

MINUTES OF MIDWAY TOWN COUNCIL REGULAR MEETING HELD ON FEBRUARY 3, 2020 AT 7:00 P.M. IN THE COUNCIL CHAMBER AT MIDWAY TOWN HALL, 426 GUMTREE ROAD, MIDWAY, NORTH CAROLINA

CALL TO ORDER

Mayor John Byrum called the meeting to order and welcomed everyone present.

Mayor Pro Tem Mike McAlpine gave the invocation and led in the Pledge of Allegiance prior to the opening gavel.

Councilors present were: John Byrum, Mike McAlpine, Robin Moon, Keith Leonard, Jackie Edwards and Berkley Alcorn. Absent: None. Town Manager Tammy Michael, Town Clerk Linda Hunt, Town Attorney Jim Lanik and Deputy Clerk Tammy Robertson were present.

Each Councilor had been furnished an agenda prior to the meeting.

No members of press were in attendance.

APPROVAL OF MINUTES

On motion by Councilor Jackie Edwards, seconded by Councilor Robin Moon, Council voted unanimously to approve the minutes of the January 6, 2020 Town Council regular meeting as amended.

PUBLIC ADDRESS

There were none.

ADOPT AGENDA

On motion by Councilor Keith Leonard, seconded by Mayor Pro Tem Mike McAlpine, Council voted unanimously to adopt the agenda as presented.

REGULAR BUSINESS

PROPOSAL - LAND USE PLAN UPDATE – JASON EPLEY – BENCHMARK CMR, INC.

At the Vision Workshop held September 23, 2019, Council discussed their priorities for the Town including the updating of the Town's current Land Use Plan. The original plan covers the time period of 2010-2020.

A current, relevant and digitized Land Use Plan is paramount to ensure the Town of Midway remains on the radar of economic development and planned and sustained growth.

The Town of Midway engaged Benchmark CMR, Inc. to work with the Planning Board to develop and create the original plan.

Mr. Jason Epley, President of Benchmark CMR, Inc. presented to Council a brief overview of the work that would be involved to update the Town's current Land Use Plan.

The update to the Land Use Plan will allow the community to provide input into the desired future growth pattern of the Town and will set forth a path to achieving that future vision.

Mr. Epley stated that the Land Use Plan serves as the primary policy guide for decision making regarding:

- Land Use and Development
- Transportation
- Utilities
- Parks and Recreation
- Capital Investments

The plan will include clearly stated strategies for development that prioritizes key projects for implementation by both the public and private sectors.

The projected time frame for the development of the updated Land Use Plan is February 2020 – February 2021 at an estimated cost of \$60,000. Since Benchmark has the necessary and vital information in hand from working with the Town's current Land Use Plan, Benchmark's fee has been significantly reduced. As a comparison, Benchmark has recently signed Comprehensive Plan contracts in Archdale, Jamestown and Person County/City in excess of \$140,000 for each project.

The project phases include the following:

- Phase One – Update Background Research
- Phase Two – Visioning and Development of Goals
- Phase Three – Objective and Strategy Development
- Phase Four – Draft Plan Development and Review
- Phase Five – Final Plan Development and Review
- Phase Six – Adoption Process

Mr. Epley anticipates the planning process will include:

- Seven meetings with the Planning Board
- Two meetings with Town Council
- Community Survey (Digital and Online)
- Two Public Drop-in Meetings
- Adoption Meetings

Mayor Pro Tem Mike McAlpine said that he was pleased with the current Land Use Plan that Benchmark had developed for the Town and asked Mr. Epley what changes and modifications he anticipates with the new plan. Mr. Epley stated that Midway is a young Town and the vision from Council, Planning Board and community, would determine the plan for the direction of the Town. Trends and data can also influence the plan.

Town Manager Tammy Michael stated that the updated Land Use Plan will work in conjunction with the new Chapter 160D Land Use Plan for North Carolina that will need to be adopted by North Carolina Counties and Cities by January 1, 2021.

On motion by Mayor Pro Tem Mike McAlpine, seconded by Councilor Berkley Alcorn, Council voted unanimously to approve the proposal from Benchmark CMA, Inc. for the preparation of an updated Land Use Plan for the Town and authorize Town Staff and Town Attorney Jim Lanik to submit an agreement for execution by Town Council at the March 2, 2020 Town Council meeting.

ADOPT RESOLUTION AUTHORIZING BANK SIGNATORIES FOR ALL BANK ACCOUNTS AT HOME TRUST BANK AND FIRST NATIONAL BANK – RESOLUTION NO. 04-20

Current signatories for the Town of Midway are Mayor John Byrum, Mayor Pro Tem Mike McAlpine, Councilor Todd Nifong, Town Manager Tammy Michael and Town Clerk Linda Hunt.

Councilor Todd Nifong did not seek re-election in the November 2019 election and the resolution removes him from being a signatory for the Town.

On motion by Councilor Jackie Edwards, seconded by Councilor Keith Leonard, Council voted unanimously to adopt a Resolution Authorizing Bank Signatories for all Bank Accounts at Home Trust Bank and First National Bank – Resolution No. 04-20 that includes Mayor John Byrum, Mayor Pro Tem Mike McAlpine, Town Manager Tammy Michael and Town Clerk Linda Hunt, removing Councilor Todd Nifong.

**TOWN OF MIDWAY
RESOLUTION 04-20**

A RESOLUTION TO CHANGE THE SIGNATORIES FOR ALL BANK ACCOUNTS AT HOME TRUST BANK AND FIRST NATIONAL BANK

WHEREAS, the Town of Midway currently has John Byrum, Mike McAlpine, Todd Nifong, Linda Hunt and Tammy Michael listed as signatories at Home Trust Bank and First National Bank; and

WHEREAS, the Midway Town Council would like to remove Todd Nifong from all financial accounts; and

WHEREAS, the Midway Town Council would like to have the following as authorized signatories at Home Trust Bank and First National Bank:

<u>Name</u>	<u>Signature</u>
John E. Byrum, Mayor	_____
Michael D. McAlpine, Mayor Pro Tem	_____
Tammy E. Michael, Town Manager	_____
Linda Atkins Hunt, Town Clerk	_____

NOW, THEREFORE BE IT RESOLVED, BY THE GOVERNING BOARD OF THE TOWN OF MIDWAY, that the Town of Midway will remove Todd Nifong from all financial accounts, and designate John Byrum, Mike McAlpine, Tammy Michael and Linda Hunt as signatories for all Home Trust Bank accounts and First National Bank accounts.

Adopted this the 3rd day of February 2020.

ADOPT RESOLUTION DECLARING SUPPORT FOR PROTECTION OF SECOND AMENDMENT RIGHTS – RESOLUTION NO. 05-20

Mayor John Byrum read the Resolution Declaring Support for Protection of Second Amendments Rights making the Town of Midway a Second Amendment Sanctuary Town.

On motion by Councilor Robin Moon, seconded by Councilor Keith Leonard, Council voted unanimously to adopt a Resolution Declaring Support for Protection of Second Amendment Rights – Resolution No. 05-20.

**RESOLUTION DECLARING SUPPORT FOR
PROTECTION OF SECOND AMENDMENT RIGHTS
RESOLUTION 05-20**

Whereas, it is recognized that the Constitution of the United States of America is the supreme law of our nation; and

Whereas, the Second Amendment to the United States Constitution states, “A well-regulated Militia, being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed;” and

Whereas, the Supreme Court of the United States has, through multiple rulings, upheld an individual’s right to keep and bear arms when federal, state, and local laws have sought to restrict this right; and

Whereas, the supremacy of the Constitution over other law was well established in 1803 by the Supreme Court of the United States in its decision in *Marbury v. Madison*; and,

Whereas, according to the Declaration of Independence, we are afforded the God given rights of liberty and personal security which are the basis of the greatness of the miracle of America; and,

Whereas, it is acknowledged that the right of individuals to keep and bear arms is under attack in the United States of America by elected officials from many levels of Government; and,

Whereas, the members of the Midway Town Council have taken an oath to defend and uphold the Constitutions of the United States and of North Carolina; and,

Whereas, the Midway Town Council wishes to express its deep commitment to protecting all Constitutional rights of the Town of Midway citizens and stands opposed to any law, regulation or other act that would unconstitutionally infringe on the citizens’ Second Amendment rights; and

Whereas, the Midway Town Council further wishes to express that it will use every power and authority of the county to protect the Second Amendment Rights of Midway citizens; and

NOW, THEREFORE, BE IT RESOLVED that the Midway Town Council declares the Town of Midway government will use all powers and authority to defend and protect the rights of all our citizens.

BE IT FURTHER RESOLVED that the Midway Town Council implores the North Carolina Legislature and the United States Congress to use all their powers and authority to protect our citizens’ freedom under the Constitution and specifically the Second Amendment.

Adopted this the 3rd day of February 2020.

TOWN MANAGER'S REPORTS

CONSIDER POST OFFICE BOX IN MIDWAY

Town Manager Tammy Michael informed Council that a resident requested a Post Office be added in Midway. Mayor Byrum recalled that after the Town incorporated in 2006, the Post Office deferred adding an office in Midway due to the proximity of the Post Office in Welcome. He supports any inquiries by staff on behalf of the Town to investigate the possibility of adding a Post Office in the Town.

DAVIDSON COUNTY ECONOMIC DEVELOPMENT COMMISSION 2020 COMMUNITY WORKSHOP SUMMARY

Town Manager Tammy Michael shared with Council an update from the Davidson County Economic Develop Commission who held a Workforce Development and Product Development Workshop on January 9, 2020 at Davidson County Community College. More than forty members met in a workshop to set goals and priorities for the economic development program for 2020. The agenda included an overview of the economic development program, best practices presentation and group brainstorming, goal setting and prioritization. Participants focused on product and workforce development, the two critical needs in Davidson County to make progress toward economic development goals.

For information only.

MONTHLY FINANCIAL REPORT

Council was provided with monthly financial reports for January 31, 2020 as follows:

January 31, 2020		
Total Income	\$ 1,021,646	72.8 % of overall budget
Total Expenses	\$ 540,880	38.6 % of overall budget

For information only.

Town Manager Tammy Michael reminded Council of their Vision Workshop on Thursday, February 6, 2020 at 6:00 p.m. at Town Hall.

For information only.

ADJOURNMENT

On motion by Councilor Jackie Edwards, seconded by Councilor Berkley Alcorn, Council voted unanimously to adjourn the meeting at 7:22 p.m.

John E. Byrum, Mayor

Tammy H. Robertson, Deputy Clerk