

MAYOR
Michael L Alvarez

MAYOR PRO TEM
David L. Cohn



Town of
INDIAN TRAIL
north carolina

TOWN COUNCIL
Robert W. Allen
Christopher M. King
Darlene T. Luther
David K. Waddell

Indian Trail Town Council Meeting
January 24, 2012
Civic Building
6:30 p.m.

1. **CALL MEETING TO ORDER AND PLEDGE OF ALLEGIANCE**
2. **ADDITIONS AND DELETIONS** **action**
3. **MOTION TO APPROVE AGENDA** **action**
4. **PUBLIC COMMENTS**
5. **PRESENTATIONS**
 - a. VFW Post 2423 Presentation of Vietnam Memorial Wall
6. **CONSENT AGENDA** **action**
 - a. [Approval of January 10, 2012 minutes](#)
7. **PUBLIC HEARINGS: *NONE FOR THIS MEETING***
7. **BUSINESS ITEMS**
 - a. [Drainage repairs in advance of Spring Resurfacing Contract](#)
9. **DISCUSSION ITEMS**
 - a. [Report for the Strategic Economic Development Plan](#)
 - b. Discussion regarding Law Enforcement Services – *requested by Council Member Waddell*
 - c. [Establishment of a Public Safety Committee](#)
10. **MANAGERS REPORT**
11. **COUNCIL COMMENTS**
12. **CLOSED SESSION** **action**
13. **ADJOURN** **action**

**To speak concerning an item on the Agenda, please print your name and address on the sign up sheet on the table prior to the meeting. Each speaker will be limited to 3 minutes.
AS A COURTESY, PLEASE TURN CELL PHONES OFF WHILE MEETING IS IN PROGRESS**



Town of Indian Trail
Minutes of Town Council
January 10, 2012
Civic Building
6:30 P.M.

The following members of the governing body were present:

Mayor: Michael L. Alvarez

Council Members: Robert Allen, David Cohn, Christopher M. King, Darlene Luther, and David Waddell.

Staff Members: Town Manager Joe Fivas, Town Clerk Peggy Piontek, Town Attorney Keith Merritt, Planning Director Shelley DeHart, Finance Director Marsha Sutton, Tax Collector Janice Cook, Human Resources Miriam Lowery, Economics Development Coordinator Kelly Barnhardt and GIS Specialist Luke Fawcett.

CALL MEETING TO ORDER AND PLEDGE OF ALLEGIANCE

Mayor Alvarez called the meeting to order and lead in the Pledge of Allegiance. He then announced the Council meeting scheduled for January 18, 2012 for the purpose of an update on the Monroe Bypass.

ADDITIONS AND DELETIONS

None

MOTION TO APPROVE AGENDA

David Waddell made a motion to approve the agenda.
Council voted unanimously in favor of the motion.

PUBLIC COMMENTS

Art Spurr, 4100 Wood creek Ct., Indian Trail referred to an email that he sent to all Council and addressed a reply made by Robert Allen. He demanded a public apology for the reply. He referred to a reply from Ms. Luther as well and demanded a public apology from her and to Mr. Quinn.

Michael Faulkenberry 519 Pickett Circle, Indian Trail referred to an email from a female Council Member. He is waiting for her to provide proof of her accusations made on the radio and requested an apology.

John Quinn, 3315 Creek Trail Rd., Indian Trail. He referred to a website that he found ludicrous. He recommends revising the Public Comments Policy to allow citizens to direct comments to a particular Council Member. Citizens do not have to be told what to do and feels a general policy that reminds people of the decorum and to treat others respectfully is the way to go. He referred to history and it's importance. He advised the residents have to live with the decisions that comes out of Town Hall, both good and bad, providing examples of both. He asked them to remind themselves why they ran as they go through this process. He requested that Council trust their instincts, they know why they ran and what's right and they have the stuff to do what it takes. Change some of the policies adopted by the former Council, rescind the secreting of document policies, get some cops on the street, get some items on the agenda that you want. You have the right and an obligation to get them on there and deal with the stuff you came to help the folks with.

Amanda Faulkenberry, 519 Pickett Circle, Indian Trail, NC inquired if there is an official dress code for Council. She handed out a proposed dress code and requested it be considered, to prevent embarrassment in the future.

PRESENTATIONS

None

CONSENT AGENDA

- a. Approval of December 13, 2011 minutes
- b. Tax Report for month end December 2011

Robert Allen made a motion to approve the Consent Agenda.
Council voted unanimously in favor of the motion.

PUBLIC HEARINGS

None

BUSINESS ITEMS

None

DISCUSSION ITEMS

a. Overview of Solid Waste Services

Mr. Fivas presented the level of services we currently receive. He advised that our contract is up this year and wanted Council to consider services that they would like to add. He provided Council with the history of the service we have received. Solid waste accounts for 7 cents of our 14.5 tax rate.

Mr. Fivas stated what the next steps could be, he discussed request for proposals, although there is no legal requirement to do so, staff recommends this action. He advised that staff needs to receive feedback from Council as it pertains to the level of service. He informed them that we own our containers and stated that this is a critical question staff will need answers. The options are we can continue to own them, the citizens can own them or the service provider can own. He inquired do they want a RFP, negotiate with current provider or contact another provider. This decision should be made before our strategic planning on January 28th. Council had a general discussion pertaining to bulk, bins, yard waste, partnering with another municipality, costing of bins, if we RFP will we know the quality of equipment the companies have.

Mr. Fivas advised that we need to have a long term relationship with whomever we contract with, and will review their financials to ensure the ability of them providing the service.

b. Overview of Strategic Planning

Mr. Fivas advised that he wanted to discuss what the Council was looking to discuss on January 28th. He defined strategic planning. He referred to previous planning processes, advising that a more comprehensive three year plan should be considered because of the town's growth. He requested Council consider engaging in a developing a more comprehensive 3-year plan. Mr. Fivas provided an example of what the agenda for that day would look like. He inquired if there is any additional matters Council would like added to it. Majority of Council feels a long term plan is a good idea, however, there must be goals set and met.

c. Review of Board/Committee Appointment Policy

Mr. Fivas explained the purpose of the policy and explained the process so Council is familiar with it when the time comes to appoint members of Boards or Committees. He explained the difference between Boards and Committees and how they are selected. ABC, Planning & Board Of Adjustment are the only applicants that get interviewed. Committee applicants provide us with applications, which we will provide to Council. You are encouraged to get in contact with these individuals and determine who you would suggest for the position, Council will vote and the individual will be appointed by a majority vote. Mr. Fivas advised we need committee members and encouraged Council to get out there and get people to apply.

Mr. Waddell requested a Public Safety Committee be created to include law enforcement, Emergency Medical Transport and Fire Department. Mr. Fivas replied we had a committee for that, we will forward to them the guidelines for them to consider and discuss. Mr. Waddell requested it be put on the agenda for January 24th.

MANAGERS REPORT

Mr. Fivas thanked Council for a productive meeting and reminded everyone about the North Carolina Turnpike Authority meeting for an update on the Monroe Bypass.

COUNCIL COMMENTS

Mayor Alvarez thanked everyone for coming out tonight. He reminded everyone about the openings on the committees and requested they consider joining and get their neighbors to do the same.

David Waddell requested a presentation of law enforcement, fire and emt for the Public Safety Committee to use as springboard to encourage people to sign up for the committee. They can see how they work together. He's very excited about that and the strategic planning session. He would like public input on that, review the budget on line and provide him with your thoughts.

David Cohn advised that it's great to be here tonight, he's excited about the Public Safety Committee. He's enjoying what he's learning and finds it a pleasure to be here.

Robert Allen feels there are good things going and he's excited about them. The compliments outweigh the negative comments.

Chris King advised his level of knowledge of waste management is putting the trash out. He would like to take a tour of a waste management plant.

Darlene Luther stated that she feels Mayor Alvarez is doing a great job, she appreciates it and wanted to acknowledge it.

CLOSED SESSION

Robert Allen made a motion **NCGS143-318.11(a)(3) To protect attorney-client privilege; To consider and give instructions concerning a potential or actual claim, administrative procedure, or judicial action; To consider and give instructions concerning a judicial action titled Keystone vs. Town of Indian Trail.**

Council voted unanimously in favor of the motion.

David Waddell made a motion to approve coming out of Closed Session

Council voted unanimously in favor of the motion.

ADJOURN

Christopher M. King made a motion to adjourn
Council voted unanimously in favor of the motion.

APPROVED:

Michael L. Alvarez, Mayor

Attest:

Peggy Piontek, Town Clerk




DRAFT



Town of Indian Trail Engineering Department

Memo

TO: Mayor and Town Council

FROM: Scott J. Kaufhold, P.E., Town Engineer 

DATE: January 18, 2012

COUNCIL DATE: January 24, 2012

SUBJECT: Drainage Repairs in Advance of Spring Resurfacing Contract

General Information:

In anticipation of the Spring Resurfacing Contract, several drainage repairs are needed along Beacon Hills Drive, Wildflower Place, and Stoney Ridge Drive. The dilapidated condition of these streets can be directly attributed to an aged, grossly inadequate drainage system compounded by a lack of maintenance for nearly 30 years.

Poor drainage is a major factor in street deterioration. By increasing the capacity and efficiency of the storm drain system, street and yard flooding will be reduced thus extending the life expectancy of the newly reclaimed streets. Work should be performed in advance of the resurfacing contract to protect the integrity of the new street structure and to minimize cost.

In the past, this type of work has been contracted out; however, the Town now has the capability to self-perform this level of work with its newly established Public Works Department. Staff believes this approach will result in significant savings to the Town. The estimated materials cost is \$220,000.00 funded through the Stormwater Utility.

Staff recommends purchase of necessary materials up to \$220,000.

Required Actions:

Council's approval to purchase the materials necessary for Public Works to make the drainage repairs in advance of the Spring Resurfacing Contract.

Attachment:

1. Materials Estimate
2. Map



TOWN OF INDIAN TRAIL
BEACON HILLS STORMWATER REHAB
MATERIALS COST ESTIMATE

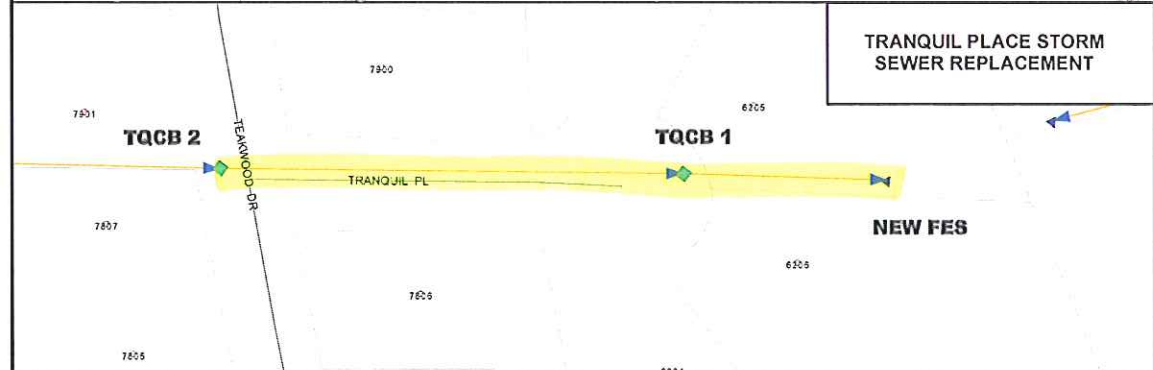
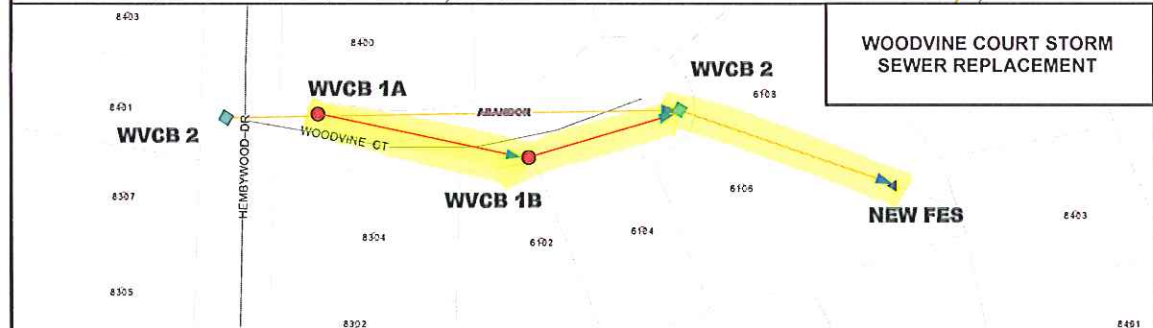
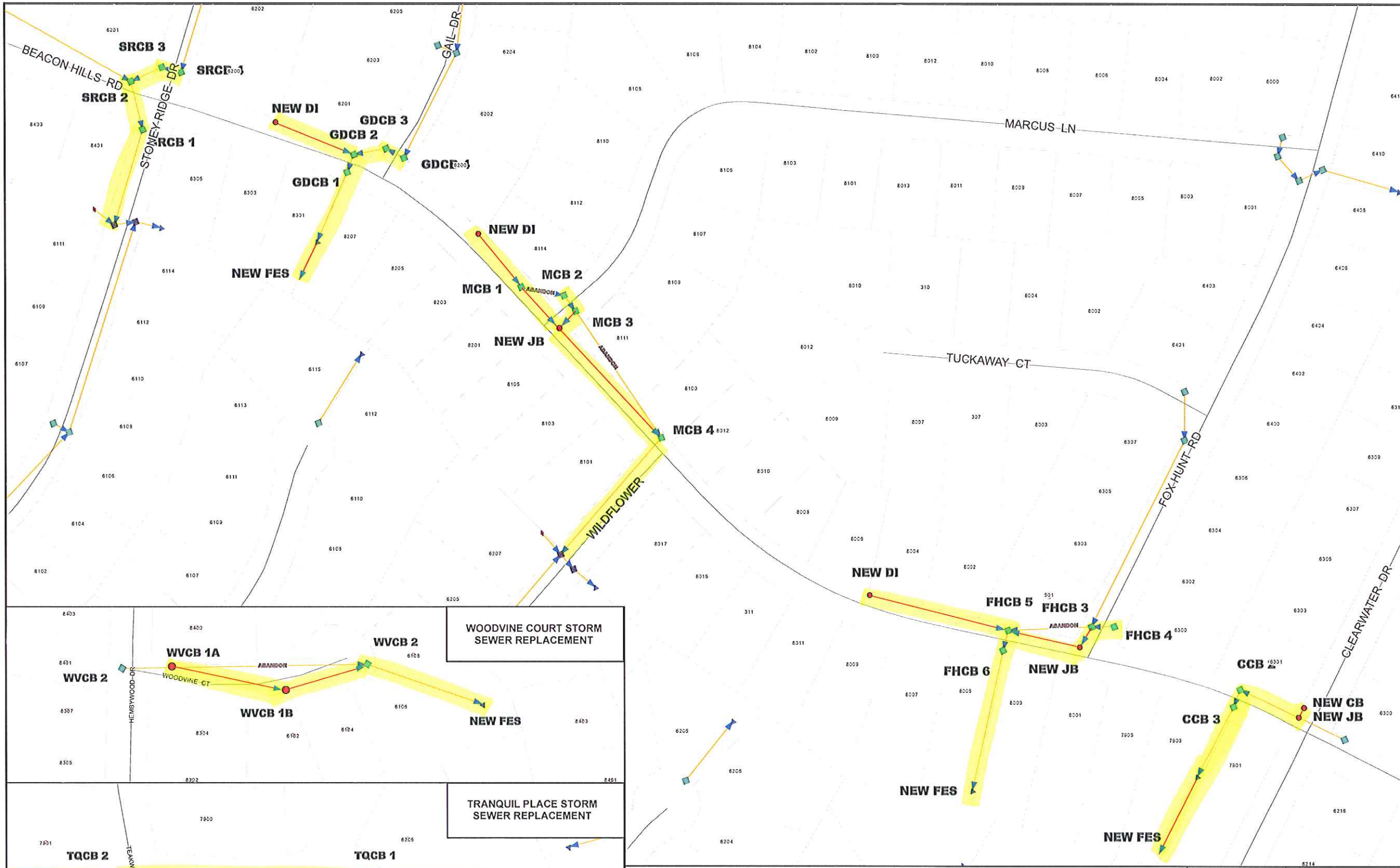
CONTECH CONSTRUCTIONS PRODUCTS			
Item No.	Item Description	Quantity	Unit
1	PIPE MATERIAL		
1A	15" CMP (Ultra-Flo Pipe)	752	LF
1B	18" CMP (Ultra-Flo Pipe)	224	LF
1C	24" CMP (Ultra-Flo Pipe)	1218	LF
1D	30" CMP (Ultra-Flo Pipe)	842	LF
1E	36" CMP (Ultra-Flo Pipe)	500	LF
1F	24" CMP FES	1	EA
1G	30" CMP FES	2	EA
1H	36" CMP FES	1	EA
1I	15" CMP BAND (Hugger)	38	EA
1J	18" CMP BAND (Hugger)	11	EA
1K	24" CMP BAND (Hugger)	61	EA
1L	30" CMP BAND (Hugger)	42	EA
1M	36" CMP BAND (Hugger)	25	EA
DELLINGER PRECAST			
Item No.	Item Description	Quantity	Unit
2	PRECAST CATCH BASINS		
2A	27'x3'x3' Catch Basin	6	EA
2B	27'x3'x4' Catch Basin	3	EA
2C	3'x3'x4' Catch Basin (4x4 Lid w/ 2x3 Box Out Offset)	11	EA
2D	4'x4'x4' Catch Basin (5x5 Lid w/ 2x3 Box Out Offset)	10	EA
2E	4'x4'x4.5' Catch Basin, 4'x4'x1' Riser (5x5 Lid w/ 2x3 Box Out Offset)	1	EA
2F	4' Dia. MH Junction Box w/ 36" Base (24" Flat Top Hole)	1	EA
2G	4' Dia. MH Junction Box w/ 48" Base (24" Flat Top Hole)	1	EA
3	STEEL LIDS FOR STRUCTURES		
3A	Frame, Grate & Hood (NCDOT STD. 840.03)	28	EA
3B	Ring & Cover (NCDOT STD. 840.54)	2	EA
LOCAL SUPPLIERS			
Item No.	Item Description	Quantity	Unit
4	SELECT BACKFILL MATERIAL	5800	TN
5	BORROW EXCAVATION	775	CY
6	ASPHALT PAVEMENT	75	TN
7	FOUNDATION CONDITIONING MATERIAL (#57 Stone)	1100	TN
8	4" SUBSURFACE DRAINAGE SYSTEM	150	LF
9	REINFORCING STEEL	450	LB
10	PIPE PLUGS	12	CY
11	4" CHAIN LINK FENCE	60	LF
12	PLAIN RIP RAP	45	TN
13	MATTING FOR EROSION CONTROL (100% BIODEGRADABLE COCONUT MATTING)	150	SY
14	SEEDING AND MULCHING	600	SY
15	TREE PROTECTION FENCE	100	LF
16	SANITARY SEWER RELOCATION	80	LF
17	CROSSING EXISTING SANITARY SEWER	4	EA
18	FLOWABLE FILL	50	CY
19	TRUCKING (COST BASED ON PER HR RATE AT A UNDETERMINE AMOUNT OF DAYS)	1	LS



STORM SEWER REHABILITATION SITE PLAN

LEGEND

- UC Road Centerlines
 - New Storm Sewer Line
 - New Catch Basins
 - AddressPoints_09
 - ▭ UC Parcels (0810)
- 2010 Storm Sewer Data**
- ▭ Catch Basin
 - ▭ Catch Basin (to Culvert)
 - ▭ Double Catch Basin
 - ▭ Double Catch Basin
 - ▭ Drop Inlet
 - ▭ Drop Inlet (to Culvert)
 - ◆ Headwall
 - Junction Box
 - Manhole
 - ▲ Outfall
 - ⊕ Pipe Inlet
 - ▭ Slab-Top Inlet
 - Storm Sewer Line



BEACON HILLS SUBDIVISION STORM SEWER REHABILITATION PROJECT

	ENGINEERING DEPARTMENT
	Drawn By: TODD HUNTSINGER
	Date: 1/17/12
Sheet No. 1	Scale:



MEMO

TO: Mayor and Town Council

FROM: Joseph A. Fivas

DATE: January 19, 2012

SUBJECT: Strategic ED Plan

After a seven month process and periodical updates from Sanford Holshouser, the final report of the Economic Development Strategic Plan will be presented for Approval at the January 24, 2012 Council Meeting. This final presentation being presented by Crystal Morphis and Mike Geouge of Sanford Holshouser, will begin with a detailed powerpoint presentation describing major points of the Final Report and end with a Question and Answer session. The report, if approved, will then be printed off by Sanford Holshouser and given to us in electronic form to share with the public as well. After copies of the Final Report have been released, Sanford Holshouser will be available to consult with on implementation of strategies suggested by them, for the next 12 month period.

jaf

MAYOR
John J. Quinn

MAYOR PRO TEM
Jeffrey L. Goodall

TOWN MANAGER
Joseph A. Fivas



Town of
INDIAN TRAIL
north carolina

TOWN COUNCIL
Robert W. Allen
Gary J. D'Onofrio
John A. Hullinger
Darlene T. Luther

TOWN CLERK
Peggy S. Piontek

TO: MAYOR AND TOWN COUNCIL
FROM: JOE FIVAS, TOWN MANAGER
CC:
SUBJECT: ESTABLISHMENT OF PUBLIC SAFETY COMMITTEE
DATE: JANUARY 19, 2012

At the last Town Council meeting there was a request for information on a Public Safety Committee. Attached are the Bylaws established for the previous Public Safety Committee.

jaf

**RULES OF PROCEDURE
INDIAN TRAIL PUBLIC SAFETY ADVISORY COMMITTEE**

These Bylaws govern the function and operation of The Town of Indian Trail Public Safety Advisory Committee.

**ARTICLE I
Establishment**

- 1-1 The Indian Trail Public Safety Advisory Committee having been created by the Indian Trail Town Council shall be hereafter referred to as the “Public Safety”.
- 1-2 The Public Safety shall be considered a “public body” and is subject to all rules and regulation for public bodies contained in North Carolina’s Open Meetings regulation (i.e., Law, G.S. 143-318.10 et seq.).

**ARTICLE II
Duties and Powers**

- 2-1 The General Purpose of the Public Safety Committee is to serve as an advisory committee to the Town Council regarding Public Safety management. The Public Safety Committee will assist in the implementation of the Town’s Public Safety management program by developing policy and making other recommendation to the Town Council on Public Safety related issues.
- 2-2 Public Safety Committee shall have the following charge and duties:
1. The Public Safety Committee shall review and/or recommend to the Council Public Safety management policies, policy changes, and long range plans and estimate their budgetary and rate impacts.
 2. The Public Safety Committee shall review and comment to the Council on the annual Public Safety management capital improvements program.
 3. The Public Safety Committee shall respond to the Town Council and Town staff requests for advice on matters related to Public Safety services and the Public Safety management utility.
 4. The Public Safety Committee shall present the Council with an annual report of key actions and issues and its annual work program.

**ARTICLE III
Appointment and Terms**

- 3-1 The Public Safety Committee shall consist of nine (9) members, all of whom shall reside or own property within the Town limits. Seven (7) of these members shall serve as regular members, and two (2) members shall serve as alternates. The Council shall appoint the membership of the Public Safety Committee. The alternate members of the Board shall be requested to attend all

regular and special meetings and shall be able to cast a vote when a regular member of the Board is absent or if any Board member has a conflict of interest. The alternate members shall be assigned numbers "1" and "2" by the Chairman. The following system shall be employed for alternate members: Member "1" shall first be asked to serve. If he/she is absent or has a conflict of interest, Member "2" shall be asked to serve. If Member "1" does serve, Member "2" will be first asked to serve at the next meeting.

- 3-2 Each member shall be appointed for a period of three (3) years. The Council in appointing the original membership of the Public Safety Committee may prescribe terms of fewer years to the end that the terms of the various members of the Public Safety Committee shall be staggered.
- 3-3 If vacancy on the Public Safety Committee occurs by reason of death, resignation, change of property ownership, Town Council removal, or any other cause, the seat shall be filled by the Town Council in an expeditious manner for the duration of the unexpired term.
- 3-4 The Town Clerk shall be responsible for maintaining a current list of Public Safety Committee members, including the effective date of their appointment and the expiration date of their term. The Clerk shall keep the Town Council informed as to when any term is to expire, at least sixty (60) days prior to the expiration date.

ARTICLE IV Officers

- 4-1 A Chairman and Vice-Chairman shall be elected by the Public Safety Committee members. The Chairman and Vice-Chairman shall serve for a one (1) year term, but may be elected by the Public Safety Committee for successive terms to the same office. Annually, in the regular meeting of the Public Safety Committee, held in the month of June, a Chairman and Vice-Chairman shall be elected. The Chairman and Vice-Chairman shall serve from July 1 until relieved of his duties as herein provided.
- 4-2 The Chairman shall decide upon all points of order and procedure, subject to these rules, unless directed otherwise by a majority of the Public Safety Committee in session at the time. The Chairman shall appoint any committees found necessary to investigate any matters before the Public Safety Committee. The Vice-Chairman shall serve as acting Chairman in the absence of the Chairman, and at such times he shall have the same powers and duties as the Chairman.
- 4-3 In the event of the absence of both the Chairman and the Vice-Chairman, from a Public Safety meeting, the regular members present may elect a temporary Chairman for that meeting and proceed with the order of business.

ARTICLE V Secretarial Services

5-1 The Town Council shall arrange to have secretarial duties performed for the Public Safety Committee. Said person (s) (hereafter referred to as the “Secretary”), subject to the direction of the Chairman, shall take minutes and keep all records. The Secretary shall keep in a permanent volume the minutes of every meeting of the Public Safety Committee. These shall show the record of all important facts pertaining to each meeting and hearing for the Public Safety Committee, and all votes of members of the Public Safety Committee upon the final determination of any question, indicating the names or upon the final determination of any question, indicating the names of members absent. The Public Safety Committee minutes shall be kept at the Indian Trail Town Hall and shall be available for inspection during normal working hours.

ARTICLE VI

Rules of Conduct for Members

6-1 Members of the Public Safety Committee may be removed by the Town Council for cause, including violation of the rules stated below herein.

6-2 In order for the Public Safety Committee to carry out its duties and responsibilities, it is necessary for all members to attend meetings. If any member is absent for three (3) consecutive regular meetings or fails to attend thirty (30) percent or more of the regular meetings within a twelve-month period, such member may be removed by the Town Council and a replacement made for the unexpired portion of the term. Alternate members may be removed by the Town Council for repeated failure to attend or participate in meeting when requested to do so pursuant to Section 4-2 as set forth above. The Public Safety Committee may make a recommendation to the Town Council regarding removal of a member for duly cited causes and the request must be in writing, signed by the Chairman of the Public Safety Committee.

6-3 A member may be excused from voting on a particular issue by a majority vote of the remaining regular members present under the following circumstances:

1. If the member has a direct financial interest in the outcome of the matter at hand; or
2. If the matter at hand involves the member's own official conduct; or
3. If the member has such close personal ties to the applicant that he cannot reasonably be expected to exercise sound and impartial judgment on behalf of the public's interest.

6-4 If a Public Safety Committee member determines that he may have a conflict of interest on a particular issue, he shall declare the nature of such conflict and ask to be excused from voting on the issue related to such conflict. The remaining members, by majority vote, shall determine whether such conflict exists and whether said member may excuse himself from further deliberations on said matter. If a member is excused from voting, he shall seat himself in the audience and not participate in any further discussion on said matter or he shall remove himself from the meeting room during all deliberation pertaining to such matter. In no instance may a member be excused from voting merely due to an unwillingness to vote on the issue at hand and where no conflict of interest is found to exist.

- 6-5 A challenge to the existence of a conflict of interest or a challenge of an undisclosed conflict of interest may be filed by any interest party with the Public Safety Committee. Such a challenge may be an appeal for a review of the findings of the Public Safety Committee or may be for the purpose of alleging an undeclared conflict of interest. Any challenge made to the Public Safety Committee shall be supported by competent evidence and shall be submitted at a properly convened meeting of the Public Safety Committee. The Public Safety Committee shall hear all evidence and shall, by majority vote of the remaining regular members, make the final determination as to the existence of a conflict of interest.
- 6-6 In the event a Public Safety Committee member is found to have a conflict of interest and is excused from voting by the Public Safety Committee, he shall be replaced by alternate member for that business associated with the conflict of interest.

ARTICLE VII

Meetings

- 7-1 Regular meetings of the Public Safety Committee shall be held on the first Thursday of each month at 6:30 PM at the Town Hall, provided that the meetings may be held at any other convenient place in the Town nearby area if directed by the Chairman in advance of the meeting.
- 7-2 Each member shall receive an agenda packet for each meeting by email, mail, or hand delivery at least forty-eight (48) hours prior to the meeting. An agenda notice shall be conspicuously placed at the Indian Trail Town Hall at least forty-eight (48) hours prior to the meeting.
- 7-3 Special Meetings of the Public Safety Committee may only be called by the Chairman. At least forty-eight (48) hours notice of the time and place of special meetings shall be given, by the Secretary, to each member of the Public Safety Committee. Notice of such meeting shall also be conspicuously placed at the Indian Trail Town Hall at least forty-eight (48) hours prior to the meeting.
- 7-4 Whenever there is no business to come before the Public Safety Committee, or whenever so many members notify the secretary of their inability to attend that a quorum will not be available, the Chairman may dispense with a regular meeting by having the Secretary give written or oral notice to all members prior to the time set for the meeting. Notice of meeting cancellations shall also be conspicuously posted at the Indian Trail Town Hall and appropriate notification given to the press as required by North Carolina law.

ARTICLE VIII

Quorum and Voting

- 8-1 A quorum shall be a majority of those voting members attending each Public Safety Committee meeting, providing that there are at least four (4) voting members present. A quorum of Public Safety Committee shall be required before any vote is taken.
- 8-2 Whenever a quorum is not present, at a regular or special meeting, those present may adjourn the meeting to another day or hold the meetings for the purpose of considering such matters as are on the agenda.
- 8-3 No action taken at such a meeting shall be final or official unless and until the matter, serving as the basis of the action, is put before the Public Safety Committee by a proper motion and a vote is taken thereon at a meeting where a quorum of the Public Safety Committee present.
- 8-4 Voting, at the discretion of the Chairman, shall be by voice or show of hands. All matter to be voted on by the Public Safety Committee shall be by a duly made motion and second.
- 8-5 All meetings shall be open to the public. The order of business at regular meetings shall generally be as follows:
1. Call to Order
 2. Approval of Minutes
 3. Discussion Items
 4. Action Items
 5. Adjournment
- 8-6 Items of business for discussion at the meeting shall appear on the agenda. Business which is not identified on the agenda may be considered only after approval of a majority of a vote of the membership.

ARTICLE IX

Adoption of Amendments

- 9-1 These rules shall at all times be consistent with all ordinances of the Town of Indian Trail and laws of the State of North Carolina. Should any provisions of these rules be inconsistent with such ordinances or laws of the State of North Carolina, said ordinances and laws shall control.