



TOWN OF MOUNT GILEAD BOARD OF COMMISSIONERS Emergency Joint Meeting Minutes

110 West Allenton Street, Mount Gilead, North Carolina, 27306
September 7, 2018

The Mount Gilead Board of Commissioners collectively with the Montgomery County Board of Commissioners held a joint meeting at 9:00 am on Friday, September 7, 2018 at the Montgomery County Board of Commissioners Assembly Room, 102 East Spring Street, Troy, NC. to discuss and/or approve negotiations in the legal action involving the issuance of an IBT certificate by the State of North Carolina to Union County. The matter was set for trial on September 10, 2018 and therefore was considered an urgent matter for discussion.

CALL TO ORDER

Montgomery County Board Chairman Jackie Morris called the Montgomery County Board of Commissioners meeting to order.

ITEM I. APPROVAL OF THE AGENDA

Commissioner Anthony Copeland made a motion to approve the agenda. Commissioner James Matheny seconded the motion. Agenda was approved unanimously.

- ITEM II. CLOSED SESSION – Attorney Client Privilege – Pursuant to NCGS 143-318.11 (a) (3) Commissioner Wayne Wooten made a motion to go into closed session with County attorneys, Tom Terrill and Hayes Finley of Smith, Moore and Leatherwood. Commissioner James Matheny seconded the motion. Chairman Jackie Morris added that Mr. Jeff Jordan of J5, Mr. Matthew Woodard, County Manager, and Ms. Kat McRae of New South Realty (by phone) would be joining the closed session. Motion was unanimously approved.

CALL TO ORDER

Mount Gilead Mayor Chip Miller called the Mt. Gilead Board of Commissioners meeting to order.

ITEM I. APPROVAL OF THE AGENDA

Commissioner Vera Richardson made a motion to approve the agenda. Commissioner Mitch Taylor seconded the motion. Agenda was approved unanimously.

- ITEM II. CLOSED SESSION – Attorney Client Privilege – Pursuant to NCGS 143-318.11 (a) (3) Commissioner Vera Richardson made a motion to go into joint closed session with Montgomery County Board of Commissioners as well as County attorneys, Tom Terill and Hayes Finley of Smith, Moore and Leatherwood. Commissioner Mitch Taylor seconded the motion. Motion was unanimously approved.

ITEM III.

RETURN TO OPEN SESSION

Montgomery County Board of County Commissioners – Commissioner Anthony Copeland made a motion to return to Open Session. James Matheny seconded the motion. Motion was unanimously approved.

Mt. Gilead Board of Commissioners – Vera Richardson made a motion to return to Open Session. Mitch Taylor seconded the motion. Motion was unanimously approved.

ITEM IV.

MOTION TO ACCEPT TERMS

Attorney Tom Terrill spoke to both Boards of Commissioners about his negotiations with Union County. The terms for the settlement agreement would be as follows:

1. Montgomery County would automatically have a membership in the private group, Yadkin Pee Dee Water Management group, free of charge, for 5 years (\$25,000 dues).
2. Union County agrees to make a State program model, OASIS, available for use to Montgomery County and the public through their website.
3. Union County agrees to reduce the usage by 7,000,000 gallons per day, making this a voluntary limitation to 16,000,000 gallons per day.
4. Union County agrees to reimburse Montgomery County, dollar for dollar, all costs incurred from this lawsuit through August 31, 2018. The dollar amount agreed to is \$659,000 to be disbursed within 30 days of dismissal of the lawsuit.

Mr. Terrill asked the Board(s) to grant him the authority to approve this settlement with the terms discussed and to authorize his legal team to do some final negotiating and signatures of this approval to be part of the motion.

Montgomery County Board of Commissioners – Commissioner James Matheny made a motion to approve the settlement with signatures. Commissioner Anthony Copeland seconded the motion. Agreement was unanimously approved.

Mt. Gilead Board of Commissioners – Commissioner Vera Richardson made a motion to approve the settlement with signatures. Commissioner Mitch Taylor seconded the motion. Agreement was unanimously approved.

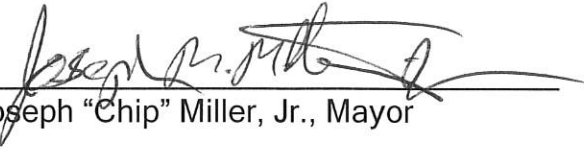
ITEM V.

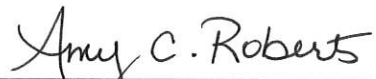
ADJOURNMENT

With no more business, Commissioner James Matheny made a motion to adjourn the Montgomery County Board of Commissioners meeting. Commissioner Wayne Wooten seconded the motion. Meeting was adjourned.

With no more business, Commissioner Vera Richardson made a motion to adjourn the Mt. Gilead Board of Commissioners meeting. Commissioner Mitch Taylor seconded the motion. Meeting was adjourned.

Clerk's Note: A complete audio recording of this joint Commissioners meeting is available to the public in the office of the Clerk to the Board, Montgomery County Administration Building, 3rd Floor, 102 E. Spring Street, Troy, NC.


Joseph "Chip" Miller, Jr., Mayor


Amy C. Roberts, Clerk



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