



CITY OF LUMBERTON

CITY COUNCIL

MINUTES • JULY 13, 2022

Regular Meeting

Council Chambers

11:00 AM

500 N Cedar St, Third Floor, Lumberton, NC 28358

I. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Bruce W. Davis	Mayor	Present	
Leroy Rising	Mayor Pro Tem	Present	
Melissa Robinson	Precinct 2	Present	
John R. Carroll	Precinct 3	Present	
Karen Higley	Precinct 4	Present	
John Cantey	Precinct 5	Present	
Chris Howard	Precinct 6	Present	
Eric Chavis	Precinct 7	Present	
Owen Thomas	Precinct 8	Present	
Wayne Horne	City Manager	Present	
Brandon Love	Deputy City Manager	Excused	
Holt Moore	City Attorney	Present	
Laney Mitchell-McIntosh	City Clerk	Present	

B. Invocation: City Attorney Holt Moore –

II. MINUTES APPROVAL

A. City Council - Regular Meeting - Jun 8, 2022 11:00 AM –

RESULT:	ACCEPTED [8 TO 0]
MOVER:	John Cantey, Precinct 5
SECONDER:	Chris Howard, Precinct 6
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

III. PUBLIC COMMENT PERIOD

IV. PUBLIC HEARING:

A. FY17 COMMUNITY DEVELOPMENT BLOCK GRANT INFRASTRUCTURE (CDBG-I) PROGRAM SEWER SYSTEM IMPROVEMENTS GRANT #17-I-2967 – Stephanie Canady, CDBG Administrator

This project addressed failing septic systems at the Rosewood Mobile Home Park on Elizabethtown Road. These failing septic systems could have led to environmental and public health issues. Some residents of the mobile home park were already served by City sewer, however, the existing pump station at Gavintown Road was unable to handle the additional flow from the MHP. After Hurricane Matthew, it became a priority of the City to improve housing conditions. Project activities included the installation of approximately 3,800 LF of

gravity sewer lines, construction of a new sewer lift station to handle the additional flow, and approximately 3,000 LF of force main to route the sewer discharge to the Harrill Road pump station. Offsite work generally included force main installation along Elizabethtown and Harrill Roads. The original grant amount was \$1,997,500.

Staff recommends holding the public hearing and review any public comments.

Mayor Davis opened the hearing to review and assess the performance of the City's FY17 Community Development Block Grant Infrastructure project for Rosewood Mobile Home Park Wastewater System Improvement. City Clerk Mitchell-McIntosh submitted the Affidavit of Publication showing that it was advertised in The Robesonian.

City Council received and reviewed all attachments were made part of the minutes.

RESULT:	NOT APPLICABLE
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V. AGENDA ITEMS

A. HMGP Florence Legal Services – Stephanie Canady, CDBG Administrator

The city received quotes for legal services for the HMGP Florence program. Due to the number of legal services that will be needed to complete this project two companies will be needed. Attached you will find the quotes from Graham Law Firm, PLLC and Huggins, Davis & Associates, LLP and their respective fees.

Staff recommends awarding surveying services to both Graham Law Firm, PLLC and Huggins, Davis & Associates, LLP.

RESULT:	APPROVED [8 TO 0]
MOVER:	Leroy Rising, Mayor Pro Tem
SECONDER:	John R. Carroll, Precinct 3
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

B. HMGP Florence Appraisal Services – Stephanie Canady, CDBG Administrator

The Adams Company directly solicited bids to 12 different Appraisal Companies for service needed for HMGP Florence Acquisition program. Only one proposal was received from Hertigage Appraisal (see attached fees).

Staff recommends awarding appraisal services to Hertigage Appraisal.

RESULT:	APPROVED [8 TO 0]
MOVER:	John R. Carroll, Precinct 3
SECONDER:	Karen Higley, Precinct 4
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

C. HMGP Florence Survey Services – Stephanie Canady, CDBG Administrator

The city received quotes for surveying services for the HMGP Florence program. Due to the number of surveying services that will be needed to complete this project two companies will be needed. Attached you will find the quotes from Kaukola Land Surveying and Powers Surveying and their respective fees.

Staff recommends awarding surveying services to both Kaukola Land Surveying and Powers Surveying .

RESULT:	APPROVED [8 TO 0]
MOVER:	Leroy Rising, Mayor Pro Tem
SECONDER:	Karen Higley, Precinct 4
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

- D. HMGP Reconstruction 530 Swann Drive – Stephanie Canady, CDBG Administrator
Due to Finesse Builders, Inc withdrawing from the previously awarded contract for the reconstruction of 530 Swann Drive, you will find the new recommendation of award to the next lowest bidder Faith Home Improvement & Construction Inc in the amount of \$158,000.00.

The Planning Dept. Recommends awarding the contract to the next lowest bidder Faith Home Improvement and Construction Inc.

RESULT:	APPROVED [8 TO 0]
MOVER:	Chris Howard, Precinct 6
SECONDER:	John Cantey, Precinct 5
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

- E. Authorize the Lumberton Police Department permission to apply for and accept the 2022 JAG Grant – Michael McNeill, Police Chief

The Lumberton Police Department is requesting permission to apply for and accept the 2023 JAG Grant. This grant will fund training in the amount of \$6000.00 and purchase four MDT's for approximately \$10,274.00.

It is recommended that the Lumberton Police Department be granted permission to apply for and accept the 2022 JAG Grant in the amount of \$16,274.00.

RESULT:	APPROVED [8 TO 0]
MOVER:	Karen Higley, Precinct 4
SECONDER:	John Cantey, Precinct 5
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

- F. Acceptance of the 2023 GHSP Grant – Michael McNeill, Police Chief

The Lumberton Police Department is requesting permission to accept the 2023 GHSP Grant. Because this is year three of a five-year grant, Governor's Highway Safety Program will continue funding the department's DWI Enforcement Team's salaries and fringe benefits, in addition to funding training relative to their job performance. This grant requires a 30% match.

It is recommended that the Lumberton Police Department be granted permission to accept the 2023 GHSP Grant in the amount of \$165,800.00

Councilman Cantey asked where would the \$30k match come from Chief McNeill and City Manager Horne

stated that lapsed salaries would be used for the match.

RESULT:	APPROVED [8 TO 0]
MOVER:	Karen Higley, Precinct 4
SECONDER:	Leroy Rising, Mayor Pro Tem
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

- G. Request to Officially Closed Abandoned Road Section – Holt Moore, City Attorney
Mr. Kenneth Spencer is requesting the City to close an abandoned road section. Our best information is that this section, which is between Roberts Ave and Mimosa, shown on the attached map, was long ago a section of Hardin Road. Mr. Spencer owns land on one side and the City owns the other. NCDOT, in discussions thus far, has no objection to the closure, nor does City staff. The matter would need to be advertised and then a hearing held if Council is so inclined. The enclosed Resolution would begin the process.
That City Council direct Staff on how to proceed.

RESULT:	APPROVED [8 TO 0]
MOVER:	John R. Carroll, Precinct 3
SECONDER:	Karen Higley, Precinct 4
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

- H. Appointment of Mr. Jeffrey McLean to the Planning Board – Holt Moore, City Attorney
Councilman Carroll would like to appoint Mr. Jeffrey McLean to the Planning Board to replace Ms. Susan Walker who no longer resides in Precinct 3.
Appointment Mr. Jeff McLean to the Planning Board.

RESULT:	APPROVED [8 TO 0]
MOVER:	John R. Carroll, Precinct 3
SECONDER:	Karen Higley, Precinct 4
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

- I. Resolution to Request NCDOT to Convey Control of Emery Road – Holt Moore, City Attorney
Emery Road is the roadway that runs from the east end of the I95 / I74 Industrial Park to the west end of the park. It has been the intent throughout that this would become a City street, though historically NCDOT has maintained it; much of it has been a gravel road. NCDOT is agreeable but a Resolution from the City is required to initiate the turning over of the road. A resolution is attached; we just received the request for the resolution, so this has been on a tight time frame. We would therefore ask that Council grant staff authority to approve any slight modifications in the resolution NCDOT might request after this comes before you.
<< Recommendation >>

Council gave staff authorization to approve any slight modifications that maybe requested by NCDOT.

RESULT:	APPROVED [8 TO 0]
MOVER:	Eric Chavis, Precinct 7
SECONDER:	Leroy Rising, Mayor Pro Tem
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

- J. Approve the designation of \$200.00 of CRF to the Back- to- School Event Sponsored by MizFitz – Eric Chavis, Precinct 7

Councilman Chavis is requesting \$200.00 of CRF for The MizFitz Back to School Event to be held at Luther Britt Park on Saturday, August 20th from 12 - Until. There will be free food, water events and school supplies given away,

Designate \$200.00 of CRF to The MizFitz Back-to-School Event on August 20, 2022 in Precinct 7.

Council approved \$700 of CRF as follows to the MizFitz Back to School event:

P1 - \$50
P2 - \$100
P3 - \$100
P4 - \$100
P5 - \$50
P6 - \$50
P7 - \$200
P8 - \$50

RESULT:	APPROVED [8 TO 0]
MOVER:	Eric Chavis, Precinct 7
SECONDER:	Chris Howard, Precinct 6
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

- K. Approve the designation of \$200.00 of CRF to The Pentecostals of Lumberton Back-to-School Program – Eric Chavis, Precinct 7

Councilman Chavis is requesting \$200.00 of CRF for The Pentecostals of Lumberton for Back-to-School Event.

Designate \$200.00 of CRF to The Pentecostals of Lumberton Back-to-School Event from Precinct 7.

Council approved \$750 of CRF as follows to the Pentecostals of Lumberton Back to School program.

P1 - \$50
P2 - \$50
P3 - \$200
P4 - \$100
P5 - \$50
P6 - \$50
P7 - \$200
P8 - \$50

RESULT:	APPROVED [8 TO 0]
MOVER:	Eric Chavis, Precinct 7
SECONDER:	Karen Higley, Precinct 4
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

VI. CLOSED SESSION

- A. Ratify the Purchase of Real Estate (David Barker - Hangar) and R. Harold Garrett-Goodyear Donation of Property Located on Bryant Street – Holt Moore, City Attorney
Ratify the purchase of Mr. David Barker Hangar at Lumberton Regional Airport at a cost of \$25K allocated from Line Item 6500-1199-0000 to 6500-8139-5101; and the donation of property (Tax Foreclosure) from R. Harold Garrett-Goodyear located on Bryant Street. We paid the taxes which was about \$3,000.
That City Council ratify the purchase of properties.

RESULT:	APPROVED [8 TO 0]
MOVER:	Chris Howard, Precinct 6
SECONDER:	John R. Carroll, Precinct 3
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

VII. ADJOURNMENT

Councilman Rising made a unanimous motion, seconded by Councilman Carroll to return to open session.

City Attorney stated that Council gave staff guidance on real estate purchase and acceptance of foreclosure donation.

With no further business to come before the board the meeting was adjourned.