

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

**SR denotes staff memo/report included*

1. **Invocation:** Mayor Pro Tem Hartsell pronounced the ***Invocation***.
2. **Open Meeting:** Mayor Crump opened the meeting at 6:01 pm and called the room to order.
 - a. The room stood for the *Pledge of Allegiance*.
3. **Announcements:**
 - a. New Business Ribbon Cutting, Monday July 23, 10:00 am, C & J Automotive, 1329 AJ Tucker Loop, Midland NC.
4. **Approval of Agenda:**

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

5. **Consent Agenda:** Minutes: Regular Session 6-12-2018; Attorney Bills

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

6. **Public Comment:** No comments forthcoming.

7. **Public Safety:**
 - a. Police Report - Cabarrus County Sheriff for Midland

Captain Marc Nesbit reported the following for the month of June, 2018:

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

- 438 Security checks;
- 6 Stranded motorists;
- 3 Suspicious subjects;
- 16 Suspicious vehicles;
- 1 Traffic accident with property damage;
- 65 Traffic stops.

116 Dispatched calls for service- some of which were:

- 3 B/E in progress;
- 1 B/E of a vehicle;
- 9 Disputes;

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- 6 Larcenies;
- 2 Property damages;
- 3 Suspicious subjects;
- 7 Suspicious vehicles;
- 10 Traffic accidents with property damage;
- 3 Traffic accidents with personal injury;
- 2 Traffic stops.

Captain Nesbit added that Midland has a new officer. His name is Daniel Lambert. He will be at the next Town Council meeting to be properly introduced.

b. Midland Volunteer Fire Department Report

Firefighter Chris Harrison reported the following for the month of June, 2018:

- 5 Structure fires;
- 8 Residential fire alarms;
- 1 Commercial fire alarm;
- 1 Brush fire;
- 1 Vehicle fire;
- 7 Local alarms;
- 3 Motor vehicle accidents;
- 32 Medical calls.

Total calls for service: 58

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

- a. Voluntary Annexation William and Sheila Smith 12336 Old Camden Rd.
Contiguous

i. Staff Report

Ms. Watts' report:

Re: Voluntary Annexation of contiguous property of William and Sheila Smith

BACKGROUND

On July 3, 2018 the owner of property located at 12336 Old Camden Road; Midland, NC 28107 (Cabarrus County PIN# 5524-98-3165) submitted a petition for voluntary contiguous annexation into the town limits of the Town of Midland. The property consists of approximately 23.51 +/- acres.

FINDINGS AND CONCLUSIONS

The standards for annexation require that the property must be contiguous to the "primary corporate limits". Attachment "B" demonstrates the contiguity requirements are satisfactorily met by this petition to the Town of Midland.

FISCAL IMPACT

The property is developed. The property will require solid waste collection and recycling services at this time. The Town will receive additional revenues from Ad Valorem tax assessments.

RECOMMENDATION FOR ACTION

There are several steps required to annex these properties. The following outline illustrates how this process may be completed in two regular meetings of the Town Council.

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The actions taken at the July 10, 2018 meeting include (in order of due process):

- a. Petition for voluntary non-contiguous annexation (Attachment "A")
- b. Direct (#2018-202A) for the Town Clerk to investigate the sufficiency of the petition.
- c. Upon receipt of petition certification by Town Clerk, call (#2018-203A) for public hearing at next regular meeting.

The actions that may be taken at the August 14, 2018 meeting include:

- d. Conducting the required public hearing for the purpose of receiving input from citizens and/or persons owning an interest in the subject properties.
- e. Consideration (adoption or rejection) of an ordinance extending the corporate limits to include the subject properties.

Should the Midland Town Council vote to approve this annexation request; staff will be preparing the documents to establish initial Town of Midland zoning on the property. The property lies within the area designated on the Town Plan 2030 Future Land Use Map for "Industrial" uses and is consistent with the principles of the Town Plan 2030 Land Use & Comprehensive Master Plan, adopted April 11, 2017; therefore, it is anticipated the area will be recommended for the "Industrial" (IND) zoning classification.

- ii. Resolution #2019-202A Directing the Clerk to Investigate Petition

Motion was made by Councilmember Burnette and seconded by Councilmember Wise to adopt Resolution #2019-202A. **Motion carried 4-0.**

**Resolution Directing the Clerk to Investigate an
Annexation Petition Pursuant to
Article 4A of G.S. 160A Governing Contiguous Annexations**

Resolution #2019-202(A)

WHEREAS, a petition requesting annexation of an area described in said petition was received on the 3rd day of July, 2018 by the Town of Midland; and

WHEREAS, N.C.G.S. Chapter 160A, Article 4A, Part 1 provides that the sufficiency of the petition shall be investigated by the Town Clerk of the Town of Midland, North Carolina before further annexation proceedings consistent within the petition can take place; and

WHEREAS, the Town Council of the Town of Midland, North Carolina deems it advisable to direct the Town Clerk to investigate the sufficiency of the petition;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Midland, North Carolina that:

The Town Clerk is hereby directed to investigate the sufficiency of the above-described petition under N.C.G.S. Chapter 160A, Article 4A, Part 1 and to certify as soon as possible to the Town Council the result of the investigation.

Adopted this the 10th day of July, 2018.

- iii. Presentation of Petition
- iv. Resolution #2019-203A Fixing the Date of the Public Hearing

Motion was made by Councilmember Wise and seconded by Mayor Pro Tem Hartsell to adopt Resolution #2019-203A fixing the date of the public hearing for August 14, 2018 at 6:00pm at Midland Town Hall, 4293-B Hwy. 24/27 Midland, 28107. **Motion carried 4-0.**

**Resolution Fixing the Date of Public Hearing on Question of Annexation
Pursuant to Article 4A of G.S. 160A
Governing Contiguous Annexations**

Resolution #2019-203(A)

WHEREAS, a petition requesting annexation of the area described herein has been received;
and

WHEREAS, the Town Council has by resolution directed the Town Clerk to investigate the sufficiency of the petition; and

WHEREAS, certification by the Town Clerk as to the sufficiency of the petition has been made;

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Midland, North Carolina that:

- Section 1. A public hearing on the question of annexation of the area described herein will be held at the Midland Town Hall, 4293-B Highway 24/27, Suite B, Midland, NC, 28107 at 6:00 pm on the 14th day of August, 2018.
- Section 2. The property is located at 12336 Old Camden Road; Midland, NC 28107 including Cabarrus County PIN 5524-98-3165 totaling 23.51 acres. The subject property proposed for annexation is illustrated on the map accompanying the petition and is identified as Exhibit B.
- Section 3. Notice of the public hearing shall be published in the Charlotte Observer.

Adopted this the 10th day of July, 2018.

- b. **Public Hearing 1** Voluntary Annexation Miles and Carol Little 12400 Pine Bluff Rd. Contiguous
 - i. Staff Report

Ms. Watts' report:

BACKGROUND

On May 7, 2018 the owner of property located at 12400 Pine Bluff Road; Midland, NC 28107 including Cabarrus County PIN 5564-09-8861 totaling 29.87 acres; submitted a petition for voluntary contiguous annexation into the town limits of the Town of Midland.

On June 12, 2018 the Town Council adopted resolutions 2018-2018-200(A) , directing the clerk to investigate the sufficiency of the petition, and 2018-201(A), calling for a public hearing on the subject of annexation.

FINDINGS AND CONCLUSIONS

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The standards for annexation require that the property must be contiguous to the “primary corporate limits”. Attachment “B” demonstrates the contiguity requirements are satisfactorily met by this petition to the Town of Midland.

FISCAL IMPACT

The property is un-developed. The property will not require solid waste collection and recycling services at this time. The Town will receive additional revenues from Ad Valorem tax assessments.

RECOMMENDATION FOR ACTION

There are several steps required to annex this property. The following outline illustrates how this process may be completed in two regular meetings of the Town Council.

The actions taken at the June 12, 2018 meeting included (in order of due process):

- a. Petition for voluntary contiguous annexation (Attachment A).
- b. Direct (#2018-200A) for the Town Clerk to investigate the sufficiency of the petition.
- c. Upon receipt of petition certification by Town Clerk, call (#2018-201A) for public hearing at next regular meeting.

The actions that may be taken at the July 10, 2018 meeting include:

- d. Conducting the required Public Hearing for the purpose of receiving input from citizens and/or persons owning an interest in the subject property.
- e. Consideration (adoption or rejection) of an ordinance (2019-230(A)) extending the corporate limits to include the subject property.

Following the annexation of the property staff will be preparing the documents to establish initial Town of Midland zoning on the property. The property lies within the area designated on the Town Plan 2030 Future Land Use Map adopted October 8, 2013 for “Agricultural” uses. The owner is requesting the area be recommended for the “NC 24/27 Commercial” (C 24/27) zoning classification.

ii. Open Public Hearing

Mayor Crump opened the Public Hearing at 6:11 pm. There were no comments so he closed at 6:11pm.

iii. Consider Annexation **Ordinance #2019-230A**

Motion was made by Councilmember Wise and seconded by Councilmember Burnette to adopt Ordinance #2019-230A. **Motion carried 4-0.**

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE TOWN OF MIDLAND and INCORPORATE BY ANNEXATION A CONTIGUOUS AREA INTO THE TOWN OF MIDLAND, NORTH CAROLINA

Ordinance #2019-230(A)

WHEREAS, a Petition signed by Miles and Carol Little, being the owners of the certain land areas hereinafter described in Exhibit A attached hereto, was received by the Town of Midland on May 17, 2018; and

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WHEREAS, the owner Petitioned that said area be annexed into the corporate limits of the Town of Midland, North Carolina, as authorized by Part 1, Article 4A, Chapter 160A of the General Statutes of North Carolina; and

WHEREAS, the Petition was presented to the Town Council during the regular meeting of June 12, 2018; and

WHEREAS, on June 12, 2018 the Town Council directed, by Resolution duly adopted, the Town Clerk of the Town of Midland, North Carolina, to investigate the sufficiency of said Petition and to certify the results to the Town Council; and

WHEREAS, at the regular meeting of the Town Council held on June 12, 2018, a Certificate of Sufficiency from the Town Clerk of the Town of Midland was presented to the Town Council wherein the Town Clerk certified that upon due investigation found the above individual who signed the aforementioned Petition constitute the owner of the land within the boundaries described in said Petition and, as hereinafter described, that said boundaries are contiguous to the present Town limit primary boundaries, and are eligible to be annexed pursuant to G.S. 160A-31, et seq. of the General Statutes of North Carolina; and

WHEREAS, following the receipt by the Town Council of the Town of Midland, North Carolina, of a Certificate of Sufficiency from the Town Clerk of the Town of Midland, said information and due consideration thereof by the Council, passed a motion to adopt a Resolution whereby a public hearing upon the question of such annexation was called to be had before the Town Council of the Town of Midland at 6:00 p.m. on the 10th day of July, 2018; and

WHEREAS, the Town Clerk was duly authorized and did so cause notice of such public hearing to be published in the Charlotte Observer, a newspaper having general circulation in the Town of Midland, North Carolina, at least ten (10) days prior to the date of such public hearing, such notice contained Cabarrus County property identification numbers of the areas proposed to be annexed as set forth in the Petition; and

WHEREAS, it appears to the Town Council from the publisher's Affidavit with clipping attached thereto, duly filed with the Town Clerk, that a notice of such public hearing as directed by the Town Council was duly published in the Charlotte Observer in its issue of the 30th day of June, 2018, which date of publication was at least ten (10) days prior to the date set for such public hearing; and

WHEREAS, a public hearing was held by the Town Council of the Town of Midland on the 10th day of July, 2018 at the stated time and place where the petitioner and any other residents of the Town of Midland were given an opportunity to appear and be heard on the question of the sufficiency of the Petition and the desirability of the annexation; and

WHEREAS, the Town Council, after due deliberation and consideration during the regular Town Council meeting held on July 10, 2018, now finds that the Petition meet the requirements of G.S. 160A-31, et seq. of the General Statutes of North Carolina, that the Petition contained the signature of the owner of the real property within the area proposed for annexation, that the Petition is otherwise valid and that the public health, safety and welfare of the inhabitants of the Town and of the area proposed for annexation will be best served by the annexation.

NOW, THEREFORE, BE IT AND IT IS HEREBY ORDAINED by the Town Council of the Town of Midland, North Carolina, in regular meeting assembled the 10th day of July, 2018, as follows:

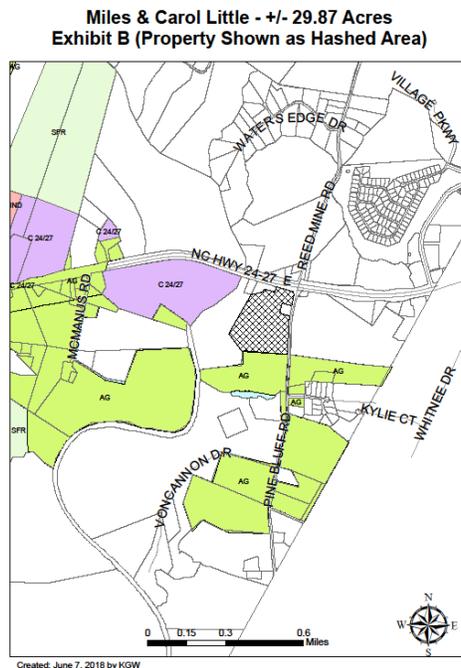
SECTION 1: That the area described in the Petition for contiguous annexation be and the same is hereby annexed to and is made a part of the corporate limits of the Town of Midland, North Carolina, the areas being described in Exhibit "A" hereto, and as shown on the map contained in Attachment "B" hereto.

SECTION 2: From and after the effective date of this Ordinance, the territory so annexed and the property therein located shall be subject to all debts, laws, ordinances and regulations in force in the Town of Midland, North Carolina, and shall be entitled to the privileges and benefits available to other parts of the municipality. The newly annexed territory shall be subject to municipal taxes levied as provided in Section 160A-58.10 of the General Statutes of North Carolina.

SECTION 3: It shall be the duty of the Mayor of the Town of Midland to cause an accurate map of such annexed territory, together with a copy of this Ordinance duly certified, to be recorded in the office of the Register of Deeds of Cabarrus County, North Carolina, and in the office of the Secretary of State of North Carolina.

SECTION 4: This Ordinance shall become and be effective on, from and after July 10, 2018.

Adopted this 10th day of July, 2018.



c. **Public Hearing 2** Land Use Plan Amendment- Haigler Rental Properties, LLC

Re: Future Land Use Plan (FLUM) Amendment and Zoning Re-Classification – Haigler Rental Properties, LLC – 581 W Red Cross Road, Oakboro, NC 28129 (Cabarrus County PIN 5555-10-8835)

BACKGROUND

On June 12, 2018 the Town received a letter (attached) requesting a change to the adopted Future Land Use Map affecting the property shown on the attached map. The adopted Future

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Land Use Map designates the area for “Neighborhood” and the current designation is “Single Family Residential” (SFR). North Carolina General Statutes require that municipalities adopt zoning designations consistent with an adopted land use plan.

On June 26, 2018 the Midland Planning & Zoning Commission reviewed the request and voted unanimously (7-0) to recommend approval of the proposed amendment to the Future Land Use Map.

FINDINGS AND CONCLUSIONS

The property lies within the area designated on the adopted Town Plan 2030 Future Land Use Map for neighborhood uses in the Town Plan 2030 Land Use & Comprehensive Master Plan, Revision 2 adopted October 8, 2013 and amended March 8, 2016, October 11, 2016 and April 11, 2017 as shown on the adopted Future Land Use Map (FLUM). The property owner is requesting an amendment to the Town Plan 2030 Future Land Use Map to change the future designation from “Neighborhood” to “Commercial”.

POLICY IMPLICATIONS

The Town of Midland Development Ordinance and the North Carolina General Statutes require the P&Z Commission to make a recommendation on both land use map and zoning map amendments. Therefore, following consideration and recommendation to Town Council of a revision to the future land use map, the applicant would then bring forth a proposed zoning map amendment to actually re-zone the property.

CONSIDERATIONS

The Town Council may vote to approve, deny, or modify the requested amendment to the Town Plan 2030 Land Use & Comprehensive Master Plan, Revision 2 adopted October 8, 2013 and amended March 8, 2016, October 11, 2016 and April 11, 2017 of the Town of Midland from “Neighborhood” to “Commercial”.

Open Public Hearing

Mayor Crump opened the Public Hearing at 6:16 pm. There were no comments so he closed at 6:16pm.

Motion was made by Councilmember Wise and seconded by Mayor Pro Tem Hartsell to adopt Resolution 2019-204. **Motion carried 4-0.**

Resolution for Modification of the Town Plan 2030 Comprehensive Land Use & Master Plan Revision 2

Resolution #2019-204

WHEREAS, the Town Council of Midland adopted its Town Plan 2030 on May 11th, 2010; and

WHEREAS, the Town Council of Midland adopted Town Plan 2030 Revision 1 on August 9th, 2011 to include significant detail for the implementation of the plan; and

WHEREAS, the Town Council of Midland adopted Town Plan 2030 Revision 2 on October 8, 2013 to include significant detail for the implementation of the plan; and

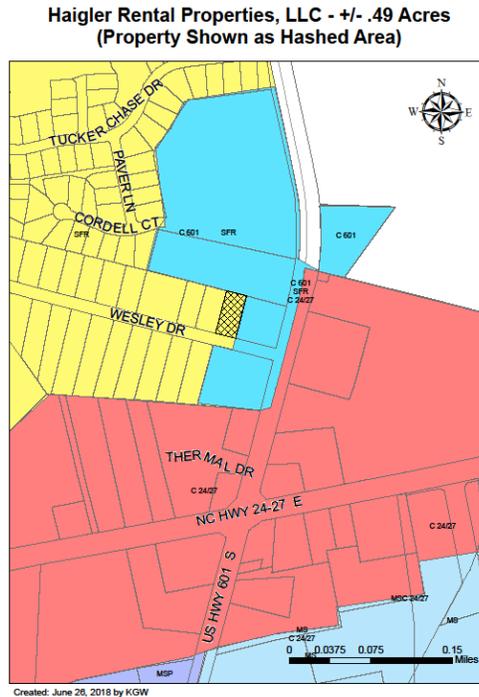
WHEREAS, the Town Council of Midland adopted Town Plan 2030 Revisions on March 8, 2016, October 11, 2016 and April 11, 2017 to include significant detail for the implementation of the plan; and

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WHEREAS, the Town Council continues to support the efforts of the Planning and Zoning Commission in its commitment to the future of Midland;

NOW, THEREFORE, BE IT RESOLVED, by the Town of Midland, Town Council at its Regular Meeting on July 10, 2018 that revision of the Town Plan 2030 Future Land Use Map be made to increase the commercial area along US Hwy 601 in the vicinity of NC Hwy 24/27 as shown on the attached map identified as Attachment "A":

Adopted this the 10th day of July, 2018.



d. Application for Alternate on the Planning and Zoning Commission

Ms. Watts' report:

Recently on the Town's 1st Planning and Zoning Commission members resigned. We moved Jim Hoy, the 1st Alternate, into the vacant position. Therefore, the Town must now appoint a 2nd Alternate to fill that remaining 2nd Alternate position. The Town of Midland has received an application for the 2nd Alternate position. Should the town approve this applicant for service, the Planning and Zoning Commission will again be fully seated, including the 2 alternate position members. The name of the applicant is listed below and his application is attached for your review.

1. Darrell Kent Helms

Under Article 4 Boards and Commissions of the Midland Development Ordinance, "Members and alternate members, if any, of the Planning and Zoning Commission shall serve a term of three (3) years".

Staff recommends the appointment of Darrell Kent Helms to fill the position of Planning and Zoning Commission Alternate Member.

Motion was made by Councilmember Wise and seconded by Councilmember Burnette to appoint Mr. Darrell Helms as 2nd Alternate to the Planning and Zoning Commission to fill the vacancy of the 2nd Alternate member on the Board. **Motion carried 4-0.**

i. Staff Report

e. Planning Projects- **Verbal Update**

- Wyndham Forest: Still building;
- Fox Creek: Still issuing permits;
- Bethel Glen: Issuing permits;
- CF Steel: Still working on water connection issue;
- Allen Mini Storage: Working on the construction of the road;
- Bethel Park: Will be resubmitting plans soon;
- Received a sketch plan for a new residential subdivision between Bethel Glen and Hwy. 24/27.
- TRC scheduled for next Tuesday for Clutter Busters for their last 3 buildings.

Councilmember Wise asked if Concord released the CO's for Fox Creek.

Ms. Watts said they have and there are residents living there now. Also they are working on some pavement cutting issues with Town Engineer McMillan.

Mr. Paris said some of the pavement had to be cut for those laterals to be fixed. Mr. McMillan is working on that to make sure those are done correctly.

9. Staff Reports:

a. Finance Report June, 2018 – **B. Love**

Ms. Love ran down the cash accounts for June, 2018:

				Jun 30, 18
		Checking/Savings		
		1000 · CASH ON HAND		225.00
		1004 · GENERAL FUND		1,235,518.60
		1040 · UTILITY CAPITAL RESERVE FUNDS		2,196,351.35
		1050 · POWELL BILL FUNDS		239,354.91
		Total Checking/Savings		3,671,449.86

Ms. Love also reported that, the Natural Gas Line money from Monroe of \$260,342.08 was received yesterday. This is \$10,000 more than budgeted.

i. Midland Audit Contract and Engagement Letter

Ms. Love said that it's time to work on the town audit because it's the end of the fiscal year. She asked Council to approve the contract for the audit.

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Motion was made by Mayor Pro Tem Hartsell and seconded by Councilmember Burnette to approve the Audit Contract by Potter & Company for the audit of FY 2018 financials. **Motion carried 4-0.**

Ms. Love asked to talk about the Councilmember salaries that were approved with the new budget. Most of the Councilmembers have seen the forms that she needs filled out. Salaries will be paid with the last staff payroll of the month. Additionally the phone stipends will be paid with that payroll (not taxed).

It would be best to do direct deposit and if members prefer to, Ms. Love will need a blank check from each along with the 2 mentioned forms.

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

i. New Town Officer, Daniel Lambert

Mr. Paris reported as Captain Nesbit earlier said:

That Officer Cody Rominger has been promoted to his squad's training officer. The town has been assigned Officer Daniel Lambert as a replacement. Officer Lambert will assume operation of the town patrol unit assigned to Officer Rominger after the 4th of July Parade in Harrisburg. Officer Lambert is an experienced officer who has worked in the jail, court house, and also on patrol. He is originally from the rural Davie County area and will be a good fit for our community.

ii. New "Town Pride" T-Shirt Design

Mr. Paris reported:

Last fiscal year the town designed and sold Town pride t-shirts. Mayor Pro Tem Hartsell brought me this idea and the council supported it. Grunt Style has produced a new design for the town for the upcoming year. The previous design was an ode to the Marine Corp (Raider Colors). The new design is an ode to the Army, which Mayor Crump suggested at that prior meeting.

The color is olive green and there will be female shirts available this time.

He pulled up the design for Council to see.

He also said that he received a lot of requests to put the town's former nickname on the sleeve, "Hells Half Acre". It can be removed if the board chooses to.

If Council wants to do a run, Finance Officer Love will bring back a budget amendment at the August meeting.

He will need council to approve the design if you want to offer t-shirts for the upcoming year.

Mayor Crump opened a public comment period on the design.

Discussion:

Mayor Crump said he personally would like to have the Midland symbol without the inscription.

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Councilmember Burnette: He likes it. If you Google “Hells Half Acre”, it talks about Midland. That’s heritage. It’s the same as trying to take away the flag from the Civil War. I’ll tell you it will sell and double the sales. A person in Asheville saw it on a shirt and said, “I know where you’re from”. This is just my opinion but I can go along with what the board wants.

Mayor Pro Tem Hartsell: I agree with Councilmember Burnette. It’s a sign of heritage and I don’t think of it as being heaven or hell. “Hells Half Acre” is what Midland’s been called since I can remember and I grew up here. Personally I don’t think it looks bad on the town.

Mayor Crump: Can we do 2 designs 1 without “Hells Half Acre” and 1 with?

Mr. Paris: The design will need to be uniform. They can do the male and female split but they won’t do 2 different designs.

Mayor Crump: If it was enough money they would right?

Mr. Paris: That would be 2 orders and I don’t think I can move 200 t-shirts.

Citizen Maryann Evenoff: Did I hear that the flag was an assault flag?

Councilmember Tallent: Yes, they call it an assault flag and it’s in a military color.

Councilmember Burnette: It represents that you support the military.

Citizen Phyllis Crump: I have an opinion. I’m offended by it. I’m all about heritage but we are not backing up. We should be looking forward and progressing. From a female perspective, I’m never buying one of these shirts. It’s not that I’m opposed to Councilmember Burnette or his opinion or Mayor Pro Tem Hartsell or anyone else. From my point of view this does nothing to enhance the town or forward thinking. In fact I wrote a letter years ago and said I’m offended by this name. I don’t like to be known from “Hells Half Acre” because the word, “hell” has a negative connotation. When I think of hell, I think of fire and brimstone. This is not where I live and I’m certainly not going there.

Citizen Pat Caddell: Mr. Paris is constantly putting out positive reports about what Midland is doing now- how the town is moving forward posting those reports in the newspapers. This is a step back in time. To me this isn’t where you all said you wanted to head.

Councilmember Tallent: I can definitely see the opinions of both designs. There is no reason we need to make a decision on this tonight. Let’s hear more from the community. Put a survey on the website and social media to get more opinions. I think it would be appropriate for us to give it a month, make it available to the community, and then make a decision from there.

Mayor Pro Tem Hartsell: I’ll be personally honest but that’s a little bit more than needed. I don’t see a reason to open up 100 t-shirts sales to 4,000 potential people. It’s not like everybody is going to buy a t-shirt. We’re making more of this than what it is. If we don’t want to put, “Hells Half Acre” on it that’s fine. This is heritage though. I understand everyone’s opinion. It doesn’t offend me because I don’t relate the phrase to being a heaven and hell difference. If it offends people take it off.

Citizen Paul Carpenter: I Googled, “Hells Half Acre” and the information I found pertains back to the days of moonshining. This was probably the Civil War era or pre WWII era. Moonshining was popular in this area. The hellions begot hellions and that’s eventually how Midland got the name. Children of the moonshiners were a wild bunch. This is what I found. I just accepted it as history.

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Councilmember Burnette: I respect Ms. Crump and she knows that. If we get the shirts without it and if I don't want to buy one that's my right. I don't feel I should direct everybody not to have one. But if we put the phrase on there and somebody doesn't want to buy one that's their right too. I don't think we'd be changing the design if ordering 50 with and 50 without. If you call and ask they might do it. It's one step less they don't have to do.

Mayor Crump: They should have the design already in there from the original order.

Mr. Paris: If you want to give me the directive that the men's have it and the women's doesn't, I'll tell them that's a condition of the order. If they don't do it they'll lose the order.

Mayor Crump: We could just forget the whole thing but we'll do what Council wants to do.

Motion was made by Councilmember Burnette to accept the design with, "Hells Half Acre".

Councilmember Tallent: Are you asking to do a split on the order?

Councilmember Burnette: I'm just going to make the motion to go with the design as presented.

Councilmember Tallent asked to amend the motion.

Amendment to the motion was made by Councilmember Tallent and seconded by Councilmember Burnette to have Grunt Style make ½ the shirts with, "Hells Half Acre" and ½ without. **Motion carried 3-1.**

Councilmember Wise dissented.

iii. Old Bethel School Maintenance Plan- *Update*

Mr. Paris:

The Old Bethel School Maintenance plan was executed June 28, 2018 by the owners of Old Bethel School in compliance with the feedback received by Town Council at the prior meeting. Staff will now monitor the site to make sure they act consistent with the plan. If they do not we seek to enforce the plan and pursue the confession of judgement as directed by Town Council.

iv. CMAQ Rob Wallace Park- *Update*

Mr. Paris:

NCDOT is in the process of approving the man-hours spreadsheet related to the engineering contract for this project. Once this is complete the project will be designed, bid, and constructed. Per the project timeline prepared by Benchmark we expect NCDOT's approval of design work by the end of August, and construction to begin in September. The positive thing is that we are getting \$108,000 in outside funding.

v. Fourth Quarter Sheriff Contract Invoice

Mr. Paris:

The town contracts with the Cabarrus County Sheriff's Department for police protection for the community. Due to the market, the Sheriff's Department has had a challenge keeping their department fully staffed. This has had an impact county-wide in all of their operations.

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I negotiated with the County Manager to reduce our 4th quarter invoice given the turnover we have experienced. He has agreed to discount it by 25%. This will save the town \$8,456 for the fiscal year ending last month.

I am in continued discussions with the County Manager about what we will be billed for the current fiscal year and will let you know how that goes.

This will come to Council for approval and you can decide to either bank the savings or redistribute it on items that perhaps didn't get funded in the budget.

The new contract will be based upon the man hours that they feel they can reliably give Midland due to the recruiting challenges currently happening statewide.

The contract will come in August for Council's review.

Discussion:

Mayor Crump: Do we know if this is going to be a recurring thing or if they can fill that position for this fiscal year?

Mr. Paris: What we discussed was splitting the cost on what they reliably feel they can cover for this year. If they feel they can only cover 3 of the 4 positions, then we would split the cost on the 3. In the past Midland would be billed for 2 even if they could reliably provide 3 during the year. The discussions have been positive.

Councilmember Tallent: With the change of sheriff will that have any impact on our contract?

Mr. Paris: No.

vi. Other Comments

c. Mayor's Comments:

i. Summer School Lunch Site Initiative- **Mayor Pro Tem Hartsell**

Mayor Pro Tem Hartsell explained that he saw in the newspapers that Cabarrus County Schools are sponsoring free lunches for a lot of neighborhoods. All the neighborhoods are in the Concord area. He wrote a couple school board members an email and asked how this program works. He wanted to know if the program was sponsored by the schools or if it was sponsored by taxpayer money. He said he felt the program should be in other areas of the county.

No ID's are required so anyone enrolled in school or not could get a free lunch daily. People from other counties could come and eat as well.

If this is sponsored by taxpayer money it should have been offered to all the communities.

The school board said they sent out an application to the principals at the schools but many schools didn't even know about it. It's too late for this year but Mr. Hartsell said he will contact Bethel School's principal and see if Midland could get a site opened up for its children. Every municipality in the county should have this opportunity.

Mr. Hartsell questioned why this program is even running when supplies are desperately needed in the schools.

10. Executive Session:

- a. [N.C.G.S. 143-318.11(a)(6)] To consider the qualifications, competence, performance, condition of appointment of a public officer or employee or prospective public officer or employee.

Motion was made by Councilmember Wise and seconded by Mayor Pro Tem Hartsell to enter Executive Session [N.C.G.S. 143-318.11(a)(6)] To consider the qualifications, competence, performance, condition of appointment of a public officer or employee or prospective public officer or employee, inviting Attorney Fox, and Town Manager Paris. **Motion carried 4-0.**

Council entered at 6:58 pm.

Motion was made by Councilmember Wise and seconded by Councilmember Tallent to re-enter Regular Session. **Motion carried 4-0.**

Council re-entered Regular Session at 7:09 pm.

Motion was made by Councilmember Wise and seconded by Mayor Pro Tem Hartsell to approve the 1st Amendment and reinstate the employment agreement between the Town and Town Manager Paris and authorize the Mayor to execute the amendment. **Motion carried 4-0.**

11. Adjournment:

Motion was made by Mayor Pro Tem Hartsell and seconded by Councilmember Tallent to adjourn the meeting. **Motion carried 4-0.**

Council adjourned at 7:10 pm.

Attest/Seal

Mayor John Crump

Town Clerk Nancy E. Boyden, CMC, NCCMC