

MINUTES OF MIDWAY TOWN COUNCIL REGULAR MEETING HELD ON APRIL 4, 2022 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.

Pastor David Hedrick of Promise Baptist Church in Thomasville gave the invocation and led in the Pledge of Allegiance prior to the opening gavel.

Councilors present were: John Byrum, Jackie Edwards, Keith Leonard, Mike McAlpine, Berkley Alcorn and Robin Moon. Absent: None. Town Manager Tammy Michael, Town Clerk Linda Hunt, Deputy Clerk Tammy Robertson, and Town Attorney Jim Lanik 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 Berkley Alcorn, Council voted unanimously to approve the minutes of the March 7, 2022 Town Council meeting as presented.

PUBLIC ADDRESS

Mr. Richard Walburn of 232 Meadow Trail addressed Council regarding potholes along Meadow Trail, Midbrook Run, and Ralph Miller Road in Midway. Mr. Walburn stated that although the potholes have been patched several times over the years, the patching does not hold up over time. Currently, there are two potholes in the cul-de-sac where he lives on Meadow Trail. Mr. Walburn has lived in his home on Meadow Trail for forty years and he cannot remember the last time the entire road was paved. Mr. Walburn is asking Council to contact NCDOT in an effort to have these roads repaved.

Mr. Danny Freeman of 201 Wilson Street expressed his desire for Council to adopt an ordinance, making the operation of golf carts legal on the public roads in the Town. Mr. Freeman shared North Carolina General Statute 160A-300.6 which states: *Notwithstanding the provisions of G.S. 20-50 and G.S. 20-54, a city may, by ordinance, regulate the operation of golf carts, as defined in G.S. 20-4.01(12b), on any public street, road, or highway where the speed is 35 miles per hour or less within its municipal limits or on any property owned or leased by the city.* Mr. Freeman sells electric golf carts that are street legal.

Mr. Marshall Hiatt of 175 Noralin Drive in Midway stated that he also supports allowing golf carts on the roads in Midway. Where Mr. Hiatt previously lived supported golf carts and he said it is very convenient having them as a mode of transportation.

ADOPT AGENDA

Mayor Pro Tem Mike McAlpine requested the agenda be amended as follows:

Remove item number 4 under VII. REGULAR BUSINESS from Town Hall Security Proposal – AlarmQuest, LLC

Replace with item number 4. Proposal – Terracon Consultants, Inc. – Town Park Shelter and Gazebo Construction Materials Engineering and Testing Services.

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

PROCLAMATIONS

Mayor Byrum read the following proclamations into record.

**PROCLAMATION
SPRING 2022 LITTER SWEEP**

WHEREAS, the North Carolina Department of Transportation organizes a spring statewide roadside cleanup to ensure clean and beautiful roads in North Carolina; and

WHEREAS, the SPRING LITTER SWEEP roadside cleanup encourages local governments communities, groups, businesses, churches, schools, families and individual citizens to participate in the Department of Transportation cleanup by sponsoring and organizing local roadside cleanups; and

WHEREAS, Adopt-A-Highway volunteers, Department of Transportation employees, of Public Safety – Division of Adult Correction inmates, community service workers, local government agencies, community leaders, civic and community organizations, businesses, churches, schools and environmentally concerned citizens conduct annual local cleanups during SPRING LITTER SWEEP and may receive certificates of appreciation for their participation; and

concerned citizens conduct annual local cleanups during SPRING LITTER SWEEP and may receive certificates of appreciation for their participation; and

WHEREAS, the great natural beauty of our state and a clean environment are sources of great pride for all North Carolinians, attracting tourists and aiding in recruiting new industries; and

WHEREAS, the cleanup will increase awareness of the need for cleaner roadsides, emphasize the importance of not littering, and encourage recycling of solid wastes; and

WHEREAS, the SPRING LITTER SWEEP cleanup will be a part of educating the children of this great state regarding the importance of a clean environment to the quality of life in North Carolina;

NOW, THEREFORE, I, John E. Byrum, Mayor of the Town of Midway do hereby proclaim April 16-30, 2022 as “**SPRING LITTER SWEEP**” time in Midway and encourage citizens in to take an active role in making their communities cleaner.

IN WITNESS THEREOF, I have hereunto set my hand and affixed the seal of the Town of Midway this the fourth day of April in the year of our Lord two thousand and twenty-two.

**PROCLAMATION
2022 AS THE DAVIDSON COUNTY BICENTENNIAL YEAR**

WHEREAS, Davidson County was formed from Rowan County by an act of the North Carolina State Legislature in November 1822; and

WHEREAS, Davidson County will therefore celebrate its 200th anniversary, commonly known as its Bicentennial, in the year 2022; and

WHEREAS, Davidson County has a rich heritage worthy of honor, and an exceptional citizenry of caring, committed, and talented people; and

WHEREAS, through a wide series of activities and events, Bicentennial commemorations will explore our history, recognize our present, and envisage our future; and

WHEREAS, these events of the County Bicentennial will occur throughout the year 2022; and

WHEREAS, during the Bicentennial year our citizens will come together, sharing stories, honoring history, celebrating the arts, and appreciating the unique place which is Davidson County; and

WHEREAS, the Town of Midway Town Council considers these Bicentennial celebrations to be proper and beneficial to the citizens of our County.

NOW THEREFORE BE IT KNOWN, the Town of Midway Town Council congratulates the innumerable individuals, agencies, businesses, and organizations that have contributed, and still contribute, to our County's state of well-being, and call upon them to plan and participate in the events and activities associated with the County Bicentennial.

IT IS, THEREFORE, proclaimed that throughout the Bicentennial year of 2022, Davidson County shall celebrate the 200th anniversary of its establishment.

Adopted this the 4th day of April 2022.

REGULAR BUSINESS

AUDIT CONTRACT – EDDIE CARRICK CPA, PC

In accordance with North Carolina General Statute 159-34, each unit of government and public authority shall have its accounts audited as soon as possible after the close of each fiscal year by a certified public accountant.

Mr. Eddie Carrick has submitted a proposed contract between Eddie Carrick CPA, PC and the Town of Midway to audit the accounts of the Town of Midway for year ending June 30, 2022. Mr. Carrick will audit all required legal statements and disclosures of all funds and/or divisions of the government unit during the period beginning July 1, 2021 and ending June 30, 2022. In consideration of the satisfactory performance of the provisions of this contract, the Town of Midway shall pay to the Auditor, upon approval by the Secretary of the Local Government Commission (LGC), at a cost of \$4,000 for the audit plus \$1,500 for preparation of the annual financial statements for a total contract cost of \$5,500, which is the same as the previous year.

Town Attorney Jim Lanik has reviewed and approved the contract as presented.

On motion by Mayor Pro Tem Mike McAlpine, seconded by Councilor Jackie Edwards, Council voted unanimously to approve the contract with Eddie Carrick CPS, PC for the year ending June 30, 2022 at a total cost of \$5,500.

BUDGET AMENDMENT – ORDINANCE NO. 22-04 – AMENDMENT TO THE TOWN OF MIDWAY ANNUAL BUDGET FOR FY 2021-2022 TO ACCEPT AND RECORD STATE CAPITAL INFRASTRUCTURE (SCIF) DIRECTED GRANTS RECEIVED AWARDED THROUGH THE NORTH CAROLINA OFFICE OF STATE BUDGET AND MANAGEMENT

During the State of North Carolina budget process, monies were requested for capital improvements to the Town of Midway Park by Senator Steve Jarvis-Davidson County and Representative Donny Lambeth-Forsyth County. The grants are a part of the State Capital and Infrastructure Fund – G.S. 143C-4-3.1 (SCIF). During the budget process, Midway was awarded two SCIF Grants totaling \$350,000.

Council was presented with a Budget Amendment – Ordinance No. 22-04 amending the current FY 2021-2022 budget accepting the SCIF funds.

On motion by Council Keith Leonard, seconded by Councilor Robin Moon, Council voted unanimously to amend the Town of Midway Annual Budget for FY 2021-2022 to accept and record State Capital Infrastructure (SCIF) Directed Grants received awarded through the North Carolina Office of State Budget and Management.

TOWN OF MIDWAY
BUDGET AMENDMENT NO. 22-04

AMENDMENT TO THE TOWN OF MIDWAY ANNUAL BUDGET FOR FY 2021-2022
TO ACCEPT AND RECORD STATE CAPITAL INFRASTRUCTURE FUND (SCIF) DIRECTED GRANTS
RECEIVED AWARDED THROUGH THE NORTH CAROLINA
OFFICE OF STATE BUDGET AND MANAGEMENT

Be it ordained by the Town Council of the Town of Midway, North Carolina that the following State Capital and Infrastructure Fund (SCIF Directed Grants awarded through the North Carolina Office of State Budget and Management and the authorized expenditures are hereby accepted.

REVENUES

State Capital Infrastructure Fund (SCIF) Directed Grant No. 11282	\$250,000
State Capital Infrastructure Fund (SCIF) Directed Grant No. 11281	<u>\$100,000</u>
Total Revenues	<u>\$350,000</u>

EXPENDITURES

Public Works	
Town Park – Construction of Shelter and Gazebo Project – Grant No. 11282	\$250,000
Public Works	
Town Park – Phase II of the Playground Project – Grant No. 11281	<u>\$100,000</u>
Total Expenditures	<u>\$350,000</u>

Adopted this the 4th day of April 2022 during the regular meeting of the Town Council of the Town of Midway.

ADOPT RESOLUTION NO. 04-22 ADOPTING “IN GOD WE TRUST” AS THE TOWN OF MIDWAY MOTTO

In 2015, Town Council adopted a resolution supporting the display of the National Motto, “In God We Trust,” on the exterior of the Town Hall Building. At the Town Council Vision Workshop held on October 11, 2021, it was the consensus of Council to have Town staff research how to officially adopt “In God We Trust,” as the Town’s motto.

Council was presented with Resolution No. 04-22 for consideration of adoption of “In God We Trust,” as the Town of Midway motto.

On motion by Councilor Robin Moon, seconded by Councilor Berkley Alcorn, Council voted unanimously to adopt Resolution No. 04-22 adopting “In God We Trust” as the Town of Midway Motto.

RESOLUTION NO. 04-22

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MIDWAY
ADOPTING “IN GOD WE TRUST” AS THE TOWN OF MIDWAY MOTTO**

WHEREAS, “In God We Trust” is the official national motto of the United States, established by a law passed by the 84th Congress and signed by President Dwight D. Eisenhower on July 30, 1956; and

WHEREAS, the words have been used on U.S. currency since 1864; and

WHEREAS, the sentiment, “In God We Trust,” has been an integral part of United States society since its founding; and

WHEREAS, “In God We Trust” appears over the south entrance to the United States Senate Chamber and above the Speaker’s rostrum in the Chamber of the United States House of Representatives; and

WHEREAS, in 2011, by resolution of the United House of Representatives, with the concurrence of the United States Senate, the United States Congress reaffirmed “In God We Trust” as the official motto of the United States and supported and encouraged the public display of the national motto in all public buildings, public schools and other government institutions; and

WHEREAS, on April 6, 2016, the Town Council of the Town of Midway adopted a resolution supporting the display of the national motto “In God We Trust” in a prominent location of the exterior to the Town Hall in the Town of Midway; and

WHEREAS, the national motto has since been displayed above the main entrance to the Town of Midway Town Hall; and

WHEREAS, the Town desires to adopt “In God We Trust” as the official motto of the Town of Midway.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Midway that “In God We Trust” is hereby designated and declared the official motto of the Town of Midway.

Adopted this the 4th day of April, 2022.

TOWN HALL SECURITY PROPOSAL – ALARMQUEST, LLC.

This item was removed from the agenda

PROPOSAL – TERRACON CONSULTANTS, INC. – TOWN PARK SHELTER AND GAZEBO CONSTRUCTION MATERIALS ENGINEERING AND TESTING SERVICES

This item was added to the agenda.

Town Manager Tammy Michael stated that during the pre-construction meeting for the Town Park Shelter and Gazebo Project, staff was advised by Wilson-Covington Construction, Midway will need to secure an independent company to provide testing for materials used in constructing the shelter and gazebo.

Terracon Engineering Services completed a soil suitability study for the Town of Midway prior to creating the specifications for the shelter and gazebo project. Terracon is familiar with the shelter and gazebo project and the soil conditions of the Town Park property.

Terracon will be on-site to observe and test the materials used. Wilson-Covington Construction will be in contact with the Terracon engineer when testing services are required. Terracon has submitted a proposal in the amount of \$9,418.00. The proposal was forwarded to Jimmy Poore, Senior Project Manager for Wilson-Covington for review. Mr. Poore has reviewed and stated the cost was reasonable for the scope of work required.

Since the proposal is in excess of the \$5,000 contract threshold that Mrs. Michael is permitted to authorize, she asked for Council's approval to pay the \$9,418.00 proposal submitted by Terracon.

Mrs. Michael asked for Council's consideration in allowing her to approve time sensitive business in the future and bring back to Council for ratification. It was the consensus of Council to allow Mrs. Michael to approve future time sensitive business.

Town Attorney Jim Lanik has reviewed and made minor changes to the contract.

On motion by Mayor Pro Tem Mike McAlpine, seconded by Councilor Robin Moon, Council voted unanimously to approve the proposal with Terracon Consultants, Inc. for Town Park Shelter and Gazebo Construction Materials Engineering and Testing Services at a cost of \$9,418.00.

TOWN MANAGERS REPORTS

MONTHLY FINANCIAL REPORT

Town Manager Tammy Michael provided Council with monthly financial reports for March 31, 2022 as follows:

MARCH 31, 2022

Total Income	\$ 1,522,878	107.5 % of overall budget
Total Expenses	\$ 794,352	56.1 % of overall budget

For information only.

TOWN PARK UPDATE

1. SHELTER & GAZEBO

- Pre-construction meeting was held Tuesday, March 22nd.
- Wilson-Covington Construction will begin mobilizing equipment and getting ready to start construction on Monday, March 28th.
- The Town Park entrance has been moved. The public will now enter through the main playground gate.
- Construction meetings with contractors and Town staff will be held monthly for any updates.
- Main park entrance has been moved to the playground entrance.

2. PLAYGROUND

- Landscaping will begin soon.
- Additional shading may be ordered.
- Waiting on picnic tables to be shipped (late spring/early summer).

2021 COUNTY POPULATION ESTIMATES AVAILABLE FROM CENSUS

Carolina Demography has provided some results from the 2020 Census, which shows seventy-three North Carolina counties have grown since 2020. North Carolina grew by 112,000 people or 1.1% between April 1, 2020 and July 1, 2021.

For information only.

CHARTER OF FREEDOM TIME CAPSULE TO COINCIDE WITH DAVIDSON COUNTY BICENTENNIAL

Davidson County is looking for items to include in a time capsule that is being put together with the Charters of Freedom as a part of the County's Bicentennial events. The Board of Commissioners are asking that Midway Town Council discuss possible items that could be included in the time capsule.

REMINDER -TOWN HALL WILL BE CLOSED – OBSERVANCE OF EASTER HOLIDAY

Town Hall will be closed on Friday, April 15, 2022 in observance of Easter.

Reminder only.

REMINDER: BUDGET WORKSHOP –MONDAY, APRIL 25, 2022 AT 6:00 P.M.

Council will hold a Budget Workshop on Monday, April 25, 2022 at 6:00 p.m. at Town Hall.

Reminder only.

Mayor Byrum acknowledged newly elected Planning Board Chairman, Mr. Charles Waddell. Between Mr. Waddell and his wife Judy, either one or the other have served the Town since its conception. Mr. Byrum thanked them for their commitment to the Town.

ADJOURNMENT

On motion by Councilor Keith Leonard, seconded by Councilor Jackie Edwards, Council voted unanimously to adjourn the meeting at 7:26 p.m.

John E. Byrum, Mayor

Tammy H. Robertson, Deputy Clerk