

**Town of Mocksville  
Regular Board Meeting  
September 1, 2020**

The Town of Mocksville Board of Commissioners met for the Regular Board Meeting on Tuesday, September 1, 2020 at 6:00 p.m. The meeting was held at the Energy United Building located at 182 South Salisbury Street Mocksville, NC.

**Present:**

**Commissioners Present:**

Mayor, Will Marklin  
Amy Vaughan-Jones  
Rob Taylor  
Justin Draughn  
Brian Williams  
Eric Southern

**Absent:**

**Others Present:**

Matt Settlemyer, Town Manager  
Lynn Trivette, Town Clerk  
Pat Reagan, Police Chief  
Frank Carter, Fire Chief  
Kevin Hornik, sitting in for Town Attorney, Al Benschhoff

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 Southern to adopt the agenda as written. The motion was seconded by Commissioner Taylor which carried by a unanimous vote 5-0.*

**Citizen Comments**

Mayor reads; Under GS section 160A-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.

Carol Yow addressed the Board in support of the Police Department. I support and respect Chief Reagan, Major Black and the Police Department. When I look at Chief Reagan and Major Black, I see a man and woman of integrity and professionalism. I think that everyone in the Police Department should be treated equally regardless of gender. The Police Department has been a positive entity in our community. I am concerned with the allegations against the Police Department. Please do not dissolve the Police Department.

Jenny Stevenson addressed the Board to discuss a neighbor that allows their dog to use the bathroom on her property and continually barks. If we put an ordinance in place, and the dog is supposed to be on a leash, then that is what needs to be done.

Bob Sinclair addressed the Board to discuss why he is upset with how the Town is being ran. The Board should help with procedures and policies. The Board does not have the authority to micromanage any department. You are supposed to work as a group, not as individuals. I am paying for you people and many lawsuits. We have Board members that are part of a lawsuit. Think about what you are doing and get your act cleaned up. If not, be kind to the rest of us, who are paying the bills you are creating, and step down now. Let the Town Manager run this place.

Peggy DelliSanti addressed the Board concerning a previous rezoning request made by Jeremy Gordon for property located at 363 Harvest Way that was denied; however, he is still operating his business on the property. Our attorney has been in contact with Town Attorney Mr. Benshoff and provided him with pictures. It is my understanding that Mr. Settlemyer went to the property and there was a notice of violation that was supposed to be issued. Mr. Gordon has transported many truckloads of asphalt to the property, and is putting sand and dirt on top of the asphalt. We do not know if the asphalt is contaminated. He is doing whatever he wants; although told he could not have his business on his property.

### **Communications from Boards, Commissions and Agencies**

Mayor addressed the following Proclamations:

Constitution Day and Citizenship Day – September 17

Constitution Week – September 17 – 23

Family Promise Week – September 6 - 12

United Way Month of October

Domestic Violence Awareness Month of October

Recognition of Captain Reynolds retiring from the Mocksville Police Department

Mayor Marklin: On behalf of the Board of Commissioners, we would like to acknowledge Captain Joey Reynolds for his many years of service with the Mocksville Police Department in the Town of Mocksville. We all wish him and his family well in his retirement.

Commissioner Taylor: I have known Joey since I moved here and started at the DA's office in 1995. We have been together a long time and have had many conversations. I have always found you to be professional and always brought me the information that I needed. I appreciate your friendship through the years. Good luck to you in your retirement.

Commissioner Southern: I have known you a long time. Thank you for your dedicated service. You serve with honor, integrity and class. You are one of the good ones out there. I wish you nothing but the best. Thank you for all you have done for the Town.

Commissioner Williams: You and I have been engaged in a professional relationship since you were the Police Chief in Cooleemee and I was the Town Attorney for Cooleemee. We had many interactions there and you did a great job. You served the County, impacting my kids with the D.A.R.E. program for a long time; impacting many kids in a positive way. I appreciate your service.

Commissioner Draughn: Congratulations Joey. Hope you get to play lots of golf and relax.

Commissioner Vaughan-Jones: Bittersweet Joey. Congratulations. I hope you, Michelle and the girls have a wonderful adventure. I know it will be a sad day at the PD because you were a really good police officer and you served not only the Town of Mocksville, but the Town of Cooleemee; 25 years, that is a long time. I know you have made lots of wonderful relationships in the Town. Your next journey should be just as enjoyable. Good luck.

### **Consent Agenda**

*A motion was made by Commissioner Taylor to adopt the consent agenda as presented. The motion was seconded by Commissioner Williams which carried by a unanimous vote of 5-0. Items approved were: (A) August 4, 2020 Regular Board Meeting Minutes (B) August 4, 2020 Closed Session Minutes (C) August 12, 2020 Special Meeting Minutes (D) August 20, 2020 Special Meeting/Closed Session Minutes (E) Monthly Financials (F) Tax Releases.*

### **Consider Agreement for Professional Services Between the Town of Mocksville and Willis Engineers for FY 21 Water and Sewer Improvements**

Town Manager Settlemyer: This is an agreement that we do every year. We budgeted around \$500,000 for improvements to our existing system. Chuck Willis will help with the design work in addition to other work as it comes up. This does not include grant related funding.

*A motion was made by Commissioner Taylor to adopt the agreement for professional services between the Town of Mocksville and Willis Engineers for FY 21 water and sewer improvements. The motion was seconded by Commissioner Southern which carried by a unanimous vote 5-0.*

### **Consider Memorandum of Understanding for Joint Water Study between the Town of Mocksville and Davie County**

*A motion was made by Commissioner Williams to table the memorandum of understanding until the joint meeting with Davie County September 8, 2020. The motion was seconded by Commissioner Taylor which carried by a unanimous vote 5-0.*

### **Consider Amended Economic Development Assistance Agreement for Davie Industrial Center**

*A motion was made by Commissioner Williams to table the economic development assistance agreement for Davie Industrial Center until the actual closing date is known. The motion was seconded by Commissioner Southern which carried by a unanimous vote 5-0.*

## **Communication from Town Staff**

Town Attorney: none

Town Manager: The playgrounds open Friday.

## **Communication from Mayor and Town Board**

Commissioner Vaughan-Jones: I thought code enforcement is joined with the PD, which used to be Joey's job, right? If there is something, like a dog that is loose, code enforcement should come through the PD, that is my understanding. That is a very big issue Jenny and I hear what you are saying. If the animal control is not able, then I think code enforcement does fall to the PD. I think with Ms. DelliSanti the same thing, if they are out of compliance with a code, that should go through the PD. **Town Manager Settlemyer:** Sorry to interrupt; the dog issue would go through the PD, but not the issue at Harvest Way, we have a zoning code enforcement agreement with a company called N-focus, and Attorneys are involved. A notice of violation was issued last Friday. **Commissioner Vaughan-Jones:** I think that would frustrate me as well, if things were not in place. I sit as one of five Board members. The Board itself only controls the Town Manager, we do not have control of anyone else. The Mayor in our Town is a ceremonial position and he only votes if there is a tie. I would not try to control anyone else because I clearly know what my role is. I can speak with you if that is a concern. I am going to stand firmly with where we are on the report we had done a year ago; we are actively trying to help the Police Department get it together.

Commissioner Taylor: none

Commissioner Williams: Well wishes to your retirement Joey. Thank you to everyone for coming out this evening.

Commissioner Draughn: Congratulations on your retirement.

Commissioner Southern: Thank you to all the department heads; Chief Carter it is good to see you; it has been a while. Jenny thank you for coming, I am going to piggyback off your issue. A dog bit me in my neighborhood a couple of weeks ago and Chief Reagan kudos to your staff, they were right on the spot, very prompt, took care of everything in a professional manner. I would like more clarification on this leash law too. I was bitten by the same dog 3 or 4 years ago. Thank you Jenny for bringing that up.

Mayor Marklin: I wanted to make the Board aware of a meeting; the Mayors of three municipalities and some Commissioners discussed recycling. It will change going forward sometime next year. Davie County is one of the three Counties in the whole state that covers the cost of recycling for the whole County. It has become unsustainable because of folks putting contaminates into their bins. Republic Services is still offering the best service that we can get. My family had an unfortunate event happen this past week. Not that anything good would happen from that event, but that night when I walked in, Pat Reagan, B.J. Nichols, Cameron Jones and Matt Leonard were there, it made me feel good to have these folks there looking after my family. The next day when I pulled into my store, Robin Robbins was there in her police car. Nice knowing the PD was there.

## **Adjourn**

*A motion was made by Commissioner Taylor to adjourn the September 1, 2020 Regular Board Meeting. The motion was seconded by Commissioner Williams which carried by a unanimous vote 5-0.*

The attached documents are incorporated herewith and are hereby made a part of these minutes.

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William J. Marklin, Mayor

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Lynn Trivette, NCCMC