



CITY OF LUMBERTON
COUNCIL POLICY COMMITTEE
MINUTES • MARCH 5, 2014

Regular Meeting

Third Floor Conference Room

11:00 AM

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

I. INVOCATION

Councilman Erich Von Hackney did the opening prayer.

Attendee Name	Title	Status	Arrived
Raymond B. Pennington	Mayor	Present	
Don Metzger	Mayor Pro Tem	Present	
John Robinson	Precinct 2	Present	
Burnis Wilkins	Precinct 3	Present	
Harry Ivey	Precinct 4	Present	
John Cantey Jr.	Precinct 5	Present	
Robert L. Jones	Precinct 6	Absent	
Leon Maynor	Precinct 7	Present	
Erich Hackney	Precinct 8	Present	
Wayne Horne	City Manager	Present	
Laney Mitchell-McIntosh	City Clerk	Present	
Rob Price	Interim City Attorney	Present	
E. Holt Moore III	City Attorney	Present	
Alisha Thompson	Finance Director	Present	
Brandon Love	Planning Director	Present	
Rob Armstrong	Public Works Director	Present	
Lamar Brayboy	Electric Utilities Director	Present	
Ben Andrews	Inspections Director	Present	
Linda Oxendine	Public Services Director	Present	
Sarah Willets	Reporter	Present	
Amanda Dolasinski	Reporter	Present	

II. MINUTES APPROVAL

1. Council Policy Committee - Regular Meeting - Feb 5, 2014 11:00 AM -

RESULT:	ACCEPTED [7 TO 0]
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Don Metzger, Mayor Pro Tem
AYES:	Metzger, Robinson, Wilkins, Ivey, Cantey Jr., Maynor, Hackney
ABSTAIN:	Pennington
ABSENT:	Jones

2. Items For Council Policy Committee Consideration

AGENDA ITEMS

3. Acceptance of a Purchase of a Tree Bucket Truck for Electric Utilities - Lamar Brayboy, Electric Utilities Director

Bids were opened on February 18, 2014 for a tree bucket truck which will replace a 1997 tree bucket truck. Bids were received from Map Enterprises for \$161,943.00, Terex Inc. for \$165,191.00 and Landmark Industries for \$168,849.98. The purchase of the tree truck from our lowest bidder, Mapp Enterprises, with the optional Braden Bumper Winch, which costs \$10,602.00, will bring the purchase price to \$172,545.00. The amount approved in the Capital Budget for the purchase of the tree bucket truck was \$170,000. The amount of \$2,545.00 over our approved budget for this purchase will come from our contingent fund (63-00-9900-9920) which has allocated funds of \$20,000.00.

The Electric Utilities Department recommends the award of the bid for the tree bucket truck to Mapp Enterprises Inc. for the total amount of \$172,545.00 with the optional Braden Bumper Winch.

RESULT:	REFERRED [7 TO 0]	Next: 3/17/2014 7:00 PM
MOVER:	Don Metzger, Mayor Pro Tem	
SECONDER:	John Cantey Jr., Precinct 5	
AYES:	Metzger, Robinson, Wilkins, Ivey, Cantey Jr., Maynor, Hackney	
ABSTAIN:	Pennington	
ABSENT:	Jones	

4. Acceptance of Electric Utilities Resolution Authorizing Disposal of Property - Lamar Brayboy, Electric Utilities Director

The Electric Utilities Department has taken out of service seventeen (17) 333 KVA voltage regulators, eleven (11) control panels and six (6) stands for step voltage regulators as part of a system upgrade.

The Electric Department recommends the Council Policy Committee adopt the attached resolution declaring the equipment under items a, b, and c as surplus and authorize staff to dispose of said equipment under NC General Statues.

RESULT:	REFERRED [7 TO 0]	Next: 3/17/2014 7:00 PM
MOVER:	John Cantey Jr., Precinct 5	
SECONDER:	Don Metzger, Mayor Pro Tem	
AYES:	Metzger, Robinson, Wilkins, Ivey, Cantey Jr., Maynor, Hackney	
ABSTAIN:	Pennington	
ABSENT:	Jones	

5. WWTP Screw Pump & Monorail Repairs - Rob Armstrong, Public Works Director
On Thursday, January 23rd, Bids were received for the Screw Pump and Monorail Beam Rehabilitation and Repair Project at the Wastewater Treatment Plant. The Scope of Work was broken into three components. Component 1 Work included the repair of the Screw

Pump and Deflector Plate only. Component 2 Work included the Monorail Beam repairs only. Component 3 was pricing for both Component 1 & 2 combined. Only two bids were received for this project.

Heavenly Creations, Lumberton NC

Component 1: \$28,095.00

Component 2: \$23,375.00

Component 3: \$48,470.00

Superior Industrial Maintenance, Concord NC

Component 1: \$81,614.00

Component 2: \$118,492.00

Component 3: \$194,103.00

Attached is a certified bid tab from the Purchasing Agent, Emily Locklear. Public Works has \$45,000 budgeted in the current FY capital budget for this work. Heavenly Creations has previously rehabilitated our WWTP Clarifiers and other system equipment and we are satisfied the company can complete the work as specified. We would like to proceed with awarding Component 3, the combined repairs, to Heavenly Creations of Lumberton for \$48,470 and appropriate an additional \$3,470 from the Water and Sewer Capital Reserve Fund to the project for complete funding.

Public Works is requesting Council to award Component 3, the WWTP combined repairs, to Heavenly Creations of Lumberton for \$48,470 and appropriate an additional \$3,470 from the Water and Sewer Capital Reserve Fund to the project for complete funding.

RESULT:	REFERRED [7 TO 0]	Next: 3/17/2014 7:00 PM
MOVER:	Erich Hackney, Precinct 8	
SECONDER:	John Robinson, Precinct 2	
AYES:	Metzger, Robinson, Wilkins, Ivey, Cantey Jr., Maynor, Hackney	
ABSTAIN:	Pennington	
ABSENT:	Jones	

- Harrill Road Lift Station Odor Control - Rob Armstrong, Public Works Director
There has been an ongoing odor problem on the northeast interceptor force main that extends from the Wesley Pines lift station to the Harrill Road lift station. The hydrogen sulfide smell is prevalent and strong at two points. One point is at the Harrill Road lift station and the other point is at the Harrill Road, Elizabethtown Road, Hornet Road intersection where we have an air relief valve. At each point, the smell drifts into either a neighboring commercial area or residential area that borders the locations. We have had several complaints since the new interceptor came on line. Jim Walters devised a lime system installed at Wesley Pines lift station that raised the wastewater pH. This system went a long way to solve the problem, however it became evident we could not hand feed enough lime to completely eliminate the odor in all conditions. Public Works solicited the help of NRP, a company who established an odor reducing method through a three month field trial. A graph showing the odor reduction results is attached. Public Works would like to contract with this company to continue the odor control program, until such a time that our flows are adequate to solve the

problem without specialized assistance. Attached is the proposal from NRP to offer the odor reduction program for \$1,200 per month. This would be paid for out of the lift station operating budget for contracted services. We would like authorization to enter into this monthly service agreement as quick as possible. We are currently spending around \$4000 to \$5000 annually on bagged lime that is not fully addressing the problem. Additionally, we are dedicating a one or two man crew several times a week to hand feed the lime.

Public Works in requesting approval of a two year odor control service contract with NRP for a \$1,200 monthly to be paid for out of the lift station operation code 60-00-7132-3960.

RESULT:	REFERRED [7 TO 0]	Next: 3/17/2014 7:00 PM
MOVER:	Burnis Wilkins, Precinct 3	
SECONDER:	John Robinson, Precinct 2	
AYES:	Metzger, Robinson, Wilkins, Ivey, Cantey Jr., Maynor, Hackney	
ABSTAIN:	Pennington	
ABSENT:	Jones	

7. Tony Reese (Southern Wellness Center) request a Conditional Use Permit for property located at 210 E. 15th Street (parcel #3228-01-059). - Brandon Love, Planning Director
The Planning & Neighborhood Services Department received an application for a Conditional Use Permit for property located at 210 E. 15th Street (parcel #3228-01-059). The proposed use of the property is for an intermediate care institution. Review the request, refer the petition to Planning Board for their review, and authorize the Planning Director to set the date of the public hearing.

RESULT:	TABLED [7 TO 0]	Next: 4/9/2014 12:00 AM
MOVER:	Erich Hackney, Precinct 8	
SECONDER:	Leon Maynor, Precinct 7	
AYES:	Metzger, Robinson, Wilkins, Ivey, Cantey Jr., Maynor, Hackney	
ABSTAIN:	Pennington	
ABSENT:	Jones	

8. Approve the request from Sign City for one hospital sign located at 395 W. 27th Street - Brandon Love, Planning Director
 Sign City, is requesting one hospital sign located at 395 W. 27th Street. Property is zoned B-6, (Medical Arts). The request is as follows:

- 1) One 15 sq. ft. freestanding sign, double face, at 6' in overall height.

Sec. 35-282. Signs within the medical arts district. States:

Notwithstanding any other provisions of this article excepting for the provisions of section 35-281, signs in the B-6 (medical arts) district may be erected, moved, enlarged, or substantially altered pursuant to plans approved by city council.

(Ord. No. 1448, 6-27-94)

Recommends City Council Policy Committee approve the attached sign permit request.

RESULT:	REFERRED [7 TO 0]	Next: 3/17/2014 7:00 PM
MOVER:	Erich Hackney, Precinct 8	
SECONDER:	Don Metzger, Mayor Pro Tem	
AYES:	Metzger, Robinson, Wilkins, Ivey, Cantey Jr., Maynor, Hackney	
ABSTAIN:	Pennington	
ABSENT:	Jones	

9. Approval of Professional Auditing Services - Alisha Thompson, Finance Director
The current audit contracts expired with the fiscal year 2012-2013 audit. Letters of interest in receiving a copy of the RFP for auditing services for the next three fiscal years were mailed to eight firms, of which four expressed interest and responded.

	2014	2015	2016	Total
W Greene & Company	21,500	22,500	23,500	
67,500				
Collins Kemp & Patterson	23,500	23,500	23,500	
70,500				
S. Preston Douglas & Associates	23,500	23,500	23,500	70,500
Thompson, Price, Scott, Adams, & Co	23,750	23,750	23,750	
71,250				

Recommend that CPC review the bids submitted and select a firm to provide auditing services for the City of Lumberton and Lumberton Airport for the next three fiscal years.

Councilman Cantey made a motion, seconded by Councilman Robinson, recommending that Collins, Kemp & Patterson be awarded the Professional Auditing Services for the City & Airport for the next three fiscal years.

RESULT:	REFERRED [7 TO 0]	Next: 3/17/2014 7:00 PM
MOVER:	John Cantey Jr., Precinct 5	
SECONDER:	John Robinson, Precinct 2	
AYES:	Metzger, Robinson, Wilkins, Ivey, Cantey Jr., Maynor, Hackney	
ABSTAIN:	Pennington	
ABSENT:	Jones	

10. Adopt an Ordinance Setting a Schedule for Consideration of Zoning of Electronic Gaming - Rob Price, City Attorney
The existing moratorium on Electronic and Cyber-Gambling Establishments will expire on June 10, and the Ordinance establishing the moratorium doesn't contain a schedule of actions to be taken. Staff has developed proposed zoning regulations for this use, which are attached as Ordinance - Electronic Gaming Operations, which is provided for information only. Adopt the attached Ordinance - Schedule on Moratorium" to add a schedule to the moratorium ordinance.

RESULT:	REFERRED [7 TO 0]	Next: 3/17/2014 7:00 PM
MOVER:	John Cantey Jr., Precinct 5	
SECONDER:	Leon Maynor, Precinct 7	
AYES:	Metzger, Robinson, Wilkins, Ivey, Cantey Jr., Maynor, Hackney	
ABSTAIN:	Pennington	
ABSENT:	Jones	

11. Adopt a Resolution Supporting County's Dumping Ordinance - Rob Price, City Attorney
The County has requested support for an ordinance it adopted, because the state has requested evidence of local government cooperation on the issue. The cover letter received from the County and the County Ordinance for which support is sought are attached as "County Landfill Ordinance". This was considered by Council in February, but not adopted because the City's recycled wastes are being transported out of county. County Attorney Hal Kinlaw has now stated that an exception for recycling will be acceptable, so an exception for recycling has been added to the Resolution.
Adopt the attached resolution supporting the County Ordinance.

RESULT:	REFERRED [7 TO 0]	Next: 3/17/2014 7:00 PM
MOVER:	Don Metzger, Mayor Pro Tem	
SECONDER:	Erich Hackney, Precinct 8	
AYES:	Metzger, Robinson, Wilkins, Ivey, Cantey Jr., Maynor, Hackney	
ABSTAIN:	Pennington	
ABSENT:	Jones	

12. Adopt an Ordinance Endorsing Negotiation of Sale of ElectriCities Assets - Rob Price, City Attorney
Roy Jones, Chief Operating Officer at ElectriCities, will consult with Council in closed session at the March 17 Council Meeting about a potential sale of ElectriCities assets, pursuant to NCGS 143-318.11(a)(1), which permits closed sessions to prevent the disclosure of information which is privileged or confidential, and NCGS 159B-38, which make discussions of a proposed contract to which a joint agency is a party, which involves the ownership of electric power facilities confidential.

Adopt Ordinance for the consideration after the above-described closed session presentation.

RESULT:	REFERRED [7 TO 0]	Next: 3/17/2014 7:00 PM
MOVER:	Erich Hackney, Precinct 8	
SECONDER:	Don Metzger, Mayor Pro Tem	
AYES:	Metzger, Robinson, Wilkins, Ivey, Cantey Jr., Maynor, Hackney	
ABSTAIN:	Pennington	
ABSENT:	Jones	

13. Acceptance of February 2014 Tax Releases - Linda Oxendine, Public Services Director
Per G.S. 105-381, which authorizes the release or refund of billed and / or collected taxes when such taxes were imposed as a result of any of the following reasons:
Clerical / computational error, the tax was listed and billed in the name of the wrong

taxpayer, the property did not fall within the jurisdiction of the City of Lumberton, or the tax was listed in duplicate.

The City of Lumberton Tax Office submits for approval the following tax releases which were generated primarily in response to documentation from the Robeson County Tax Assessor and/or city staff clerical errors for the years and amounts outlined below:

2007-----59.56

2008-----11.65

2009-----10.88

2012-----48.54

2013-----29.26

Approve the tax releases for the years and amounts listed above.

RESULT:	REFERRED [7 TO 0]	Next: 3/17/2014 7:00 PM
MOVER:	Erich Hackney, Precinct 8	
SECONDER:	Don Metzger, Mayor Pro Tem	
AYES:	Metzger, Robinson, Wilkins, Ivey, Cantey Jr., Maynor, Hackney	
ABSTAIN:	Pennington	
ABSENT:	Jones	

III. Designation Of Consent/Non-Consent Items

I. Closed Session

Councilman Maynor made a motion, seconded by Councilman Hackney, to move into closed session for the purpose of a consultation with the City Attorney reference claims and personnel. It carried unanimously.

Open Session

Councilman Hackney made a motion, seconded by Councilman Metzger, to return to open session. It carried unanimously.

IV. ADJOURNMENT

There being no further business to come before the board Mayor Pennington adjourned the meeting.