

**Madison Board of Aldermen
Regular Meeting
Madison Municipal Building
May 11, 2023
6:00 p.m.**

Members Present: Mayor William Phillips
Alderman Alan Hensley
Alderman Virginia Hoover
Alderman Brenda Platt
Alderman Tom Rogers
Alderman Micky Silvers
Alderman Matt Bullins

Staff Present:
Town Attorney: Michael Cassidy
Town Manager: Kevin Baughn
Town Clerk/Zoning Officer: Amy Roberts
Finance Director: Tina West
Police Captain: Clint Smith
Fire Chief: Jim Ritchey
Public Works Director: Josh Shuler

Others Present:
Police Chief Jason White and Family
Mayodan Police Officers
Mavis Dillion, WRCC
Michael Smith, Madison Dry Goods
Other Interested Citizens
Madison Police Officers
Mary D. Martin
Bobbie Webster, Madison Merchants Guild
Shelby Wilder, Turtle Creek Bakery

Call to Order

Items 1A: Moment of Silence & 1B: Pledge of Allegiance

Mayor Phillips called the meeting to order at 6:00 p.m. Mayor Phillips called for a Moment of Silence after which he asked that everyone stand for the Pledge of Allegiance.

Item 2: Approval of Agenda for May 11, 2023

MOTION, by Alderman Silvers, seconded by Alderman Hoover, to approve the May 11, 2023 agenda as revised. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

MOTION, by Alderman Rogers, seconded by Alderman Platt, to move Item 6G Consideration of changes to Police Department General Directive for Badge and Weapon Disposition above Item 3 Presentation of Retirement. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

Item 6G: Consideration of Changes to Police Department General Directive for Badge and Weapon Disposition.

MOTION, by Alderman Bullins, seconded by Alderman Hoover, to approve the Consideration of Changes to Police Department General Directive for Badge and Weapon Disposition. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

**MADISON POLICE DEPARTMENT GENERAL DIRECTIVE (Number 51)
BADGE AND WEAPON DISPOSITION TO RETIREES AND SURVIVING RELATIVES**

51.1 Purpose:

The purpose of this policy is to establish a process and price for awarding a breast badge and service weapon of a deceased or retiring officer of the Madison Police Department. in compliance with the General Statute of North Carolina GS 20-287.2 (NCGS 20-287) **North Carolina General Statute 20-187.2 (a) grants the governing body of a law enforcement agency the authority to award a service badge of an officer killed in the line of duty and a retiring officer at no cost. Further, NCGS 20-187.2 grants the governing body authority, in its discretion to also award to a retiring member or surviving relative, upon request, the service side arm of such deceased or retiring member, at a price determined by such governing body.**

51.2 Officers Killed in the Line of Duty:

~~A surviving spouse or surviving children (in the event a Madison Police Officer is not survived by a spouse) parent (if there is not a surviving spouse nor children) Surviving spouses, or in the event such members die unsurvived by a spouse, surviving children or parents~~ of a Madison Police Officer killed in the line of duty, ~~or who dies while he/she is employed as an officer with the Madison Police Department,~~ shall be presented, upon request, that officers name tag, breast badge and service weapon at no cost ~~in compliance with NCGS 20-187.2~~

51.3 Retiring Officers:

A sworn officer of the Madison Police Department retiring ~~after with~~ **with** thirty (30) years of service or ~~a sworn officer of the Madison Police Department approved for Disability Retirement by the N.C. Department of State Treasurer, Retirement System Division to the Madison Police Department,~~ may petition the Chief of Police to award them their breast badge and service weapon. ~~the Town Manager to request the~~ Madison Board of Aldermen will be requested to approve awarding ~~them with their~~ breast badge and service weapon to the retiring officer at the cost of one dollar (\$1.00).

A sworn officer of the Madison Police Department retiring ~~with at least fifteen (15) after twenty (20) or more~~ **with at least fifteen (15)** years of service to the Madison Police Department, may petition the Chief of Police ~~the Town Manager to request the~~ Madison Board of Aldermen will be requested to approve awarding ~~the purchase of their~~ breast badge and service weapon to the retiring officer at the cost of one hundred dollars (\$100.00).

~~A sworn officer of the Madison Police Department retiring at the age of fifty-five (55) and with fifteen (15) or more years of service to the Madison Police Department, may petition the Chief of Police to award them their breast badge and service weapon. The Madison Board of Aldermen will be requested to approve awarding the breast badge and service weapon to the retiring officer at the cost of two hundred dollars (\$200.00).~~

~~A sworn officer of the Madison Police Department retiring at the age of fifty-five (55) with ten (10) or more years of service to the Madison Police Department, may petition the Chief of Police to award them their breast badge and service weapon. The Madison Board of Aldermen will be requested to approve awarding the breast badge and service weapon to the retiring officer at the cost of three hundred dollars (\$300.00).~~

~~A sworn officer of the Madison Police Department who retires with reduced benefits or disability retirement may petition the Chief of Police to purchase their breast badge and service weapon. The Madison Board of Aldermen will be requested to approve the sale of the breast badge and service weapon to the retiring officer at the current replace cost.~~

~~The cost associated with the above actions shall be the responsibility of the retiring officer, his/her family or friends.~~

~~All breast badges awarded to retired officers of the Madison Police Department shall be marked retired Officer, Detective, Lieutenant, Captain or Chief.~~

Presentation of Retirement

Item 3A: Consideration of Request to Purchase Service Weapon

MOTION, by Alderman Rogers, seconded by Alderman Silvers, to approve the Consideration of Request to Purchase Service Weapon. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

Mayor Phillips presented Police Chief Jason White with a plaque Congratulating him on his bittersweet retirement and thanked him for his service to the Town and Community. Mayor Phillips also presented Chief White with his Badge and Service Weapon.

Item 4: Public Comments

Mary D. Martin advised that another cleaning supplies giveaway will be held Saturday, May 13, 2023 from 10:00 am – 3:00 pm in the Roses Parking lot and requested volunteers to help unload and distribute product. Ms. Martin further advised that the giveaway in March serviced 608 cars, gave away 200k worth of products and had over 125 volunteers.

Mavis Dillon, WRCC stated that a Chamber Coffee will be held May 18, 2023 at Barefoot Grounds beginning at 8:00 am, Ribbon Cutting for Madison UMC Youth Center will be at 3:00 pm May 13, 2023 and the Dan River Boat Race and Kegs and Corks Festival will be held May 20, 2023.

Bobbie Webster, Madison Merchants Guild stated that the Spring into Madison Festival was successful even though the date had to be changed due to weather. Ms. Webster further stated that the next event is Beach 'n' BBQ on July 22, 2023 and will feature an amateur BBQ cookoff and music by UBU.

Consent Agenda

Items: 5A: Minutes & 5B: Budget Report

MOTION, by Alderman Silvers, seconded by Alderman Bullins, to approve the minutes of the meeting held April 13, 2023 as presented along with the Budget Report ending April 30, 2023. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

New Business:

Item 6A: Petition Requesting Voluntary Annexation and Resolution Directing the Clerk to Investigate Petition Received Under GS 160A-31

MOTION, by Alderman Silvers, seconded by Alderman Bullins, to Adopt the Resolution Directing the Clerk to Investigate a Petition received under NCGS 160A-31. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

RESOLUTION DIRECTING THE CLERK TO INVESTIGATE A PETITION RECEIVED UNDER G.S. 160A-31

WHEREAS, a petition requesting annexation of an area described in said petition was received on April 14, 2023 by the Board of Aldermen;
and

WHEREAS, G.S. 160A-31(c) provides that the sufficiency of the petition shall be investigated by the Town Clerk before further annexation proceeding may take place; and

WHEREAS, the Board of Aldermen of the Town of Madison deems it advisable to proceed in response to this request for annexation.

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen of the Town of Madison that:

The Town Clerk is hereby directed to investigate the sufficiency of the above described petition and to certify as soon as possible to the Board of Aldermen that result of her investigation.

Adopted this the 11th day of May, 2023.

ATTEST:

William Phillips, Mayor

Amy Roberts, Town Clerk

Item 6B: Certificate of Sufficiency and Call for a Public Hearing on Voluntary Annexation for Property located on NC Hwy 704

MOTION, by Alderman Platt, seconded by Alderman Hoover, to accept the Certificate of Sufficiency from the Town Clerk and call for a Public Hearing on the Voluntary Annexation of property located on NC Hwy 704 to be held June 8, 2023. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

CERTIFICATE OF SUFFICIENCY

To the Board of Aldermen of the Town of Madison, North Carolina:

I, Amy L. Roberts, Town Clerk, do hereby certify that I have investigated the petition attached hereto and have found as a fact that said petition is signed by all owners of real property lying in the area described therein, in accordance with G.S. 160A-31.

In witness whereof, I have hereunto set my hand and affixed the seal of the Town of Madison, this 11th day of May, 2023.

Amy L. Roberts, Town Clerk

Item 6C: Resolution Approving Water Shortage Response Plan

MOTION, by Alderman Rogers, seconded by Alderman Bullins, to approve the Resolution Approving Water Shortage Response Plan. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

**RESOLUTION APPROVING WATER SHORTAGE RESPONSE PLAN
FOR THE TOWN OF MADISON, NORTH CAROLINA**

WHEREAS, North Carolina General Statute 143-355 (l) requires that each unit of local government that provides public water service and each large community water system shall develop and implement water conservation measures to respond to drought or other water shortage conditions as set out in a Water Shortage Response Plan and submitted to the Department for review and approval; and

WHEREAS, as required by the statute and in the interests of sound local planning, a Water Shortage Response Plan for the Town of Madison has been developed and submitted to the Board of Aldermen for approval; and

WHEREAS, the Board of Aldermen finds that the Water Shortage Response Plan is in accordance with the provisions of North Carolina General Statute 143-355 (l) and that it will provide appropriate guidance for the future management of water supplies for the Town of Madison as well as useful information to the Department of Environment and Natural Resources for the development of a state water supply plan as required by statute.

NOW, THEREFORE, BE IT RESOLVED by the Board of Aldermen of the Town of Madison that the Water Shortage Response Plan entitled, Town of Madison Water Shortage Response Plan dated March 1, 2023, is hereby approved and shall be submitted to the Department of Environment and Natural Resources, Division of Water Resources; and

BE IT FURTHER RESOLVED that the Board of Aldermen intends that this plan shall be revised to reflect changes in relevant data and projections at least once every five years or as otherwise requested by the Department, in accordance with the statute and sound planning practice.

This the 11th day of May, 2023.

Name: William Phillips
Title: Mayor of the Town of Madison

Signature: _____

ATTEST:

Amy Roberts, Town Clerk

Item 6D: Consideration of an Ordinance Amending Chapter 10: Motor Vehicles & Traffic of the Code of Ordinances

MOTION, by Alderman Rogers, seconded by Alderman Silvers, to Approve the Ordinance Amending Chapter 10: Motor Vehicles & Traffic of the Code of Ordinances. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

STATE OF NORTH CAROLINA

**AN ORDINANCE AMENDING CHAPTER 10
OF THE CODE OF ORDINANCES OF
THE TOWN OF MADISON**

TOWN OF MADISON

NOW, THEREFORE, BE IT ORDAINED by the Board of Alderman of the Town of Madison, North Carolina, that Chapter 10: Motor Vehicles and Traffic, Article III: Speed Limits of the Town of Madison Code of Ordinances be amended as follows:

CHAPTER 10: Motor Vehicles

ARTICLE III: Speed Limits

§ 10-42 SPEED RESTRICTIONS ON SPECIFIC STREETS OR PARTS OF STREETS.

(a) The following speed limits are hereby established, based on an engineering and traffic investigation, pursuant to authority granted by G.S. " 20-141 and 160A-300, determining and declaring a safe and reasonable speed limit on the following state highway system streets and other municipal streets and highways, or portions thereof:

<i>Street</i>	<i>Intersection</i>	<i>Speed Limit (mph)</i>
Academy Street	Dan River Bridge to Lonesome	35
Academy Street	Lonesome to western limits	45
Arthur Drive	Academy to Gibson <i>Odell</i>	35
Bass Street	Oak Street to Island Drive	25
B.E. Shaffer Drive	Highway Street North	35
Benjamin Road	Academy to Pineland	35
Blossom Lane	Hillcrest South	35

<i>Street</i>	<i>Intersection</i>	<i>Speed Limit (mph)</i>
Brandy Lane	Oak Street East	15
<i>Bryant Street</i>	<i>K-Fork Road</i>	<i>15</i>
Burton Street	Highway to Ayersville	35
Byrd Street	Piedmont North <i>Gene Hairston</i>	35 15
Cahill Street	East and west of Galloway	35
Caple Lane	Collins to Cobb	35
Cardwell Street	Piedmont <i>Gene Hairston</i> to Dalton	35
Carter Street	Highway Street East	35
Cassandra Road	Woodland West	35 25
Chambers Street	Mayo North	35 15
Chief Martin Street	Highway Street to Cure	35
Clifton Street	Academy South	35 15
Cobb Street	West End to Lonesome	35
Collins Street	Lonesome to west end	35
Colonial Drive	Highway 704 to Old Covered Bridge Road	35
Cure Drive	Idol to Chief Martin	35
Dahl Street	Academy South	25
Dahl Street	Academy to Murphy	25
Dalton Street	Hunter to Cardwell	20
Dan Street	Galloway West	35
Decatur Street	Highway to Wilson	25
Decatur Street	Market to Highway	35
Decatur Street	Market to Water	20
Decatur Street	Wilson Street West	35 25
Edmund Street	Benjamin to Shale	35
Factory Street	Ridge Street North	35 15
Fern Street	Ayersville South	35
First Street	Wooten West	35 15
Franklin Street	Academy South	35
Franklin Street	Academy to Decatur	20
Franklin Street	Decatur to Piedmont <i>Gene Hairston</i>	20 25
Galloway Street	Academy to Cahill	35
Gibson Drive	Academy to Lindsay Bridge Road	45
Highway 704	Academy to eastern limits	45
Highway Street	Decatur to northern limits	35
Hillcrest Drive	Academy to Sunset	35

<i>Street</i>	<i>Intersection</i>	<i>Speed Limit (mph)</i>
Hunter Street	Franklin to Dalton	20
Hunter Street	Lonesome Road West	35
Hunter Street	Wilson to Franklin	25
Hunter Street	Wilson to Lonesome	35
Idol Street	Cure Drive to Highway Street	25
Island Drive	Academy to northern limits	35
Jackson Street	Academy Street North	35 15
Joe Vaughn Road	Woodland to Academy	25
Joyce Street	Academy to K-Fork	35 15
K-Fork Road	Academy to northern limits	45
Kuykendall Street	Hunter to Murphy	35 25
LeSueur Drive	Ayersville South	35
Ligon Street	Academy South	35
Lindsay Bridge Road	Academy to southern limits	45
Lonesome Road	Academy to point north of Hunter	35
Lonesome Road	Cobb to Collins	35
Luola Street	Dahl Street West	35
Market Street	Academy to Decatur	20
Market Street	Decatur to Piedmont <i>Gene Hairston</i>	25
Market Street	Piedmont to dead end	25
Market Street	South from Academy	35
Mayo Road	Cardwell Street North	35
McGeehee Street	North and parallel to Decatur	35
Mebane Street	Highway Street West	25
Miller Street	Academy North	35
Morton Street	Gibson North	15
Mount Carmel Street	Ayersville West	35
Murphy Street	Franklin to Water	20
Murphy Street	Wilson to Franklin	25
Nichols Street	Highway Street West	35 25
Oak Street	Shady Lane North	25
Oak Forest Circle	Oak Forest Drive to Oak Forest Court	35
Oak Forest Court	Oak Forest Circle to Oak Forest Drive	35
Oak Forest Drive	South of West Gibson	35
Odell Street	Poe Street to Cardwell Street <i>Arthur Drive</i>	25
Old Covered Bridge Road	Mineral Springs Road to Highway 704	35

<i>Street</i>	<i>Intersection</i>	<i>Speed Limit (mph)</i>
Parkway Avenue	Westview to Summit	35
Pembro Road	Lonesome Road West	35
Penn Street	Academy South	35 25
Piedmont Street <i>Gene Hairston Street</i>	Cardwell to Pinewood	25
Pine Street	Highway to First Avenue	35
Pineland Avenue	Westview to Benjamin	35
Pinewood Drive	North and South of Piedmont	35
Poe Street	Gibson Drive to Academy Street	25
Pratt Street	Market Street West	35
Price Street	Academy to northern limits	35
Puzak Lane	Dahl West	35 25
Rand Street	Decatur to Murphy	35
Ridge Street	Highway Street East	35 15
Rose Lane	K-Fork Road to western limits	35 15
Shady Lane	Oak Street to Island Drive	25
Shale Road	Academy South	35
Short Avenue	Wall to Highway Street	25
Summit Avenue	Westview to Academy	25
Sunset Avenue	Lonesome West	35 25
Tern Lane	Benjamin East	35
Tidball Street	Cardwell to Market	35 25
Wall Street	Piedmont to Murphy	35
Water Street	North and South N.C. 704	35
West Bryant Street	K-Fork West	35
West End Boulevard	Chief Martin to Collins Street	25
Westview Drive	Summit to Academy	25
Wilson Street	Academy to Highway Street	35
Woodland Drive	Joe Vaughn North	35 25
Wooten Street	Highway Street East	25
Yancey Street	Academy to Gibson	15

Adopted by the Board of Aldermen of the Town of Madison this 11th day of May, 2023

ATTEST:

William Phillips, Mayor

Amy Roberts, Town Clerk

Item 6E: Approval of CDBG-I Sanitary Sewer Improvements Contractor

MOTION, by Alderman Bullins, seconded by Alderman Silvers, to Award the Bid for CDBG-I Sanitary Sewer Improvements to City's Plumbing of Reidsville, NC at the low bid amount of

\$1,393,200. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips.
Nays: None. Motion carried.

Item 6F: Consideration of a Request by Madison Dry Goods for Sidewalk Encroachment

Michael Smith, AKA Smitty, Madison Dry Goods presented his request to construct a semi-permanent wood structure for outdoor perimeter seating. Mr. Smith advised that the Town Code of Ordinances allows encroachment onto the sidewalk with the Board’s approval and indemnification agreement. Mr. Smith further advised that the structure will include planters for herbs, flowering plants, etc., is ADA compliant as a portion of it can open for accessibility, is slightly elevated to allow for water flow and will leave plenty of sidewalk access.

Aldermen Silvers noted that request from other businesses would be considered on a case-by-case basis.

MOTION, by Alderman Silvers, seconded by Alderman Platt, to allow Madison Dry Goods to construct the proposed semi-permanent outdoor perimeter seating encroaching 76.5” on the town owned sidewalk upon presentation of an Indemnification Agreement approved by our Town Attorney. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

Budget Amendment

7A: Budget Amendment No. 6

MOTION, by Alderman Rogers, seconded by Alderman Bullins, to Approve Budget Amendment No. 6. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

To: Honorable Mayor and Board of Aldermen
From: Tina West, Finance Director
Date: May 11, 2023
Subject: Budget Amendment No. 6

We respectfully request to amend the 2022-2023 Budget as follows:

Entry 1: Decrease 48-349-0032	NC P&R Part F Grant Revenue	40,800.00
Entry 2: Decrease 48-665-0032	NC P&R Part F Grant Expense	(40,800.00)

Total Fund 48 -

Entry 3: Decrease 42-349-0027	NC Clean Water MGT Trust Fund Grant Revenue	8,940.78
Entry 4: Decrease 42-668-0027	NC Clean Water MGT Trust Fund Grant Expense	(8,940.78)

Total Fund 42 -

The Purpose of this Amendment is to Amend the Budget by Recording:

Entries 1 & 2 The reduction of NC Parks and Recreation Part F Grant fund per State's notice.
Entries 3 & 4 The close out the NC Clean Water MGT Trust Fund.

Board and Committee Appointments

Item 8A. Human Relations Commission

MOTION, by Alderman Platt, seconded by Alderman Bullins, to appoint John Collins to the Human Relations Commission for a two-year term, ending 05/11/2025. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

Item 8B Board of Adjustment

Aldermen Rogers recused himself from voting.

MOTION, by Alderman Hensley, seconded by Alderman Silvers, to appoint Tom Rogers to the Board of Adjustment for a three-year term, ending 05/11/2026. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Silvers and Mayor Phillips. Nays: None. Motion carried.

Item 9A & B: Manager/Mayor & Announcements:

Town Manager Kevin Baughn stated he and Finance Director Tina West are working to complete the 2023-24 Budget and it must be presented to the Board by June 1, 2023. Mr. Baughn recommended that the Board meet on May 31 or June 1 for the Budget Presentation and recess this meeting until that time.

The consensus of the Board was to recess this meeting until May 31, 2023 at 3:00 pm for the Budget Presentation.

Mayor Phillips advised that Town Offices will be closed May 29, 2023 for Memorial Day.

Closed Session

Item 11A: Closed Session

MOTION, by Alderman Silvers, seconded by Alderman Hoover, to approve the Closed Session minutes of the April 13, 2023 meeting as presented. Ayes: Aldermen Bullins, Hensley, Hoover, Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

Item 12: Adjournment

MOTION, by Alderman Rogers, seconded by Alderman Hensley, to recess the meeting until May 31, 2023 at 3:00 pm. Ayes: Aldermen Bullins, Hensley, Hoover Platt, Rogers, Silvers and Mayor Phillips. Nays: None. Motion carried.

ATTEST:

Amy Roberts, Town Clerk

William Phillips, Mayor