordinances and policies. The Town endorses the new location and supports NCDOT's participation in the needed Highway 601 improvements in the amount of \$700,000 from State Economic Development funds which allows this project to locate to our community.

A motion was made by Commissioner Vaughan-Jones to adopt the resolution for Brakebush Brothers to expand their poultry packaging facility in Mocksville. The motion was seconded by Commissioner Williams which carried by a unanimous vote of 5-0.

Communication from Town Staff

Town Attorney: None

Town Manager: (1) Vacancy on the Planning Board since Justin Draughn was sworn in tonight. Lynn and I have been discussing the vacancies including the Board of Adjustments so be thinking about some individuals you would like to consider for these appointments or reappointments in the next coming months. (2) There will be a social hour at the January 7, 2020 Board meeting from 5pm to 6pm to recognize the newly elected officials and light hors d'oeuvres will be served. (3) Announcing the 50th Davie Chamber Awards Gala and Annual Meeting is Thursday, January 16, 2020 located at the Winmock. The tables do fill up quickly so RSVP to Lynn if you're planning on attending this event so she can reserve tables. (4) On December 5th the Board of Transportation is taking action on improvements at the intersection of Depot Street and Hwy 158. This DOT project should be in place by March 2020 which is their goal and the project does have secure funding. (5) The Police Chief will now give a brief update on the PD assessment and where the department is headed.

Police Chief:

The assessment conducted by Developmental Associates identified 19 items that should be addressed by the Police Department. The Board agreed with the recommendations and instructed the Manager to ensure these items were addressed. To date, 6 of the 19 tasks have been completed, many of them ahead of the recommended timeline. 9 tasks are in progress and completion is expected within the next 6 weeks. This is in line or sooner than recommended timeline. The remaining 4 tasks have not been started, but are recommended for completion in 1-2 years. The department remains committed to following these recommendations and continuing the progressive movement. The provided list is only the beginning of improving the efficiency of the department and additional items will be implemented to supplement the work already conducted. The department, Town, and Board remain committed to creating a progressive department that is viable for years to come.

In July 2018, the kitten Butterscotch, or "Butters" was found outside the Mocksville Police Department (MPD). He was small, afraid, and desperately in need of assistance and a home. Butters not only made himself at home in our building but quickly made an impact within the department itself. Additionally, 'Sarge Butters' quickly became the face of MPD on social media. His online followers extended not only across Mocksville but around the world.

In August 2019, amid a level of controversy, we were able to secure a foster home for Sarge Butters with a community member who would not only take excellent care of Sarge but would also provide regular updates. Sarge Butter's foster mom, Shirley, held true to her promise and even welcomed MPD officers to visit.

During one of those meetings, Shirley shared that her long-time canine companion died earlier in 2019. Shirley's dog had been her support through countless personal tests and trials, offering unconditional support as she worked to overcome adversities. Shirley felt lost without him but knew she was not ready to commit to another pet, and was not sure if she ever would be. Shirley agreed to foster Sarge Butters because she related to his situation, seeing him in need much the same way she had been previously. Helping Sarge adjust to his new foster home required both time and compassion. Sarge eventually came around, realizing that his new home had many advantages – including a smaller environment, much warmer floors, and easy-to-reach windows! Shirley and Sarge began to rely on each other and a new relationship was built. Listening to Shirley, it was evident to us that Sarge was fulfilling a much more important role than ever imagined when the fostering situation began.

In law enforcement, officers take an oath to serve and protect. MPD officers are consistently reminded that their fundamental job is to serve our community. Sarge Butters not only understands but also exemplifies this responsibility. While at MPD, Sarge was the calm, relaxed face our officers could depend on to help in a stressful time. With Shirley, Sarge is the daily reminder to stay positive and resilient in the face of life's many unexpected challenges.

Although we focus on protecting our human citizens, we also realize that our community has many others that need attention. Whether it's protecting a family, an individual, or a furry friend, our officers treat everyone with the highest level of concern and respect. This can be seen in our outreach efforts – Coffee with a Cop, Citizen's Academy, TAPS, and our latest project – No Shave November which partners with our friends at the Davie County Humane Society. Since adopting Sarge Butters over a year and a half ago, we have successfully rescued three more animals in the community.

It is clear that Sarge Butters understands and fulfills his role the same way our officers understand and fulfill theirs as they daily serve our citizens. As Police Chief I am committed to doing what is best for the community, best for my department and best for all that serve a greater good. For these reasons, the Mocksville Police Department believes Sarge Butters should remain with Shirley as his fur-ever home. He will be officially retiring from the MPD on December 4th, 2019. With gratitude for and in honor of his sacrifice, endurance, and professionalism, Sarge Butters will be promoted to the rank of Lieutenant upon his retirement.

Make plans to join our MPD family on December 4th at our monthly Coffee With a Cop and celebrate Lt. Butters as a community. Everyone is invited to help him and all his friends celebrate his service and new opportunities.

Communication from Mayor and Town Board

Commissioner Williams: Congratulations on the newly elected officials. Thanks to the staff and happy holidays.

Commissioner Taylor: Congratulations on the newly elected officials and looking forward to working with you. Thanks to the staff and happy holidays. Don't forget the wonderful Mocksville Christmas Parade Saturday at 2pm. Thanks to Tami for all the hard work. Look for us, "Town Board riding in the parade waving and throwing candy.

Commissioner Southern: Congratulations Mayor Marklin, Rob, and Justin welcome aboard and thanks to all the department heads for all you do. Lynn good luck with your surgery and keep Rustin in your prayers also during his recovery from surgery on his shoulder. I wish everybody a Merry Christmas.

Commissioner Draughn: Thanks to my family and friends who came out this evening and that my kids were quite during the meeting.

Commissioner Vaughan-Jones: I would like to ask Matt if he found out anything about the traffic light at Gaither because of the complaints. Matt explains that the sensors don't work and it's on a timing system now. Matt plans to speak with DOT to get them to reset the timer. Amy has been asked if Matt could put the PD report back on the website. Amy does not think it is on our website any longer. Matt doesn't believe it was ever on the website but he will check. Congratulations to Justin, Will and Rob.

Mayor Marklin: Tami the bed race went great and lots of good feedback from our Town. Thanks for all you do for the Town including the Christmas parade. Congratulations to Rob and Justin and look forward to working with you. I welcome my 5th grade teacher tonight. Hope everyone had a great Thanksgiving and hope you have a wonderful Merry Christmas. We have a great small Town and its super at Christmas time so check out all the events during the holiday months because a lot is going on. The events are on our website and social media page.

Motion to go into Closed Session 143-318.11(a) (1) To prevent the disclosure of information that is not a public record pursuant to G.S. Chapt. 132; and (2) 143-318.11(a)(3) to consult with the Town Attorney to preserve the attorney – client privilege. To consider and give instructions concerning the handling of the judicial action entitled JH Resources, Inc. v Town of Mocksville

A motion was made by Commissioner Williams to enter into close session. The motion was seconded by Commissioner Taylor and approved by a unanimous vote 5-0.

A motion was made by Commissioner Williams to re-enter into open session. The motion was seconded by Commissioner Taylor and approved by a unanimous vote 5-0.

Adjourn

A motion was made by Commissioner Vaughan-Jones to adjourn the December 3, 2019 Regular Board Meeting. The motion was seconded by Commissioner Southern which carried by a unanimous vote 5-0.

William J. Marklin, Mayor

Lynn Trivette, Town Clerk, NCCMC