**MINUTES OF THE CALLED MEETING OF THE WOODBINE CITY COUNCIL**

**April 21, 2022 6:30 P.M.**

**WOODBINE CITY HALL**

The called meeting of the Woodbine City Council held on April 21, 2022 was called to order at 6:33 p.m. by Mayor Knight, with the following Councilors present: C.C. Higginbotham Jr., Richard Baird, Louise Mitchell, and Phyllis Drummond. City officials present: City Administrator Samantha Young and City Clerk Elaine Koch, City Attorney Brian Corry.

The invocation was led by Phyllis Drummond.

The Pledge of Allegiance was led by Mayor Knight.

Mayor Knight asked that the agenda be amended to add Executive Session as Item #6 following Public Hearing for Kelley’s Scrap Metal Recycling, Inc.

Motion made by Phyllis Drummond, seconded by Rick Baird to amend the agenda as requested by Mayor Knight. Motion was unanimously approved and so declared by Mayor Knight.

Citizen Comments –

Dr. Rob Baird voiced his concerns that Kelley’s Scrap Metal Recycling does nothing to add to the quality of life in Woodbine. Dr. Baird stated that the business offended all senses each and every hour that it operates on a daily basis. Dr. Baird concluded his comments by stating the Kelley’s Scrap Metal Recycling was truly a public nuisance.

Cynthia Ellison agreed with all comments made by Dr. Baird. Ms. Ellison is concerned about the damage to her home. The dust and noise created by Kelley’s Scrap Metal Recycling has become a health hazard to Ms. Ellison and her father, Levonia Ellison. Ms. Ellison stated that quality of life has declined due to the dust and noise and further agreed with Dr. Baird that the business is a public nuisance.

Kevin Walker spoke on behalf of his grandmother Patricia Gibbs. Mr. Walker commented on the fact that the noise was a constant nuisance to residents close to the business. The dust had become a daily issue, and the business was operating after their imposed curfew of 6:00 p.m.

Ray Delano stated that as he walks every day he has been finding metal debris on the streets surrounding Kelley’s Scrap Metal Recycling. Noise and vibration are a daily issue, as well as Mr. Delano’s concerns regarding his property values. In closing, Mr. Delano stated that no one wanted to live next door to a scrap yard.

Public Hearing –

Taylor Dove, Attorney for Kelley’s Scrap Metal Recycling, responded to citizen concerns regarding the dust, noise and vibration. Mr. Dove was asked what Kelley’s Scrap Metal Recycling had done about the nuisance claims from the citizens. Mr. Dove stated the business is operating at reduced hours, an alternate entrance will be found to eliminate the dust, and the processing has been moved to the far back corner of the lot to reduce the noise and vibration. The citizens of Woodbine repeatedly voiced concerns to Mr. Dove regarding the operation of Kelley’s Scrap Metal Processing, and its location within the City.

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Matt Jordan of Cumberland Surveyors was questioned regarding City right of ways, surrounding Kelley’s Scrap Metal Recycling. Ms. Ellison asked whether the roads surrounding Kelley’s Scrap Metal Recycling were able to with stand the weight of the large vehicles traveling back and forth from the Scrap Yard. Elwood Rahn, Operations Manager of Kelley’s Scrap Metal Recycling was asked to describe the full process of scraping a vehicle. Mr. Rahn was asked to explain what the “booming” sounds were that citizens have reported hearing.

Motion made by Phyllis Drummond, seconded by Rick Baird to go into Executive Session. Motion was unanimously approved and so declared by Mayor Knight.

The Executive Session convened at 7:47 p.m.

Motion made by Louise Mitchell, seconded by Phyllis Drummond to reconvene the Regular Meeting. Motion was unanimously approved and so declared by Mayor Knight.

The Regular Meeting reconvened at 8:43 p.m.

The Mayor advised that no votes were taken in Executive Session.

Old Business -

Motion made by Rick Baird, seconded by Louise Mitchell that continuing action concerning Kelley’s Scrap Metal Recycling Inc., would be administrative in nature, and handled by both Attorneys and City Staff. Kelley’s was advised to continue operating under the previous restricted guidelines. Prior to a vote being called for, C.C. Higginbotham recused himself. Motion was approved and so declared by Mayor Knight.

New Business –

None

The meeting adjourned at 8:48 p.m.

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Kizziler Knight

Mayor

Attest: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Elaine J. Koch

City Clerk

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