



VILLAGE OF MARVIN

10004 New Town Road | Marvin, NC | 28173 | Tel: (704) 843-1680 | Fax: (704) 843-1660 | www.marvinnc.org

VILLAGE COUNCIL SPECIAL MEETING MINUTES

Friday, November 19, 2021 – 11am
Village Hall, 10004 New Town Road
Special Meeting (Virtual Meeting)

SPECIAL MEETING AGENDA

Mayor Pollino has called for a special meeting of the Village Council to be held on Friday, November 19, 2021 at 11am at Village Hall (10004 New Town Rd) in order for Council recess into Closed Session pursuant to NCGS §143-318.11(a)(3) to consult with an attorney employed or retained by the public body in order to protect the attorney-client privilege; to discuss terms for solid waste services; to discuss and consider a contract for underbrush removal at the site of the new Marvin Village Hall and the Marvin Gardens-area pocket park, and to consider adoption of a budget amendment.

AGENDA ITEMS

1. Call to Order & Determination of Quorum

Mayor Pro Tem Vandenberg called the meeting to order at 11:03am and determined a quorum was present.

Present: Mayor Pollino (*arrived 11:06am*), Mayor Pro Tem Vandenberg, Councilman Lein, Councilman Wortman

Present Virtually via Webex: Councilman Marcolese

Absent: Mayor Pollino

Staff Present: Christina Amos, Austin W. Yow, Jamie Bays, Chaplin Spencer (*by phone*)

2. Consider Allowing Councilmembers to Participate Remotely

MOTION: Councilman Wortman moved to allow Councilmembers to participate remotely.

VOTE: The motion passed unanimously, 4-0.

3. Adoption of the Agenda

MOTION: Councilman Wortman moved to adopt the agenda as presented.

VOTE: The motion passed unanimously, 4-0.

4. Recess into Closed Session pursuant to NCGS §143-318.11(a)(3) to Consult with an Attorney Employed or Retained by the Public Body in Order to Protect the Attorney-Client Privilege

Mayor Pollino arrived at 11:06am.

MOTION: Councilman Wortman moved to recess into Closed Session Pursuant to NCGS §143-318.11(a)(3) to Consult with an Attorney Employed or Retained by the Public Body in Order to Protect the Attorney-Client Privilege.

VOTE: The motion passed unanimously, 4-0.

(Recording omits closed session)

MOTION: Mayor Pro Tem Vandenberg moved to return to open session.

VOTE: The motion passed unanimously, 4-0.

5. Discussion of Solid Waste Services including Contract Terms

Christina Amos, Village Manager, introduced the attendees from Active Waste Solutions and asked them to clarify their requests with changes to the fines and fees in the proposed solid waste services contract. The representatives requested changes to improve parity regarding a clause that would allow the Village to exit the contract for any reason. Active Waste Representatives and the Village Council discussed customer service standards, liquidated damages, and general requirements.

MOTION: moved to

VOTE: The motion passed unanimously, 4-0.

TIME STAMP 57:30

- 6. **Discuss and Consider Waiving the Three-Bid Requirement AND Consider Options for Brush Clearing Village Hall Site and Marvin Gardens-area Pocket Park in an Amount TBD** (See attached, Item 6., which is included as a reference in these minutes). Austin W. Yow, Village Clerk and Assistant to the Manager, explained that three quotes were not received for the brush clearing. Council discussed the quotes, as well as in-house alternatives in depth. Council by consensus agreed to complete the brush clearing at the new Village Hall in-house. Council also agreed to move forward with the brush clearing with the pocket park at the price provided.

MOTION: Mayor Pro Tem Vandenberg moved to approve the \$6,000 pocket park situation and to waive the three-bid requirement.

VOTE: The motion passed unanimously, 4-0.

TIME STAMP 1:08:00

- 7. **Discuss and Consider Adoption of General Fund Budget Ordinance for Miscellaneous Park Expenses**
Ms. Amos explained that the Village received a sponsor for replacing ceiling fans in the Barn at Marvin Efird Park and that this amendment shifts the funds into the proper account.

OR-2021-11-01

AN ORDINANCE AMENDING THE GENERAL FUND BUDGET ORDINANCE

BE IT ORDAINED by the Village Council of the Village of Marvin, North Carolina that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2022:

SECTION 1. To amend the General Fund Budget, the revenues and appropriations are to be changed as shown.

TYPE	BUDGET ACCOUNT	AMENDMENT AMOUNT	FROM	TO
Revenue	Miscellaneous Revenue (A/C 3708)	\$1,400	\$1,400	\$0
Expense	General Fund – Culture and Recreation General Repairs (A/C 6739)	\$1,400	\$7,261	\$8,661
	Fund Balance	(\$4,500)	\$167,358	\$162,858
Expense	General Fund – Culture and Recreation Park Operating Expenses (A/C 6742)	\$1,500	\$4,000	\$5,500
Expense	General Fund – Culture and Recreation General Repairs (A/C 6739)	\$3,000	\$8,661	\$11,661

Reason: To amend budget to purchase and install new fans for the barn; and to fund park signs that were approved in FY21 but were not completed before year end.

SECTION 2. Copies of this budget amendment shall be furnished to the Clerk to the Governing Board, and to the Budget Officer and the Finance Officer for their direction.

Adopted this 19th day of November 2021.

MOTION: Mayor Pro Tem Vandenberg moved to adopt the General Fund Budget Ordinance for Miscellaneous Park Expenses.


VOTE: The motion passed unanimously, 4-0.

ADJOURNMENT


MOTION: Mayor Pro Tem Vandenberg moved to adjourn the meeting at 12:42pm.

VOTE: The motion passed unanimously, 4-0.

Adopted: 12-14-2021



Joseph E. Pollino Jr., Mayor
Village of Marvin



Austin W. Yow
Village Clerk & Assistant to the Manager



Marvin Garden pocket park

Item 6.

ESTIMATE

Ripepi Land Management

Waxhaw, NC 28173
(704) 579-0172



To:
Marvin/Publix Pocket Park
1615 Providence Rd
Waxhaw, NC 28173

Estimate # 1579
Estimate Date 11/05/2021
Total Amount \$6,000.00

Item	Quantity	Price	Tax1	Tax2	Line Total
LAND CLEARING	1.0	\$6,000.00			\$6,000.00

Subtotal: \$6,000.00
Tax: \$0.00
Past Due Amount: \$0.00
Total Amount: \$6,000.00

Depending on which option you go with we can take off an additional \$1,500 if we combine this job with the New Marvin Hall job listed at \$17,500.

Notes

Thank You For Your Business!

Breakdown

This will be to remove Berry Limbs and hauling away, prior to cutting large limbs with no berries, and run through the Wood Chipper.



RIPEP-1

OP ID: DE

CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 10/29/2021

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER 704-376-9896 Charles H. Litaker, Inc. P. O. Box 221129 Charlotte, NC 28222-1229 Justin M. Litaker

CONTACT NAME: Justin M. Litaker PHONE (A/C, No, Ext): 704-376-9896 FAX (A/C, No): 704-375-5810 E-MAIL ADDRESS: poi@litakerinsurance.com

INSURED Taylor Ripepi 4200 Meadowridge Drive Charlotte, NC 28226-8146

Table with 2 columns: INSURER(S) AFFORDING COVERAGE, NAIC #. Row 1: INSURER A: Cincinnati Specialty Underwrit, 13037

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

Main table with columns: INSR LTR, TYPE OF INSURANCE, ADDL SUBR INSD IWVD, POLICY NUMBER, POLICY EFF (MM/DD/YYYY), POLICY EXP (MM/DD/YYYY), LIMITS. Includes Commercial General Liability, Automobile Liability, Umbrella Liab, and Workers Compensation.

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER

CANCELLATION

Village of Marvin 1006 Marvin School Rd Marvin, NC 28173

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE Andrew D. Evin