



CITY OF LUMBERTON

CITY COUNCIL

MINUTES • APRIL 7, 2021

Regular Meeting

Third Floor Conference Room

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	Present	
Holt Moore	City Attorney	Present	
Laney Mitchell-McIntosh	City Clerk	Present	

2. Invocation: City Attorney Holt Moore –

II. MINUTES APPROVAL

A. City Council - Regular Meeting - Mar 10, 2021 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

B. City Council - Regular Meeting - Aug 7, 2019 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

C. City Council - Regular Meeting - Feb 10, 2020 6:00 PM –

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

D. City Council - Regular Meeting - Apr 8, 2020 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

E. City Council - Regular Meeting - May 6, 2020 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: NO COMMENTS WERE SUBMITTED.

IV. AGENDA ITEMS FOR COUNCIL'S CONSIDERATION:

A. East Filter Media Removal – Rob Armstrong, Public Works Director

This requisition is for the removal of the filter media in the East side filter quad of the Water Treatment Plant. This is needed to be done so that inspections and repairs of the filter basins can be done prior to new filter media being installed.

IVAC is a company that the city has used in the past to remove and replace the filter media in the West side filter quad in 2012.

Public Works recommends council approval for the requisition to Industrial Vacuum Services, Inc. (IVAC) for the removal of the East Filter media in the amount of \$33,250.00 with funds coming from the Water and Sewer Capital Improvement Code 60-00-8220-5960.

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

B. SRF 2021 Wastewater Improvement Projects – Rob Armstrong, Public Works Director
Public Works is requesting Council to adopt the attached resolution, authorizing the City to apply for a \$2,700,000 North Carolina Clean Water State Revolving Loan. The project includes sanitary sewer rehabilitation on E 5th Street, rebuilding the Outer Banks Lift Station,

rebuilding / flood proofing two lift stations (Freeman and Ramada Inn) and installing a new back up and load management generator at the wastewater treatment plant. The project may be eligible for 25% principal forgiveness depending on how the project scores but it is likely this project will be all low interest loan.

Public Works is requesting Council to adopt the attached resolution, authorizing the City to apply for a \$2,700,000 North Carolina Clean Water State Revolving Loan.

Councilman Cantey asked if approved what about the payback financing? City Manager Horne stated that the City's debt service is being reduced somewhere around \$240k this year and that if approved this would add approximately \$200k for 20 years.

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

C. Drinking Water SRF Lagoon Sludge Removal and Repair – Rob Armstrong, Public Works Director

Public Works is requesting Council to adopt the attached resolution to apply for a \$450,000 North Carolina Drinking Water State Revolving Loan. The loan will be used to remove the sludge from the back wash lagoon and pay for repairs and modifications to the lagoon once it is emptied.

Public Works is requesting Council to adopt the attached resolution to apply for a \$450,000 North Carolina Drinking Water State Revolving Loan.

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

D. Harril Rd. Lift Station Pump Purchase – Rob Armstrong, Public Works Director

The City of Lumberton Operates 49 Lift Stations (LS) as part of its Sewer Collections System. City staff maintains these stations and normally keeps a spare pump on hand for stations that are determined as critical stations. Recently one of the pumps at the Harrill Rd. LS stopped working and was removed for repairs with the spare being put in its place. A determination has been made that the inoperable pump is not cost effective to be rebuilt. Public Works recommends council approve the requisition from Xylem Water Solutions USA, Inc. for the amount of \$24,136.08 for the replacement of a spare pump for the Harrill Rd. LS. Xylem is the sole source distributor for Flyght pumps like the ones in use at that station.

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

- E. Lumberton Housing Authority Annexation request for property located on Caton Rd. – ArTriel Kirchner, Planning Director

The Planning & Neighborhood Services Department received an application for annexation from Lumberton Housing Authority, requesting a contiguous annexation of property located on Caton Road (Parcel # 161001005/Deed Book 2099 Page 128).

The property is currently zoned City of Lumberton R-3 (residential multifamily) therefore a rezoning is not required.

The Planning Department recommends that City Council hold tonight's public hearing and approve the annexation request.

RESULT:	REFERRED [8 TO 0]	Next: 5/12/2021 11:00 AM
MOVER:	Eric Chavis, Precinct 7	
SECONDER:	John Cantey, Precinct 5	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

- F. Barbara Lynn Cagle Benton annexation request for property located at 101 Arbor Lane. – ArTriel Kirchner, Planning Director

The Planning & Neighborhood Services Department received an application for annexation from Barbara Lynn Cagle Benton, requesting a contiguous annexation of property located at 101 Arbor Lane (Parcel #1002-05-043/Deed Book: 1818 Page: 676).

The property is currently zoned R-20 (Residential single family) therefore a rezoning is not required.

Recommends that City Council hold today's public hearing and approve the annexation request

RESULT:	REFERRED [8 TO 0]	Next: 5/12/2021 11:00 AM
MOVER:	Leroy Rising, Mayor Pro Tem	
SECONDER:	John R. Carroll, Precinct 3	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

- G. Approval of Financing of Vehicles, Equipment & Repairs – Alisha Armstrong, Finance Director

The Finance Department obtained quotes for financing vehicles, equipment and repairs.

Vehicles & Equipment \$277,000 for 5 years

BB&T 1.25%

First Bank 1.29%

Lumbee Bank 1.50%

Equipment, Boom Truck & Repairs \$575,000 for 7 and 10 years

First Bank 1.39% 1.59%

BB&T 1.61% 2.01%

Lumbee Bank 1.62% 1.75%

Recommend that Council

- 1- Award the financing of the vehicles and equipment to BB&T for 5 years
- 2- Award the equipment, boom truck and repairs to First Bank for 10 years
- 3- Approve the attached resolution for BB&T

Councilman Cantey asked Director Taylor about the roof at Pine Street gym. Mr. Taylor stated that there are minor leaks and there is no need to replace it at this time. Councilman Howard inquired about the roof at Parkview and Mr. Taylor stated that it has already been replaced.

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

- H. Approve the designation of \$250.00 for Cruising 2nd Street Again in Precinct 4 – Karen Higley, Precinct 4

Councilwoman Higley requests \$250.00 of CRF for “Cruising 2nd Street Again” an event that will be held on April 11, 2021.

Designate \$250.00 for Cruising on 2nd Street Again.

Councilman Howard contributed \$100.00 of CRF for a total of \$350.00.

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

- I. Approve the designation of \$350 in CRF for a Luncheon for the Robeson County Teen CERT Team – John Carroll, Precinct 3

Councilman Carroll would like to show appreciation to the Robeson County Teen CERT Team for their help with the distribution of food boxes each Friday since November of last year. The donation of \$350 will provide 35 lunch plates for them on April 30th.

Approve the donation of \$350 of CRF for 35 lunch plates to the Robeson County Teen CERT Team for the contribution made with the distribution of food boxes.

Approved \$750.00 of CRF to the Robeson County Teen CERT Team as follows: P3 - \$350 - P4 - \$100 P5 - \$100 P6 - \$100 and P7 - \$100.

RESULT:	APPROVED [8 TO 0]
MOVER:	John R. Carroll, Precinct 3
SECONDER:	John Cantey, Precinct 5
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

- J. Approve the designation of \$300 to the Transit Center Youth Mentoring Program – John Cantey, Precinct 5

The Transit Center located at 401 N. Walnut Street, offers a variety of Youth Mentoring programs; i.e., One-on-One Mentorship and Tutoring (Math, Reading, Writing and Science) for our youth ages 9 – 17 years of age along with other services every Monday thru Friday from 4:00 – 7:00 pm.. While in the midst of this pandemic, it has been noted that there are many of our children that are hindered with the online/remote learning. As part of a solution; the Transit Center offers After School programs that would help accommodate many of our youths. Please see attached flyer.

I am requesting \$300 of CRF to be given to the Transit Center, operated by Shalonda Regan as means of support for our youth after school program.

Designate \$300.00 to the Transit Center Youth Mentoring Program to assist with the support of our youth.

Approved \$1,400 of CRF to the Transit Center Youth Mentoring Program as follows: P1 - \$100 P2 - \$200 P3 - 100 P4 - \$200 P5 - \$300 P6 - \$300 P7 - \$100 and P8 - \$100.

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

- K. Approve the designation of \$100 to the Robeson County Church & Community for the 1st Annual Randy Rust Memorial Golf Tournament – Eric Chavis, Precinct 7

Councilman Chavis wishes to contribute \$100.00 of CRF to the Robeson County Church & Community Center for the 1st Annual Randy Rust Memorial Golf Tournament held on Friday, June 4th, 2021, at the Pinecrest Country Club. Councilman Thomas would like to donate \$100 of CRF as well.

Designate \$200.00 of CRF to Robeson County Church & Community Center for the 1st Annual Randy Rust Memorial Golf Tournament.

Approved \$800 of CRF to Robeson County Church & Community Center for the 1st Annual Randy Rust Memorial Golf Tournament as follows: P1 - \$100 P2 - \$100 P3 - \$100 P4 - \$100 P5 - \$100 P6 - \$100 P7 - \$100 and P1 - \$100.

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

- L. CRF from Precinct 8 to Sudan Pirates Fundraiser – Holt Moore, City Attorney
Councilman Thomas would like to provide \$100 of CRF to the Sudan Pirates fundraiser.
Approve CRF request.

Approved \$600 of CRF to the Sudan Pirates fundraiser as follows: P1 - \$100 P3 - \$100 P4 - \$100 P5 - \$100
P7 - \$100 and P8 - \$100.

Councilman Thomas made a motion to de-obligate \$480 of his obligated funds.

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

- M. Approve the designation \$100.00 from the Mayor's Discretionary Fund to the Robeson County Arts Council – Bruce Davis, Mayor
Mayor Davis is requesting \$100 of CRF to be given to Robeson County Arts Council in order to promote the arts and the City of Lumberton.
Designate \$100.00 of CRF to the Robeson County Arts Council from the Mayor's Discretionary Fund.

Approved \$700 of CRF to the Robeson County Arts Council as follows: P1 - \$100 P2 - \$100 P3 - \$100 P4 - \$100 P7 - \$100 P8 - \$100.00 and \$100 from the Mayor's discretionary fund.

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

- N. Approve the designation of a Voting Delegate for the North Carolina League of Municipalities 2021 CityVision – Wayne Horne, City Manager
Because of the ongoing pandemic, the NCLM 2021 CityVision conference will be held virtually. CityVision 2021 will be held as a virtual event from April 20 – April 22, 2021. Each municipality must designate one voting delegate to cast a single vote for the 2021-2022 League Board of Directors in advance of the annual business meeting.

The Voting Delegate form and the identity of the municipality's voting delegate must be submitted by April 12, 2021, to ensure delivery of the electronic ballot and receipt of voting instructions. Please see the attached Nominating and Elections Process.

That the Council select a Voting Delegate to cast a vote for the 2021-2022 League Board of

Directors.

Councilman John Carroll is the voting delegate.

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

- O. Proposed 4-way Stop at 19th & Walnut Streets – Holt Moore, City Attorney
- Over time, staff has received complaints concerning unsafe conditions at the intersection of Walnut and 19th Streets. Specifically, a number of accidents have occurred at the location, some of them serious. A tally of the police records of wrecks over recent years is attached. It is possible that some minor additional wrecks did not make their way into these records. Currently there are stop signs on Walnut Street, but not on 19th Street. There is a fair amount of traffic on both streets. Staff believes that adding stop signs on 19th Street will make this intersection safer and will reduce the number of accidents. The Police Chief is also in favor. The residents at that intersection have been advised and to date all in favor. Authorize staff to install stop signs on 19th Street at the intersection of that street and Walnut Street.

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

- P. PARTF Application / Pennington Complex Site Plan Update – Tim Taylor, Recreation Director

The North Carolina Parks and Recreation Trust Fund (PARTF) awards dollar-for-dollar matching grants to local governments for parks, public beach access, and improvements in state parks. The statewide program helps local governments reach their park and public access goals to improve the quality of life in their communities.

The City of Lumberton has been a grant recipient in 2001 for land acquisition and in 2005 for Phase 1 development at the Northeast Park now known as the Dr. Raymond B. Pennington Athletic Complex. The PARTF has a deadline of May 3, 2021 to submit applications for funding consideration this year. Criteria within the application require periodic updates of park site plans; Pennington Complex plan was first approved in 2005; typically plans are good for ten years then an update is needed to be in compliance with application criteria.

Alfred Benesch & Company (formerly Site Solutions) completed the first master plan in 2005 and has worked with staff to update the complex plan to satisfy PARTF requirements. Jeff Ashbaugh, Senior Project Manager with Benesch is here today to present this update and propose items identified by

public input to be included in the City's application requesting grant funds through the PARTF program.

Recreation staff recommends that City Council accept and adopt the presented site plan update for Pennington Complex and authorize staff to complete an application to seek grant funding in the amount of \$400,000 through PARTF for the construction of a splash pad, a dog park, and additional walking trails at complex.

Mr. Jeff Ashbaugh, Senior Project Manager with Benesch, gave an overview of the updated Parks and Recreation Master Plan. It is understood that the Master Plan can be amended.

Councilman Rising made a motion, seconded by Councilman Thomas, authorizing Staff to submit an application seeking funding in the amount of \$400,000 through PARTF for the construction of a splash pad, a dog park, and additional walking trails at Pennington Complex. It carried unanimously.

RESULT:	APPROVED [8 TO 0]
MOVER:	Melissa Robinson, Precinct 2
SECONDER:	Leroy Rising, Mayor Pro Tem
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

Q. Lease of 1219 Lowery Street – Holt Moore, City Attorney

1219 Lowery Street was one of the City's HMGP buyout properties and it is now a vacant lot. We currently own and must maintain it. Kenneth and Rose McMillan own the property next door at 1209 Lowery, and would like to lease the property and maintain it, as this will benefit their property. The City would lease it to them for \$1 a year to be freed from this responsibility. Either party could cancel the lease with 30 days notice, so that if the maintenance was not being done, we would take it back. FEMA and potentially other approvals would be required.

Approve entering into a lease with the McMillans for 1219 Lowery Street. Staff would also request authority to enter into leases for any other properties with the same situation.

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

V. ADJOURNMENT