

**Town of Mocksville
Regular Board Meeting
December 7, 2021**

The Town of Mocksville Board of Commissioners met for the Regular Board Meeting on Tuesday, December 7, 2021 at 6:00 p.m. in the Mocksville Town Hall building located at 171 S. Clement Street.

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

New Commissioners Present: Jenny Stevenson
Carl Lambert
Johnny Frye

Others Present:

Ken Gamble, Town Manager
Lynn Trivette, Town Clerk
Al Benschhoff, Town Attorney
Brian Moore, Public Services Director
Frank Carter, Fire Chief
Rustin Harpe, Parks and Grounds Director
Tami Langdon, Community Development

Mayor Marklin called the meeting to order.

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 Williams 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.

No one spoke

Communications

Proclamation recognizing Eric Southern for service to Town

Proclamation recognizing Brian Williams for service to Town

Proclamation recognizing Amy Vaughan-Jones for service to Town

Consent Agenda

A motion was made by Commissioner Vaughan-Jones to adopt the consent agenda as presented. The motion was seconded by Commissioner Southern which carried by a unanimous vote of 5-0. Items approved were: (A) November 2, 2021 Regular Board Meeting (B) Monthly Financials and (C) Tax Releases.

Organizational Meeting:

Oath of Office and Installation of Commissioner-Elect, Carl Lambert

Presented by Mayor Will Marklin

Oath of Office and Installation of Commissioner-Elect, Jenny Stevenson

Presented by Mayor Will Marklin

Oath of Office and Installation of Commissioner-Elect, Johnny Frye

Presented by Mayor Will Marklin

Consider Appointment of Mayor Pro-Tem for the Town of Mocksville

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

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

Representatives from each county and municipality meet once a month to receive updates regarding federal funding, housing and workforce development. This person also serves on the Transportation Advisory Committee. This is where a need for a road or an intersection change would be presented and to receive Department of Transportation representation. It is two meetings in one. This also allows you to meet others that serve.

If the situation arises that the Representative could not attend, the alternate would go to the meeting instead.

A motion was made by Commissioner Taylor to appoint Commissioner Johnny Frye as PTRC Board of Delegates and Commissioner Justin Draughn as the Alternate. The motion was seconded by Commissioner Lambert which carried by a unanimous vote 5-0.

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

A motion was made by Commissioner Taylor to appoint Commissioner Johnny Frye as NWRPO Transportation Advisory Committee representative and Commissioner Justin Draughn as the Alternate. The motion was seconded by Commissioner Draughn which carried by a unanimous vote 5-0.

Consider Ordinance Amendments to Comply with SB300

Town Attorney Benshoff addressed the Board. The General Assembly amended General Statute 160A-175 to state that no town ordinance may be enforced criminally after November 20, 2021, unless the Town Board adopts specific ordinance specifying precisely what sections may be enforced by a criminal action. Amendments to the ordinance will need to be presented and adopted twice before the Board.

A motion was made by Commissioner Lambert to adopt amendments to ordinances as written to comply with SB300. The motion was seconded by Commissioner Taylor which carried by a vote 5-0.

This will be on the January agenda also. It has to be presented twice before the Board.

Consider Ordinances to be Repealed

Town Attorney Benshoff addressed the Board. Article 2 should be repealed because the General Assembly reversed the statute giving Town the authority to charge these licensing fees. Article 5 is not needed. It largely repeats N. C. General Statutes Chapter 19. When the Town needs to bring a nuisance action, it would be brought under Chapter 19.

A motion was made by Commissioner Taylor to adopt ordinances to be repealed. The motion was seconded by Commissioner Draughn which carried by a vote 5-0.

Consider Amending Code of Ordinances Chapter III General Regulations, Article 1: Animals and Fowl; Restraint of Animals

Town Manager Gamble addressed the Board. In 2017, the Board of Commissioners adopted Davie County's animal control ordinance that did not include a leash law provision. This ordinance will require dogs to be on a leash when off the owner's property and address the tethering of dogs. Davie County animal control will enforce this law. This ordinance needs to be presented and adopted twice before the Board.

A motion was made by Commissioner Frye to adopt amendments to the code of ordinances Chapter III general regulations, article I: animals and fowl; restraint of animals. The motion was seconded by Commissioner Lambert which carried by a unanimous vote 5-0.

This will be on the January agenda also. It has to be presented twice before the Board.

Consider Budget Amendment FY 21-22 #2

A motion was made by Commissioner Taylor to adopt budget amendment #2 in the amount of \$252,817 for projects Angell Knoll Road and Wilkesboro & Sofley Street that was not completed until FY 21-22. The motion was seconded by Commissioner Frye which carried by a vote 5-0.

Consider Records Retention and Disposition Schedule Resolution

The 2021 Program Records Schedule for Local Government Agencies is a new retention schedule created from the former County Management (last updated in 2013) and Municipal (last updated in 2012) retention schedules. This schedule contains specific functions of government at the county and municipal level. This schedule contains a standard for Law Enforcement records, but County Sheriff's Offices should continue to use their specific standalone schedule. Similarly, the schedule also contains a Tax Records standard. County Tax Administration offices should continue to follow the County Tax Administration schedule.

A motion was made by Commissioner Lambert to adopt the October 1, 2021 revision amendments to the retention and disposition schedule resolution issued by the NC Department of Natural and Cultural Resources and Division of Archives and Records. The motion was seconded by Commissioner Frye which carried by a vote 5-0.

Consider 2022 Meeting Schedule

A motion was made by Commissioner Draughn to adopt the 2022 meeting schedule. The motion was seconded by Commissioner Stevenson which carried by a vote 5-0.

This schedule can be revised by the Board at a meeting.

Consider Resolution Regarding the Designation of an Official to Make Recommendations to the North Carolina Alcoholic Beverage Control Commission on ABC Permit Applications

Town Manager Gamble addressed the Board. Due to the Town transitioning to the Davie County Sheriff's Office, there needs to be a designee update. This resolution designates the Town Manager to make recommendations to the North Carolina Alcoholic Beverage Control Commission on ABC Permit Applications.

A motion was made by Commissioner Frye to adopt the resolution regarding the designation of an official to make recommendations to the NC alcoholic beverage control commission on ABC permit applications. The motion was seconded by Commissioner Taylor which carried by a vote 5-0.

Consider Contract for ORC Duties with Davie County

Town Manager Gamble addressed the Board. Due to an employee leaving, the Town no longer has an "ORC", Operators in Responsible Charge for distribution systems, which pushes all the water to our customers and the collection systems, which is a collection of pipes that takes all sewer away from our customers. This ORC Agreement is using Davie County professionals until Town staff is trained, which is more cost effective compared to using Envirolink as the ORC.

A motion was made by Commissioner Draughn to adopt contract for ORC duties with Davie County. The motion was seconded by Commissioner Lambert which carried by a vote 5-0.

Public Hearing to Consider Naming the Unnamed Softball Field at Rich Park After Julius E. Suiter.

The Board of Commissioners received a nomination to name the field for Mr. Suiter for his exceptional contributions to the community as an educator, principal, volunteer and non-profit board & church member.

1. Public hearing that was tabled from the November 2 meeting is now open for comments.

Brooke Suiter Rothwell withdrew her request.

2. Closed the public hearing at 6:40pm.

Communication from Town Staff

Town Attorney Al Benshoff: Welcome new Elected Officials
Town Manager Ken Gamble: Welcome new Elected Officials

Communication from Mayor and Town Board

Commissioner Lambert: Honored by the citizens for their votes and honored to be here.

Commissioner Taylor: Welcome and looking forward to working with you all. Tami Langdon did an outstanding job on the parade.

Commissioner Stevenson: Thank you to the citizens for their vote. I appreciate the work of the former Board members. I look forward to working with everyone.

Commissioner Frye: Honor to be back on the Board. Thank you to the citizens for their vote.

Commissioner Draughn: Welcome new Board members.

Mayor Marklin: Welcome new Board members; we are one Board, one body. Please ask Ken Gamble if you have any questions. He is doing a great job. Thank you Tami Langdon the parade was great. Thank you to Public Works.

TOWN BOARD ORIENTATION

PowerPoints presented by:

- Town Manager, Ken Gamble
- Town Attorney, Al Benshoff
- Town Clerk/Finance Director, Lynn Trivette

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- Willis Engineers, Chuck Willis
- Community Development, Tami Langdon
- Parks and Ground, Rustin Parks
- Public Works, Brian Moore
- Fire Chief, Frank Carter

Adjourn

A motion was made by Commissioner Taylor to adjourn the December 7, 2021 Regular Board Meeting. The motion was seconded by Commissioner Lambert which carried by a unanimous vote 5-0.

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

William J. Marklin, Mayor

Lynn Trivette, Town Clerk CMC, NCCMC