



Regular Board Meeting
Monday, December 9, 2024
6:00 PM- Town Hall Commissioners Room

Call to Order- Mayor Tony Lapish
Invocation- Pastor Nick Newman of Propel Church
Pledge of Allegiance- Mayor Tony Lapish

1. Public Forum

(Please state name, address and limit comments to 3 minutes or less)

2. Conflict of Interest

The Mayor and Commissioners are asked at this time to reveal if they have a Conflict of Interest with any item on the Agenda in order to be recused for that item.

(No member shall be excused from voting except upon matters involving the consideration of the member's own financial interest or official conduct or on matters on which the member is prohibited from voting under G.S. 14-234 or 160D-109(a). NC State Statute 160A-75 and no public official shall knowingly participate in making or administering a contract, including the award of money in the form of a grant, loan, or other appropriation, with any nonprofit with which that public official is associated. NC State Statute 14-234.3)

3. Approve Agenda (Pages 1-2)

4. Consent Agenda (Pages 3-7)

A. Minutes November 12, 2024 (pages 3-7)

5. Staff Reports (Pages 8-26)

- A. Town Manager-Randy Holloway (page 8)
- B. Town Asst. Manager- Planning & Economic Development Director - Erin Burriss (pages 9-12)
- C. Town Clerk/Finance Officer - Amy Schueneman (pages 13-14)
- D. Human Resources/Events- Crystal Smith (page 15)
- E. Code Enforcement/Grant Writer- Jim Sells (pages 16-18)
- F. Public Works- Derek Linker (page 19)
- G. Fire Department-Dustin Sneed (page 20)
- H. Cabarrus County Sheriff's Department (pages 21-26)

6. Presentation

A. Tony Brewer, CPA will present the FY23/24 Audit *(copy of audit attached)*

7. Old Business (Pages 27)

A. Receive update on the status of funding the Water & Sewer Projects. (page 27)

TOWN OF MOUNT PLEASANT

An equal opportunity provider, employer, and lender.

8590 Park Drive | PO Box 787 | Mount Pleasant, NC 28124 | 704.436.9800 | mtpleasantnc.org

8. New Business (Pages 28-35)

A. Consider the 2025 appointments to the Transportation Advisory Committee (TAC) and the Technical Coordinating Committee (TCC) of the Cabarrus-Rowan Urban Area Metropolitan Planning Organization. *(page 28)*

B. Consider approving a Resolution Prohibiting Viewing of Pornography on Town Networks and Devices, the amended Technology & Social Media Policy, and the amended Personnel Policy. *(pages 29-34 and 2 attachments)*

C. Consider approving the Mitigation Plan Update. *(page 35 and see attachment)*

9. Adjournment

Next Town Board Meeting will be Tuesday, January 14th

*All agenda items and attachments are considered public records.
If you would like to obtain or view copies of the attachments or minutes from the Board's meetings,
please contact Town Hall Monday-Friday 8:00am-4:30pm.*

Hard copies are \$.10 per page.

*Closed Session minutes are unavailable until released by the
Board and/or the Town Attorney.*



MOUNT PLEASANT

EST. 1859

NORTH CAROLINA

**Board of Commissioners
Town Board Meeting Minutes
Tuesday, November 12, 2024 at 6:00 P.M.**

Attendance: Mayor Tony Lapish
Mayor Pro-Tem/Commissioner Lori Furr
Commissioner Chris Carter
Commissioner Steven Dixon
Commissioner William Meadows
Commissioner Justin Simpson
Town Administrator Randy Holloway
Town Attorney John Scarbrough (phone)
Town Clerk Amy Schueneman

Also Present: Erin Burris, Crystal Smith, Ally Schueneman, Deputy TB Canaday, Pastor Nile Sandeen, Adam Kiker-LKC Engineering, Will Duke, and Rita Gilmore.

CALL TO ORDER

Mayor Tony Lapish called the meeting to order.

INVOCATION

Pastor Nile Sandeen of Holy Trinity Lutheran Church led the Board in prayer.

PLEDGE OF ALLEGIANCE

Mayor Lapish led the Pledge of Allegiance.

Mayor Lapish informed everyone that Town Attorney John Scarbrough was attending the meeting by phone since he was not feeling well.

1. Public Forum

No one spoke.

2. Conflict of Interest

The Mayor and Commissioners are asked at this time to reveal if they have a Conflict of Interest with any item on the Agenda in order to be recused for that item.

(No member shall be excused from voting except upon matters involving the consideration of the member's own financial interest or official conduct or on matters on which the member is prohibited from voting under G.S. 14-234 or 160D-109(a). NC State Statute 160A-75 and no public official shall knowingly participate in making or administering a contract, including the award of money in the form of a grant, loan, or other appropriation, with any nonprofit with which that public official is associated. NC State Statute 14-234.3)

No one had a conflict of interest.

TOWN OF MOUNT PLEASANT

An equal opportunity provider, employer, and lender.

8590 Park Drive | PO Box 787 | Mount Pleasant, NC 28124 | 704.436.9800 | mtpleasantnc.org

3. Approve Agenda

A motion to approve the Agenda as submitted was made by Commissioner Furr with a second by Commissioner Simpson. All Board Members were in favor. (5-0)

4. Consent Agenda

- A. Minutes October 14, 2024
- B. 2025 Holiday Schedule
- C. Amended FY23/24 Audit Contract with Tony Brewer

Commissioner Meadows made a motion to approve the Consent Agenda as submitted with a second by Commissioner Dixon. All Board Members were in favor. (5-0)

5. Staff Reports

- A. Town Manager-Randy Holloway
- B. Town Asst. Manager- Planning & Economic Development Director - Erin Burriss
- C. Town Clerk/Finance Officer - Amy Schueneman
- D. Human Resources/Events- Crystal Smith
- E. Code Enforcement/Grant Writer- Jim Sells
- F. Public Works- Daniel Crowell
- G. Fire Department-Dustin Sneed
- H. Cabarrus County Sheriff's Department

6. Old Business *(flipped order of items since speaker for item B was attending)*

B. Receive update on the status of Water & Sewer Projects after the bid openings.

Randy Holloway introduced Adam Kiker from LKC Engineering and asked him to give updates on the Water & Sewer Projects. Mr. Kiker stated over the last 45 days bids have been opened for both projects. The funds to pay for these projects are from the State ARP Funds (total of \$12,811,000). The sewer project is titled the Lower Adams Creek Outfall, and it will provide a gravity sewer line following lower Adams Creek connecting to the pump station on the south side of Town following the creek to the North and Northwest. It will provide an opportunity for sewer service for a fairly large area that currently does not have available sewer service. It will also decommission two troublesome pump stations: Summer St. and Pasture Pump Stations. The water project is more complex and is mostly geared towards replacing and upsizing existing waterlines down Main St. from North Drive to Lee St. The old 6" waterline was installed in the 1930's will be replaced by a 12" line that will reduce leaks with costly repairs and improve fire flow throughout Town. The project also features new pipes along East Franklin and West Franklin that have exceeded life expectancy.

The two projects were conceived because of the funding available through the State. The scope of the project was responsive to the funding received. Based on current construction demands and material cost, budget shortfalls were expected. The funding received totaled \$12,811,000 and can be moved from one project to the other. Both the projects totaled \$16,555,572 leaving a shortfall of \$3,746,572. *(see the Post-Bid Budgets and Engineer's Recommendation to Award for each project in the Minute Book)* LKC Engineering is asking the Board to approve the award of both the water and sewer contracts contingent upon receiving the funding for the full amount. The Town would only execute the contracts once receiving the additional funding. In the event that the Town did not receive the additional funding needed to execute the full contracts, LKC and the Town would come together and reduce the scope of the work to meet the confines of the current amount of funding. The Resolutions to Award are what the funding agency requires to allow them to search for more possible funding for the projects.

There were two separate bids, one for each project: water and sewer. The sewer bids were very tight. Elite Infrastructure Group was the lowest bidder out of five bidders for the sewer project at \$4,921,715. LKC Engineering does not have experience with Elite Infrastructure Group, but has vetted them extensively over the last six weeks. They feel comfortable with them doing the job well. They are a new firm, but the owners have a strong history in the field and are hungry to make a name for themselves and build their reputation. They are currently working on a project for the Town of Monroe. The water project had three bidders and State Utility Contractors out of Monroe had the low bid and have a long history of doing good work in the area. The very nature of the project is challenging, and explains the large spread of bids which represents that. The low bid was \$9,177,750, next \$12,591,700, and finally \$15,774,550.

Randy Holloway stated that both low bidders gave the Town an extension of 30 days in writing to accept their bids while the Town works to get more funding. What the Board will be asked to do tonight is approve both Resolutions to Award contingent on funding being available. They will be sent to DEQ, which will see if there is additional funding they could release to the Town to cover the projects.

Erin Burris shared hopeful news with the Board. DEQ will hopefully be successful in helping the Town in identifying additional funding. A lot of the smaller jurisdictions that received money through ARPA aren't able to either complete their projects or did not use all the money they received. Towns are releasing the held funds back to DEQ. DEQ is then redistributing funds based on certain criteria they have. Our project should be viewed favorably since it is so far along, but we just don't know. So, Staff talked to the Town of Midland which has an ARPA project that was awarded \$5 million but only needed \$2 million and will be returning \$3 million back to DEQ. Midland said they would certainly support the \$3 million being shifted to us since we are in the same county. DEQ stated that it is something they could not do since they had to follow a particular process to award funds. Therefore, Town Staff met with Senator Newton's office and Town of Midland's Manager, Doug Paris, on a conference call today. Senator Newton will have his office try to get this on the agenda as a technical correction at the November short session next week. He is reasonably confident that they can get the \$3 million shifted from Midland's project to our projects. Between the two processes, hopefully we will receive all the necessary funds to complete both projects in their entirety, since all sections of the project are needed.

Mr. Holloway stated that Senator Newton expressed that this is the way things should be done, community helping community. It is not done often but will hopefully work out. With legislators supporting it, Senator Newton's Staff felt like it had a 75% chance of happening. It would still leave the Town short of \$700,000 but maybe DEQ will furnish that amount to complete the projects.

2 motions were made:

A motion to approve the Resolution for Award for the Lower Adams Creek Sewer Outfall for a total of \$4,921,715 contingent upon receipt of additional funding to provide for construction of the full project scope. In the event sufficient additional funding is not provided to capture the full project scope, the TOWN will amend its AWARD to Elite Infrastructure Group to a reduced scope and cost reflective of the actual funds available was made by Commissioner Simpson with a second by Commissioner Meadows. All Board Members were in favor. (5-0)

A motion to approve the Resolution for Award for the 2022 Water Distribution Improvements for a total of \$9,177,750 contingent upon receipt of additional funding to provide for construction of the full project scope. In the event sufficient additional funding is not provided to capture the full project scope, the TOWN will amend its AWARD to State Utility Contractors to a reduced scope and cost

reflective of the actual funds available was made by Commissioner Simpson with a second by Commissioner Meadows. All Board Members were in favor. (5-0)

Mr. Holloway stated that the sewer project will have a 5% contingency, and the water project will have a 10% contingency since it will be in the roadways and it is uncertain what the contractor will encounter during construction. He thanked Erin Burriss for getting the meeting set up with Senator Newton's office today.

A. Receive an update by Town Manager on the current Water Treatment issues.

Mr. Holloway referred to the handout provided to the Board at the beginning of the meeting. *Handout is included in the Minute Book.* The Board is aware that these issues, elevated TTHM's and HAA5's, have been going on since July 2023. The Town contracted an engineering firm and was told it was no big deal just flush the system, and it would get better. After flushing approximately 5 million gallons, the test results still did not improve. The Town continued with that engineering firm for a while, but after instructing them that we only have \$1 million to work with to get back in compliance, that firm sent an engineering contract for \$359,000. It was for a \$3.5 million carbon filtration system and when questioned about why they would suggest something with such a high cost, they suggested the Town take out a loan. The Town can't afford to take out another loan at this time. The Town cut that firm loose and started working with The Wooten Company that employees our Town Engineer. NC DEQ has met with the Town and they gave some good suggestions on improvements.

Several things are happening with our system:

1. Because of the Town's fire rating, there is a lot of water in storage on-site at the Water Treatment Plant, the North Drive Tank, and the Foil Street tank totaling 900,000 gallons of which only 250,000 gallons are being used a day. Water is sitting in the tanks reacting to the chlorine treating the water.
2. The system is old and is designed to do up to a million gallons a day. The way the plant is currently operating, they are running wide open because we have one full-time operator and 2 part-time. To stay caught up they must run fast.
3. The filter media has not been changed since 2002. A company in Hickory bought the components of our system years ago and is working on a quote to change out the filter media and the settling plates. Money to make these repairs will come from the \$985,000 state grant originally issued for South Skyland waterlines. The State has agreed to transfer the money to the Water Treatment Plant improvements.
4. The way the plant is operated being closed on Wednesday and Sunday means the plant needs to run wide open with our current staffing.

Mr. Holloway is asking the Board to add another full-time position which will reduce the number of hours worked by the part-timers and allow them to truly work part-time to cover vacations, etc. Then, the plant would be able to stay open 7 days a week for 10 hours a day with two full-time operators. Staff would overlap one day a week for maintenance. As Brighton Park and Green Acres subdivisions start to be occupied, a new full-time operator would be required anyway. At some point in the future, the plant will have to operate on a 24/7 timetable.

The Cabarrus County School System took a step with an abundance of caution to issue bottled water for students to drink and for cooking. The School System contacted the Cabarrus Health Alliance and EPA about the water quality, and both said the water was safe to drink. They still chose to use bottled water. They jokingly asked the Town to pay for the bottled water and were told absolutely not it was not our decision. Local restaurants and residents are using the Town's water every day. Studies have shown that if a million people drank gallons of our water each day for 70

years, one *might* have a chance of getting cancer. The Town is trying to do the right thing without having to increase water rates.

A motion to approve the Resolution by Governing Body of Recipient for Project Number SRP-D-134-0004 was made by Commissioner Furr with a second by Commissioner Carter. All Board Members were in favor. (5-0)

A motion to approve a new full-time position at the Water Treatment Plant and Budget Amendment #8 addition of a WTP Full-time Employee was made by Commissioner Furr with a second by Commissioner Dixon. All Board Members were in favor. (5-0)

7. New Business

A. Discuss possibly changing the day of Town Board meetings.

Commissioner Furr stated that she has taken a position back at Cabarrus County Schools and she needs to attend their Board meetings that are at the same time as the Town of Mount Pleasant's Board meetings. She places high value on serving her community and if it would work for the rest of the Board, she would like to move the Town's meeting and it would be appreciated. Commissioner Carter agreed that it would make Mount Pleasant's meeting night different than others.

A motion to change the meeting night to Tuesday starting in January of 2025 was made by Commissioner Carter with a second by Commissioner Simpson. All were in favor. (5-0)

Commissioner Carter gave an update on the ABC Store: They have drawings and a contractor so they will be moving forward with moving to the White Owl building.

8. Adjournment

With nothing else to come before the Board, Commissioner Furr made a motion to adjourn. Commissioner Meadows seconded the motion. All Board Members were in favor. (5-0)

By our signatures, the following minutes were approved as submitted on Monday, December 9, 2024 in the Regular Meeting.

Town Clerk Amy Schueneman

Mayor Tony Lapish

MEMORANDUM

To: Mayor and Town Board
From: Randy Holloway, Town Manager
Date: December 9, 2024
RE: Manager's report for November 2024

Please find listed below an update / overview for the month of November 2024

- Continued working with Staff and Wooten Engineering to address the ongoing water treatment issues. We continue to see some improvements in the test results. We have a quote being prepared to replace the filter media and internal settling plates at the water treatment plant. We have not received the quote at this time. We are also getting a quote to have the lagoon cleaned out. We have received this quote and plan to evaluate the benefit of cleaning out the lagoon at this point in the overall process. We feel like these two items will help significantly with the treatment issues. This ongoing project continues to occupy most of my time.
- Worked with Staff and LKC Engineering to find additional funding for the Town's water and sewer projects. We worked with the Town of Midland and our Legislators to request that \$3,000,000 in excess funding for Midland be granted to Mount Pleasant. That request is in Senate bill 382. The Governor vetoed the bill, however, the Senate voted to overturn the veto, and the House is expected to do the same on December 5th. This item is on the Board's agenda for December 9th.
- Met again with the owner of the Mount Pleasant Smoke House to discuss issues with the parking lot. This is an issue that we will need to find some funding to make repairs. I'm working with the Town Engineer to come up with the best method of repair moving forward.
- Continued worked with Staff to keep the State funded sidewalk project and the North Washington Drive projects moving forward. We are going to get quotes to move the house that we own on the corner of North Washington and East Franklin. We plan to move the house several feet towards the left property line and several feet further back from East Franklin Street. We hope to have these quotes for the December Board meeting.
- Made a presentation at the annual Cabarrus County Chamber State of the Region event.
- Continued worked with Staff to keep the comprehensive planning update moving forward.
- Participated in the monthly USDA update meeting.
- Attended the monthly meeting of WSACC.



**Planning, Economic Development, & Infrastructure Projects
December 9, 2024**

Active Planning & Zoning Cases

SITE 2024-01 Uwharrie Bank (SUP 2024-01 and ADP 2024-01)

Description: Construction of new approximately 11,800sf bank/mixed use building
Location: 8320 W. Franklin St.
Cabarrus County Parcel Number(s): 5670-13-6357
Current Zoning: CC Center City
Area: 3.707 acres (approximately 1 acre portion of site to be used)
Estimated Sewer Capacity Usage: existing tap for previous building
Current Status: Awaiting site/construction plan submittal.

SITE 2022-04 Highway 49 Mini-Storage

Description: Site Plan for 10 acres of mini storage (site area 11.27 acres), including 20 storage buildings totaling 98,100 square feet
Location: 8830 NC Highway 49 N
Cabarrus County Parcel Number(s): 5670-47-4622
Current Zoning: I-1 Light Industrial
Area: 11.27 acres
Estimated Sewer Capacity Usage: 0gpd
Current Status: Applicant resubmitted with site design change. Currently under review.

SITE 2023-02 Parking Lot (corner of E. Franklin St. and Eastover Dr.)

Description: Site plan for commercial parking lot
Location: 8860 E. Franklin Street
Cabarrus County Parcel Number(s): 5670-42-6218
Zoning: C-1 Light Commercial
Area: approx. 0.5 acres
Estimated Sewer Capacity Usage: 0gpd
Current Status: Nearing completion

SUB 2020-03 Brighton Park

Description: 178-lot single-family subdivision with community clubhouse and pool. Plans for development of this property were originally initiated in 2008.
Applicant: Niblock Homes
Location: Southwest corner of NC Highway 73 and NC Highway 49
Cabarrus County Parcel Number: 5660-56-4096, 6785, 8647, & 9681
Zoning: RM Residential Medium Density
Area: approx. 86.77 acres
Density: 2.05 dwelling units per acre
Estimated Sewer Capacity Usage: 28,560gpd for first three phases and 14,160gpd for last two phases (42,720gpd total, allocated in development agreement 6/17/2022)
Current Status: Phase 1 improvements nearing completion. Final plat being prepared. Zoning Permits for entrance signs and model home issued.

SUB 2017-01 Green Acres

Description: 37-lot single-family subdivision. Plans for development of this property were originally initiated in 2008.

Location: NC Highway 73 at Sloop Arthur Drive and Green Acres Circle

Cabarrus County Parcel Number(s): 5651-70-6355

Zoning: RM CZ Conditional Residential Medium Density

Area: approx. 14.92 acres

Density: 2.28 dwelling units per acre

Estimated Sewer Capacity Usage: 8,880gpd (allocated in development agreement 7/12/2022)

Current Status: Installation of improvements underway. Final plat being prepared. Zoning permit for entrance sign issued.

Code of Ordinances

Part 2 Government and Administration has been codified and approved by the Town Board and updated on the Town website. Later During Fiscal Year 2024-25, codification and updates to Part 4 Public Works and Part 6 Licensing and Regulation will be completed.

Infrastructure

- The WSACC Wastewater Capacity Distribution #11 Memo dated July 22, 2024 shows that Mount Pleasant has a total of 116,573 gpd of allocation. The Town's updated sewer allocation spreadsheet shows 15,138 gpd of non-strategic reserve (equivalent of 67 homes) and 10,000gpd of strategic reserve remaining to be allocated through the 30MGD Rocky River Regional Wastewater Treatment Plant (RRWWTP) expansion.
- Work is nearing completion on Empire Drive Sewer Pump Station and sewer line utilizing a USDA loan. There were delays due to rock under Highway 49. Sewer line and manhole replacement on A, B, C, Wade, and Reid Streets began August and will be completed by the end of December 2024. Visit www.mpnfuture.com for project updates.
- The Lower Adams Creek Sewer Interceptor and Water Line Projects went to bid at the end of August. Bid opening was scheduled for September 25. Five bids were received for the sewer line. Lowest responsible bid has been researched. Only two bids were received for the water line project. The bid had to be readvertised with a new bid opening scheduled for October 16. The lowest bid was approximately 40% over estimate. Value engineering, scope reduction, and additional funding sources are all being explored. Visit www.mpnfuture.com for project updates. A technical correction was included in Senate Bill 382 to shift \$3 million of unused ARPA funds from the Town of Midland to the Town of Mount Pleasant to make up the shortfall. Final bill approval has not yet passed.
- Volkert Engineering is currently working on the engineering for the N. Washington Street Sidewalk/Curb & Gutter project. Engineering is 30% complete and environmental review is underway.
- Staff submitted Congestion Mitigation and Air Quality Grant (CMAQ) applications for the sidewalk projects in the Bicycle & Pedestrian Project Acceleration Plan. The two W. Franklin Street segments and E. Franklin Street segment were included in front-loaded funding requested for CMAQ/CRP funding by the MPO. The total for these three segments was estimated at approximately \$5.3 million. The Town will work towards using a portion of the \$2.7 million state budget direct grant for the 20% match for these two segments in order to get more sidewalk installed. Deadlines and project parameters will be tight. Staff is currently working with NCDOT to determine if NCDOT can design and administer the projects on behalf of the Town.
- McAdams Engineering is working on the engineering drawings for downtown stormwater improvements. The drawings are at 60% completion and are currently under review by the state.
- McAdams Engineering has completed a draft conceptual plan for parking and streetscape improvements in the southwest quadrant of downtown. This will facilitate coordination with adjacent property owners and businesses and provide the information needed to apply for grant funding. The next steps are additional property acquisition and engineering. McAdams Engineering is assisting the Town with due diligence on the property acquisition and is preparing a scope of work for engineering.
- The Town was selected to move forward in the FEMA Building Resilient Infrastructure and Communities (BRIC) grant process. The application includes Downtown utility duct bank installation and conversion and stormwater mitigation as recommended in the downtown stormwater study currently underway. The grant request is for

approximately \$4.5 million. The grant match is 12%. Staff has provided additional information requested by FEMA regarding the benefit-cost analysis (BCA) and is waiting on assistance from FEMA staff.

- HMW Preservation has completed the National Register District update. The state National Register Advisory Committee approved the update to send to the National Park Service.

Comprehensive Plan Update

- Background information was presented to the Steering Committee at its March 25 meeting.
- A public input survey was available online from the end of April until May 31. The public workshop was held May 21. The survey and workshop were publicized on the Town's website, social media, and in the water bills. Benchmark Planning has prepared draft public input results and analysis that was presented to the Steering Committee its July 29 meeting.
- Greenfield Economic Development consultants have been gathering data for the economic development analysis.
- Draft goals and strategies were presented to the Steering Committee at the September 23 meeting.
- A first draft of the complete plan should be completed by the end of December.

Permits

November permits attached.

November 2024 Zoning Permits

Permit #	Date	Cab. Co. #	Add. #	Street Name	Type	Permit Description	Applicant	Notes
Z-2024-63	11/6/2024	5670-48-2262	8889	NC Highway 49 N	Addition	Screen porch addition	David Clark	
Z-2024-64	11/13/2024	5660-56-0705	7130	NC Highway 73 E	Temp. Use	Construction Trailer	Niblock Homes	

2 Zoning Permits

**TOWN OF MOUNT PLEASANT
COMPARISON BUDGET VS ACTUAL -November 2024**

	CURRENT BUDGET	YTD ACTUAL	DIFFERENCE
GENERAL GOVERNMENT			
Town Hall	112,584.00	73,623.12	38,960.88
Governing Body	40,650.00	12,443.54	28,206.46
Admin	511,775.00	113,021.45	398,753.55
Planning & Zoning	258,609.00	83,609.58	174,999.42
	<u>923,618.00</u>	<u>282,697.69</u>	<u>640,920.31</u>
PUBLIC SAFETY			
Law Enforcement	242,452.00	39,140.43	203,311.57
Fire Department	1,101,000.00	341,634.31	759,365.69
	<u>1,343,452.00</u>	<u>380,774.74</u>	<u>962,677.26</u>
PUBLIC WORKS			
Operations Center	59,708.00	20,723.14	38,984.86
Streets	178,437.00	32,543.38	145,893.62
Sanitation	150,170.00	46,603.27	103,566.73
Buildings & Grounds	114,652.00	35,631.82	79,020.18
	<u>502,967.00</u>	<u>135,501.61</u>	<u>367,465.39</u>
CULTURE/REC	<u>85,400.00</u>	<u>31,011.46</u>	<u>54,388.54</u>
DEBT SERVICE			
Debt Service Principal	229,052.00	112,933.80	116,118.20
Debt Service Interest	116,300.00	60,938.23	55,361.77
	<u>345,352.00</u>	<u>173,872.03</u>	<u>171,479.97</u>
TOTAL	3,200,789.00	1,003,857.53	2,196,931.47
WATER/SEWER			
Admin	310,772.00	106,778.13	203,993.87
Operations Center	24,853.00	10,641.92	14,211.08
Water	203,594.00	99,338.42	104,255.58
Sewer	439,440.00	142,768.91	296,671.09
Water Treatment Plant	471,294.00	189,243.63	282,050.37
	<u>1,449,953.00</u>	<u>548,771.01</u>	<u>901,181.99</u>
DEBT SERVICE			
Debt Service Principal	241,552.00	2,963.25	238,588.75
Debt Service Interest	5,396.00	1,412.95	3,983.05
	<u>246,948.00</u>	<u>4,376.20</u>	<u>242,571.80</u>
TOTAL	1,696,901.00	557,523.41	1,139,377.59
COMBINED	4,897,690.00	1,561,380.94	3,336,309.06

Financial Report as of November 30, 2024

	<u>Bank Acct Name</u>	<u>Balance</u>
<u>General Fund Accts</u>	General Checking	\$97,091.98
	General Fund MM at First Bank	\$269,079.98
	General Fund MM (NCCMT)	\$1,150,434.60
	General Fund 42% MM at First Bank	\$3,354.93
	General Fund 42% MM (NCCMT)	\$1,252,474.83
	Façade Grant	\$16,125.02
	Park Development (Uwharrie)	\$1,222.58
	Payroll Checking	\$89,442.28
	Powell Bill	\$35,489.06
Retiree Insurance	\$27,579.33	
<u>Water/Sewer accts</u>	WS Checking	\$138,220.61
	WS Money Market	\$248,675.95
	WS Money Market (NCCMT)	\$855,081.66
	Debt Setoff (NCCMT)	\$1,080.45
	Dredging Fund (Uwharrie)	\$31,120.96
	USDA- Payment Reserve at First Bank	\$5,364.53
USDA- Payment Reserve (NCCMT)	\$268,342.61	
<u>Capital Reserve Accts</u>	Infrastructure & Streets	\$16,964.51
	Police Vehicles	\$56,692.79
<u>Capital Projects</u>	CMAQ Capital Project	\$127,583.59
	SCIF funds	\$1,410.52
	USDA Capital Project	\$156,723.69
	State Funded-Sewer Project	\$119,436.15
	State Funded Water Projects	\$115,169.47
	USDA (Uwharrie-Loan funds-savings)	\$3,120,400.00
	State Grant-Skyland Dr Waterlines	\$2,500.63
	State Grant- \$100,000 capital/equipment	\$99,137.57
	State Grant- \$2.7M for Sidewalks	\$262,275.00
	State Grant- \$2.7M for Sidewalks(NCCMT)	\$2,426,224.31
	Downtown Storm Drainage Improvement	\$2,568.39
	Parking Lot- S Main Cap Proj	\$3,000.55
<u>Fire Dept.</u>	Fire & Rescue Relief Fund (First Bank)	\$3,044.10
	Fire & Rescue Relief Fund (NCCMT)	\$43,203.63
	FD-Radio Reserves	\$10,971.53
	FD Capital Reserve -Vehicles	\$2,567.28
	TOTAL	\$11,060,055.07

FY2024-2025		General Fund			
	APPROVED	MONTH	YEAR		
	FY2024-2025	TO DATE	TO DATE	REMAINING	PERCENT
		(Encumbered)			
Revenues	\$3,200,789.00		\$989,260.37	\$2,211,528.63	31%
Expenditures	\$3,200,789.00	\$124,642.47	\$1,048,587.53	\$2,027,559.00	37%
FY2024-2025		Water Sewer Fund			
	APPROVED	MONTH	YEAR		
	FY2024-2025	TO DATE	TO DATE	REMAINING	PERCENT
		(Encumbered)			
Revenues	\$1,696,901.00		\$623,634.58	\$1,073,266.42	37%
Expenditures	\$1,696,901.00	\$31,393.56	\$553,147.21	\$1,112,360.23	34%

To: Mayor and Town Board

From: Crystal Smith, Human Resources Director / Events Coordinator



Date: November 2024

Listed below are activities from the month.

Customer Service Area:

- LEAD Line Surveys: We are continuing to gather line information as customers call
- Twenty-three (23) customers were disconnected for November bill non-payment.
- Generated 1287 bills (which includes 588 ebills)

Constant Contact Update:

- Launched the new Newsletter (back of the bill) on Friday, November 22.
- The Newsletter had links to the water quality letter, leaf/limb pick up, Events, as well as links to the current water rates and link where customers can pay their bill online.
- Here are the statistics: 608 sent electronically, 403 opened, 69 clicks to links (30 water letter, 9 online payments, 13 leaf pick up brochure, 10 event, 7 webpage) and NO unsubscribes!

Human Resources Area:

- Added one (1) new PT Firefighter
- Posted for new Full Time Water Treatment Plant Operator position on Facebook, the Town's website, the NC League of Municipalities Job Openings page, and LinkedIn.

Events:

- Christmas Parade: Continued working with staff, deputies and those entering parade.
- Tree Lighting following the parade at Town Hall. We will be discussing how we can restructure this event in 2025 to encourage more attendance.
- Decorating Contest: Nine entries: (5 businesses and 4 residences). Deadline was extended until Tuesday, December 3 to hopefully get more entries. We are discussing ways we can restructure this event in 2025 to encourage more participation.

CODE ENFORCEMENT/EMERGENCY PLANNER

Monthly report
The following case load was managed by Code Enforcement/Emergency Planning
for the month of:

November 2024

Case Status

New Cases	2
Referred	2
Cases Cleared	3
Monitoring	0

New Cases

Case #	Location	Reference	Status
024-099-C	8424 NC 49, North	Vacant, Damaged Bldg	Open
024-100-C	Jackson Street	RV, Junked Cars, Bldg w/o permit	Open

Route Card Summary

Action	Number
Code Enforcement	6
Emergency Management	8
Golf Cart Inspection	0
Grants	0
Investigation	0
Meeting	1
Other	0
Recheck	3
Sign Sweep (28 signs)	1
Training	0
Hazardous Condition	0
TOTAL	19

Day	Activity	Code	Notes
04	Debris Management Plan	EM	Work on debris management plan due in December
05	Inspection	C	Checked the new library including the water system set-up. Requested information on from fire on their operations policy to support the water system.
05	Recheck high grass on Barringer	R	Cold weather has resulted in the grass dying for the season. Will check again in the spring.
05	Rechecked POD on College	R	Work appears to be continuing. 30 days will result in a LOI.
05	Piedmont Hardwood	R	The sitework continues and Asst. Manager has spoken with them. Will be an area for wood storage.
06	Dam Plan	EM	Addressed changes required in the dam plan. Set copy to Manager and Asst. Manager for review.
06	Monthly Report	C	October monthly report
11	Contract with NCDOT for street clearing.	EM	A contract with NCDOT so the Town can be reimbursed if we clear NC routes post disaster.
11	Debris Management Update	EM	Continued DM update
12	Debris Management Update	EM	Continued DM Update
14	Mitigation Plan	EM	Continued 2025 revisions
14	Parade Meeting	EM	Meeting with agencies for the Christmas Parade.
18	Sign Sweep	SW	28 signs
19	8424 NC 49N	C	Researched information on building maintenance for existing buildings reference to the property at 8424 NC 49N. Lacking International Building Maintenance Code referenced in Town Ordinance to Enforce. Requested a copy to proceed with case.
21	8424 NC 49N	C	Received copy of Building Maintenance code and began research into requirements.
25	Mitigation Plan	EM	Final touches to the Mitigation plan and submitted to Town Manager and Assistant Town Manager for review and add to December Council meeting.

26	Jackson Street	C	Check site (old Town property) for junk cars and RV. Found same and submitted a LOI to Assistant Manager for review prior to sending. While checking site, found a large carport which had been added to the adjacent property (same owners). No permit for the building. Will address all in the same LOI.
26	8424 NC 49N	C	Drafted LOI for this property. The building was struck by a vehicle in January and no progress has been made on repairs or demolition. LOI will request a meeting with the owner to discuss options. The minimum number is boarding the property as required in the code. Draft sent to Asst. Town Manager.

Note: Original daily log file was corrupted. This represents notes from my desk calendar and does not represent the complete operations for the month. This will also have a impact on the monthly report.

MEMORANDUM

To: Mayor and Town Board

From: Derek Linker, Public Works

Date: December 9, 2024

Please find listed below an update / overview for the month of November 2024

New:

- Completed monthly meter reads
- Water Cut-Offs
- Responded to 1 pump station alarm calls
- Responded to 2 after hour customer calls
- Picked up 8 dump truck loads of brush which equals 96 cubic yards of brush
- Picked up 17 trailer loads of leaves which equals 170 cubic yards of leaves
- Completed 24 work orders for various issues
- Located utilities for BRS
- Repaired 2" water line at the Concession stand
- Repaired 12" raw water line at the Water Plant
- Repaired 6" main break on Eastover Dr.

Ongoing:

- Public works mows and maintains approximately 18 acres each week to biweekly depending on conditions as well as ground maintenance at all 8 of our sewer pump stations
- 8 pump stations are checked once a week which included a visit to each station checking dialer status and recording run times. Alarm floats are pulled and checked and stations cleaned monthly in accordance to NC DWQ standards
- Weekly Chlorine monitoring is done on Mondays and consists of pulling samples from 5 different sites which change every other week
- Due to the volume of brush/yard debris collection typically takes 1 to 1.5 days of the week especially during leaf season

Mayor and Commissioners,

-In November we responded to 108 calls for service.

-Chief McDonald and I met with the Fire Marshal and Cabarrus County Emergency Management for our quarterly meeting.

-We hosted the Cabarrus County Fireman's Association meeting at the fire station and held county wide water haul training at the high school.

-No major equipment issues to report.

-We ordered two new handheld radios to replace aging ones, they have come in and are getting programmed now.

-I forgot to mention in October that the Fire Marshals office and I worked with Cabarrus County employees to set up and get the correct fittings for the 10,000-gallon suppression tank at the new library.

As always thank you for your continued support.

Dustin Sneed

Fire Chief

Mt. Pleasant Fire Dept.

Cabarrus County Sheriff's Office

253 / Mt. Pleasant

Law Calls for Service

09/01/2024 - 11/30/2024

		Sep-2024	Oct-2024	Nov-2024
DISPATCHED	Total	48	59	59
	911 WELFARE CHECK	1	0	0
	ALL ANIMAL CONTROL CALLS	3	7	4
	ASSAULT VICTIM	1	0	0
	ASSIST COUNTY FIRE DEPARTMENT	0	1	0
	ASSIST EMS	1	3	3
	ASSIST STANLY COUNTY	1	0	0
	BANK ALARM	0	0	1
	BREAKING AND ENTERING IN PROG	0	1	1
	BURGLAR ALARM	2	6	8
	CAC BITE	0	0	1
	CAC WELFARE CHECK	1	0	0
	CARELESS RECKLESS DRIVING	1	0	0
	CHASE	0	1	0
	COMMITMENT PAPERS	1	0	2
	DISCHARGE FIREARMS	0	0	2
	DISPUTE (ANYONE)	3	3	3
	DOMESTIC DISTURBANCE	1	0	0
	DOT NOTIFICATION	1	0	0
	ESCORT	2	2	1
	FIGHT	1	0	0
	FRAUD / FORGERY	0	1	1
	INFORMATION	1	2	2
	INTOXICATED DRIVER	1	0	0
	LARCENY	2	2	4
	LOUD (ANYTHING DESC IN NARR)	1	1	0
	OVERDOSE / POISONING	0	1	0
	PROPERTY DAMAGE	0	1	0
	RECOVERED PROPERTY	0	2	0
	REPOSESSION	0	1	1
	ROAD HAZARD	2	0	0
	SEE SOMETHING_GAGGLE	1	1	0
	SERVICE CALL LAW	6	4	7
	STRANDED MOTORIST	0	1	0

		Sep-2024	Oct-2024	Nov-2024
DISPATCHED	SUSPICIOUS OBJECT	0	0	1
	SUSPICIOUS SUBJECT	3	4	2
	SUSPICIOUS VEHICLE	4	4	3
	TRAFFIC ACC PROPERTY DAMAGE	3	6	3
	TRAFFIC ACCIDENT PI	0	1	2
	TRESPASSING	0	0	1
	VEHICLE FIRE	1	0	0
	WARRANT	0	0	1
	WELFARE CHECK (PERSON)	3	3	5
OFFICER-INITIATED	Total	973	1000	957
	ANIMAL CONTROL FOLLOW UP	1	0	1
	CIVIL PROCESS	4	10	4
	COMMUNITY CONTACT	4	1	3
	DISPUTE (ANYONE)	1	0	0
	EVICTION	1	0	0
	FOLLOW UP	3	1	5
	INVESTIGATION	1	0	1
	LOUD (ANYTHING DESC IN NARR)	0	1	0
	RECOVERED PROPERTY	0	0	1
	SCHOOL INVEST	0	1	0
	SEARCH WARRANT	1	0	0
	SECURITY CHECK	532	516	599
	SERVICE CALL LAW	1	1	0
	SPECIAL EVENT	9	4	8
	SRO ASSIST ADMIN	76	74	52
	SRO FIGHT/ASSAULT	0	1	1
	SRO INVESTIGATION	2	5	3
	SRO MENTOR/COUNSEL	76	104	78
	SRO PARENT MEETING	3	4	6
	SRO SAFETY CHECK	217	251	168
	STRANDED MOTORIST	1	2	0
	SUSPICIOUS SUBJECT	1	0	1
	SUSPICIOUS VEHICLE	6	2	6
	TRAFFIC ACC PROPERTY DAMAGE	0	1	1
	TRAFFIC STOP	32	21	19
	WARRANT	1	0	0

Event #	Date Time	Street	Case #	callsource
ALL ANIMAL CONTROL CALLS 4				
24201709	Nov 5 8:15	A ST/REID ST		PHONE
24204670	Nov 9 12:18	NORTH DR		PHONE
24205214	Nov 10 16:21	LEE ST		PHONE
24217192	Nov 28 14:04	N MAIN ST		PHONE
ASSIST EMS 3				
24202460	Nov 6 8:33	A ST	2411060001	PHONE
24202694	Nov 6 13:09	E FRANKLIN ST		PHONE
24203378	Nov 7 11:48	NC HWY 49 N		PHONE
BANK ALARM 1				
24212055	Nov 20 14:45	S MAIN ST		PHONE
BURGLAR ALARM 8				
24200768	Nov 3 22:08	NC HWY 49 N		PHONE
24206657	Nov 13 8:05	WALKER RD		PHONE
24208989	Nov 16 5:11	NC HWY 49 N		PHONE
24212406	Nov 21 3:39	NC HWY 49 N		PHONE
24212428	Nov 21 6:13	NC HWY 49 N		PHONE
24214893	Nov 25 4:56	NC HWY 49 N		PHONE
24215746	Nov 26 8:09	COOK ST		PHONE
24217405	Nov 29 1:16	NC HWY 49 N		PHONE
CAC BITE 1				
24217531	Nov 29 10:59	W FRANKLIN ST	2411290008	PHONE
COMMITMENT PAPERS 2				
24209303	Nov 16 20:11	SUMMER ST		PHONE
24209355	Nov 16 23:00	SUMMER ST		PHONE
DISCHARGE FIREARMS 2				
24217217	Nov 28 16:12	SUMMER ST		PHONE
24217603	Nov 29 14:20	SUMMER ST		PHONE

DISPUTE (ANYONE) 3

24211502	Nov 19 22:47	B ST	PHONE
24213647	Nov 22 16:21	S MAIN ST	PHONE
24217209	Nov 28 15:28	N SKYLAND DR	PHONE

ESCORT 1

24204580	Nov 9 8:06	COOK ST	PHONE
----------	------------	---------	-------

FRAUD / FORGERY 1

24217574	Nov 29 13:10	W FRANKLIN ST	PHONE
----------	--------------	---------------	-------

INFORMATION 2

24208567	Nov 15 14:18	NC HWY 73 E/W FRANKLIN ST	PHONE
24215774	Nov 26 8:38	E FRANKLIN ST	PHONE

LARCENY 4

24208600	Nov 15 14:39	NC HWY 49 N	PHONE
24214201	Nov 23 17:01	NC HWY 49 N	PHONE
24215032	Nov 25 10:12	NEW ST	PHONE
24216961	Nov 27 23:49	NC HWY 49 N	2411280001 PHONE

REPOSESSION 1

24205819	Nov 11 22:54	OLDENBURG DR	PHONE
----------	--------------	--------------	-------

SERVICE CALL LAW 7

24200470	Nov 3 1:07	E FRANKLIN ST	2411030001 PHONE
24207497	Nov 14 8:29	NC HWY 49 N	PHONE
24208073	Nov 14 23:25	NC HWY 49 N	PHONE
24210530	Nov 18 18:26	W FRANKLIN ST	PHONE
24216867	Nov 27 19:21	S HALIFAX ST	2411270011 PHONE
24217006	Nov 28 1:46	NC HWY 49 N	PHONE
24217780	Nov 30 0:00	NC HWY 49 N	PHONE

SUSPICIOUS OBJECT 1

24207130	Nov 13 16:12	PARK DR	PHONE
----------	--------------	---------	-------

SUSPICIOUS SUBJECT 2

24203283	Nov 7 10:08	W FRANKLIN ST	PHONE
24210772	Nov 19 5:58	E FRANKLIN ST	PHONE

SUSPICIOUS VEHICLE 2

24212310	Nov 20 21:23	N WASHINGTON ST	PHONE
24213533	Nov 22 14:22	W FRANKLIN ST	PHONE

TRAFFIC ACC PROPERTY DAMAGE 3

24202715	Nov 6 13:43	NC HWY 49 N	2411060012 PHONE
24214610	Nov 24 14:30	E FRANKLIN ST/N WASHINGTON ST	2411240005 PHONE
24217619	Nov 29 15:17	NC HWY 49 N	PHONE

TRAFFIC ACCIDENT PI 2

24203368	Nov 7 11:36	NC HWY 49 N	2411070011 PHONE
24213492	Nov 22 13:05	NC HWY 49 N	2411220009 PHONE

TRESPASSING 1

24216938	Nov 27 22:19	WOOD ST	PHONE
----------	--------------	---------	-------

WARRANT 1

24216944	Nov 27 22:29	S HALIFAX ST	2411280002 PHONE
----------	--------------	--------------	------------------

WELFARE CHECK (PERSON) 5

24199557	Nov 1 12:48	E FRANKLIN ST	PHONE
24203747	Nov 7 20:22	ROSS CIR	PHONE
24204975	Nov 10 3:34	N MAIN ST	2411100003 PHONE
24210726	Nov 19 3:02	NC HWY 49 N	PHONE
24214457	Nov 24 6:07	NC HWY 49 N	PHONE

SUSPICIOUS VEHICLE 1

24211311	Nov 19 16:14	NC HWY 49 N	RTIC
----------	--------------	-------------	------

BREAKING AND ENTERING IN PROG 1

24216497	Nov 27 3:15	B ST	W911
----------	-------------	------	------

Total Disp. CFS: 59

Cabarrus County Sheriff's Office

Mt Pleasant

Traffic Stop, Citation, & Arrest Data

11/01/2024 - 11/30/2024

Traffic Stop Data with CAD Event Disposition (Zone 253)

TRAFFIC STOP	
CITATION ISSUED	5
VERBAL WARNING	11
WRITTEN WARNING	3
Total	19

Citation Data (Mt Pleasant)

Total # of Citations: 10	Total # of Charges: 14
	Charges
DRIVE/ALLOW MV NO REG	1
DWLR NOT IMPAIRED REV	1
EXPIRED REGISTRATION CARD/TAG	2
NO LIABILITY INSURANCE	2
SPEED VIOLATION	2
SPEEDING	2
UNLAWFULLY PASS EMERGENCY VEHI	2
WINDOW TINTING VIOLATION	2
Total	14

Arrest Data (Mt Pleasant)

Case #	Charge	City
---------------	---------------	-------------



MOUNT PLEASANT

EST. 1859

NORTH CAROLINA

AGENDA ITEM:

Receive update on the status of funding the Water & Sewer Projects.

NARRATIVE:

Randy Holloway will give an update to the Board on the status of the Water & Sewer Projects and the request for more funding. As previously discussed, the Town of Midland offered the \$3 million in remaining funds allocated by Section 12.13(f)(39) of S.L. 2021-180 to be reallocated to the Town of Mount Pleasant for water and wastewater infrastructure projects. This request is part of Senate Bill 382 which was vetoed by Governor Cooper. The State Senate overrode the veto, and it will go before the State House on December 5th. The expectation is that the State House will also vote to override the Governor's veto. If that happens, the Town will receive the additional \$3 million so that the scope of both projects with the removal of the North Skyland water line can be completed.

Staff may need the Board to meet at a Special Called meeting either Monday, December 23rd or 30th, if decisions or documents are needed to move forward.

RECOMMENDATIONS:

Open

TOWN OF MOUNT PLEASANT

An equal opportunity provider, employer, and lender.

8590 Park Drive | PO Box 787 | Mount Pleasant, NC 28124 | 704.436.9800 | mtpleasantnc.org



Agenda Item:

Consider the 2025 appointments to the Transportation Advisory Committee (TAC) and the Technical Coordinating Committee (TCC) of the Cabarrus-Rowan Urban Area Metropolitan Planning Organization.

Narrative:

Phil Conrad of Cabarrus Rowan MPO is requesting the names for the TAC and TCC appointments by January 1, 2025. The MPO would like to know who will serve in 2025 as our designated appointees to the TAC (elected officials only), as well as the TCC (staff) appointee and alternate.

Erin Burris is currently the TCC representative with Crystal Smith as alternate. Staff is recommending reappointing Erin Burris as TCC representative and Crystal Smith as alternate.

Currently, Commissioner Simpson is serving as TAC representative for the Town with Mayor Pro Tem Lori Furr listed as alternate.

Recommendations:

1. Motion to reappoint Erin Burris as TCC representative with Crystal Smith as alternate

2. Motion to appoint _____ as TAC representative with Commissioner _____ as the TAC alternate.

TOWN OF MOUNT PLEASANT

An equal opportunity provider, employer, and lender.

8590 Park Drive | PO Box 787 | Mount Pleasant, NC 28124 | 704.436.9800 | mtpleasantnc.org



Agenda Item:

Consider approving a Resolution Prohibiting Viewing of Pornography on Town Networks and Devices, the amended Technology & Social Media Policy, and the amended Personnel Policy.

Narrative:

North Carolina General Statute §143-805 requires all public agencies to adopt a Pornography Policy by December 31, 2024. The policy prohibits the viewing of pornography by its employees, appointees, and elected officials on the Town's network or devices owned or maintained by the Town. After adoption of this policy, it will be included as part of the Personnel Policy.

The Social Media Policy was adopted by the Board on February 14, 2022. This policy has been amended to include the wording in the Resolution, as well as including a technology component to the policy. The amended policy will now be called the Technology & Social Media Policy, if adopted by the Board.

The Personnel Policy has been amended to reflect the Resolution and other updates in terms, definitions, and titles for clarifications to current areas of the policy. New items included in the policy are Career Development Plan, Travel Policy, and Transfer of Vacation Leave from Previous Employer.

A copy of the Resolution and State Statute is included. The amended Technology & Social Media Policy and amended Personnel Policy are in separate attachments. Changes to the policies are in blue.

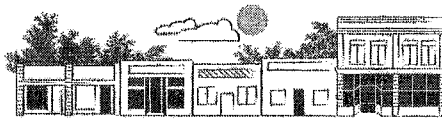
Recommendations:

1. Motion to approve the Resolution Prohibiting Viewing of Pornography on Town Networks and Devices.
2. Motion to approve the Technology & Social Media Policy as amended.
3. Motion to approve the Personnel Policy as amended.

TOWN OF MOUNT PLEASANT

An equal opportunity provider, employer, and lender.

8590 Park Drive | PO Box 787 | Mount Pleasant, NC 28124 | 704.436.9800 | mtpleasantnc.org



MOUNT PLEASANT

EST. 1859

NORTH CAROLINA

RESOLUTION PROHIBITING VIEWING OF PORNOGRAPHY ON TOWN NETWORKS AND DEVICES

WHEREAS, House Bill 971 / North Carolina General Statute §143-805 requires all public agencies to adopt a policy governing the use of its network and devices owned, leased, maintained, or otherwise controlled by the Town of Mount Pleasant; and

WHEREAS, the Town of Mount Pleasant prohibits the viewing of pornography by its employees on the Town's network or devices owned or maintained by the Town.

NOW, THEREFORE, be it resolved that the following policies shall apply in the Town of Mount Pleasant:

1. No employees of the Town of Mount Pleasant, elected officials, or Town appointees shall view pornography on any computer network owned, leased, maintained, or otherwise controlled by the Town, whether on a Town owned and maintained device, or a privately owned or controlled device.
2. No employee, elected official, or appointee of the Town shall view pornography on a device owned, leased, or maintained or otherwise controlled by the Town.
3. Each year, and no later than August 1, the Town shall report information required in NCGS §143-805 to the State Chief Information Officer.
4. This policy shall not apply to investigation, law enforcement training, or actions related to law enforcement purpose; identifying potential security or cyber security threats, establishing, testing, and maintaining firewalls, protocols, and otherwise implementation of this policy; or other exceptions as specifically set forth in NCGS §143-805(d).
5. The terms used herein shall be defined as set forth in NCGS §143-805(g).
6. Any employee, elected official, or appointee of the Town who has saved pornography to a device owned, leased, maintained or otherwise controlled by the Town shall remove, delete or uninstall the pornography no later than January 1, 2025.
7. Any employee of the Town who violates any provision of this policy shall be subject to disciplinary action under the Town's personnel policy.
8. Any appointee of the Town who violates the provision of this policy shall be subject to removal by the Town Board.

TOWN OF MOUNT PLEASANT

An equal opportunity provider, employer, and lender.

8590 Park Drive | PO Box 787 | Mount Pleasant, NC 28124 | 704.436.9800 | mtpleasantnc.gov

9. Any elected official who violates any provision of this policy shall be subject to censure proceedings.

BE IT FURTHER RESOLVED that this Resolution shall become effective on the date of its adoption. This the 9th day of December, 2024.

Mayor Tony Lapish

ATTEST:

Amy Schueneman, Town Clerk

N.C. Gen. Stat. § 143-805

Section 143-805 - Prohibit viewing of pornography on government networks and devices

(a) Notwithstanding G.S. 14-456 and G.S. 14-456.1, a public agency shall not permit the viewing of pornography by its employees on a network of that public agency. Notwithstanding G.S. 14-456 and G.S. 14-456.1, the judicial branch shall not permit the viewing of pornography by its employees on a network of the judicial branch. Notwithstanding G.S. 14-456 and G.S. 14-456.1, the legislative branch shall not permit the viewing of pornography by its employees on a network of the legislative branch.

(b) Notwithstanding G.S. 14-456 and G.S. 14-456.1, no public agency shall permit an employee, elected official, or appointee of that public agency to view pornography on a device owned, leased, maintained, or otherwise controlled by that public agency. Notwithstanding G.S. 14-456 and G.S. 14-456.1, no public agency shall permit a student of that public agency to view pornography on a device owned, leased, maintained, or otherwise controlled by that public agency. Notwithstanding G.S. 14-456 and G.S. 14-456.1, the judicial branch shall not permit an employee, elected official, or appointee of the judicial branch to view pornography on a device owned, leased, maintained, or otherwise controlled by the judicial branch. Notwithstanding G.S. 14-456 and G.S. 14-456.1, the legislative branch shall not permit an employee, elected official, or appointee of the legislative branch to view pornography on a device owned, leased, maintained, or otherwise controlled by the legislative branch.

(c) Each public agency shall adopt a policy governing the use of its network and devices owned, leased, maintained, or otherwise controlled by that public agency. The judicial and legislative branches shall adopt a policy governing the use of that branch's networks and devices owned, leased, maintained, or otherwise controlled by those branches.

Each policy required by this subsection shall delineate the disciplinary actions that will be taken in response to a violation of that policy.

(d) Subsections (a) and (b) of this section shall not apply to an official or employee that is engaged in any of the following activities in the course of that official's or employee's official duties:

- (1)** Investigating or prosecuting crimes, offering or participating in law enforcement training, or performing actions related to other law enforcement purposes.

- (2)** Identifying potential security or cybersecurity threats.
- (3)** Protecting human life.
- (4)** Establishing, testing, and maintaining firewalls, protocols, and otherwise implementing this section.
- (5)** Participating in judicial or quasi-judicial proceedings.
- (6)** Conducting or participating in an externally funded research project at one of the constituent institutions of The University of North Carolina.
- (7)** Researching issues related to the drafting or analysis of the laws of this State as necessary to fulfill the requirements of the employee's official duties.

(e) This section shall not apply to the user of an authorized account paying for use of communications services under Article 16A of Chapter 160A of the General Statutes, including those communications services exempted under G.S. 160A-340.2(b) or (c).

(f) Annually, no later than August 1 and in the format required by the State Chief Information Officer, each public agency shall report information to the State Chief Information Officer on the number of incidences of unauthorized viewing or attempted viewing of pornography on that public agency's network; whether or not the unauthorized viewing was by an employee, elected official, appointee, or student of that public agency; and whether or not any of the unauthorized viewing was on a device owned, leased, maintained, or otherwise controlled by that public agency. Annually, no later than October 1, the State Chief Information Officer shall compile and report to the Joint Legislative Oversight Committee on Information Technology the information submitted in accordance with this subsection.

(g) The following definitions apply in this section:

(1) Device. - Any cellular phone, desktop or laptop computer, or other electronic equipment capable of connecting to a network.

(2) Material. - As defined in G.S. 14-190.13.

(3) Network. - Any of the following, whether through owning, leasing, maintaining, or otherwise controlling:

a. The interconnection of communication systems with a computer through remote or local terminals, or a complex consisting of two or more interconnected computers or telephone switching equipment.

b. Internet service.

c. Internet access.

(4) Pornography. - Any material depicting sexual activity.

(5) Public agency. - Any of the following:

a. All State agencies and offices of the members of the Council of State, including all boards, departments, divisions, constituent institutions of The

University of North Carolina, community colleges, and other units of government in the executive branch.

b. Units of local government as defined in G.S. 159-7.

c. Public authorities as defined in G.S. 159-7.

d. Public school units as defined in G.S. 115C-5.

(6) Sexual activity. - As defined in G.S. 14-190.13.

N.C. Gen. Stat. § 143-805

Added by 2024 N.C. Sess. Laws 26,s. 7-a, eff. 10/1/2024.



MOUNT PLEASANT

EST. 1859

NORTH CAROLINA

AGENDA ITEM:

Consider approving the updated Mitigation Plan.

NARRATIVE:

Mitigation planning is a process used by governments and local leaders to understand the risks from natural hazards and develop long-term strategies that will reduce the impacts of these disasters on people, property and the environment. Several years ago, multiple mitigation plans from Cabarrus, Stanly, and Union counties were combined into a single document with each local government maintaining its own mitigation goals. These jurisdictions work together in the planning process to develop a mitigation strategy based on their similar hazards. No local control though is compromised or lost. All participants have a right to apply to North Carolina Emergency Management for FEMA funding. The current plan is due to be updated prior to June 2025. This plan is updated every five (5) years.

So, why is this important? A mitigation plan is required for all forms of compensatory mitigation or simply when applying for certain types of non-emergency disaster assistance. The Disaster Mitigation Act of 2000 amended the Robert T. Stafford Disaster Relief and Emergency Assistance Act creating the framework for local governments for the following grant eligibility requirements:

- **Hazard Mitigation Grant Program (HMPG)** – Designed to reduce or eliminate future damages and losses following a disaster. An example is the funding available now after Hurricane Helene. This grant is funded by FEMA and managed by the North Carolina Division of Emergency Management (NCEM).
- **Public Assistant Grant Program (PA)** – This post disaster grant provides funding and technical assistance following federally declared disasters to repair or replace damaged assets. An example would be repairing the water system infrastructure in several mountain municipalities damaged by Helene. This also includes debris removal, emergency protective measures, and the repair, replacement, or restoration of disaster-damaged publicly owned properties. The Town utilized this grant for the damages to the dam.
- **Building Resilient Infrastructure and Communities (BRIC)** - This non-disaster grant program is designed to assist local governments as they work to reduce their hazards. These hazards and local mitigation measures are contained in the Mitigation Plan.
- **Fire Management Assistance Grant Program (FMAG)** – Also a type of Public Assistance Grant. Though not commonly seen in our area, this also covers any mutual assistance the fire department may sent to assist in responding to wildfires common in the North Carolina Mountains. Eligible work is related to firefighting activities and requires a declared Fire Management Assistant Declaration. This should not be confused with the Fire Act Grant.
- **Safeguarding Tomorrow Through On-going Risk Mitigation (STORM)** – This is a revolving loan fund that provides hazard mitigation assistance for local government to reduce risks from natural hazards and disasters. These local risks and mitigation efforts are identified in the Hazard Mitigation Plan. This is a low interest load program. Application is not directly through FEMA but through participating entities.
- **Rehabilitation of High Hazard Potential Dam Grant Program (HMPD)** – This program under the National Dam Safety Program, is designed to make dams stronger and provides technical, planning, design and construction assistance for eligible high hazard dams. So, what is a high hazard dam? These type dams should the fail or through mis-operation, will cause loss of human life and significant property destruction. The Black Run Creek dam classified as high hazard while the Dutch Buffalo Creek dam is not.

RECOMMENDATIONS:

Motion to approve the amended Mitigation Plan

TOWN OF MOUNT PLEASANT

An equal opportunity provider, employer, and lender.

8590 Park Drive | PO Box 787 | Mount Pleasant, NC 28124 | 704.436.9800 | mtpleasantnc.org