



**REGULAR
MEETING *MINUTES*
MAYODAN TOWN COUNCIL
August 8, 2022
6:00 p.m.
James A. Collins Municipal Building**

MAYOR AND COUNCIL PRESENT:

Mayor Chad Wall
Melanie Barnes
Doug Cardwell
Letitia Goard
Dwight Lake
Buck Shelton

STAFF PRESENT:

Town Attorney Eugene Russell
Town Manager Kathleen Patterson
Town Clerk Sarah Hopper

The Mayodan Town Council met at 6:00pm on August 8, 2022, in the Council room of the James A. Collins Municipal Building, and with a quorum present Mayor Wall called the meeting to order.

PUBLIC COMMENTS:

No one wished to speak.

APPROVAL OF MINUTES:

Approval of Agenda and Regular Meeting Minutes of July 7 and 11, 2022

Motion by Councilmember Barnes, seconded by Councilmember Cardwell, to approve minutes for agenda and regular meeting minutes of July 7 and 11, 2022 as presented.

Ayes: Councilmembers Barnes, Cardwell, Goard, Lake and Shelton.

Nays: None.

Motion carried unanimously.

OLD BUSINESS:

A. Golf Cart Ordinance Approval of language

Town Manager Kathleen Patterson asked Council to approve the language used for the golf cart Ordinance Amendment for nighttime driving.

Motion by Councilmember Cardwell, seconded by Councilmember Barnes, to approve the language for the golf cart Ordinance Amendment for nighttime driving between the hours of 6:00am to 10:00pm.

Ayes: Councilmembers Barnes, Cardwell, Goard, Lake and Shelton.

Nays: None

Motion carried unanimously.

Sec. 26-500. Rules and regulations for operation on public streets.

It is unlawful to operate a golf cart on a public street or road within the town unless a permit has been issued by the town police department as set forth below and the following rules and regulations are followed:

- (1) Golf carts operated on the public streets in the town shall be only electric powered carts; it is unlawful to operate a cart at a speed in excess of 15 miles per hour regardless of the posted street speed limit.
- (2) The operator and owner of a cart operated on the public streets in the town take full responsibility for all liabilities associated with operating the cart.
- (3) All golf cart operators must possess a valid driver license.
- (4) Carts may only be operated on the public streets in the town between the hours of 6:00am to 10:00pm.
- (5) Carts may be driven on all the public streets within the corporate limits of the town where the speed limit is 35 miles per hour or less except golf carts may not be operated on public streets in satellite annexed areas of the town.
- (6) Required equipment. All carts operated on the public streets in the town must have the following functioning equipment or accessories:
 - a. Properly functioning headlights, consisting of a clear or white bulb/cover. Headlights must remain on during all times of cart operation.
 - b. Properly functioning brake lights (rear, each side) consisting of a red covered bulb.
 - c. Rearview mirrors.
- (7) Any person who operates a cart on the streets in the town must adhere to all applicable state laws that apply to normal vehicle operation, including stop signs, stop lights, one-way streets, etc. Golf carts will adhere to all traffic flow patterns and will operate on the right side of the roadway. Cart drivers must yield the right-of-way to overtaking vehicles at all times. Golf carts shall not be operated on private property without the permission and consent of the property owner. All alcohol laws will apply.
- (8) Occupancy/occupants.
 - a. The maximum occupancy of a cart traveling on streets will be one person per seat or two people per bench seat.
 - b. Children must be properly seated while the cart is in motion and may not be transported in a negligent manner.
 - c. No passenger is permitted to stand while the golf cart is in operation.
 - d. No individuals or objects may be pulled by golf carts.
- (9) Carts are not allowed to be driven on any sidewalks.
- (10) Carts are only allowed to park in handicapped parking spaces if the driver or at least one passenger has a valid handicap parking sticker.
- (11) All carts operated on the streets must have a valid permit sticker issued by the town police department. A registration fee in an amount as established from time to time per cart per year will be charged by the town police department for the permit sticker. The town police department may refuse to issue and/or revoke any permit sticker from any cart at any time for any reason that the

department determines appropriate to ensure the safety and well-being of the citizens of the town. Permits will be issued annually and are valid for a period of 12 months beginning July 1 of the year of issuance and ending June 30 of the following year.

- (12) Golf cart owners must complete a registration form approved by the town and receive a permit to operate a golf cart in the town. The completed forms will be maintained by the town police department. The police department will issue a permit sticker that must be attached to the driver's side of the cart. The police department shall conduct an inspection of all carts when application for permit and renewal of permit is requested.

(Code 1975, § 7.192; Ord. No. 2020-01, 8-10-2020)

***A copy of the amendment to golf Ordinance is hereby reference made a part of these minutes and a copy is on file in the Town Clerk's office for public viewing.

NEW BUSINESS:

A. Request use of Elliott Duncan Funds for Gazebo Repairs

Town manager Kathleen Patterson is requesting to utilize the amount of money from the funds dedicated to the Elliott Duncan Park to repair the Gazebo. These repairs include repairing the weathervane, new shingles, replacing floor, and repairing and painting the railing.

Motion by Councilmember Cardwell, seconded by Councilmember Shelton, to approve request to use Elliott Duncan Funds for Gazebo repairs.

Ayes: Councilmembers Barnes, Cardwell, Goard, Lake and Shelton.

Nays: None.

Motion carried unanimously.

B. Resolution Approval of Property Foreclosure Action

1. 300 N 12th Ave, parcel #119457

Willie Ruth Bullins Estate taxes have not been paid for 2 years. The mowing bill is \$500.00. Town Attorney Eugene Russell is in contact with Ms. Bonnie Robinson to move this process forward. The Town is continuing to mow and will be boarding up the property as it is unsafe. There is a Medicaid lien on the property.

2. 433 S 2nd Ave, parcel #118046

James Phillips, Calvin Phillips, Jr, and others c/o Nannie Welch owes \$11,589.33 for demolition of house at this property. Taxes are paid on this property. Mowing owed on this property is \$150.00

Motion by Councilmember Shelton, seconded by Councilmember Lake, to approve property Foreclosures for 300 N 12th Ave parcel #119457 and 433 S 2nd Ave parcel #118046.

Ayes: Councilmembers Barnes, Cardwell, Goard, Lake and Shelton.

Nays: None.

Motion carried unanimously.

ROCKINGHAM COUNTY STATE OF NORTH CAROLINA

Resolution Authorizing Foreclosure of Certain Properties

WHEREAS, the Town of Mayodan is owed unpaid taxes, assessments and lot clean-up and other costs that constitute a lien against certain properties located within the Town limits of the Town of Mayodan; and,

WHEREAS, such taxes, assessments and lot clean-up and other cost remain unpaid after diligent efforts by Town staff to collect the monies owed; and,

WHEREAS, no individuals or legal entities have stepped forward to take responsibility for proper maintenance and ownership of such properties and for payment of such taxes, assessments and clean-up and other costs that continue to accumulate; and,

WHEREAS, the Town of Mayodan is desirous of taking appropriate measures to collect the amounts owed against such properties including the remedy of pursuing foreclosure of the liens against such

properties.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Mayodan that:

The Mayodan Attorney, W. Eugene Russell, is hereby authorized and directed to file foreclosure actions to collect monies owed to the Town of Mayodan against the following described properties:

A. Tax Parcel #119454 located on W. Jackson Street and Tax Parcel 119457 located at 300 N 12th Ave in the Town of Mayodan, North Carolina, said properties being identified by the Rockingham County Tax Records as being owned by the Willie Ruth Bullins Estate, reference being made to deed dated March 23, 1971, to William R. Bullins and wife, Willie Ruth Bullins recorded in Deed Book 675 at Page 186, Rockingham County Registry; and,

B. Tax Parcel #118046 located at 433 S. Second Avenue in the Town of Mayodan, North Carolina, said property being identified by the Rockingham County Tax Records as being owned by James Phillips, Calvin Phillips, Jr. and others, reference being made to Rockingham County Estate File 93 E 365.

he Mayodan Town Attorney, W. Eugene Russell, is authorized to file such foreclosure actions on behalf of the Town of Mayodan separately or jointly with Rockingham County to collect ad valorem taxes owed by both governmental entities.

The Mayodan Town Attorney, W. Eugene Russell, is further authorized to collect attorney fees and costs for such foreclosure actions from said debtors or from the proceeds of any foreclosure sale as may be held as approved by the Clerk of Court or the Judge therein presiding.

Adopted this the 8th day of August 2022.

D. Disposal of Town Property

1. OKI Microline 421 9 Pin Printer with cabinet and paper holder
2. HP Deskjet 2540
3. HP Color Laser Jet 3600m Printer

Motion by Councilmember Cardwell, seconded by Councilmember Shelton, to approve the disposal of Town Property of OKI Microline 421 9 pin printer with cabinet and paper holder, HP Deskjet 2540 and HP color laser jet 3600m printer.

Ayes: Councilmembers Barnes, Cardwell, Goard, Lake and Shelton.

Nays: None.

Motion carried unanimously.

RESOLUTION AUTHORIZING THE DISPOSITION OF TOWN PROPERTY

WHEREAS, the Town Council of the Town of Mayodan, North Carolina desires to declare surplus and dispose of certain Town-owned property,

NOW, THEREFORE, BE IT RESOLVED by the Mayodan Town Council that the **following equipment** is hereby declared to be surplus to the needs of the Town of Mayodan.

- OKI Microline 421 9 Pin Printer with cabinet and paper holder
- HP Deskjet 2540
- HP Color LaserJet 3600n Printer

BE IT FURTHER RESOLVED that the Town Manager is hereby authorized to dispose of the aforementioned equipment by any means allowable to include offering for sale at public auction, donation to a nonprofit organization, Internet on-line offering, private negotiation and sale, upset bid process, or destruction. The Town Manager shall report the result of the sale of these items at the next regular meeting of the Town Council following the sale.

ADOPTED this 8th day of August, 2022.

E. Budget Amendment #3SCIF Grant-Washington Mill Property Clean-up \$905,000. The remaining \$905,000 was expected to be expended in late June 2022.

RE: Town Council Amendments to Line-Item General Fund Budget for Fiscal Year 2022-2023

Town Council Budget Amendment #2022-23-03

SCIF Grant -Washington Mills Property Clean-Up – \$905,000. The remaining \$905,000 was expected to be expended in late June 2022. This amendment will bring the expenditure line item to \$1,000,000.

General Fund Balance:	<u>EXPENDITURE:</u> 10-420-9111	\$905,000
Washington Mills (SCIF Grant):	<u>REVENUE:</u> 10-397-0000	\$905,000

Motion by Councilmember Lake, seconded by Councilmember Barnes

Ayes: Councilmembers Barnes, Cardwell, Goard, Lake and Shelton

Nays: None

Motion carried unanimously.

MANAGER COMMENTS/ANNOUNCEMENTS:

Town clerk, Sarah Hopper will be reaching out to the clergy and religious representatives in the Town of Mayodan and surrounding communities to ask for voluntarily offers of invocations before the beginning of its meetings for the benefit and blessing of the Town Council. Town Manager Patterson told council that Madison Methodist Church has agreed to do the invocation on September 12, 2022.

Public Works Director Joey Hudy gave an update on the equipment sales with Govdeals. Mr. Hudy stated that the town profited \$38,471.00 from the sales of 1996 Leaf Machine, 2004 John Deere lawnmower, 2001 Big Dog lawnmower, 2009 Kubota lawnmower, 2003 EZ-go golf cart, 2002 7500 GMC grapple truck and Sullair air compressor.

Closed Session to consult with the attorney N.C.G.S. 143-318.11(a)(2)}

Motion by Councilmember Lake, seconded by Councilmember Shelton, to enter closed session in pursuit of N.C.G.S. 143-318.11(a)(2)

Ayes: Councilmembers Barnes, Cardwell, Goard, Lake and Shelton.

Nays: None.

Motion carried unanimously.

Council entered closed session at 7:01p.m.

Motion by Councilmember Lake, seconded by Councilmember Cardwell, returned to open session.

Ayes: Councilmembers Barnes, Cardwell, Goard, Lake and Shelton.

Nays: None.

Motion carried unanimously.

Council returned to open session at 7:48p.m.

Motion by Councilmember Lake, seconded by Councilmember Cardwell, to adjourn meeting.

Ayes: Councilmembers Barnes, Cardwell, Goard, Lake and Shelton

Nays: None.

Motion carried unanimously.

Meeting adjourned at 7:49 p.m.

ATTEST:

Sarah Hopper, Town Clerk

Chad Wall, Mayor