

Agenda
Stoneville Town Council Meeting
December 7, 2021

***Closed Session at 6:00 PM**

*Closed Session: §143-318.11-Personnel (4) and Economic Development (6)

Regular Session 7:00 PM
Call to Order- Mayor Galvan
Pledge of Allegiance & Invocation
Approval of Minutes
Approval of Agenda

Council Comments:

New Business:

1. Organizational Meeting:
Swearing in of Councilmembers - The Honorable Stan Allen
Mayor Pro tem Nominations – Council

Recess:

2. Text Amendments to Chapter 93 – Animals – Perry Webster, Jerry Smith, Richard Bridges
3. 2022 Council Meeting Calendar – Sherri Darnell
4. Budget Amendments (1, 1a, 1b, 1c) – Samuel Stewart
5. Tower Lease – Samuel Stewart
6. Christmas Bonus – Samuel Stewart
7. Request on Reduction of Water Bill – Perry Webster

Public Comments:

Old Business:

1. Councilmember Appointment to Parks and Recreation Board – Perry Webster
2. Update on 107 S Henry Street – Perry Webster
3. Update on 504 E Main Street – Perry Webster
4. Update on Public Works Building – Perry Webster

Town Manager Report:

1. Public Hearing December 14, 2021 Economic Development-Acquisition/Leasing of Property

Department Head Comments:

Adjourn:

*Closed Session:

(a) Permitted Purposes. – It is the policy of this State that closed sessions shall be held only when required to permit a public body to act in the public interest as permitted in this section. A public body may hold a closed session and exclude the public only when a closed session is required:

(1) To prevent the disclosure of information that is privileged or confidential pursuant to the law of this State or of the United States, or not considered a public record within the meaning of Chapter 132 of the General Statutes.

(2) To prevent the premature disclosure of an honorary degree, scholarship, prize, or similar award.

(3) To consult with an attorney employed or retained by the public body in order to preserve the attorney-client privilege between the attorney and the public body, which privilege is hereby acknowledged. General policy matters may not be discussed in a closed session and nothing herein shall be construed to permit a public body to close a meeting that otherwise would be open merely because an attorney employed or retained by the public body is a participant. The public body may consider and give instructions to an attorney concerning the handling or settlement of a claim, judicial action, mediation, arbitration, or administrative procedure. If the public body has approved or considered a settlement, other than a malpractice settlement by or on behalf of a hospital, in closed session, the terms of that settlement shall be reported to the public body and entered into its minutes as soon as possible within a reasonable time after the settlement is concluded.

(4) To discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body, including agreement on a tentative list of economic development incentives that may be offered by the public body in negotiations, or to discuss matters relating to military installation closure or realignment. Any action approving the signing of an economic development contract or commitment, or the action authorizing the payment of economic development expenditures, shall be taken in an open session.

(5) To establish, or to instruct the public body's staff or negotiating agents concerning the position to be taken by or on behalf of the public body in negotiating (i) the price and other material terms of a contract or proposed contract for the acquisition of real property by purchase, option, exchange, or lease; or (ii) the amount of compensation and other material terms of an employment contract or proposed employment contract.

(6) To consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of initial employment of an individual public officer or employee or prospective public officer or employee; or to hear or investigate a complaint, charge, or grievance by or against an individual public officer or employee. General personnel policy issues may not be considered in a closed session. A public body may not consider the qualifications, competence, performance, character, fitness, appointment, or removal of a member of the public body or another body and may not consider or fill a vacancy among its own membership except in an open meeting. Final action making an appointment or discharge or removal by a public body having final authority for the appointment or discharge or removal shall be taken in an open meeting.

(7) To plan, conduct, or hear reports concerning investigations of alleged criminal misconduct.

(8) To formulate plans by a local board of education relating to emergency response to incidents of school violence or to formulate and adopt the school safety components of school improvement plans by a local board of education or a school improvement team.

(9) To discuss and take action regarding plans to protect public safety as it relates to existing or potential terrorist activity and to receive briefings by staff members, legal counsel, or law enforcement or emergency service officials concerning actions taken or to be taken to respond to such activity.

(10) To view a recording released pursuant to G.S. 132-1.4A. (b) Repealed by Session Laws 1991, c. 694, s. 4. (c) Calling a Closed Session. – A public body may hold a closed session only upon a motion duly made and adopted at an open meeting. Every motion to close a meeting shall cite one or more of the permissible purposes listed in subsection (a) of this section. A motion based on subdivision (a) (1) of this section shall also state the name or citation of the law that renders the information to be discussed privileged or confidential. A motion based on subdivision (a) (3) of this section shall identify the parties in each existing lawsuit concerning which the public body expects to receive advice during the closed session.

(d) Repealed by Session Laws 1993 (Reg. Sess., 1994), c. 570, s. 2. (1979, c. 655, s. 1; 1981, c. 831; 1985 (Reg. Sess., 1986), c. 932, s. 5; 1991, c. 694, ss. 3, 4; 1993 (Reg. Sess., 1994), c. 570, s. 2; 1995, c. 509, s. 84; 1997-222, s. 2; 1997-290, s. 2; 2001-500, s. 2; 2003-180, s. 2; 2013-360, s. 8.41(b); 2014-79, s. 9(a); 2016-88, s. 3.)

**Stoneville Town Council
Meeting Minutes
November 9, 2021
Executive Session 6:00 PM
7:00 PM-Vera Holland Center**

Executive Session:

All members present.

Enter into executive session motion to discuss a personnel matter and an economic development matter made by Councilman Smith. Seconded by Councilman Thornton. Motion carried.

Close Executive Session:

Motion made to close executive session made by Councilman Thornton. Seconded by Councilman Hundley. Motion carried.

Regular Session:

Present: Present were Mayor Kathy Stanley-Galvan, Councilmen Chuck Hundley, Jerry Smith, Johnny Farmer, Bill Farris and Henry Thornton. Also, present were Interim Town Manager Perry Webster, Finance Officer Samuel Stewart, Town Clerk Sherri Darnell, Police Chief Franklin Moore and Town Attorney Eugene Russell.

Welcome: Mayor Galvan welcomed the assembly. After the Pledge of Allegiance and Invocation, called the meeting to order. Mayor Galvan stated that during executive session a personnel issue and economic development issue were discussed with no action taken.

Minutes: Mayor Galvan asked for a motion to approve the Minutes from the last meetings. Councilman Smith made the motion to approve the minutes. Councilman Farmer seconded. Motion carried.

Agenda: Mayor Galvan asked for a motion to approve the Agenda. Councilman Thornton made the motion. Councilman Farris seconded. Motion carried.

Council Comments:

Councilman Farmer stated that the Youth Council Kickball Tournament had a great turnout.

New Business:

Proclamation-National American Indian Heritage Month: Clerk Darnell read the proclamation into the record.

Open Public Hearing for Consideration of Rezoning of 105 Taylor Street: Motion made by Councilman Smith. Seconded by Councilman Farris. Motion carried.

Town Manager Webster stated that the recommendation from the Planning/Zoning Board was in favor of rezoning this property from RA (Residential Agricultural) to mixed RA/HB (Residential Agricultural/Highway Business). After some discussion and no public comments, a motion to close the public hearing was made by Councilman Thornton. Seconded by Councilman Hundley. Motion carried.

Councilman Farris made a motion to approve the rezoning request by adopting the consistency statement provided by the Planning/Zoning Board. Councilman Hundley seconded. Motion carried. Copy incorporated into the minutes.

Amendment to Personnel Policy Regarding Insurance: Town Manager Webster stated that the League of Municipalities suggested changing our beginning date of insurance for new employees and stating in our policy a specific ending date. After some discussion, Councilman Smith made a motion that insurance would begin on the first day of employment and terminate at midnight on the last day of employment. Councilman Thornton seconded. Motion carried. Copy incorporated into the minutes.

Amendment for Holiday Time for the Police Department: Town Manager Webster explained the discrepancy for Holiday Time in our Personnel Policy; most employees work 8 hour shifts versus 12 hour shifts for the Police Department. In order to correct the confusion, the policy will now state that an employee scheduled for 8 hour shifts will gain 8 hours for a holiday; whereas, employees scheduled for 12 hour shifts will gain 12 hours for a holiday. Councilman Farmer made the motion to accept as written. Councilman Thornton seconded. Motion carried. Copy incorporated into the minutes.

Amendment for Comp Time: Town Manager Webster explained that in order to keep comp time to a minimum, the Town will strive to allow employees who obtain comp time to be able to take the time off within the same pay period it is earned. If this is not feasible, then the Town Manager must be advised in writing the reason why the employee was unable to eliminate this time within the pay period. Councilman Farmer made the motion to approve. Councilman Smith seconded. Motion carried. Copy incorporated into the minutes.

Appoint a Councilmember to the Parks and Recreation Board: Town Manager Webster stated that a Councilmember needs to be appointed to the Parks and Recreation Board. Motion by Councilman Smith to table until next meeting. Second by Councilman Farris. Motion carried.

Consideration to Resurface Lemons Street: Town Manager Webster stated that we have approximately \$191,700.00 in our Powell Bill account and we need to spend some of these funds before the fiscal year end of 2022. Town Manager Webster asked for permission to seek 3 quotes for resurfacing of Lemons Street after the water line replacement has been completed. Councilman Farmer made the motion to seek bids for the resurfacing project. Councilman Hundley seconded. Motion carried.

Records Retention Update: Town Clerk Darnell stated that North Carolina State Archives have updated the records retention and disposition schedules for General Records and Program Records effective October 1, 2021. The new updates become effective upon approval by Council. Councilman Thornton made the motion to approve. Councilman Smith seconded. Motion carried. Signature pages incorporated into the minutes.

Water Bill Cutoff Date: Town Clerk Darnell and Finance Officer Stewart explained that our current cutoff date extends beyond the end of the current monthly bill which causes much confusion with customers and staff. Clerk Darnell and Finance Officer Stewart suggest a cutoff date of the 27th of each month stating this will prevent the crossover from month to month, less confusion on the

cutoff date, improve revenue forecasting and keep us in line with other municipalities. After some discussion, Councilman Smith made the motion to begin the new cutoff date of the 27th effective with the February billing. Councilman Farris seconded. Motion carried.

Budget Amendments: Finance Officer Stewart explained Budget Amendment 1 as these were all donations received that need to be placed into the budget. Councilman Farris made the motion to approve this amendment. Councilman Thornton seconded. Motion carried. Copy incorporated into the minutes.

Budget Amendment 1a: Finance Officer Stewart stated this amendment moves \$10,000.00 from Road Construction Maintenance line item to the Powell Bill line item.

Budget Amendment 1b: moves the \$200,301.00 from the ARP line item to the ARP Capital Outlay line item.

Budget Amendment 1c: adds \$1,645.00 into Baseball/Softball Revenue line item and to the Baseball/Softball Expense line item to which no funds were budgeted for FY 2021-22. Councilman Hundley made the motion to approve Budget Amendments 1a, 1b, and 1c. Councilman Thornton seconded. Motion carried. Copy incorporated into the minutes.

Consideration to Purchase Scrape Blade and Used Truck from NCDOT: Town Manager Webster stated the Public Works Department needs a truck and scrape blade in case of adverse weather. NCDOT has a 2012 Chevrolet with 148,000 miles for \$8,000.00 and Smith Tractor has a scrape blade for \$950.00. The current truck is now requiring 2 gallons of antifreeze per day and should be replaced. Councilman Smith made the motion to buy both the truck and scrape blade. Councilman Farris seconded. Motion carried.

Police Department: Police Chief Moore states that his department is in dire need of more officers and staff. Call volumes and severity of types of calls have increased over the last several months, leaving our on duty officer(s) tied up with arrests and/or multiple violations to handle with mutual aid not always available. Due to the dedication of our staff, the off duty officers and Chief Moore are filling in to assist their brothers when they can. Our officers cannot take Holiday time or comp time because of the current situation. We are currently advertising for Part Time Officers and a Part Time Animal Control Officer, but more full time officers are needed.

Public Comments:

Matt Michael (Police Officer) spoke regarding the need for more officers

Bobby Stanley spoke regarding downtown businesses and trying to recruit more

Old Business:

Lemons Street Water Line: Town Manager Webster stated that the materials are in and work should begin on the water line replacement within two weeks, weather permitting.

Town Report:

Town Manager Webster stated the materials have not arrived at this time for completion of 107 S Henry Street (new Town Hall), hopefully within 30 to 60 more days.

Christmas Parade will be Sunday, December 5 at 3pm. Currently have more than 1 band participating and other entries will follow.

Nuisance complaints and abatements are on the rise.
The Taser Grant has been awarded in the amount of \$17,576.00.
Body Cams and in car cameras will need to be replaced soon.
Youth Council will meet November 17th at 7:30 pm.

Department Head Comments: Clerk Darnell informed everyone that our Parks and Recreation Fast Pitch Softball League 10u team was runner up in the Championship with the 12/14u team winning their Championship.

Adjourn: Motion for adjournment was made by Councilman Farris. Seconded by Councilman Thornton. Motion carried.

Mayor, Kathy Stanley-Galvan

Town Clerk, Sherri Darnell, CMC, NCCMC

Dog Ordinance Amendment

Definitions.

For the purposes of this ordinance, the following words and phrases shall have the meanings respectively ascribed to them by this section:

At large: Off the premises of the owner when not under the control of the owner or other person accompanying the dog by means of a leash of some type not exceeding six feet in length or within a private vehicle with the consent of the operator thereof.

Dog: Any dog, male or female, over the age of four months.

Owner: Any person owning, keeping or harboring a dog, and for the purpose of this article the head of a household shall be deemed to be the owner in respect to any dog owned, kept or harbored by any person residing in such household and kept on the premises.

Number of dogs kept.

No owner shall keep more than three dogs within the Town of Stoneville except within a pet shop or animal shelter or the premises of a humane society.

Female dogs in heat.

No owner of any female dog in heat shall keep the same within the Town of Stoneville during such period, except when confined to the premises of the owner or other person with such person's consent.

Registration

The owners of any dogs kept within the Town of Stoneville shall register each such dog with the town clerk and pay to the Town of Stoneville a dog registration fee written in the adopted annual budget ordinance for each such dog. Such registration shall be required each year.

Town Registration Tag.

All owners of dogs kept within the Town of Stoneville must display the town dog tag on such dogs no later than March 1st of each year. Collar, vaccination tag, etc.

The owner of any dog kept within the Town of Stoneville shall provide each such dog with a collar to which shall be affixed a tag or tags denoting the name and address of the owner, and the fact that such dog has been vaccinated for rabies in accordance with the laws of the state.

Running at large.

No owner shall allow any dog of his to run at large within the Town of Stoneville.

State law reference—Power of city to prohibit the running at large of dogs, G.S. 5 160A-186; permitting dogs to run at large at night, G.S. 5 67-12.

Barking, howling, etc., dogs; dogs in unsanitary conditions.

No owner shall keep on his lot or premises any dogs that result in such unsanitary conditions, or bark, howl, fight or make such other noises, as to disturb the peace and quiet of the neighborhood or general public, and result in a neighborhood or public nuisance, and to fail to abate the same upon warning from the Chief of Police, or his duly authorized representative.

Dogs suspected of having rabies—Confined.

Whenever any dog is suspected, or has shown any symptoms, of having rabies, or has been bitten by any dog or other animal showing such symptoms, or has bitten any person, the owner of such dog shall immediately confine such dog to his premises in such manner that it could not bite any other animal or person, and immediately notify the Chief of Police of such circumstances and action, and shall keep such dog confined for at least ten days in such manner, in such place and for such treatment as the county rabies inspector may direct.

Disposition of dog.

If the Chief of Police deems it necessary or expedient, or the owner so desires, a licensed veterinarian may be called in, at the owner's expense, for the purpose of diagnosis and treatment, and in case such veterinarian is satisfied that such dog has rabies, the owner or Chief of Police shall cause the dog to be humanely killed forthwith; provided, that if it has bitten a human being, it shall be confined under the supervision of Rockingham County Animal Shelter until its death. The cost of treatment, destruction and/or confinement shall be at the owners expense.

State law reference—Animals having rabies to be killed, N.C. G. S. 5 106-379.

Cleaning Up

The owner or person having custody of any dog shall not permit said dog to defecate on any public property or any private property not owned or leased by such person unless said defecation is removed immediately.

Potentially Dangerous/Vicious Dog.

(A) Prohibited. No person residing within the corporate limits of the Town of Stoneville for a period of seven or more days shall keep, harbor, own or in any way possess any of the following dogs:

(1) Any unregistered potentially dangerous/vicious dog. For the purposes of this ordinance, a Potentially/Dangerous/Vicious is defined to mean:

(a) The bull terrier breed of dog;

(b) The Staffordshire bull terrier breed of dog;

(c) The American pit bull terrier breed of dog;

(d) The American Staffordshire terrier breed of dog;

(e) The Rottweiler breed of dog;

(f) The Chow breed of dog;

(g) Any dog breed or mixed breed known by a commonly accepted derivative name of the above listed breeds, including without limitation, pit bulls, pit bull dogs, and pit bull terriers.

(h) Any dog that has the appearance or physical characteristics of being predominantly one of breeds of dogs listed above; or any combination thereof.

(i) Any owner, keeper, harbinger or possessor of a dog, who is unsure whether it meets the definition of a potentially vicious dog as defined herein, shall follow provisions set forth in this ordinance to determine whether the dog must be registered.

(2) Any dog with a known propensity, tendency or disposition to initiate attack, to cause injury to, or to otherwise endanger the safety of, humans or other domestic animals; or

(3) Any dog that bites (to the extent of severely bruising or puncturing the skin), attacks, assaults, inflicts injury or otherwise harms, a human being or a domestic animal without provocation.

Provocation shall be defined to include: a person or domestic animal who, at the time of injury or damage, was committing a trespass or other tort upon the premises occupied by the owner, keeper, harbinger or possessor of the dog; or a person was teasing, tormenting, abusing or assaulting the dog. Provocation does not include a dog protecting or defending the premises occupied by the owner, keeper, harbinger or possessor of the dog; or a dog protecting or defending a person within the immediate vicinity of the dog from an attack or assault. A finding as to whether an act by a dog was a legitimate act of defense may be appealed in the manner described in this ordinance.

Keeping of registered potentially dangerous/vicious dogs. Notwithstanding the provisions of division (A), no resident of the Town of Stoneville shall be prohibited from keeping, harboring, owning or possessing a potentially vicious dog that has been registered with the town, subject to the following conditions:

(1) Leash.

- (a) No owner, keeper, harbinger or possessor of a registered potentially vicious dog shall fail to confine such dog in a manner required by this ordinance, unless such dog is secured by a leash not more than four feet in length.
- (b) No person shall permit a potentially vicious dog to be kept on a chain, rope or other type of leash outside its kennel or pen unless the person is in physical control of the leash and the dog is adequately restrained.
- (c) Any person in control of a leashed and registered potentially vicious dog must be physically able to control/restrain the dog.
- (d) No registered potentially dangerous/vicious dog may be leashed to a stationary object, including without limitation, any tree, post or building.

(2) Confinement.

- (a) General requirement. All registered potentially vicious dogs shall be confined indoors and within the residence or house, or in a securely enclosed and locked pen or kennel, except as leashed in conformance with the requirements of this ordinance.
- (b) Pen, kennel or structure.
 - 1. Any pen, kennel or structure in compliance with this ordinance shall consist of four secure sides with a height of at least six feet, or if shorter it must have an enclosed top.
 - 2. All structures used to confine registered potentially dangerous/vicious dogs shall be locked with a key or combination lock during any time such animals are confined within the pen or kennel.

3. Such pen or kennel shall have a cement bottom or floor attached to the sides of the pen or kennel, or in the alternative, each side of the pen must be embedded in the ground to a depth of no less than two feet.
4. All pens or kennels shall adequately contain the dog and prevent escape.
5. All pens or kennels erected to house potentially dangerous/vicious dogs shall comply with all zoning and buildings regulations of the town.
6. All pens or kennels shall be adequately lighted, ventilated and kept in a clean and sanitary condition.

Confinement Indoors.

1. A registered potentially dangerous/vicious dog may be kept indoors but may not be kept in a house or structure in which open windows or screen doors may provide the dog exit from the structure by the dog's own volition.
2. No registered potentially dangerous/vicious dog may be kept in/on any structure attached to the house, such as a porch or patio, that allows a dog, by its own volition, an exit, and such structure must be secured by a locked gate or door suitable to prevent the dog from escaping.

3. Signs.

- (a) All owners, keepers, harborers or possessors of a registered potentially dangerous/vicious dog within the Town of Stoneville shall display in a prominent place on their premises, where anyone seeking to enter the property will see it, a sign easily readable by the public, displaying the words "Beware of Dog". The sign shall also be posted on the pen or kennel of such animal,

4. Identification photographs.

- (a) All owners, keepers, harborers or possessors of registered potentially dangerous/vicious dogs must, upon registration, shall provide to the Chief of Police with two color photographs of the registered animal, clearly demonstrating the animal's color and approximate size.

5. Reporting requirements.

All owners, keepers, harborers or possessors of registered potentially dangerous/vicious dogs must report the following information, in writing, to the Chief of Police within ten days of its occurrence:

- (a) The death or removal from the Town of Stoneville a registered potentially dangerous/vicious dog;
- (b) The birth or offspring of a registered potentially dangerous/vicious dog;
- (c) The change of address of a registered potentially dangerous/vicious dog moved to any location within the town corporate limits;
- (d) Any attack involving a registered potentially dangerous/vicious dog upon a human, which inflicts injury, including but not limited to, bruising, scratches and bites;
- (e) Any attack involving the registered potentially dangerous/vicious dog upon a domestic animal or pet.

6. Sale or transfer of ownership prohibited.

No person shall sell, barter or in any other way convey a registered potentially dangerous/vicious dog to any person within the town, unless the recipient resides permanently in the same household and on the same premises as the registered owner of the dog; provided that the registered owner of a potentially dangerous/vicious dog may sell, barter or otherwise convey a registered potentially dangerous/vicious dog, or the offspring of a registered potentially dangerous/vicious dog, to persons not residing within the Town of Stoneville.

7. Animals born of registered dogs.

There shall be an irrebuttable presumption that any offspring born of a registered potentially dangerous/vicious dog is, in fact, a potentially dangerous/vicious dog that must be registered and kept in accordance with this ordinance.

8. Spay or neuter requirement.

Any registered potentially dangerous/vicious dog shall be spayed or neutered at the appropriate age as determined by a licensed veterinarian.

The owner, keeper, harbinger or possessor shall provide satisfactory evidence to the Chief of Police that any registered potentially vicious dog has been spayed or neutered.

The Chief of Police or Rockingham County Animal Control Officer may authorize the non-spaying or non-neutering of a registered potentially dangerous/vicious dog for the purpose of breeding for the American Kennel Club, if such breeding takes place outside the Town of Stoneville.

9. Irrebuttable Presumption.

There shall be an irrebuttable presumption that any dog registered with the Town of Stoneville as a potentially dangerous/vicious dog, or capable of designation as a potentially dangerous/vicious dog pursuant to this ordinance is in fact a dog subject to the requirements of this ordinance.

Any registered potentially dangerous/vicious dog that has been certified as a "seeing eye dog" or other human-handicapped-assistance dog, shall be exempt from the standards of this ordinance, as long as such dog is being used for the certified assistance purposes.

10. Application of Ordinance

If an owner, keeper, harbinger or possessor of a dog is unsure if their dog meets the definition of a potentially dangerous/vicious dog under division (A), they may make a formal request in writing to the Chief of Police for a determination on the classification of their dog. The Town Council, upon the passage of this ordinance, shall appoint a three-member committee, with a background in veterinary medicine and/or with an extensive knowledge of the various breeds of dogs. The Chief of Police shall relay the request to this committee for a hearing as soon as possible for a determination. The decision shall be the final decision of the Town of Stoneville and any further appeal shall be to superior court in the nature of a writ of certiorari. This committee shall also hear any appeal regarding a determination that a dog is potentially vicious for a non-breed-related reason. The owner, keeper, harbinger or possessor of the animal shall be responsible for any and all cost associated with this process.

No action shall be taken against the owner, keeper, harbinger or possessor of the dog while a determination is being made as to its classification.

A written response shall be provided no later than three weeks after the request has been submitted to the Chief of Police,

11. Failure to comply.

It shall be unlawful for the owner, keeper, harbinger or possessor of a potentially dangerous/vicious dog registered with the Town of Stoneville to fail to comply with the requirements and conditions set forth in this ordinance.

Any dog so kept may be subject to immediate seizure and impoundment, at the cost of the owner, keeper, harbinger or possessor.

Failure to comply with the requirements of this ordinance will result in the revocation of any registration of such animal(s) and the immediate removal of the animal from the Town of Stoneville.

12. Registration and Fee.

Registration of potentially dangerous/vicious dogs will be conducted at the Police Department.

The fee for registering a potentially dangerous/vicious dog will be \$50.00, to be paid at the time of registration.

All registrations will be kept on file with the Town of Stoneville, with copies sent to the Director of the Rockingham County Animal Shelter.

13. Permanent identification mark required.

Any dog registered as potentially dangerous/vicious in accordance with this ordinance shall be assigned a registration number that shall be affixed to the dog by permanent chip implant, tattoo, or some other permanent means by or at the expense of the owner, keeper, or harbinger of the dog. It shall be unlawful to remove such identification mark once it is assigned and affixed.

14. Insurance Requirements.

A household, residence, or property where a person owns, keeps, or harbors a potentially dangerous/vicious dog shall purchase and maintain an insurance policy for liability covering any injury or property damage caused by the dog.

Minimum insurance policy limits shall be \$100,000.00 for personal injury or property damage per occurrence.

A copy of the certificate or declaration of insurance with these minimum requirements shall be furnished to the Town Clerk and Chief of Police annually. Each day that the required insurance is not in operation shall constitute a violation of this ordinance.

15. Impoundment and costs

Apprehension and surrender. Upon an initial determination, registration, or reasonable suspicion of animal control personnel of a dog to be potentially dangerous/vicious being kept or harbored within the municipal limits in violation of this ordinance, animal control personnel and law enforcement officers may impound such dog. It shall be a violation of this ordinance for failure or refusal to surrender such dog to animal control personnel or law enforcement officers upon lawful demand.

Impeding any apprehension or surrender. Hiding, removing, or failing to surrender a potentially dangerous/vicious dog, or impeding any investigation concerning the same shall be a violation of this ordinance.

Confinement. Any dog which is apprehended or surrendered to animal control personnel or law enforcement officers shall be confined by the Rockingham County Animal Shelter or upon request and expense of owner, keeper, or harborer of the dog shall be confined at a private veterinary facility or kennel approved by Chief of Police.

Costs of impoundment. All expenses associated with, related to, or arising out of impoundment of a potentially dangerous/vicious dog shall be the owner's, keeper's, or harborer's liability. No dog shall be released until all costs are paid in full.

Unclaimed or abandoned dogs. If an impounded dangerous, potentially dangerous/vicious dog is not redeemed by the owner, keeper, or harborer within four business days of notice of the impoundment, such dog may be destroyed in a humane manner.

Violations.

Each act or conduct prohibited by this ordinance and each failure to comply with a mandatory provision of this ordinance shall constitute a violation. Each day's continuing act or conduct prohibited hereby and each day's continuing failure to comply shall constitute a separate and distinct offense.

Penalties

Penalties may include, but are not limited to:

- (1) An order of compliance with provisions of this division;
- (2) Any reasonable conditions to maintain public health and safety;
- (3) A levy of appropriate civil penalties; or
- (4) Any other remedies authorized by law.

Exceptions.

The provisions of this division do not apply to:

- (1) A dog being used by a law enforcement officer to carry out the law enforcement officer's official duties;
- (2) A dog being used in a lawful hunt;
- (3) A dog where the injury or damage inflicted by the dog was sustained by a domestic animal while the dog was working as a hunting dog, herding dog, or predator control dog on the property of, or under the control of, its owner or keeper, and the damage or injury was to a species or type of domestic animal appropriate to the work of the dog; or
- (4) A dog where the injury inflicted by the dog was sustained by a person who, at the time of the injury, was committing a willful trespass or other tort, was tormenting, abusing, or assaulting the dog, had tormented, abused, or assaulted the dog, or was committing or attempting to commit a crime.

Authorized killing of potentially dangerous/vicious dogs.

Whenever any police officer or an animal control officer discovers any dog running at large or in other violation of the provisions of this ordinance, such police officer or an animal control officer shall capture such dog and impound it in the Rockingham County Animal Shelter; provided, that if such dog shows any symptoms of or is reasonably suspected of having rabies, or appears of such a dangerous/vicious nature as to make it reasonably appear that such animal at the time constitutes a menace to the safety of the one seeking to capture it, or any other person, then such officer or animal control officer by his/her direction, may immediately shoot or otherwise kill the same on the spot, in as humane a manner as practical, and with due regard to the safety of other persons.

Record.

Upon the impounding of any dog the impounding officer and the Director of the Rockingham County Animal Shelter or other authorized person in charge thereof, shall make and keep a record of such dog, showing the date confined, a brief description of the animal, whether wearing vaccination and identification tags and properly registered, name and address of the owner if available from the tag or other means and the nature, and date, of the final disposition made of the dog.

Notice.

If the name and address of the owner of a dog impounded under this ordinance is immediately available, such owner shall be forthwith notified by telephone if possible and if not by mail as to status of the dog. In the event the owner of such dog is not known, then notice shall be given by posting a written notice, describing such dog and giving the date of impoundment on the bulletin board at the Town Hall and at the Rockingham County Animal Shelter at some place accessible to the public. The Director of the Shelter, or other authorized person in charge, shall also if and as soon as the name of the owner of the dog can be ascertained, check with the office of the county tax supervisor and determine if the animal has been listed for taxes.

Redemption.

If the owner of any dog impounded shall appear within four days after being notified, such period to commence from the date notice is telephoned, mailed or posted, he shall be entitled to the possession of his dog, provided, that he satisfies the Director of the Animal Shelter or his/her designee and the Chief of Police that he/she has complied with all of the requirements of this ordinance as to the listing and payment of all dog registration, current and delinquent, rabies vaccination and the proper collaring and tagging of the dogs; and upon the further provision that such owner pays the sum written in the adopted annual budget ordinance to cover the costs incurred by the Town of Stoneville in impounding and maintaining such dog. The compliance of the owner with the provisions of this ordinance relative to the redemption of an impounded dog shall in no wise relieve or discharge such owner from any criminal prosecution brought against him/her for the violation of the provisions of this ordinance.

Destruction of Certain Dogs.

If at the expiration of the four-day period of notice to the owner, as prescribed and defined in the preceding ordinance, any impounded dog shall not have been redeemed, it may be destroyed in some humane manner, or the Director of the Animal Shelter may, upon request from some responsible person, turn such dog over to such person upon compliance by him with the applicable regulatory provisions of this ordinance. Any dog impounded which appears to be suffering from rabies or other infection or disease of any serious or dangerous nature shall not be released, except to some reputable veterinarian, but shall be destroyed.

Sale of Unredeemed Dog.

Any impounded dog that has not been redeemed by its legal owner as provided in this ordinance may be purchased by any individual, provided that such individual pays the sum written in the adopted annual budget ordinance and any cost associated with the care and shelter of the animal.



BE IT ORDAINED BY TOWN COUNCIL OF THE TOWN OF STONEVILLE, NORTH CAROLINA

The following Council Meeting Schedule is approved for regularly scheduled meetings of the Stoneville Town Council for 2022:

**Town of Stoneville
Council Meeting Schedule 2022
All Meetings Begin at 7:00 PM unless otherwise noted**

January	Tuesday, January 4th
February	Tuesday, February 1st
March	Tuesday, March 1st
April	Tuesday, April 5th
May	Tuesday, May 3rd
June	Tuesday, June 7th
July	Tuesday, July 12th
August	Tuesday, August 2nd
September	Tuesday, September 6th
October	Tuesday, October 4th
November	Tuesday, November 1st
December	Tuesday, December 6th

Adopted this 7th day of December, 2021.

Mayor
Kathy Stanley-Galvan

Town Clerk
Sherri Darnell, CMC, NCCMC

BE IT ORDAINED by the Governing Board of the Town of Stoneville, North Carolina that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2022:

Section I.

(a) To amend the General Fund, the expenditures are to be increased as follows:

Account Number	Increase	Decrease
6120399 (Recr Misc) *	\$1,135.00	
4500353 (PW Vehicle Maintenance)	\$3,564.92	
4340297 (FD Grant Exp - McMichael Fam 2020-2021)	\$20,000.00	
8150253 (Core Grant Rev. – McMichael 2020-2021)	\$34,605.09	
4310400 (PD – Grant Exp – McMichael 2020-2021)	\$4,564.53	
3434441 (P/R Grant Exp. – McMichael 2020-2021)	\$2,500.00	
4310290 (PD OTHER SUPPLIES 2020-2021)	\$1,000.00	

* Youth Council Shirts \$235.00, Rotary Club \$400.00, and Arts Council \$500.00

(b) This will result in an increase of \$67,369.54 in the expenditures of the General Fund. To provide for the change in expenditures, the following revenues will be decreased:

Account Number	Increase	Decrease
9000000 Fund Balance Appropriated		\$67,369.54

Section II.

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

Adopted this _____ day of _____, 2021.

Town Clerk

Mayor

BE IT ORDAINED by the Governing Board of the Town of Stoneville, North Carolina that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2022:

Section I.

(a) To amend the Enterprise Fund, the expenditures are to be increased as follows:

Account Number	Increase	Decrease
7140352 WWT Equipment Maintenance	\$3,564.92	
7130352 WATER Equipment Maintenance	\$3,564.92	

(b) This will result in an increase of \$7129.84 in the expenditures of the Enterprise Fund. To provide for the change in expenditures, the following revenues will be decreased:

Account Number	Increase	Decrease
9900000		\$7129.84

Section II.

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

Adopted this ____ day of _____, 2021.

Town Clerk

Mayor

BE IT ORDAINED by the Governing Board of the Town of Stoneville, North Carolina that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2022:

Section I.

(a) To amend the General Fund, the expenditures are to be increased as follows:

Account Number	Increase	Decrease
4340354 (FD Equipment)	\$19,742.00	

(b) This will result in an increase of \$19,742.00 in the expenditures of the General Fund. To provide for the change in expenditures, the following revenues will be increased:

Account Number	Increase	Decrease
3312333 (FD State Grant OSFM)	\$19,742.00	

Section II.

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

Adopted this ____ day of _____, 2021.

Town Clerk

Mayor

BE IT ORDAINED by the Governing Board of the Town of Stoneville, North Carolina that the following amendment be made to the annual budget ordinance for the fiscal year ending June 30, 2022:

Section I.

(a) To amend the Enterprise Fund, the expenditures are to be increased as follows:

Account Number	Increase	Decrease
7130561 (NCDEQ – AIA)	\$10,000.00	

(b) This will result in an increase of \$10,000.00 in the expenditures of the Enterprise Fund. To provide for the change in expenditures, the following revenues will be decreased:

Account Number	Increase	Decrease
7130329 (NCDEQ – AIA)	\$10,000.00	

Section II.

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

Adopted this _____ day of _____, 2021.

Town Clerk

Mayor