

**TOWN OF UNIONVILLE
MINUTES OF REGULAR MEETING**

The December 15, 2008 regular meeting was held at 7:30 p.m. at Town Hall, 1102 Unionville Church Road, Monroe, NC. Mayor Simpson and all Commissioners were present. Attorney Tom Griffin was present. Attorney Ken Helms was absent.

Everyone stood and recited the Pledge of Allegiance to the United States flag, after which Commissioner Crutch led the prayer of invocation.

Mayor Simpson called the meeting to order and welcomed everyone in attendance.

Upon motion duly made by Edd Little, seconded by Randy Baucom, Council unanimously approved the minutes of the November 17, 2008 regular meeting and executive session.

Mayor Simpson recognized Budget & Finance Officer Darrell Baucom, who reviewed the financial reports; a copy of which is appended to these minutes. Mr. Baucom stated that John Kapelar from Potter & Company will be here in January to present findings on the recent audit. Baxter Starnes is currently working on the audit of Griffin Farm and Landfill. Today, there was an additional deposit of \$75,000 from franchise and sales taxes, bringing franchise taxes up to budget. Activity for the month includes Parker Poe, Scott Barbee landscaping, Centralina COG, and Potter & Company. Upon motion duly made by Ken Brown, seconded by Edd Little, Council unanimously agreed to pay pending bills. Upon motion duly made by Ken Brown, seconded by Edd Little, Council unanimously agreed to pay the next installment on the fire truck to Unionville Volunteer Fire Department for \$45,000.

Mayor Simpson recognized Jon Adams, representing Richard Griffin. Mr. Adams stated that Griffin Farm and Landfill is negotiating a deal with Griffin Brothers to purchase the landfill, but doesn't currently have a deal. To protect Richard Griffin's interest, GFL is seeking an extension of the current franchise agreement with the Town. Mr. Adams submitted an application for a C&D LCID landfill. This is merely a renewal of the current franchise as it exists, for five more years. Mr. Adams requested that Council review the application and schedule a public hearing, and two subsequent appearances at regular meetings.

Town Attorney Tom Griffin reported that under general statutes, the request for an extension of or the renewal of a franchise agreement must be treated as a new franchise. All requirements such as a 30-day notice of the public hearing and registered letters apply here. Mr. Griffin's current franchise expires February 10, 2009. Attorney Griffin advised Council to set a public hearing, although Mr. Griffin may call and say that the Griffin Brothers deal is OK and they don't need a public hearing. The Town only wants to vote on one franchise. Upon motion duly made by Ken Brown, seconded by Jim Baucom, Council unanimously set a public hearing for Monday, January 19, 2009 at 6:00 p.m. in the Piedmont High School auditorium, contingent upon approval by Piedmont High School. If this date is not suitable with

the school, the second date to consider is Friday, January 16, 2009 at 6:00 p.m. Attorney Griffin stated that previously the Town established a subcommittee to make recommendations to the Board. The Council felt this was not necessary at this time.

Mayor Simpson recognized Mr. Ron Gilkerson with Griffin Brothers. Mr. Gilkerson stated that he did not originally plan to address Council, but stated that he is confused with respect to the GFL application. Griffin Brothers had a signed letter of intent with Kim Griffin Raymond (Richard Griffin's daughter) and Richard Griffin. He is confused with respect to his standing with the Griffin's and offers his apologies to the Town. He has had no communication from GFL or Mrs. Raymond. Jon Adams stated that they need to discuss this and not bring it before Council.

The next item of business was to include all agendas and the budget on the website. The general consensus of Council was that they agreed to do this.

Upon motion duly made by Ken Brown, seconded by Edd Little, Council unanimously agreed to set meeting dates and times for the third Monday of each month at 7:30 for 2009.

Upon motion duly made by Ken Brown, seconded by Jim Baucom, Council unanimously appointed the same officials for 2009 as 2008. They are:

Mayor Pro-Tem: Randy Baucom
Centralina COG delegate and alternate: Edd Little and Robert Croutch
MUMPO delegate: Randy Baucom
Town Attorney: Ken Helms
Budget & Finance Officer: Darrell Baucom
Clerk & Tax Collector: Sonya Gaddy
Deputy Clerk: Jan Mongan

Clerk Sonya Gaddy requested vacation days on Tuesday, December 23, 2008; Friday, December 26, 2008 and Friday, January 2, 2009. The Council agreed to this request.

There being no other business, and upon motion duly made by Ken Brown, seconded by Randy Baucom, Council unanimously adjourned the meeting.

Respectfully submitted,

Approved as to form:

Sonya W. Gaddy
Clerk

Thomas N. Griffin, III, Town Attorney