

## TOWN OF MAIDEN

April 16, 2018

### MINUTES OF REGULAR MEETING

The Maiden Town Council met on Monday, April 16, 2018 at 7:00 p.m. for their regularly scheduled meeting, held in the Council Chambers at the Maiden Town Hall.

Present for the meeting were Mayor Pro-Tem Max Bumgarner Jr., Councilmembers Danny Hipps, Trina Michael, Marcus Midgett and Ronnie Williams. Mayor Bob Smyre was absent.

Also present were Town Manager Todd Herms, Town Attorney Scott Conrad and Town Clerk Elizabeth Krige.

Others attending: See attached sheet.

The meeting was called to order at 7:00 p.m. by Mayor Pro-Tem Max Bumgarner Jr.

The invocation was given by Councilmember Trina Michael.

The Pledge of Allegiance was led by Councilmember Trina Michael.

#### 4. Approval of Agenda

**MOTION WAS MADE BY COUNCILMEMBER DANNY HIPPS AND SECONDED BY COUNCILMEMBER TRINA MICHAEL TO APPROVE THE AGENDA AS PRESENTED. MOTION CARRIED UNANIMOUSLY.**

#### 5. Citizens Requests and Comments

Brad Sigmon, Electric Department Superintendent, presented the Public Power Award of Excellence to Council. The Town won in three categories: Value of Public Power, Continuous Improvement and Wholesale Power Cost. Mr. Sigmon thanked the Council for their commitment to the Utility Mapping Program which is one of the first of its kind in this area.

Mr. Herms reminded Council of the WPCOG Policy Board Meeting which takes place April 19<sup>th</sup> at Glen Oaks Golf Club.

Councilmember Danny Hipps recognized Recreation Director Jody Rogers for a successful beginning to the baseball and softball season.

Councilmember Ronnie Williams requested an update on the Splash Pad. Recreation Director Jody Rogers said an inspection would occur in the next few days and the concrete would be poured on Friday. Mr. Herms said if the project continued on pace, a grand opening would be held on May 25<sup>th</sup> at 3 PM.

6. Approval of the Minutes (3/19/2018 Regular Meeting):

**MOTION MADE BY COUNCILMEMBER TRINA MICHAEL AND SECONDED BY COUNCILMEMBER DANNY HIPPS TO APPROVE THE REGULAR MEETING AND CLOSED SESSION MINUTES OF THE MARCH 19, 2018 MEETING. MOTION CARRIED UNANIMOUSLY.**

7. Consent Agenda

Councilmember Danny Hipps asked if the line transfers could have an explanation going forward and Mr. Herms said staff would add that detail for Council.

**MOTION MADE BY COUNCILMEMBER DANNY HIPPS AND SECONDED BY COUNCILMEMBER TRINA MICHAEL TO APPROVE THE MARCH FINANCE OFFICERS REPORT. MOTION CARRIED UNANIMOUSLY.**

8. Public Hearing

A. Public Hearing for Text Amendment Chapter 17, ZTA 1-2018

Mayor Pro Tem Max Bumgarner Jr. opened the public hearing at 7:11 PM. Planning Director Blake Wright addressed Council to explain the text amendment request. The applicant requests Article 13.4.2.O.4 which restricts the length of private streets in subdivisions to 750 feet, be removed from the Unified Development Ordinance. According to the UDO a private road is a road that is not maintained by NCDOT or the Town. This is typically because they do not meet state standards for NCDOT maintenance.

Mr. Wright explained this change would keep from having a road coming out of a cul de sac. This change would update the aesthetic and safety of private streets. Once a street is declared private, the Town will not be required to maintain it. The deed and plat restrictions for the property will show that the Home Owners Association will be responsible for the maintenance of the street. The maintenance responsibilities belong to the Home Owner's Association. Mr. Herms explained this was requiring cul-de-sac every 750 feet of street. Any private street would have to meet safety requirements from the fire marshal.

Councilmember Ronnie Williams asked if this road would extend to Rocking J Road. Mr. Herms and Mr. Wright confirmed this street would not extend to Rocking J Road at this time. Mr. Wright further explained the plans show a lot at the end of the private street with no connection to Rocking J. Mr. Wright said there is nothing in the UDO prohibiting this road from extending to Rocking J Road.

The road would still have to meet Fire Marshall approval to insure safety vehicles will be able to access the properties along the road.

If the change is approved, it would apply to all future developments. Councilmember Hipps asked if this change would provide adequate turn around space for fire trucks. Mr. Wright answered they would and reiterated the Fire Marshall would have to approve the road. Councilmember Hipps also asked if

these roads had a width requirement. Mr. Wright said the width requirement was 20 feet. Mr. Hipps asked what would happen to a private road once the Homeowner's Association dissolves. Mr. Herms said there was state regulations in place to deal with that issue. This change would be for any future subdivisions.

Councilmember Williams asked about Clark's Creek Road. Mr. Herms said the Town did not maintain that road and will never be required to maintain it. Mr. Williams asked if this road in Putter's View could be voluntarily annexed. Mr. Herms said the houses could be annexed but the road would still be private. At this time, Mary Henry asked where the property was located, and Mr. Herms said Putter View and she asked about annexation.

Councilmember Marcus Midgett asked if there was a length limit. Mr. Wright said the limit is 10 homes along private streets. Mr. Herms reiterated that the Fire Marshall must review all roads for safety.

Mayor Pro Tem Max Bumgarner Jr. closed the public hearing at 7:24 PM.

## 9. New Business

### A. Yard of the Month Committee Member Nomination

Mr. Herms explained Sue Helms was rotating off the committee however she can be reappointed by Council. Councilmember Trina Michael asked if Ms. Helms was willing to serve again and Mr. Herms said she was willing to serve.

**MOTION WAS MADE BY COUNCILMEMBER TRINA MICHAEL AND SECONDED BY COUNCILMEMBER DANNY HIPPS TO REAPPOINT TO THE YARD OF THE MONTH COMMITTEE FOR A THREE (3) YEAR TERM. MOTION CARRIED UNANIMOUSLY.**

## 10. Proclamations and Ordinances

### A. Proclamation for April as Child Abuse Prevention Month

Mayor Pro Tem Max Bumgarner Jr presented a proclamation to Dakota Spurling from the Child's Advocacy & Protection Center of Catawba County.

### B. 10-2018 An Ordinance to amend the Code of Ordinances-Private Streets

Mr. Herms said the code can be left as is or the 750-foot requirement can be removed.

**MOTION WAS MADE BY COUNCILMEMBER DANNY HIPPS AND SECONDED BY COUNCILMEMBER MARCUS MIDGETT TO APPROVE ORDINANCE 10-2018. MOTION CARRIED UNANIMOUSLY**

With no further comments...

**MOTION WAS MADE BY COUNCILMEMBER TRINA MICHAEL AND SECONDED BY COUNCILMEMBER RONNIE WILLIAMS TO ADJOURN THE MEETING AT 7:31 PM. MOTION CARRIED UNANIMOUSLY.**

Respectfully Submitted:

Elizabeth Yokley-Krige, Town Clerk

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**Robert L. Smyre, Mayor**

**ATTEST:**

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**Elizabeth Yokley-Krige, Town Clerk**