

Attendance: Mayor Kitts; Mayor Pro Tem John Crump; Councilmembers: Allen Burnette, Darren Hartsell and Rich Wise; Town Manager, Doug Paris; Town Clerk, Nancy E. Boyden, *CMC, NCCMC*; Finance Officer, Beverly Love; Town Attorney, Anthony Fox; Planning, Zoning & Subdivision Administrator, Kassie Watts, *AICP, CZO*; Town Engineer, Richard McMillan, *P.E.*; Cabarrus County Captain Nesbit; Midland Firefighter, Brian Ward.
Also Present: Cabarrus County Commissioner Lynn Shue.
Absent: None.
Late: None.
Guests: None.

All items are for discussion and possible action unless otherwise specified.

**SR denotes staff memo/report included*

1. **Invocation:** Councilmember Hartsell pronounced the *Invocation*.
2. **Open Meeting:** Mayor Kitts opened the meeting at 6:00 pm and called the room to order.
 - a. The room stood for the *Pledge of Allegiance*.
3. **Announcements:** Mayor Kitts gave the following announcements:
 - a. The annual Town Council Retreat will be held on Saturday, February 18th from 9:00am to 12:00 pm at Midland Town Hall.
 - b. The Cabarrus County Mobile Library will be at Midland Town Hall on the 20th of February from 4:00 pm to 7:00 pm. This service is available on the 1st and 3rd Monday of each month. These dates are also on the Town website.
 - c. April 28th-30th is the, "I Love My City" weekend. No details are available yet but the Town is trying to come up with some activities. If anyone has any ideas or suggestions, let Mayor Kitts know. The Bethel Elementary School still needs help putting in their vegetable garden and it would be a good project for this year.
 - d. The RCCC Job Fair will be held in Concord at the New Life Baptist Church on March 1st from 10:00 am to 1:00 pm. Fifty employers will take part in the event. Some of the companies participating are Corning, IPG, S&D Coffee, and the City of Concord. The job fair is posted on the Cabarrus Chamber of Commerce's webpage and the Midland Facebook page.
4. **Approval of Agenda:**

Motion was made by Councilmember Wise and seconded by Councilmember Hartsell to approve the Agenda as presented. **Motion carried 4-0.**

5. **Consent Agenda:** Minutes: Regular Session 1-10-2017; Attorney Bills.

Motion was made by Mayor Pro Tem Crump and seconded by Councilmember Burnette to approve the Consent Agenda as presented. **Motion carried 4-0.**

6. **Public Comment:**
 - a. Mr. Louis Albiza of 3911 Pelham Lane, Midland Proper:
Subject: Concerns about the new subdivision, "Brentwood"

Mr. Albiza said his family is one of the 13 households in the Turner Plantation subdivision. He and his neighbors had a meeting this past Sunday and the majority agreed on these issues:

- There are 2 things impacting our community with the new Brentwood subdivision. Turner Plantation has well and septic tanks. The wetlands that were there originally, have been re-routed significantly and right now they are a moving stream. We know that a stream becomes a creek and

a creek becomes a river depending on how much water fall we get. The 50 ft. buffer zone that was originally there has been removed. In January 2016 the Town Council had several discussions on this new development. The problem with the buffer zone being removed and the re-routing of the wetlands is that our properties are going down stream right now. We believe that the long term effect will cause some potential health issues. If the buffer zone was still in place, there would be enough trees to maybe impact this. Because it's been removed and we know that you cannot plant trees again, we would like to see a buffer zone established with a berm and vegetation. Because the wetlands were re-routed the State needs to see the legality of how that was done. I'm not an attorney and haven't consulted one yet but all of us are very concerned about these issues and would like to know what the Council is going to do about it.

- b. Mr. Ron Barry of 3818 Pelham Lane, Midland proper:
Subject: Stage of development the Brentwood subdivision is in and when will building begin.

Mr. Barry said that he's also a resident of Turner Plantation. Regarding Brentwood, he would like to know if there has been any approval for low income or subsidized housing in some form of a grant. If there has, he expects to know the date of that approval. He also asked what stage the development is in now. There hasn't been any movement in a while so Brentwood must be in a transition. Lastly, he asked when the developer is going to start building houses.

Mayor Kitts said staff will provide those answers.

- c. Cindy Bauer: Charlotte, NC
Subject: American Red Cross Partnership:

The American Red Cross has been serving Cabarrus County for the past 100 years. Last year in Cabarrus County (fiscal year 7-1-2015 to 6-30-2016) we assisted 65 families during disasters. 1,021 people were prepared to respond to emergencies, 460 smoke detectors were installed, 1448 people received training and 70 military personnel and veterans were provided services. 3,612 units of blood were collected which served over 10,000 people battling cancer, trauma and transplant patients. We also deployed 138 volunteers locally and nationally.

As we enter into our centennial year of service we would like to partner with Midland in the following ways:

- Partner with the fire department to assist with a plan to assess and implement smoke detectors to augment what they are already doing in Midland to keep it safe;
- In partnership with the Town of Midland and the fire department we would like to host a couple of blood drives in the summer to increase the community blood supply and use as a venue to help train local families develop a home evacuation plan and learn more about safety techniques.

There are many other programs that the American Red Cross delivers locally and nationally. We would like to deepen the partnership with the Town of Midland by exploring ways that together we can evaluate and implement collaborative plans that make sense for the Town and its residents.

I'd like to thank Jason Cook. I met with him and another of his colleagues at the fire department. They said this sounded like a great plan but it was something that no one person can do alone. So I was asked to come here tonight and share with all of you the opportunity that we have to collaborate and get your support in order to make this happen.

This will be discussed later in the meeting.

- d. Mr. Michael Foess, Monroe, NC 28110
Subject: Respond to Brentwood subdivision:

My name is Mr. Michael Foess and I'm with True Homes. We will be the builder of Brentwood. I wanted to come here tonight to speak. I don't know much about the history of the project and the approval process. We are a new team at True Homes and actually we're not the owners. We're not the developers. We are managing the development and we were recently brought on to do such. We recently came into knowledge of the water issue and

we are addressing it. We have a team of engineers and surveyors looking into it. We met with the State today on site so this is being addressed. We're happy to work with staff and address any other questions that they may have.

Mr. Paris said staff is working to set up a meeting to address the concerns of the citizens.

Ms. Watts will address it tonight.

7. Public Safety:

a. Police Report - Cabarrus County Sheriff for Midland

Captain Nesbit reported the following for the month of January 2017:

600 Self-initiated calls for service- some of which were:

- 1 Burglar alarm;
- 518 Security checks;
- 4 Stranded motorists;
- 6 Suspicious vehicles;
- 1 Traffic accident with property damage;
- 56 Traffic stops.

118 Dispatched calls for service- some of which were:

- 1 Assault;
- 1 B/E of residence;
- 1 B/E other;
- 1 B/E of a vehicle;
- 14 Burglar alarms;
- 11 Disputes;
- 4 Domestic disturbances.

Councilmember Wise said people are still speeding on Bethel School Rd. Until the crosswalk to the park is installed he asked that the officers patrol the road more.

Captain Nesbit said he will make the officers aware.

Councilmember Hartsell asked if there will be automatic gates to the entrance of the park.

Captain Nesbit said that is typically what the park personnel do so they can get in after hours. He will check on it and make sure the gate is required.

b. Midland Volunteer Fire Department Report

Firefighter Brian Ward gave the Fire Department Report for January 2017:

- 3 Structure fires;
- 5 Residential fire alarms;
- 1 Commercial fire alarm;
- 2 Brush fires;
- 2 Vehicle fires;
- 4 Local alarms;
- 3 Motor vehicle accidents;
- 48 Medical calls.

8. Planning: Planning, Zoning & Subdivision Administrator- *K. Watts*

a. Planning Projects- *Verbal Update*

Planner Watts reported the following:

- Wyndham Forest: Proof rolled and are now putting down stone;
- Brentwood: Installing the 1st phase of infrastructure. In regards to the previous comments on the buffer and water issues, staff is in the process of coordinating a meeting between the citizens and the developer. She spoke with Mr. Barry last Friday and he is to communicate with the Turner Plantation neighbors and provide her with several dates and times for the meeting. Once the date is set, if anyone would like to be notified/invited, please leave your contact information with the Town Clerk or herself;
- Tucker Chase: There hasn't been any activity beyond the 3 road patch improvements done last month;
- Banks/Massey: Staff is still working with them on their site plan so they can get their grading permit. They are working with NCDOT for the driveway permit and guardrail. This project is moving slowly;
- Allen Mini Storage: Cleared the entire property but haven't started grading;
- Jordan's Dental: Working on the exterior of the building.

b. *SR Bethel Park Development

Ms. Watts reviewed her staff report for Council as follows:

BACKGROUND

Town staff is in early conversations with Carolina Development Services, LLC and True Homes in regards to the Bethel Park project, currently stagnant, located on Garmon Mill Road. This townhome project has been on the books for over a decade and significant infrastructure is already installed on the site, however no vertical construction has ever commenced.

The developer will be picking this project up to move it forward and working with the Town to determine the timeline as it relates to construction and completion. Carolina Development Services, LLC and True Homes are in the early stages of their due diligence period and Town staff will be working with them to see this project through to fruition.

Bethel Park is the last, "zombie subdivision" project on the books in the Town of Midland, all other development approvals are active and in the process of building out. Staff will keep you updated on the progress as this project moves forward.

Councilmember Hartsell asked if these will be townhomes or apartments.

Ms. Watts said the site plan shows townhomes. There are 139 townhomes and 10 live/work units. However, staff hasn't received any specific details on the plan.

9. **Engineering:** Town Engineer- *R. McMillan*

a. *SR Rob Wallace Park Sidewalk Project- *Introduction*

Mr. McMillan highlighted his staff report and provided a Power Point presentation to accompany it:

Background:

The Town of Midland was approved for Congestion Mitigation & Air Quality Improvement (CMAQ) project in 2010.

In the Fall of 2016, the project was re-evaluated and it was decided to relocate the project to Bethel School Road to serve as a connection between the new Rob Wallace Park and the adjacent neighborhoods across the street.

On January 18, 2017, the Cabarrus-Rowan Metropolitan Planning Organization (MPO) approved revising the project. On January 25, 2017, the Cabarrus-Rowan Transportation Advisory Committee (TAC) also approved the project.

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The following week, staff met with NCDOT Traffic Engineers, Division 10, to discuss the project and their requirements, since it will be placed on their road. NCDOT has provided some preliminary information as to the type of crossing they would approve.

Anticipated design and approvals would be this Spring & Summer 2017, with construction in the Fall 2017.

Recommendations:

For information only.

- Showed the overall schematic of what Midland was initially proposing- rough sketch;
- Initially envisioned a signalized crossing. NCDOT said, "No". NCDOT determines this by roadway design, sight distance, speed, traffic volume, estimated pedestrian volume and lane widths;
- NCDOT said they would agree to a pedestrian refuge island. Pedestrians can cross half way and then cross over the rest of the way with blinker beacons. The beacons would not stop traffic but alert vehicles that pedestrians are crossing.

Councilmember Hartsell said he assumes the island will be concrete.

Mr. McMillan said he proposed an 8 ft. wide concrete sidewalk. It will be ADA compliant as well.

Councilmember Burnette asked when it will be installed.

Mr. McMillan said staff is looking at installation this coming Fall.

b. *SR Saddlebrook Road Discussion

Mr. McMillan gave background as follows:

Background:

The developer of Saddlebrook, True Homes, has placed a request with the Town to begin the process for accepting the streets in the development. Home construction is nearly complete - only 6-8 lots remain. The streets have received their final lift of asphalt and have a few minor repairs to be completed.

Reservations have been express in the past about accepting the streets in regards to future construction in Brentwood (Saddlebrook 2) with construction traffic utilizing these public roads for access and damaging them, possibly creating expenses for the Town and taxpayers. To mitigate this issue, the developer has offered to do the following:

- Do not open the connection between Saddlebrook & Brentwood until home construction in Brentwood has progressed towards the 50% completion of the development;
- However, we do not wish to create a safety issue with many homes with one entrance, so it would have to be accessible to the Fire Department and other emergency services, possible KNOX-Box system; and
- Since True Homes controls all home construction, they will instruct all contractors and suppliers for deliveries of materials to utilize the entrance on Hwy 601 for ALL deliveries. This places all construction traffic on the roads within Brentwood.

Recommendations:

Staff is requesting from the Board if we can go ahead and move forward with the repairs and acceptance process or if not when the Board feels the right time for this is in relation to the Brentwood construction.

Council Discussion:

Councilmember Wise: Is there any warranty on the roads once the Town takes them over?

Mr. McMillan: There was a 1 year warranty but given the fact that the roads are old, I don't know if a warranty would transfer. I would need to look at that.

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Mayor Pro Tem Crump: When did the Town take the 4 existing streets into Town maintenance?

Mr. McMillan: I would have to look at the file.

Councilmember Hartsell: I thought we didn't accept spot streets within a subdivision. I was under the impression the subdivision had to be completed before the Town took the streets over.

Mr. McMillan: I would agree with that. That is the way I'm used to taking streets over. Either a town takes over phases or entire developments. My recommendation moving forward is that we look at phases or whole neighborhoods.

Councilmember Hartsell: I also have a concern about using the Saddlebrook Rd. entrance for all the construction happening for the next few years.

Mr. McMillan: If the roads are built properly, there should not be any damage due to construction. Typically the damage seen with home construction is where dumpsters are placed on a road and delivery vehicles.

Councilmember Burnette: I think at this point it would be wise for us to take the roads into Town maintenance.

Mr. Paris: Do you want to start the process or wait until Brentwood is more built out?

Motion was made by Councilmember Burnette to instruct staff to start the process of taking in the Saddlebrook subdivision streets after repairs are made and make sure they meet State standards.

Mayor Pro Tem Crump: Are they still building in there?

Mr. McMillan: In Saddlebrook they only have 6-8 houses left to build.

Attorney Fox: Are the streets are built to State standards?

Mr. McMillan: The streets are in relatively good condition. There are some breaks in the curbs and some other things that the developer will resolve. There is one section of asphalt that will need to be milled out and fixed but for the most part they appear to be in good shape.

Attorney Fox: The Council may want this to be contingent upon having the imperfections corrected before the actual acceptance.

Councilmember Wise: With the block off between Saddlebrook and Brentwood there needs to be some kind of gateway across. I have no problem taking the streets over as long as there are no construction vehicles going through the development.

Mr. McMillan: That was specifically discussed with the developer. Emergency vehicles will need to access into Brentwood.

Councilmember Hartsell seconded the motion. **Motion carried 4-0.**

c. ***SR Midland Pavement Condition Rating- *Presentation***

Mr. McMillan reviewed his staff report using a Power Point presentation:

Background:

The Town of Midland maintains just over six miles of streets. The NCDOT provides funding to the Town via the Powell Bill Funding, or the "gas tax" to help maintain these streets. The Town receives about \$82,000 each year for road maintenance activities.

Developing a priority for roadway maintenance is critical - performing needed roadway maintenance at the "right" time. If maintenance is not performed in a timely manner, costs increase for repairs significantly.

The Town Manager requested the PCR be completed this winter. During the past couple of weeks, staff has evaluated all roads within the Town. The results are attached.

Based on the PCR, staff would recommend the paving schedule as follows:

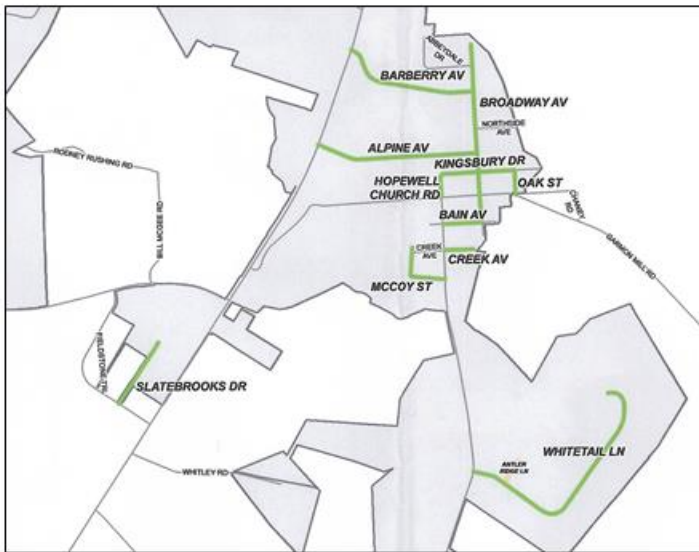
- FY 17-18: Community, Neighbors, and Settlement
- FY 18-19: Whitetail Lane
- FY 19-20: Pelham Lane (Gelding is OK)
- In addition to these three streets, the railroad crossing on Broadway will require attention.

This recommendation does not allocate funding, just street resurfacing priority for the next three years.

Recommendations:

For information only.

Streets currently maintained by the Town.



Why do we need to evaluate streets/pavement?

- **Streets have a finite life and require maintenance**
 - Residential streets – about 20-25 years
 - Collector streets – about 15-20 years
 - Main thoroughfares – about 10-15 years
 - Estimates indicate that one semi-truck (5 axles) is equivalent to about 40,000 to 60,000 cars
- NCDOT provides Powell Bill Funding (gas tax) to the Town to maintain public streets – about \$82,000/year
- The PCR is used to prioritize paving & maintenance activities



Pavement Distress Type Classifications

How do we grade streets?

Points are deducted from 100 based on the distresses, severity, and percentage of street with problem.

- **Alligator Cracking**
 - Light
 - Moderate
 - Severe
 - Percentage of street
- **Block/Traverse Cracking**
- **Reflective Cracking**
(asphalt over concrete st.)
- **Rutting**
- **Raveling**
- **Bleeding**
- **Ride Quality**
- **Patching**
- **Maint. Issues**
 - Edge Cracking
 - Edge Channeling
 - Tree Root Cracking

Midland's PCR Highlights

- Midland streets, in general, are in very good condition
- Ratings: 90-100 Very Good; 80-90 Good; 65-80 Fair; 50-65 Poor; 0-50 Very Poor
- The PCR rating is a judgment, not perfect, but fairly consistent
- Average PCR for Town is 83.5; many PCRs for municipalities in NC range between 70-80
- Over half of the streets are 90 or higher
- There are 4 street segments with PCR of 50 or lower

Name	Limits		PCR	Comments
SETTLEMENT DR FY 17-18	Community Dr	Cul-de-Sac	41.3	ditch work is needed
NEIGHBORS DR FY 17-18	Community Dr	Cul-de-Sac	43.1	
WHITETAIL LN FY 18-19	Hopewell Ch. Rd	Cul-de-sac	46.0	several pot holes
COMMUNITY DR FY 17-18	Old Camden Rd	Neighbors Dr	50.0	
PELHAM LN FY 19-20	Gelding Dr	Cul-de-sac (East)	51.0	cul-de-sac in poor shape
PELHAM LN FY 18-20	Gelding Dr	Cul-de-sac (West)	56.0	

Recommended FY 17-18 Street Resurfacing

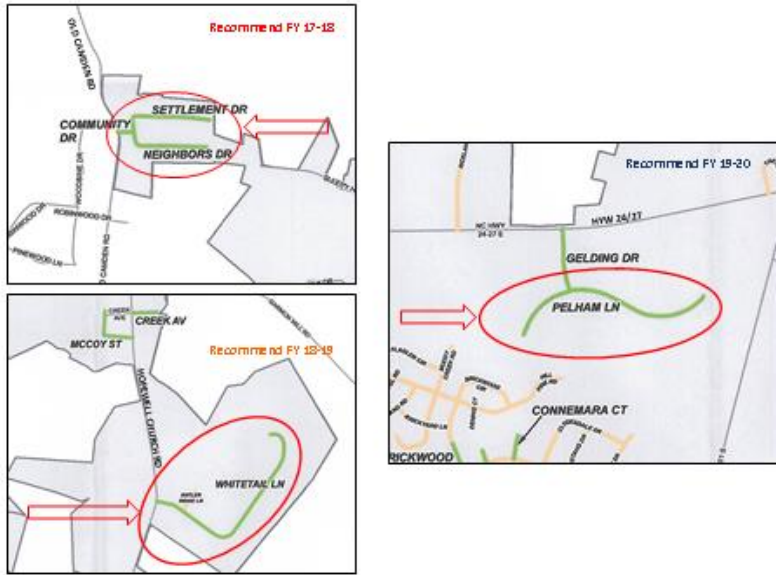
Community, Settlement, & Neighbors: Avg PCR – 44.8; requires some base repair, side ditches need to be re-established; Paving Costs: ~ \$47,000; Base Repair: ~ 25,000; Re-grade ditches: \$10,000; **TOTAL ESTIMATED COST: \$82,000**

Recommended FY 18-19 Street Resurfacing

Whitetail Lane: PCR – 46.0; requires some base repair, some side ditches need to be re-established; Paving Costs: ~ \$56,000; Base Repair: ~ 20,000; Re-grade ditches: \$5,000; **TOTAL ESTIMATED COST: \$81,000**

Recommended FY 19-20 Street Resurfacing

Pelham Lane: Avg PCR – 53.5 (*Gelding* PCR – 76); requires some base repair; Paving Costs: ~ \$50,000; Base Repair: ~ 25,000; **TOTAL ESTIMATED COST: \$75,000**



Council Discussion:

Mayor Pro Tem Crump: Is Powell Bill money strictly for paving?

Mr. McMillan: Powell Bill money can be used for pavement maintenance, purchase of equipment needed to maintain streets, and snowplowing. It has to be used for street maintenance purposes.

Mr. McMillan: Also, Broadway Ave. is in good shape on both sides of the railroad tracks but the railroad crossing will need work fairly soon. The railroad does not maintain their crossings.

10. Staff Reports:

- a. Finance Report- January 2017 – *B. Love*

Ms. Love reported the following on the cash accounts:

				Jan 31, 2017
Checking/Savings				
		1000 · CASH ON HAND		190.25
		1004 · GENERAL FUND		1,223,832.72
		1040 · UTILITY CAPITAL RESERVE FUNDS		2,095,188.69
		1050 · POWELL BILL FUNDS		231,070.20
		1060 · CDBG OLD MIDLAND SEWER PROJECT		42,338.78
Total Checking/Savings				3,592,620.64

Mayor Pro Tem Crump asked how long the CDBG project money will be on the books.

Mr. Paris said the Town received the letter from the State stating that the CDBG is now closed out. He and Ms. Love will get together to close the account.

i. Budget Amendment **Ordinance #2017-209** Legal Fees

Motion was made by Councilmember Burnette and seconded by Councilmember Wise to adopt Budget Amendment **Ordinance #2017-209** for Legal Fees. **Motion carried 4-0.**

Town of Midland Ordinance #2017-209 FY 2016-2017					
Section 1. To amend the Midland Budget 2016-2017 for extra legal fees due to legal work for Bethel Glen and Tucker Chase					
	Current			Amended	
Description	Budget	Increase	Decrease	Budget	
Legal Fees	48,350.00	\$ 36,000.00	\$ -	\$ 84,350.00	
GF Fund Balance Appropriation	\$ 35,882.00	\$ 36,000.00		\$ 71,882.00	
Section 2. Copies of this budget amendment shall be furnished to the Clerk to the Governing Board and to the Finance Officer for their direction.					

b. Manager Comments- **D. Paris**

i. ***SR** Sanitation RFP vs. Extension

Mr. Paris reviewed his staff report with Council as follows:

Background:

After negotiations, Advanced Disposal has submitted to me the attached two year extension proposal. It would amend the original contract to allow for the town and company to extend the current contract for another two years under the current contract provisions. This means no additional price increases related to landfill fees or other reasons. This takes the cost uncertainty out of their original extension proposal. If Town Council wishes to proceed with the two year extension you would need to vote tonight to approve the extension and authorize the Mayor to sign it after tonight's meeting.

I have also finalized a Request for Proposals (RFP) to go out to solicit prices if the Town Council wishes to decline Advanced Disposal's two year extension. The RFP is 21 pages long. If you would like to review a copy please let me know. The RFP gives contractors a 30 day period to respond and the town would select the next sanitation contractor during the month of March. This would give the town and new contractor three months to complete transition planning.

Budget:

- The two year extension with Advanced Disposal would impact FY17-18 & FY18-19 budgets based on the inflationary adjustment in the current contract – the same impact it has had for the last five years.
- Staff will not know the budgetary impact of the RFP until prices are submitted and a contractor selected. The impact could be negative or positive depending on the outcome.

Council Action:

Town Council needs to decide tonight whether to approve the two year extension or direct me to release the RFP and seek prices from multiple vendors.

Councilmember Hartsell said that he is comfortable with the 2 year extension.

Councilmember Wise said complaints about sanitation service have been very low and Advanced Disposal is trying very hard to please the Town.

Motion was made by Councilmember Wise and seconded by Mayor Pro Tem Crump to approve the Two Year Second Amendment with Advanced Disposal and authorize the Mayor to sign the contract. **Motion carried 4-0.**

ii. Community Service- Roadside Trash Pickup

Mayor Pro Tem Crump said one of his ideas is working with the court system for people who are assigned to community hours and use them to clean up some of the worst streets in Midland.

Councilmember Burnette said if Council is interested in using community service workers, they would have to coordinate with the Department. Depending on how many workers are needed it would take time to assign people. Coordination of time, transportation and supervision is required.

Councilmember Hartsell agreed that the department of corrections is the best to try.

Mayor Pro Tem Crump also said citizens in the community may be interested in adopting a street.

Mr. Paris will check with the NC Department of Corrections and bring back information.

iii. Other Comments

1. American Red Cross

Mayor Kitts said that there are students who organize blood drives at the local churches to apply for scholarships.

She suggested holding a meeting to coordinate the blood drive in conjunction with the other elements that Ms. Bauer spoke about.

Clerk Boyden will coordinate a meeting with Mayor Kitts, Councilmember Burnette and firefighter Jason Cook on the blood drive and other initiatives.

2. Mayor Award by the Chamber of Commerce

Mr. Paris said Mayor Kitts was given the, "Friend of Business Award" by the Cabarrus Chamber of Commerce at their last meeting. The plaque said the following:

FRIENDS OF BUSINESS AWARD
With gratitude and appreciation to
MAYOR KATHY KITTS
For all you do to advance business and community in Midland and Cabarrus County
February 10, 2017

Mr. Paris continued by saying it's great that a leader in the Midland community is recognized in such a great way.

Mayor Kitts said that she appreciates the recognition.

c. Mayor's Comments- *K. Kitts*

i. FOML Fundraising Goal- *Update*

Mayor Kitts said she, Mr. Paris, FOML President, Margaret Houston and Vice President, Beth Tallent had a discussion on the \$200,000 fundraising goal that the Town had given them. The group came to a conclusion that the goal is no longer feasible.

Mr. Paris said that the group decided that the FOML would establish their own goals for each year and report back to Council.

ii. "My Cabarrus"

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Mayor Kitts said that the, "My Cabarrus" edition of the Independent Tribune will run on March 26th.

She asked Council if they would like to advertise and what size they wanted.

Mr. Paris said there is money in the budget for this kind of advertising and none of that money has been spent this year.

Council briefly discussed the cost and size of the ad.

Motion was made by Councilmember Hartsell and seconded by Councilmember Burnette to advertise in the, "My Cabarrus" edition of the Independent Tribune for the Full Page cost of \$799.00.

Motion carried 3-1.

Mayor Pro Tem Crump dissented.

11. Executive Session:

- a. [N.C.G.S. 143-318.11(a)(3)] Consult with the Attorney to Protect the Attorney-Client Privilege.

Motion was made by Councilmember Wise and seconded by Mayor Pro Tem Crump to enter [N.C.G.S. 143-318.11 (a)(3) inviting Town Attorney Fox, Manager Paris, Town Clerk Boyden, Planner Watts and Engineer McMillan. **Motion carried 4-0.**

Council and guests entered at 7:11 pm.

Motion was made by Mayor Pro Tem Crump and seconded by Councilmember Burnette to re-enter Regular Session. **Motion carried 4-0.**

Council re-entered at 8:05 pm.

12. Adjournment:

Motion was made by Councilmember Hartsell and seconded by Councilmember Wise to adjourn the meeting. **Motion carried 4-0.**

Council adjourned at 8:05 pm.

Attest/Seal

Mayor Kitts

Nancy E. Boyden, CMC, NCCMC Town Clerk