



Village Council Regular Meeting Minutes

Monday, March 02, 2026 06:00 PM
Marvin Village Hall, 10006 Marvin School Road

Members Present: Mayor Barbara, Mayor Pro Tempore Martin, Council Member Baresich, Council Member Eck, Council Member Ilarraza, Council Member Marcolese and Council Member Nunnenkamp

Members Absent:

Staff Present: Christina Amos, Austin Yow, Chaplin Spencer, Jill Carilli and Lucas Holden

A. CALL TO ORDER

Mayor Pro Tempore Martin called the meeting to order at 6:05pm and determined a quorum was present.

B. CONSIDER ALLOWING REMOTE PARTICIPATION

Mayor Barbara and Council Member Marcolese participated remotely via Zoom.

Moved by Council Member Eck

To allow council members to participate remotely.

Vote: Motion Passed Unanimously

C. ADOPTION OF THE AGENDA

- Add Closed Session: "Recess into Closed Session per NCGS 143-318.11(a)(3) to Consult with an Attorney to Preserve Attorney-Client Privilege and to Give Instructions re. Chris / Victoria Comiskey v. Village of Marvin / Kim Vandenberg (25CV000445-890 & 3:25-cv-00087-FDW-DCK) AND Robert Epps, Marisa Epps, and Robert Eric Epps, LLC v. Village of Marvin (25CV004330-890)"

Moved by Council Member Ilarraza

To adopt the agenda as amended.

Vote: Motion Passed Unanimously

D. ADOPTION OF THE PREVIOUS MINUTES

Moved by Council Member Eck

To adopt the minutes from 2/16/26 (Work Session) and 2/16/26 (Joint with Planning Board) as presented.

Vote: Motion Passed Unanimously

E. PLEDGE OF ALLEGIANCE

Mayor Pro Tempore Martin led the pledge of allegiance.

F. UPDATES ON PREVIOUS PUBLIC COMMENT INQUIRIES

Nothing was discussed.

G. PUBLIC COMMENT PERIOD

Kim Vandenberg (806 Capington Lane): Ms. Vandenberg thanked Council Member Ilarraza for [calling her to express the Council's support in the ongoing litigation, noting that she did nothing wrong](#) ~~a recent phone call. She spoke regarding the ongoing litigation and~~ [She](#) requested clarification on the process for receiving Council responses to public comments. She then expressed concerns regarding transparency related to the installation of trim lights at Village Hall and the decisions to not accept a portion of New Town Road. Finally, she requested that the April Regular Meeting be rescheduled to avoid a conflict with the Union County Public Schools spring break.

H. REPORTS AND UPDATES

H.1 Manager's Report

No report was given.

H.2 Planner's Report

No report was given.

H.3 Public Works Report

TIME STAMP 12:05

(See attached Item I3, which is included as a reference in these minutes.)

Christina Amos, Village Manager reported that sidewalk repairs are ongoing, with curb and gutter repairs to follow. She noted that staff is identifying road cracks for potential crack sealing before the fiscal year ends.

H.4 Parks & Recreation Report

TIME STAMP 12:40

Houston Ross Park Construction Update

Ms. Amos reported the construction of Houston Ross Park is nearing completion with sod installation beginning next week. She noted a subsequent agenda item for a water feature change order.

H.5 Deputy's Report

TIME STAMP 13:20

(See attached Item 15, which is included as a reference in these minutes.)

Deputy Swan presented the UCSO Activity Report from the previous month. He noted a new concerning trend of juveniles kicking in front doors as a social media challenge. He informed the Council that three juveniles were caught and charged in Providence Glen. He emphasized the deadly risk this poses under North Carolina's castle doctrine.

Council asked Deputy Swan to provide information that the Village could share with the public.

H.6 Planning Board Report

TIME STAMP 16:55

Council Member Marcolese recapped the previous Planning Board Meeting/Joint Meeting with the Council, noting discussion of the Comprehensive Plan, and amending MDO Section 11 regarding tree buffer regulations.

H.7 PR&G Board Report

TIME STAMP 17:45

Council Member Baresich noted that most of Council was present with the Joint Meeting with the PR&G Board earlier that day. He noted that after the Council adjourned that the Board discussed the ongoing success of the Mayor's Monarch Pledge, especially among HOAs and schools.

H.8 Coffee with Council Debrief

TIME STAMP 19:45

Mayor Barbara and Council Member Eck staffed the previous Coffee with Council on

Saturday, February 21. He noted that a few residents attended and discussed light pollution.

H.9 WUMA Report

TIME STAMP 20:40

Mayor Barbara recapped the previous WUMA Meeting, noting that Delegates discussed road maintenance, a neighborhood crime prevention program, water fluoridation, the Marvin Ridge Athletic Booster fundraising challenges and, anticipated price increases with the Union County Sheriff's Office.

I. CONSENT AGENDA

Council Member Ilarraza briefly noted that he and Mayor Pro Tempore Martin spoke to Sean Epperson of NCDOT regarding a maintenance plan, where he noted that the Village's budget was a worst-case scenario.

Moved by Council Member Ilarraza
To approve the consent agenda as presented.

Vote: Motion Passed Unanimously

I.1 Reaffirm Commitment to Acceptance of NCDOT Residential Roads Contingent Upon Compliance of Road and Stormwater Infrastructure with the Village's Standards and Specifications AND Contingent Upon Completion of Necessary Repairs

(See attached Item I1, which is included as a reference in these minutes.)

Moved by Council Member Ilarraza
To continue to assess future tax implications to the development of a 15-30 Year Restorative Maintenance Plan for the Village Road System AND to reaffirm commitment to continued acceptance of residential roads within the current NCDOT System as NCDOT roads and subsurface stormwater infrastructure systems are compliant with NCDOT and Village of Marvin's Standards and Specifications with full review of the Village's or NCDOT's most recent Stormwater Infrastructure System Assessment to Include any necessary repairs prior to acceptance.

Vote: Motion Passed Unanimously

I.2 Consider Approval of Resolution and Approval of Letters of Intent for the Village of Marvin to Request Emergency Debris Hauling and Monitoring Services under State Contract

(See attached Item 12, which is included as a reference in these minutes.)

Moved by Council Member Ilarraza

To adopt the Resolution and approve Letters of Intent for the Village of Marvin to request emergency debris hauling and monitoring services under state contract as presented.

Vote: Motion Passed Unanimously

**RESOLUTION TO UTILIZE STATE CONTRACT FOR DISASTER DEBRIS
REMOVAL AND DEBRIS MONITORING SERVICES**

WHEREAS the Village of Marvin recognizes that disaster debris removal and monitoring are essential public services necessary to protect the health, safety, and welfare of the community following natural or man-made disasters; and

WHEREAS prompt access to qualified, pre-screened disaster recovery contractors significantly reduces recovery time and supports rapid restoration of normal operations; and

WHEREAS pursuant to NCGS 143-129(e)(9), a local government may purchase apparatus, supplies, materials, or equipment, and enter into contracts for construction or repair work, without formal bidding, when purchasing from or contracting through contracts previously bid and awarded by the State of North Carolina, provided the same or more favorable pricing and terms are extended to the local government; and

WHEREAS the State of North Carolina competitively solicited and awarded pre-positioned statewide contracts for:

Disaster Debris Removal and Reduction Services under State Contract No. 19-IFB-1545027233-PTW to Southern Disaster Recovery; and

Disaster Debris Monitoring Services under State Contract No. 19-IFB-1586245803-PTW to Thompson Consulting Services, LLC; and

WHEREAS the Village of Marvin desires to piggyback on the above-referenced State of North Carolina contracts to ensure immediate debris management and monitoring services are available in the event of a disaster, and to obtain the State's pricing, terms, and conditions without delay.

NOW, THEREFORE, BE IT RESOLVED that the Marvin Village Council hereby authorizes the Village Manager to:

Execute all necessary documents to utilize and issue task orders under the State's pre-positioned disaster debris removal and debris monitoring contracts; and

Communicate the Village's intent to activate such contracts when needed due to a qualifying emergency or disaster event; and

Take any additional administrative actions necessary to provide for the prompt and efficient removal and monitoring of disaster debris on public property and right-of-way.

Adopted and effective this 2nd day of March 2026.

I.3 Consider Adoption of Revised Village Council Rules of Procedure

(See attached Item I3, which is included as a reference in these minutes.)

Moved by Council Member Ilarraza

To adopt the revised Village Council Rules of Procedure as presented.

Vote: Motion Passed Unanimously

I.4 Consider Adoption of Amended Village Council Meeting Schedule

(See attached Item I4, which is included as a reference in these minutes.)

Moved by Council Member Ilarraza

To adopt the revised Council Meeting Schedule as presented.

Vote: Motion Passed Unanimously

J. UNFINISHED BUSINESS

J.1 Discussion of Scope of Internal Finance Oversight Task Force

TIME STAMP 27:10

(See attached Item J1, which is included as a reference in these minutes.)

Ms. Amos asked Council for feedback regarding the planned scope of work for the Internal Finance Oversight Task Force. She also noted that current volunteer suggestions include Louie Couto, Stephanie Lyons, and Gary Rose.

Council agreed by consensus to move forward with the proposed scope and volunteer participants.

J.2 Discussion of 2025 Community Survey Results

TIME STAMP 30:30

Mr. Yow asked the Council if they had any direction given the results of the 2025 Community Survey. The Council did not provide any direction.

J.3 Discussion of Proposed Heritage at Marvin Trail

TIME STAMP 31:00

Council Member Baresich recapped the proposed Heritage at Marvin Trail that would run parallel with Meadowlark Lane and curve back into a cul-de-sac. He noted that the residents bought houses because of the trail and would like the Village to proceed with construction.

Ms. Carilli noted that the Village accepted a fee-in-lieu in the fall of 2024 for the trail. She confirmed that funding is available in the capital budget. Council directed staff to place this item on the PR&G Board's next meeting for discussion and to obtain a quote for the trail construction.

K. NEW BUSINESS

K.1 Discussion of Removal of Sticky Notes Platform from the Comprehensive Plan Website

TIME STAMP 44:00

The Council discussed and directed staff to instruct the Comprehensive Plan vendor to mandate collection of a name, physical address, and email address of someone leaving a comment. If this could not be achieved, Council directed that the sticky note platform be removed.

K.2 Discussion of a Resolution Establishing a Media Response Protocol, prepared by Mayor Pro Tem Martin

TIME STAMP 50:15

The Council discussed the need for a media response protocol. There was consensus that media inquiries should be coordinated through the Village Manager, with Council being informed of all requests. Mayor Barbara, Mayor Pro Tempore Martin, and Ms. Amos will develop a policy for the next meeting.

K.3 Discussion of Considering a Resolution to Support Marvin Ridge Booster Club

TIME STAMP 1:21:00

Mayor Pro Tempore Martin reported on fundraising restrictions on the Marvin Ridge Athletic Boosters imposed by Union County Public Schools. Council agreed to adopt a resolution of support similar to one adopted by the previous Council. Mr. Yow noted that he would prepare a resolution and place it on the consent agenda for the next meeting.

K.4 Discussion of Village of Marvin Code of Ethics and Formerly Used Statement of Economic Interest (SEI) Forms

TIME STAMP 1:24:55

(See attached Item K4, which is included as a reference in these minutes.)

Council discussed implementing simplified disclosure forms focusing on real estate and business interests.

Mr. Yow informed the Board that staff previously recommended the discontinuation of the forms as they were far more detailed and labor intensive than any forms required by other municipalities. He noted that each time a Board Member recused themselves from a discussion/vote that the issue at hand would not have been captured by the form.

The Council directed Mr. Yow to prepare a new, simplified version of the form, that members would be required to complete upon appointment/reappointment.

K.5 Discuss and Consider Approval of Change Order for Installation of a Wet Pond and Water Harvesting Feature at Houston Ross Park (formerly Village Hall Park) in an Amount Not to Exceed \$7,000 and Authorize Manager to Execute the Agreement

TIME STAMP 1:43:35

(See attached Item K5, which is included as a reference in these minutes.)

Ms. Amos reported that PARTF grant funding cannot be used for the water feature proposed for Houston Ross Park, requiring full Village funding of approximately \$34,000. Council directed Ms. Amos and Ms. Carilli to confirm that funds are available.

Moved by Council Member Ilarraza

To approve the Change Order for the installation of a wet pond and water harvesting feature at Houston Ross Park (formerly Village Hall Park) in an amount not to exceed \$7,000 and authorize Manager to execute the agreement, contingent upon

confirmation of available funds.

Vote: Motion Passed Unanimously

K.6 Discuss and Consider Removal of Planning Board Member Michael Lavelle

TIME STAMP 1:51:00

Council Member Eck stated that Board Member Michael Lavelle should be removed from the Planning Board without cause.

The Council discussed this item in depth, noting concerns with Mr. Lavelle's comments during the Joint Village Council / Planning Board Meeting, and others noting concerns that removal may have on other board members.

Moved by Council Member Eck

To remove Michael Lavelle from the Planning Board without cause.

Against (2): Council Member Baresich, and Council Member Nunnenkamp

Vote: Motion Passed (3 to 2)

L. OPEN TOPICS

TIME STAMP 2:07:00

Mayor Barbara shared details about celebrating Charles Rose's 100th birthday, a World War II veteran and Marvin resident. He noted that he issued a proclamation honoring Mr. Rose on his birthday.

Mayor Barbara thanked Council Member Nunnenkamp for reaching out to Heather Green regarding butterfly garden programming at Marvin Elementary School.

M. REVIEW OF ACTION ITEMS

- Mr. Yow will notify Mr. Lavelle of his removal from the Planning Board.
- Ms. Carilli will verify that funds are available for the Houston Ross Park water feature.
- Mr. Yow will prepare a simplified conflict of interest form for Council/Board Members to complete after being elected/appointed.
- Mr. Yow will prepare another resolution of support for the Marvin Ridge Athletic Boosters.

- Mayor Barbara, Mayor Pro Tempore Martin, and Ms. Amos will work on a media response policy.
- Ms. Amos will request that the Comprehensive Plan vendor edit the sticky notes platform to require names, addresses, and emails OR remove the platform entirely if such changes are not possible.
- Mr. Yow will add the Heritage at Marvin Trail to the agenda for the April PR&G Board Meeting.
- Ms. Amos will move forward with the Internal Finance Oversight Task Force.
- Ms. Amos will obtain a quote for the construction of the Heritage at Marvin Trail.

N. REVIEW OF THE ONGOING ACTION ITEM LIST

Council Members reviewed the Ongoing Action Item List.

O. COUNCIL COMMENTS

Mayor Barbara: He noted he appreciated how each member brings a unique perspective to discussions in meetings. He thanked everyone for their contributions.

Mayor Pro Tempore Martin: She thanked Council and staff for their work.

Council Member Eck: He concurred with Mr. Nunnenkamp's comments, noting he enjoys the civility of working together. He acknowledged communications about emergency vehicle access issues on Pacer Lane.

Council Member Ilarraza: He noted he enjoys learning others' perspectives on issues, even when there is disagreement.

Council Member Marcolese: He noted he will be glad to be back from Connecticut, as it was very cold there. He thanked the Council for serving and thanked staff for their hard work.

Council Member Nunnenkamp: He stated he appreciates the civility of the Council and the willingness to disagree respectfully.

***P. CLOSED SESSION**

Moved by Council Member Baresich

To recess into Closed Session per NCGS 143-318.11(a)(3) to consult with an attorney to preserve attorney-client privilege and to give instructions re. Chris / Victoria Comiskey v Village of Marvin / Kim Vandenberg (25CV000445-890 & 3:25-cv-00087-FDW-DCK) AND Robert Epps, Marisa Epps, and Robert Eric Epps, LLC v. Village of Marvin (25CV004330-890).

Vote: Motion Passed Unanimously

P.1 Recess into Closed Session per NCGS 143-318.11(a)(3) to Consult with an Attorney to Preserve Attorney-Client Privilege and to Give Instructions re. Chris / Victoria Comiskey v Village of Marvin / Kim Vandenberg (25CV000445-890 & 3:25-cv-00087-FDW-DCK) AND Robert Epps, Marisa Epps, and Robert Eric Epps, LLC v. Village of Marvin (25CV004330-890)

P.2 Return to Open Session

Q. ADJOURNMENT

Moved by Council Member Ilarraza
To adjourn the meeting at 9:09pm.

Vote: Motion Passed Unanimously

Angel Martin, Mayor Pro Tempore

Austin W. Yow, Village Clerk & Assistant to the Manager