



CITY OF LUMBERTON

CITY COUNCIL

AGENDA • JUNE 9, 2025

Regular Meeting

Council Chambers

6:00 PM

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

Mayor Bruce W. Davis

Councilmember Leroy Rising, Precinct 1
Councilmember Melissa Robinson, Precinct 2
Councilmember John Carroll, Precinct 3
Councilmember Karen Higley, Precinct 4

Councilmember John Cantey, Precinct 5
Councilmember Alfred Douglas, Precinct 6
Councilmember Eric Chavis, Precinct 7
Councilmember Owen Thomas, Mayor Pro Tem

STAFF:

Wayne Horne, City Manager
Brandon Love, Deputy City Manager
Holt Moore, City Attorney
Laney Mitchell-McIntosh, City Clerk

I. Call to Order

- A. Invocation –
- B. Pledge of Allegiance –

II. Public Comment Period

- A. Ray Pennington Park - Boots on the Ground - Ms. Loretta Locklear - , City Manager

III. Public Hearings

- A. The City of Lumberton Contiguous Annexation Emery Road - County - ArTriel Kirchner, Planning & Neighborhood Services
- B. The City of Lumberton Rezoning Emery Road - County - ArTriel Kirchner, Planning & Neighborhood Services
- C. Tubbs Contiguous Annexation Emery Road - County - ArTriel Kirchner, Planning & Neighborhood Services
- D. Tubbs Rezoning Emery Road - County - ArTriel Kirchner, Planning & Neighborhood Services
- E. Justin Patterson Rezoning 35 State St.-P7 - ArTriel Kirchner, Planning & Neighborhood Services
- F. Eric Chavis Rezoning Request 1322 Alamac Road-ETJ - ArTriel Kirchner, Planning &

Neighborhood Services

- G. Gods Chosen Generation (SUP) Cemetery 44 Zach Drive- ETJ - ArTriel Kirchner, Planning & Neighborhood Services
- H. Ryan Locklear Special Use Permit 328 E. 24th. St. - P3 - ArTriel Kirchner, Planning & Neighborhood Services
- I. **Proposed 2025-2026 Fiscal Year Budget** - Wayne Horne, City Manager

IV. Consent Agenda

- A. Minutes Approval for May 5, 2025, Regular City Council Meeting and May 28, 2025, Special City Council Meeting.
- B. Ratify the Contribution of \$400 of CRF for the Juneteenth Souvenir Booklet as follows: P1 - P8 Contributed \$50 each for a total of \$400. - Wayne Horne, City Manager
- C. Ratify the Designation of \$450 to the Juneteenth Souvenir Booklet as follows: P1 - P8 \$50 each - Wayne Horne, City Manager
- D. Ratification of the Adoption of the Resolution of the Financing Terms and the Selection of Atlantic Union Public Finance as the lending source for the AMI Project - Hank Lewis, Finance
- E. Ratification of Construction Agreement with CSX for Floodgates - Holt Moore, City Attorney

V. Agenda Items

- A. Unsafe structure 204 S Seneca Street - Ben Andrews, Inspections
- B. Unsafe Structure 310 W 24th Street - Ben Andrews, Inspections
- C. Airport Remote Fuel Connection - Gary Lewis, Airport
- D. Permission to apply for the 2025 COPS Grant - Michael McNeill, Police
- E. SCADA Computer server replacement - Rob Armstrong, Public Works
- F. WWTP PFAS Study Scope and Fee - Rob Armstrong, Public Works
- G. Floodgate Construction Administration and Quality Control Services - Rob Armstrong, Public Works
- H. Approval of Fayetteville Road Widening Agreement with NCDOT regarding Water & Sewer - Holt Moore, Public Works

- I. Rudy Gallegos Final Plat Approval - ETJ - ArTriel Kirchner, Planning & Neighborhood Services
- J. Budget Amendments
 - Wayne Horne, Hank Lewis, Finance
- K. Delinquent Receivables
 - Hank Lewis, Finance
- L. NC Land & Water Fund - Project Update - Brandon Love, City Manager
- M. Carolina Civic Center - Elective Change Order #37 - Brandon Love, City Manager
- N. Request to Re-name the Bridge at Exit 20 After Fallen Police Officer Jason Quick - Wayne Horne, City Manager
- O. P1 - CRF Request for Wycliffe Association - Councilman Leroy Rising, City Council
- P. P2 - Request for VBS - United Pentecostal Holy Church - Councilwoman Melissa Robinson, City Council
- Q. P4 - Community Day at Ivey's Park - Councilwoman Karen Higley, City Council
- R. P4 - Request for \$150 of CRF for Repairs - Councilwoman Karen Higley, City Council
- S. P7 - Request for Funds - Lumberton Junior Service League - Councilman Eric Chavis, City Council
- T. 4th Annual Sudan Pirates Golf Tournament - Owen Thomas, City Council
- U. P5 - Requests \$200 of CRF for the 2nd Annual Youth "Stop the Violence" Event - Councilman John Cantey, City Council
- V. P5 - CRF Request for a Community Day Event on June 27th - Councilman John Cantey, City Council
- W. P5 - Request for Reimbursement - , City Council
- X. Installation of Stop Signs - Intersection of 10th Street and Rex Street - Michael McNeill, Police

VI. Adjournment



RAY PENNINGTON PARK

DON'T MISS IT!

SATURDAY, JUNE 21ST FROM 2 P.M. TO 11 P.M.

THERE WILL BE THE BIGGEST ROOTIN' TOOTIN'
COWBOY AND COWGIRL, BOOTS ON THE GROUND
EVENT!

TELL EVERYONE TO BRING THEIR OWN FAN. THERE WILL BE
PRIZES AND FOOD. IT IS FOR THE COMMUNITY TO COME
TOGETHER.

WE NEED ALL TRUCKERS AND BIKERS TO COME, SO BRING
YOUR STALLION.

WE WILL SEE YOU AT RAY PENNINGTON PARK!

Amberlee WC
SINGING AND DANCING

PRICE AT THE DOOR- \$15.00

BOOTH- \$25.00

Lumberton City Council

Item: III.A.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Planning & Neighborhood
Services

Submission Date: 05/06/2025

Subject: The City of Lumberton Contiguous Annexation Emery Road - County

Summary/Background of Subject Matter:

The City of Lumberton is requesting a contiguous annexation of property located on Emery Road parcel #02080101402, Deed Bk. 2334, Pg. #0612. The property is zoned County I-2; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing, which will be addressed in a separate item.

Staff Recommendation:

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

City Manager's Comments:

Signature:

Department: Planning & Neighborhood
Services

ATTACHMENTS:

1. CoL Annexation CONTIGUOUS Emery Rd 4-28-2025 (PH)
2. Ordinance Extending Corporate Limits

PETITION FOR ANNEXATION OF CONTIGUOUS PROPERTY

NORTH CAROLINA

CITY OF LUMBERTON

ROBESON COUNTY

**IN THE MATTER OF THE ANNEXATION)
OF CERTAIN LANDS INTO THE CITY)
OF LUMBERTON)**

P E T I T I O N

TO THE CITY COUNCIL OF LUMBERTON

1. We the undersigned owners of real property respectfully request that the area described in paragraph 2 below be annexed to the City of Lumberton.

2. The area to be annexed is contiguous to the City of Lumberton and the boundaries of such territory are described in the attached legal description labeled as Exhibit "A".

3. A map showing the area to be annexed is attached hereto as Exhibit "B".

4. Tax Parcel Number: 0208 01 01402
(Map #) (Block #) (Parcel #)

5. Deed Book: 02334 Page: 0612

This the 28 day of April, 202025.

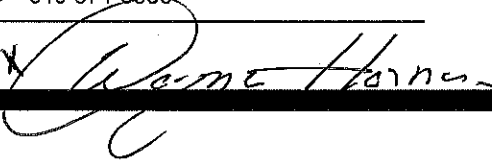
PROPERTY OWNER(S)

Name: City of Lumberton, Wayne Horne (MGR)

Address: PO Box 1388 Lumberton, NC 28359

Telephone: 910-671-3800

EMAIL ADDRESS: whorne@ci.lumberton.nc.us

Signature: 

This certifies that PIN: **0208-01-01402**
is free of any delinquent ad valorem Tax liens
charged to the Robeson County Tax Collector;
but does not certify that the deed description
matches this PIN. NC GS 161-31


Delinquent Tax Collector Signature
Ashley R. Torre

3/3/2022



2022002126

ROBESON CO, NC FEE \$26.00
STATE OF NC REAL ESTATE EXT

\$360.00

PRESENTED & RECORDED:

03-03-2022 12:37:19 PM

VICKI L LOCKLEAR

REGISTER OF DEEDS
BY: KYNIA JOHNSON
DEPUTY

BK: D 2334

PG: 612-614

Tax Stamps: \$360.00

Tax Parcel: 0208-01-01402

Return after Recording to: E. Holt Moore, III, Attorney

Prepared by: E. Holt Moore, III

**NORTH CAROLINA
ROBESON COUNTY**

WARRANTY DEED

This deed, made and entered into on March 1st, 2022, by and between Curtin Realty & Investments, LLC (a N.C. Limited Liability Company) 11900 Goodrich Drive, Charlotte, NC 28273 hereinafter referred to as "Grantor", and the City of Lumberton, P.O. Box 1388, Lumberton, NC 28359, hereinafter referred to as "Grantee";

WITNESSETH:

That for a valuable consideration, the receipt of which is hereby acknowledged, the Grantor has and by these presents does grant, bargain, sell and convey unto the Grantee, his heirs and assigns, all that certain tract or parcel of land lying and being in the City of Lumberton, Lumberton Township, Robeson County, North Carolina, and being more particularly described as follows:

Lying and being in Back Swamp Township, Robeson County, North Carolina, south of and adjacent to Secondary Road 2416 (Emery Road), adjoining the lands of the City of Lumberton (1166/693) on the west & lands of the original tract of which this is a part (585/714) on all other sides and being more particularly described as follows:

Beginning at an iron rod set on the southern right of way line of Emery Road, said iron rod being located South 83 degrees 33 minutes 25 seconds East 400.00 feet and South 22 degrees 26 minutes 06 seconds West 31.21 feet from an iron pipe found in the center of Emery Road, the City of Lumberton's northwest corner and runs thence from said beginning iron rod with the southern right of way line of Emery Road South 83 degrees 57 minutes 42 seconds East 128.93 feet to an NCDOT R/W Disc; thence continuing with said right of way line South 06 degrees 17 minutes 12 seconds West 21.38 feet to an NCDOT R/W Disc; thence continuing with said right of way line South 82 degrees 33 minutes 08 seconds East 72.50 feet to a set iron rod, said iron rod being located North 82 degrees 33 minutes 08 seconds West 229.08 feet from an NCDOT R/W Disc, said R/W Disc having N.C. Grid Coordinates of N: 307428.312', E; 1972252.185'

(NAO 83(2011)Datum); thence with a new line South 17 degrees 59 minutes 48 seconds West 650.48 feet to a set iron rod; thence with a new line South 82 degrees 39 minutes 06 seconds West 288.05 feet to an iron rod set in the western line of the original tract;

Thence with said line and the City of Lumberton's eastern line North 22 degrees 26 minutes 06 seconds East 757.00 feet to the beginning, containing 3.70 acres, more or less

This tract is a portion of the lands described in Deed Book 585, Page 714 recorded in the Robeson County Registry.

This tract is exempt from the Robeson County Subdivision Ordinance under Article V, Section 501, Item "h".

Bearings of the above described tract are referenced to the NC Grid System NAD 83(2011) Datum.

****THIS PROPERTY IS NOT THE PRIMARY RESIDENCE OF THE GRANTOR****

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereunto belonging unto the Grantee, and his heirs and assigns, in fee simple.

And the Grantor covenants with the Grantee, his heirs and assigns that Grantor is seized of the premises in fee simple, has the right to convey the same in fee simple, that title is marketable and free and clear of all encumbrances, and that Grantor will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated. Title to the property hereinabove described is subject to the following exceptions: and all such easements and restrictions as might appear of record or upon view of the site.

The Grantor has no knowledge of any hazardous waste or underground petroleum storage tanks on this property.

The designations "Grantor" and "Grantee" as used herein include said parties, their heirs, successors, and assigns, and include singular, plural, masculine, feminine or neuter as required by context.

In Testimony Whereof, the Grantor has hereunto set his hand and seal the day and year first above written.

Curtin Realty & Investments, LLC

By: _____



William Curtin, Jr.

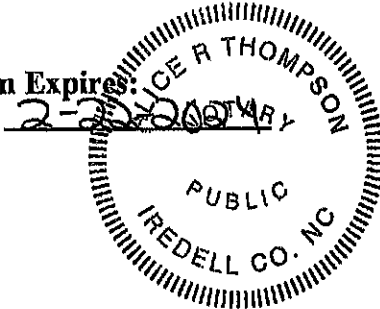
Title: Manager

SEAL-STAMP State of NC - County of Iredell

I, the undersigned Notary Public of the County and State aforesaid, certify that WILLIAM CURTIN, JR. personally came before me this day and acknowledged that he/she is the MANAGER (Title) of Curtin Realty & Investments, LLC and that by authority duly given and as the act of such entity, he signed the foregoing instrument in its name on its behalf as its act and deed.

Witness my hand and Notarial stamp or seal, this 1st day of March 2022.

My Commission Expires:



Alice R Thompson
Notary Public

City of *Lumberton*

Planning & Neighborhood Services

Request for Annexation and Zoning
5.136 & 6.232 City of Lumberton

PETITIONER(S):	OWNER(S):
Name of Petitioner: City of Lumberton	Name of Owner: City of Lumberton
Address: PO Box 1388	Address: PO Box 1388
City/State/Zip: Lumberton, NC 28359	City/State/Zip: Lumberton, NC 28359

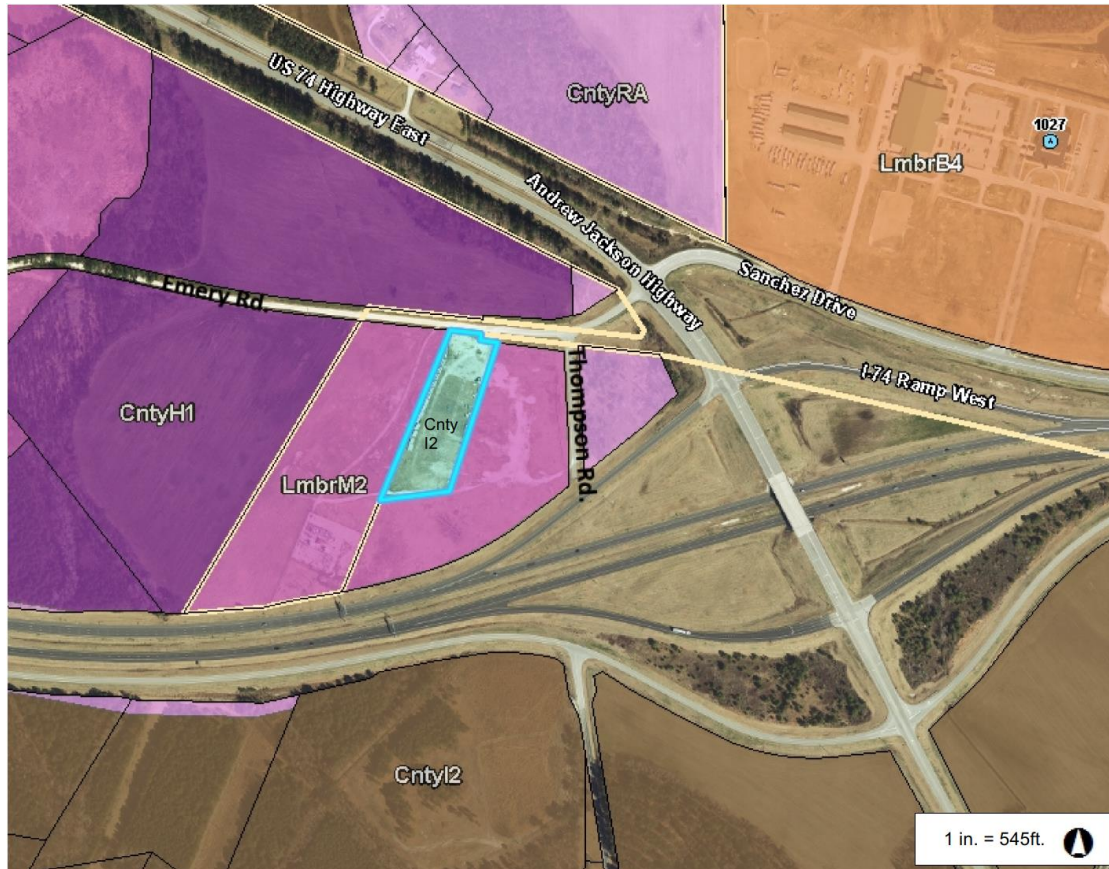
LOCATION: Emery Rd. Parcel # 02080101402



City of Lumberton

Planning & Neighborhood Services

Zoning: County I2



STAFF ANALYSIS

PARCEL INFORMATION

Owner	Parcel #(s)	Zoning	Area
City of Lumberton	02080101402	County I-2	~ 3.70 Acres

ADJACENT PROPERTY SITE DATA

	Zoning	Land Use
North	County H-1	Vacant
South	City M-2	Vacant
East	City M-2	Vacant
West	City M-2	City of Lumberton POD #3

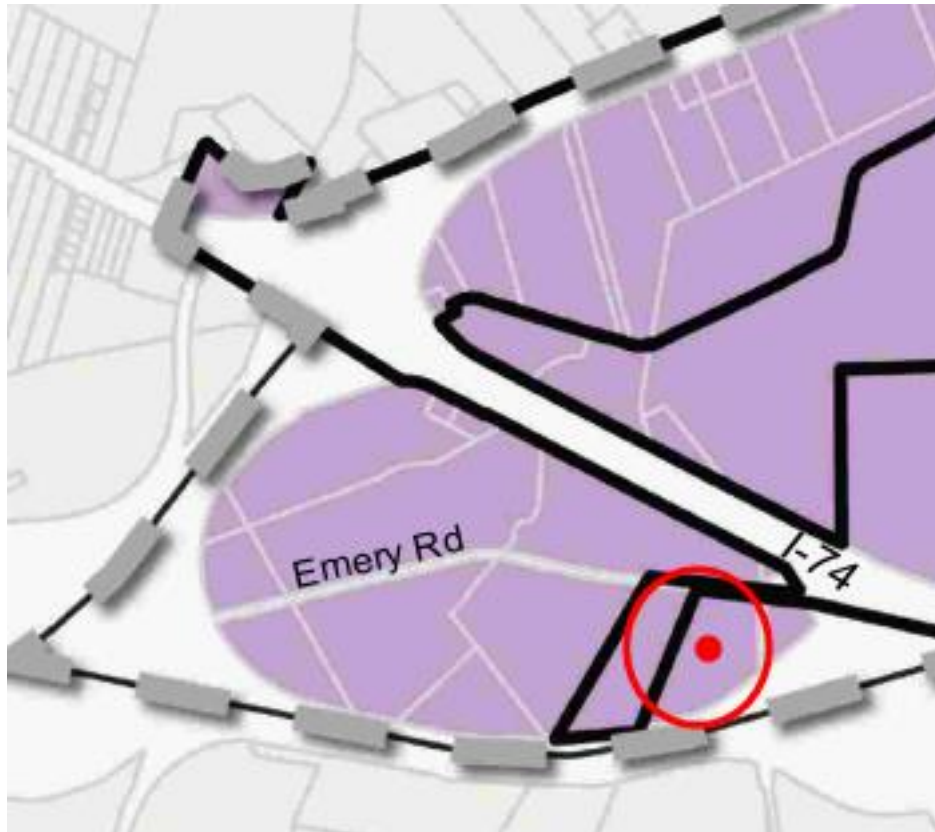
Planning & Neighborhood Services

PROJECT OVERVIEW

Annexation: The City of Lumberton is requesting a contiguous annexation and rezoning (application follows) of property located on Emery Road parcel #02080101402, Deed Bk.. 2334, Pg. #0612. The property is zoned County I-2; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing.

PLANNING & ZONING

Land Use Plan: The Land Use Plan designates the future use of this parcel as industrial and is located in Robeson County's jurisdiction.



INDUSTRIAL

The Industrial land use category is intended to promote economic development by providing significant freedom in land use for the purposes of manufacturing, assembly, processing, fabrication, transportation, warehousing and logistics at a variety of intensities and scales. While not exclusively industrial in nature, commercial or other nonresidential uses which do not directly support the function of the industrial base within these areas should be discouraged in order to promote the compatible use of land and to preserve this land resource for industries that will promote stable employment growth in the region.

City of



Lumberton

Planning & Neighborhood Services

Flood Zone 'X' Not in 100-YR Floodplain: Area of minimal risk and determined to be outside the 100 and 500-year floodplains.

Map Number: 3710937000K Panel Number: 9370 Panel Effective Date: 12/6/2019

City of Lumberton Annexation/Zoning

Apr 29, 2025



Legend

Panels	Flood Hazard Areas
Political Areas	Floodway (AE)
Stream Centerline	0.2 % Chance Annual Flood Hazard
Cross Sections	Future Conditions 1% Annual Chance Flood Hazard
Levee	

North Carolina Floodplain Mapping Program



City of



Lumberton

Planning & Neighborhood Services

Department Comments:

Electrical Utilities:

Fire: No issues for the Fire Department

Planning: Planning has no comments or concerns.

Police: The Lumberton Police Dept. does not have any issues with the Annexation of the property

Public Works: Public Works has no issue with the annexation.

Tax: This would bring revenue for electric, water, sewer garbage and storm water. This will bring revenue for taxes as well.

NOTIFICATIONS FOR PUBLIC HEARING (6-9-2021)

On May 21, 2025 the Planning Department sent out letters to the adjacent property owners within 150 feet of the petitioned property, notifying them of the request.

On May 21, 2025 a request was sent to Public Works Department to have a sign placed on the property, notifying the adjacent property owners of the request.

On May 21, 2025 a request was sent to the Robesonian to have the legal ad for this request ran on May 31, 2025 and June 7, 2025.

PLANNING STAFF RECOMMENDATION TO COUNCIL

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

ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE
CITY OF LUMBERTON: PARCEL # 0208-01-01402/Deed Book 2334 Page 0612

WHEREAS, the City Council has been petitioned under G.S. 160D-108.1 to annex the area described herein by petition filed on April 28, 2025;

WHEREAS, the City Council has by resolution dated **October 7, 2015**, directed the City Clerk to investigate the sufficiency of said petition;

WHEREAS, the City Clerk has certified the result of her investigation by the Certificate of Sufficiency dated **August 2, 2012**;

WHEREAS, the City Council has by resolution dated **November 4, 2015**, set the public hearing on the question of annexation and directed that notice of said public hearing be published;

WHEREAS, notice of the public hearing was published in a newspaper having general circulation in the City of Lumberton on May 31, 2025 and June 7, 2025;

WHEREAS, the public hearing on the question of annexation was held on June 9, 2025, and all persons owning property in the area petitioned to be annexed and all residents of the City of Lumberton were given an opportunity to be heard;

WHEREAS, the City Council does hereby find as a fact that said petition meets the requirements of G.S. 160D-108.1; and

WHEREAS, G.S. 160D-108.1 empowers the City Council of the City of Lumberton to adopt an ordinance annexing the area described in a petition, upon a finding that the petition meets the requirements of said statute;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lumberton that the following described territory is hereby annexed and made part of the City of Lumberton, said territory being described as follows:

MAP#0208-01-01402

Lying and being in Back Swamp Township, Robeson County, North Carolina, south of and adjacent to Secondary Road 2416 (Emery Road), adjoining the lands of the City of Lumberton (1166/693) on the west & lands of the original tract of which this is a part (585/714) on all other sides and being more particularly described as follows:

Beginning at an iron rod set on the southern right of way line of Emery Road, said iron rod being located South 83 degrees 33 minutes 25 seconds East 400.00 feet and South 22 degrees 26 minutes 06 seconds West 31.21 feet from an iron pipe found in the center of Emery Road, the City of Lumberton's northwest corner and runs thence from said beginning iron rod with the southern right of way line of Emery Road South 83 degrees 57 minutes 42 seconds East 128.93 feet to an NCDOT R/W Disc; thence continuing with said right of way line South 06 degrees 17 minutes 12 seconds West 21.38 feet to an NCDOT R/W Disc; thence continuing with said right of way line South 82 degrees 33 minutes 08 seconds East 72.50 feet to a set iron rod, said iron rod being located North 82 degrees 33 minutes 08 seconds West 229.08 feet from an NCDOT R/W Disc, said R/W Disc having N.C. Grid Coordinates of N: 307428.312', E: 1972252.185' (NAO 83(2011)Datum); thence with a new line South 17 degrees 59 minutes 48 seconds West 650.48 feet to a set iron rod; thence with a new line South 82 degrees 39 minutes 06 seconds West 288.05 feet to an iron rod set in the western line of the original tract; Thence with said line and the City of Lumberton's eastern line North 22 degrees 26 minutes 06 seconds East 757.00 feet to the beginning, containing 3.70 acres, more or less
This tract is a portion of the lands described in Deed Book 585, Page 714 recorded in the Robeson County Registry.
This tract is exempt from the Robeson County Subdivision Ordinance under Article V, Section 501, Item "h".
Bearings of the above described tract are referenced to the NC Grid System NAD 83(2011) Datum.

BE IT FURTHER ORDAINED by the City Council of the City of Lumberton as follows:

1. That upon and after the effective date of this ordinance, the above-described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Lumberton and shall be entitled to the same privileges and benefits as other parts of the City of Lumberton. Said territory shall be subject to municipal taxes according to G.S. 160D-108.1.

2. That this ordinance be certified to the Register of Deeds of Robeson County and to the Secretary of State of North Carolina, as provided by law.

3. That this ordinance shall become effective on **September 4, 2019**.

On motion of **Councilman**, seconded by **Councilman**,
the foregoing Ordinance was adopted the 9th day of June 2025.

Bruce Davis, Mayor

ATTEST:

Laney S. Mitchell-McIntosh, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

E. Holt Moore, III, City Attorney

Ordinance No.

Lumberton City Council

Item: III.B.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Planning & Neighborhood
Services

Submission Date: 05/21/2025

Subject: The City of Lumberton Rezoning Emery Road - County

Summary/Background of Subject Matter:

The City of Lumberton is requesting to rezone property located on Emery Road parcel #02080101402, Deed Bk. 2334, Pg. #0612. The property is zoned County I-2; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing.

Staff Recommendation:

Recommends that City Council hold tonight's public hearing and approve the rezoning request.

City Manager's Comments:

Signature:

Department: Planning & Neighborhood
Services

ATTACHMENTS:

1. CoL staff report cpcRezoning etal
2. Ordinance



DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
APPLICATION FOR ZONING MAP AMENDMENT

TO: THE CITY COUNCIL OF THE CITY OF LUMBERTON

The undersigned hereby respectfully requests that the Official Zoning Map of the City of Lumberton, North Carolina be amended as hereinafter described:

(NOTE: Please complete this application by typing or printing legibly.)

1. Applicant:

Owner:

Full Legal Name: City of Lumberton (Wayne Horne, MGR)

Full Legal Name: City of Lumberton (Wayne Horne, MGR)

Physical Home Address: 500 N. Cedar St.
Lumberton, NC 28358

Physical Home Address: 500 N. Cedar St.
Lumberton, NC 28358

Mailing Address: PO Box 1388
Lumberton, NC 28359

Mailing Address: PO Box 1388
Lumberton, NC 28359

Telephone: 910-671-3800

Telephone: 910-671-3800

Legal Name of Business:

EMAIL: whorne@ci.lumberton.nc.us

2. Description of Property:

S/S OF EMERY RD SR# 2416

(Address)

2334

(Deed Book)

0612

(Page)

N/A

(Map Book)

N/A

(Page)

~215 feet

(Frontage)

~3.70 acres

(Area)

3. Tax Map Identification Number (parcel number): 02080101402

4. Existing Zoning District Designation of Property: County I-2

5. Requested Zoning District Designation of Property: M-2, Heavy Manufacturing

6. Applicant's Interest In Property (check one): ☒ Owner ☐ Owner's Agent ☐ Lease-to-Own

☐ Tenant ☐ Family member ☐ Other (explain) _____

7. Legal Description of Property: Attach a running description of the portion of the property to be rezoned in metes and bounds sufficient to reconstruct the same on the property.

8. Site Map: Attach a map of the property in question.

9. Application Fee: Submit the fee payment with application. The application fee is **nonrefundable**.

1 of 3

All property owners must provide a physical address and sign their application. Additional signature page(s) are available upon request.

File # _____

2/6/2014

Updated 4/5/2012

P.O. Box 1388 ♦ 500 N. Cedar Street ♦ Lumberton, NC 28359 ♦ Phone : 910-671-3838 ♦ Fax : 910-671-3975



Lumberton

DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
APPLICATION FOR ZONING MAP AMENDMENT

- 10. Applicant's Intended Use of Property (Applicant should attach a detailed business plan which includes the intended use of the property):**

Rezone the property to a City zoning district following the annexation.

2 of 3

All property owners must provide a physical address and sign their application. Additional signature page(s) are available upon request.

File #

2/6/2014

Updated 4/5/2012

P.O. Box 1388 ♦ 500 N. Cedar Street ♦ Lumberton, NC 28359 ♦ Phone : 910-671-3838 ♦ Fax : 910-671-3975

2

City of



Lumberton

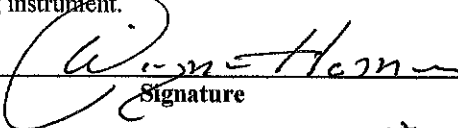
DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
APPLICATION FOR ZONING MAP AMENDMENT

11. Notarized Signatures:

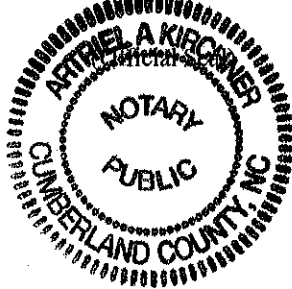
Applicant: Wayne Horne (CM) PO Box 1388; Lumberton NC 28359
Full Legal Name (type or print) Home Address

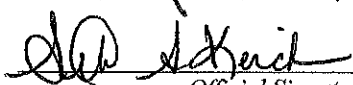
STATE OF North Carolina COUNTY OF Robeson

I, Artriel A. Kirchner, a Notary Public in and for said County and State, do hereby certify that the following individual personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Applicant: 
Signature

WITNESS my hand and official seal, this the 1st day of May, 2025




Official Signature of Notary

Artriel A. Kirchner, Notary Public
Notary's printed or typed name

My Commission Expires: October 4, 2025

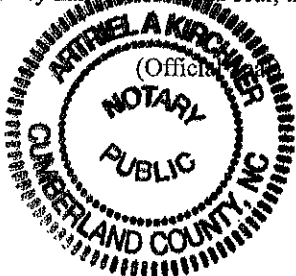
Owner: Wayne Horne (CM) PO Box 1388; Lumberton NC 28359
Full Legal Name (type or print) Home Address

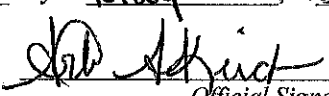
STATE OF North Carolina COUNTY OF Robeson

I, Artriel A. Kirchner, a Notary Public in and for said County and State, do hereby certify that the following individual personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Owner: 
Signature

WITNESS my hand and official seal, this the 1st day of May, 2025




Official Signature of Notary

Artriel A. Kirchner, Notary Public
Notary's printed or typed name

My Commission Expires: October 4, 2025

3 of 3

All property owners must provide a physical address and sign their application. Additional signature page(s) are available upon request.

File # _____
2/6/2014
Updated 4/5/2012

P.O. Box 1388 ♦ 500 N. Cedar Street ♦ Lumberton, NC 28359 ♦ Phone : 910-671-3838 ♦ Fax : 910-671-3975

City of *Lumberton*

Planning & Neighborhood Services

Request for Rezoning
6.232 City of Lumberton

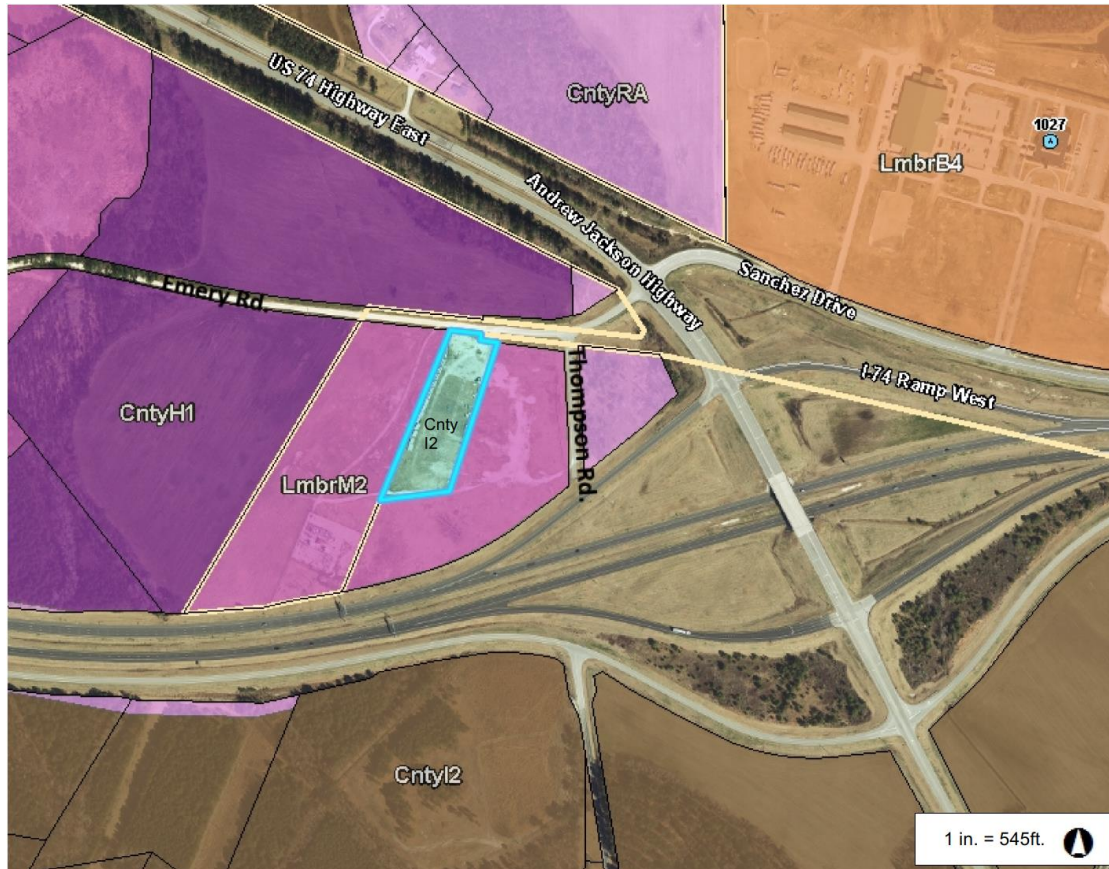
PETITIONER(S):	OWNER(S):
Name of Petitioner: City of Lumberton	Name of Owner: City of Lumberton
Address: PO Box 1388	Address: PO Box 1388
City/State/Zip: Lumberton, NC 28359	City/State/Zip: Lumberton, NC 28359

LOCATION: Emery Rd. Parcel # 02080101402



City of *Lumberton* *Planning & Neighborhood Services*

Zoning: County I2



STAFF ANALYSIS

PARCEL INFORMATION

Owner	Parcel #(s)	Zoning	Area
City of Lumberton	02080101402	County I-2	~ 3.70 Acres

ADJACENT PROPERTY SITE DATA

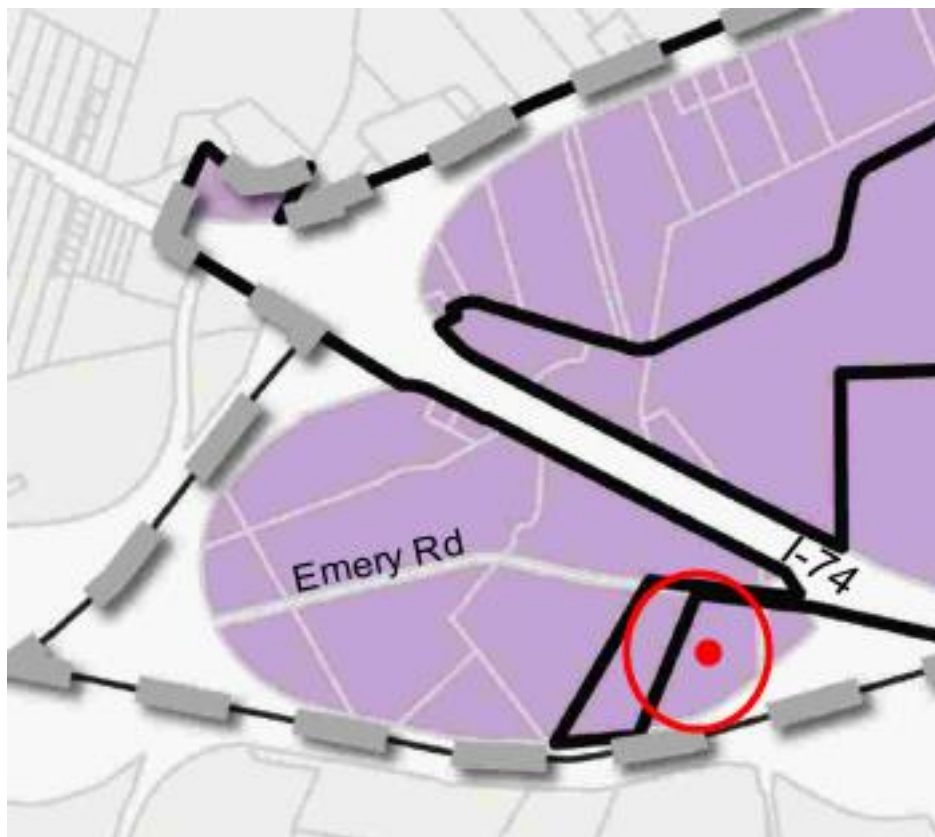
	Zoning	Land Use
North	County H-1	Vacant
South	City M-2	Vacant
East	City M-2	Vacant
West	City M-2	City of Lumberton POD #3

PROJECT OVERVIEW

Rezoning: The City of Lumberton is requesting to rezone property located on Emery Road parcel #02080101402, Deed Bk. 2334, Pg. #0612. The property is zoned County I-2; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing.

PLANNING & ZONING

Land Use Plan: The Land Use Plan designates the future use of this parcel as industrial and is located in Robeson County's jurisdiction.



INDUSTRIAL

The Industrial land use category is intended to promote economic development by providing significant freedom in land use for the purposes of manufacturing, assembly, processing, fabrication, transportation, warehousing and logistics at a variety of intensities and scales. While not exclusively industrial in nature, commercial or other nonresidential uses which do not directly support the function of the industrial base within these areas should be discouraged in order to promote the compatible use of land and to preserve this land resource for industries that will promote stable employment growth in the region.

City of



Lumberton

Planning & Neighborhood Services

Flood Zone 'X' Not in 100-YR Floodplain: Area of minimal risk and determined to be outside the 100 and 500-year floodplains.

Map Number: 3710937000K Panel Number: 9370 Panel Effective Date: 12/6/2019

City of Lumberton Annexation/Zoning

Apr 29, 2025



Legend	
Panels	Flood Hazard Areas
Political Areas	Floodway (AE)
Stream Centerline	0.2 % Chance Annual Flood Hazard
Cross Sections	Future Conditions 1% Annual Chance Flood Hazard
Levee	

North Carolina Floodplain Mapping Program





Planning & Neighborhood Services

NOTIFICATIONS FOR PUBLIC HEARING

On May 21, 2025 the Planning Department sent out letters to the adjacent property owners within 150 feet of the petitioned property, notifying them of the request.

On May 21, 2025 a request was sent to Public Works Department to have a sign placed on the property, notifying the adjacent property owners of the request.

On May 21, 2025 a request was sent to the Robesonian to have the legal ad for this request ran on May 31, 2025 and June 7, 2025.

PLANNING STAFF RECOMMENDATION TO COUNCIL

Recommends that City Council hold tonight's public hearing and approve the rezoning request.

ORDINANCE AMENDING THE LAND USE ORDINANCE AND OFFICIAL ZONING MAP
BY REZONING PROPERTY FROM COUNTY I-2 TO M-2

OWNER(S): CITY OF LUMBERTON
APPLICANT(S) WAYNE HORNE, CITY MANAGER
PARCEL: 0208-01-01402
DEED: DEED BOOK 02334 PAGE 0612

WHEREAS, a petition requesting the rezoning of certain property was filed with the Director of Planning and Neighborhood Services on May 1, 2025;

WHEREAS, the proposed amendment initiated by said petition was submitted to the Planning Board for review and recommendation and the Planning Board did make a recommendation at its May 20, 2025, meeting;

WHEREAS, the City Council set a public hearing on the proposed amendment for June 9, 2025;

WHEREAS, the public notice of said public hearing was published in a newspaper having general circulation in the City of Lumberton on May 31, 2025 and June 7, 2025;

WHEREAS, written notice of said public hearing was mailed to the owners of the property to be rezoned as well as the owners as shown on the county tax listing of all properties, any portion of which is within one hundred fifty (150) feet of the property rezoned by the amendment, pursuant to City of Lumberton Code of Ordinances Section 35-323 on May 21, 2025;

WHEREAS, a sign containing notification of said public hearing was posted on the property to be rezoned on May 21, 2025;

WHEREAS, a public hearing on the question of rezoning was held on June 9, 2025, and all persons were given an opportunity to be heard;

WHEREAS, the City Council of the City of Lumberton does hereby determine and find that in accordance with the City of Lumberton's comprehensive zoning plan and for the purpose of promoting the health, safety, morals and the general welfare of the community, the property hereinafter described is best suited to be designated as M-2, Heavy Manufacturing and;

WHEREAS, G.S. 160D-702 grants to the City of Lumberton the power to zone, G.S. 160D-703 permits the City of Lumberton to divide its territorial jurisdiction into districts, and G.S. 160D-601 permits the City of Lumberton to amend its zoning boundaries;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lumberton that the Land Use Ordinance and Official Zoning Map of the City of Lumberton be and the same is hereby amended by rezoning that property more fully described herein from County I-2 to M-2, said property being described as follows:

MAP# 0208-01-01402

Lying and being in Back Swamp Township, Robeson County, North Carolina, south of and adjacent to Secondary Road 2416 (Emery Road), adjoining the lands of the City of Lumberton (1166/693) on the west & lands of the original tract of which this is a part (585/714) on all other sides and being more particularly described as follows:

Beginning at an iron rod set on the southern right of way line of Emery Road, said iron rod being located South 83 degrees 33 minutes 25 seconds East 400.00 feet and South 22 degrees 26 minutes 06 seconds West 31.21 feet from an iron pipe found in the center of Emery Road, the City of Lumberton's northwest corner and runs thence from said beginning iron rod with the southern right of way line of Emery Road South 83 degrees 57 minutes 42 seconds East 128.93 feet to an NCDOT R/W Disc; thence continuing with said right of way line South 06 degrees 17 minutes 12 seconds West 21.38 feet to an NCDOT R/W Disc; thence continuing with said right of way line South 82 degrees 33 minutes 08 seconds East 72.50 feet to a set iron rod, said iron rod being located North 82 degrees 33 minutes 08 seconds West 229.08 feet from an NCDOT R/W Disc, said R/W Disc having N.C. Grid Coordinates of N: 307428.312', E: 1972252.185' (NAO 83(2011)Datum); thence with a new line South 17 degrees 59 minutes 48 seconds West 650.48 feet to a set iron rod; thence with a new line South 82 degrees 39 minutes 06 seconds West 288.05 feet to an iron rod set in the western line of the original tract;

Thence with said line and the City of Lumberton's eastern line North 22 degrees 26 minutes 06 seconds East 757.00 feet to the beginning, containing 3.70 acres, more or less

This tract is a portion of the lands described in Deed Book 585, Page 714 recorded in the Robeson County Registry.

This tract is exempt from the Robeson County Subdivision Ordinance under Article V, Section 501, Item "h".

Bearings of the above described tract are referenced to the NC Grid System NAD 83(2011) Datum.

On motion of Councilman _____, seconded by Councilman _____, the foregoing Amendment was adopted on the 9th day of June 2025.

Bruce Davis, Mayor

ATTEST:

Laney Mitchell-McIntosh, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

E. Holt Moore, III, City Attorney

Ordinance No.

Lumberton City Council

Item: III.C.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Planning & Neighborhood
Services

Submission Date: 05/21/2025

Subject: Tubbs Contiguous Annexation Emery Road - County

Summary/Background of Subject Matter:

The City of Lumberton submitted an application for contiguous annexation on behalf of the property owner Mary Price Tubbs, for property located on Emery Road parcel #02070201501. The property is zoned County H-1; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing, which (the rezoning) is addressed in a separate item.

Staff Recommendation:

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

City Manager's Comments:

Signature:

Department: Planning & Neighborhood
Services

ATTACHMENTS:

1. 2025.04.01 Resolution Directing the City Clerk to Investigate Annexation Parcel # 02070201501
2. Annexation CONTIGUOUS 7-1-23
3. Ordinance Extending Corporate Limits

**RESOLUTION DIRECTING THE CITY CLERK TO INVESTIGATE SAID PETITION
REQUESTING CONTIGUOUS ANNEXATION FOR MARY PRICE FOR PROPERTY
LOCATED ON EMERY ROAD (Parcel # 02070201501)**

WHEREAS, a petition requesting contiguous annexation of an area described in said petition has been filed with the City Clerk on April 7, 2025.

WHEREAS, the City Clerk, pursuant to Section 2-65 of the Lumberton City Code, has presented said petition to the City Council;

WHEREAS, G.S. 160A-31 provides that the sufficiency of the filed petition shall be investigated by the City Clerk and the results of her investigation certified to the City Council;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lumberton as follows:

That the City Clerk is hereby directed to investigate the sufficiency of the petition for annexation filed with the City Clerk on April 7, 2025, and to certify as soon as possible to the City Council the results of her investigation.

On motion of Council _____, seconded by Council _____, the foregoing Resolution was adopted the 7th day of April, 2025.

Bruce W. Davis, Mayor

ATTEST:

Laney Mitchell-McIntosh, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

E. Holt Moore III, City Attorney

Resolution 2025.04.01

PETITION FOR ANNEXATION OF CONTIGUOUS PROPERTY

NORTH CAROLINA

CITY OF LUMBERTON

ROBESON COUNTY

**IN THE MATTER OF THE ANNEXATION)
OF CERTAIN LANDS INTO THE CITY)
OF LUMBERTON)**

P E T I T I O N

TO THE CITY COUNCIL OF LUMBERTON

1. We the undersigned owners of real property respectfully request that the area described in paragraph 2 below be annexed to the City of Lumberton.
2. The area to be annexed is contiguous to the City of Lumberton and the boundaries of such territory are described in the attached legal description labeled as Exhibit "A".
3. A map showing the area to be annexed is attached hereto as Exhibit "B".
4. Tax Parcel Number: 02 07 0201501
(Map #) (Block #) (Parcel #)
5. Deed Book: 00403 Page: 0201 Map Book: 64 Page: 128

This the 3rd day of April, 2025.

PROPERTY OWNER(S)

Name: TUBBS, MARY PRICE

Address: PO Box 967

Telephone: 910-740-7856

Lumberton, NC 28359

Signature: Mary P. Tubbs

Name: City of Lumberton, Wayne Horne (MGR) Applicant

Address: PO Box 1388

Telephone: 910-671-3800

Lumberton, NC 28359

Signature: Wayne Horne

Email Address(s): whorne@ci.lumberton.nc.us

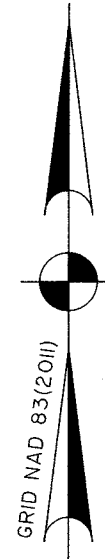
Exemption Note (G.S. 160A-376):

This plat is not subject to subdivision regulations due to parcels being greater than 10 acres in size; no street right-of-way dedication is involved.

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128

R.L. CURRIE FAMILY PROPERTIES
PIN #936097414500



2024004450

ROBESON CO. NC FEE \$21.00
PRESENTED & RECORDED

05-16-2024 03:10:16 PM

VICKI L LOCKLEAR

REGISTERED DEEDS
BY: KATELON FLOYD HUNT
DEPUTY

BK: M 64

PG: 128-128

LEGEND

- IRON REBAR FOUND (SIZE NOTED)
- 5/8" IRON REBAR SET
- GUY WIRE
- ⊕ POWER POLE
- UNDERGROUND UTILITY LINE MARKER
- NC DOT R/W POST
- NC DOT R/W MONUMENT
- ⊗ WATER VALVE
- ⊕ FIRE HYDRANT
- AXLE
- ☒ TELEPHONE BOX
- ⊙ SEWER MANHOLE
- △ CONTROL MONUMENT
- OHP — OVERHEAD POWERLINE
- — — PROPERTY BOUNDARY
- — — ADJACENT PROPERTY LINE (NOT SURVEYED)
- — — ADJACENT PROPERTY TIE LINE (SURVEYED)
- — — UTILITY EASEMENT
- — — RIGHT-OF-WAY (NOT SURVEYED)
- — — SS — FIELD LOCATED SEWER LINE
- — — — — FIELD LOCATED WATER LINE

LINE	BEARING	LENGTH
L1	N 79°59'40" W	47.85'
L2	N 79°59'40" W	17.14'
L3	S 83°06'57" E	102.14'
L4	S 89°48'03" E	1772.80'
L5	N 5°00'22" W	57.96'

CURVE	RADIUS	LENGTH	CH BEARING	CH LENGTH	DELTA
G1	5077.81'	36.49'	S 87°36'17" W	36.49'	0°24'42"
G2	3371.40'	378.52'	S 79°44'23" E	378.38'	5°27'39"
G3	5077.81'	346.50'	N 88°26'39" E	346.43'	3°54'35"
G4	4455.38'	254.52'	N 89°23'33" W	254.48'	3°16'23"

RETURN: WAYNE SHELLEY

State of North Carolina

County of

I, Rob S. Ramsey, Review Officer of Robeson County, certify that the map or plat on which this certification is affixed meets all statutory requirements for recording.

Rob S. Ramsey
Review Officer

Date 5-16-24

EMORY ROAD (60' R/W)

EDGE OF PAVEMENT

Date 5/13/2024

BACK OF CURB

TO THOMPSON ROAD

L3

L4 (COMPUTED TIE)

S 83°47'38" E 232.02'

PUBLISHED N.C. CONTROL MONUMENT "TAYLOR" P.I.D. EB1652 N: 307,540.30 E: 1,973,196.96 (NOT FIELD TIED)

FIELD LOCATED OVERHEAD POWERLINE (NO EASEMENT DOCUMENT SUPPLIED)

CITY OF LUMBERTON PIN #937016289200

MARY ELIZABETH TUBBS

PIN #937017281000

D.B. 403, PG. 201

26.58 AC.

(BEARING AND DISTANCES ARE GRID. SEE NOTE #3)

CERTIFICATE OF APPROVAL:

I hereby certify that all streets shown on this plat are within the City of Lumberton's planning jurisdiction, all streets and other improvements shown on this plat have been installed or completed or that their installation or completion (within twelve (12) months after the date below) has been ensured by the posting of a performance bond or other sufficient surety, and that the subdivision shown on this plat is in all respects in compliance with Chapter 35 of the Lumberton City Code, and therefore this plat has been approved by the Lumberton City Council, subject to its being recorded in the Robeson County Registry within (30) days of the date below.

Date 5-13-24

Thomas J. Hutton
City Manager

REFERENCE MAPS:

- "SURVEY FOR: CURTIN REALTY AND INVESTMENTS, LLC" DATED APRIL 25, 2020 BY DRIGGERS LAND SURVEYING & RECORDED IN THE ROBESON COUNTY R.O.D. OFFICE IN D.B. 2246, PG. 303.
- "SURVEY MAP PREPARED FOR: CITY OF LUMBERTON" DATED MARCH 17, 2000 BY POWERS LAND SURVEYING, P.A. & RECORDED IN THE ROBESON COUNTY R.O.D. OFFICE IN M.B. 37, PG. 93.
- "EXISTING PARCEL BOUNDARY SURVEY FOR: HINTON MCCALL KING" DATED DEC. 3, 2015 BY JOHN D. POWERS, JR. & RECORDED IN THE ROBESON COUNTY R.O.D. OFFICE IN M.B. 50, PG. 81.
- "STREAM MITIGATION SURVEY; FOR THE STATE OF NORTH CAROLINA" DATED JAN. 12, 2006 BY JOHNNY NOBLES & ASSOCIATES & RECORDED IN THE ROBESON COUNTY R.O.D. OFFICE IN M.B. 44, PG. 102.
- "RECOMBINATION/SUBDIVISION PREPARED FOR: STONEMONT FINANCIAL GROUP CONTAINING 46.63 ACRES TOTAL" DATED OCT. 25, 2021 BY THIS OFFICE & RECORDED IN THE ROBESON COUNTY R.O.D. OFFICE IN M.B. 58, PG. 30.
- "DIVISION OF THE ESTATE OF E.A. THOMPSON" DATED OCT. 10, 1951 BY W.E. STONE, JR. & RECORDED IN THE ROBESON COUNTY R.O.D. OFFICE IN M.B. 9, PG. 18.
- "STATE OF NORTH CAROLINA ROBESON COUNTY HIGHWAY PLANS R-513C" DATED MARCH 15, 2000.

NOTES:

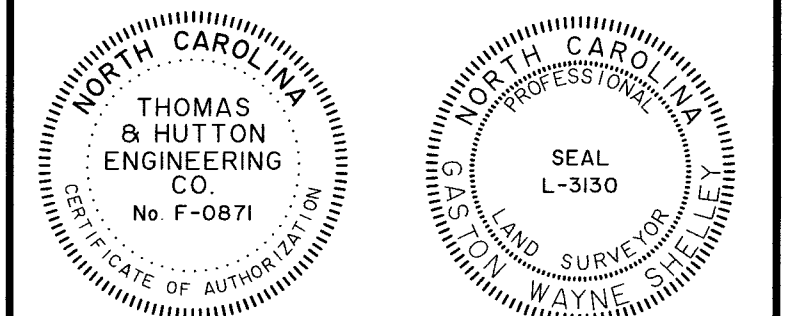
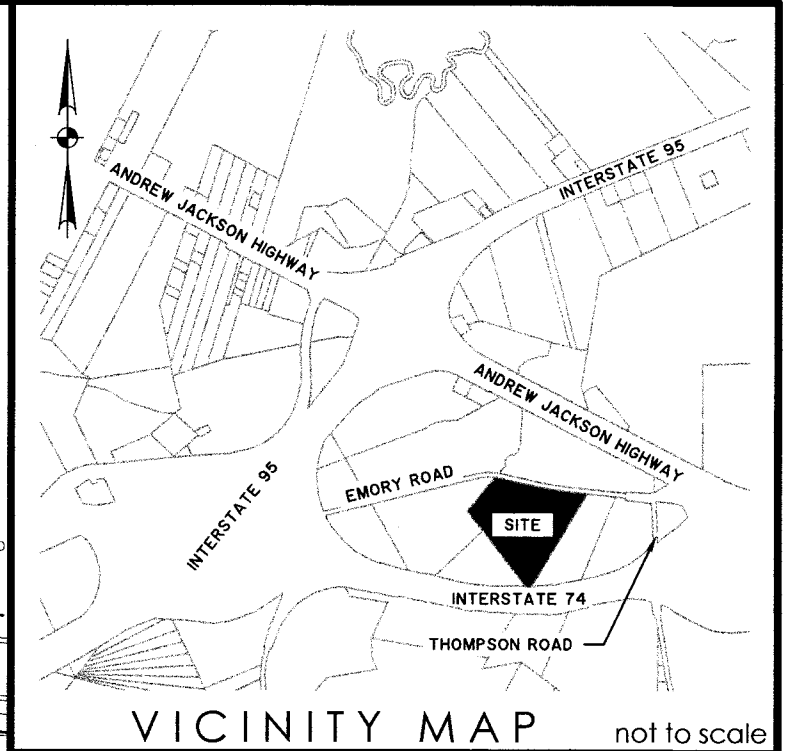
- PIN NO.: 937017281000.
- THIS AREA IS LOCATED IN FLOOD ZONE X (AREA OUTSIDE 500 YEAR FLOOD PLAIN) PANEL NO. 3710936000K & 371097000K DATED DEC. 6, 2019 - NATIONAL FLOOD INSURANCE PROGRAM FLOOD INSURANCE RATE MAP.
- ALL BEARINGS AND COORDINATES ARE BASED ON THE NORTH CAROLINA STATE PLANE COORDINATE SYSTEM NAD 1983(2000). ESTABLISHED BY GLOBAL POSITIONING SYSTEM VIRTUAL REFERENCE STATIONS & GLONASS. DISTANCES SHOWN ARE GRID DISTANCES NOT HORIZONTAL DISTANCES. TO MAKE DISTANCES GROUND, MULTIPLY BY 1.000063384.
- THIS SURVEY IS VALID ONLY IF THE PRINT OF SAME HAS THE ORIGINAL SIGNATURE AND SEAL OF THE SURVEYOR.
- NO TITLE SEARCH PERFORMED BY THIS OFFICE ON THIS DATE.
- THIS LOT IS SUBJECT TO ALL EASEMENTS AND RESTRICTIONS OF RECORD.
- SUBSURFACE AND ENVIRONMENTAL CONDITIONS WERE NOT EXAMINED OR CONSIDERED AN ELEMENT OF THIS SURVEY. NO STATEMENT IS MADE REGARDING THE EXISTENCE OF UNDERGROUND OR OVERHEAD CONTINGENCIES THAT MAY AFFECT THE USE OF THIS PARCEL.

CERTIFICATE OF OWNERSHIP AND DEDICATION:

I hereby certify that I am the owner of the property described hereon, which property is located within the subdivision regulation jurisdiction of the City of Lumberton, that I hereby freely adopt this plan of subdivision and dedicate to public use all areas shown on this plat as streets, alleys, walks, parks, open space, and easements, except those specifically indicated as private, and that I will maintain all such areas until the offer of dedication is accepted by the appropriate public authority. All property shown on this plat as dedicated for public use shall be deemed to be dedicated for any other public use authority by law when such other use is approved by the Lumberton City Council in the public interest.

Date 5/13/2024

Owner Mary Elizabeth Tubbs



I, GASTON WAYNE SHELLEY, CERTIFY THAT THIS PLAT WAS DRAWN FROM AN ACTUAL FIELD SURVEY UNDER MY SUPERVISION (DEED DESCRIPTION RECORDED IN D.B. 403, PG. 201); THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND IN DEED BOOK 112A, THAT THE RATIO OF PRECISION AS CALCULATED IS 1:10,000, THAT THE GLOBAL POSITIONING SYSTEM (GPS) SURVEY AND THE FOLLOWING INFORMATION WAS USED TO PERFORM THE GPS/GNSS SURVEY:

- CLASS OF SURVEY: (A)
- POSITIONAL ACCURACY: 0.05'
- TYPE GPS (OR GNSS) FIELD PROCEDURE: RTN-BASE/ROVER
- DATE(S) OF SURVEY: APRIL 17, 2024
- DATUM/EPOCH: NAD83 (2011)
- PUBLISHED/FIXED CONTROL: TAYLOR; PID: EB1652
- GEOID MODEL: 2018
- COMBINED GRID FACTOR: 0.99993662
- UNITS: U.S. SURVEY FEET

THIS SURVEY IS OF AN EXISTING PARCEL OR PARCELS OF LAND AND DOES NOT CREATE A NEW STREET OR CHANGE AN EXISTING STREET.

THIS PLAT WAS PREPARED IN ACCORDANCE WITH G.S. 47-30 AS AMENDED. WITNESS MY HAND AND SEAL THIS 17TH DAY OF APRIL 2024.

Gaston Wayne Shelley
GASTON WAYNE SHELLEY, N.C. PROFESSIONAL LAND SURVEYOR
LICENSE NO. L-3130

BOUNDARY SURVEY OF THE

MARY ELIZABETH TUBBS TRACT
(26.58 ACRES)

BACK SWAMP TOWNSHIP
ROBESON COUNTY, NORTH CAROLINA

prepared for
RAGAN SMITH

No	Revision	By	Date
----	----------	----	------

THOMAS & HUTTON

611 Burroughs & Chapin Blvd. • Suite 202
Myrtle Beach, SC 29577 • 843.839-3545

www.thomasandhutton.com



plat	drawn	reviewed	field	crew
4/17/2024	JED	GWS	4/2024	CDH

job 31909.0000b01(TUBBS)

SHEET 1 OF 1

City of



Lumberton

Planning & Neighborhood Services

Request for Annexation
5.135 Tubbs

PETITIONER(S):	OWNER(S):
Name of Petitioner: City of Lumberton	Name of Owner: Mary Price Tubbs
Address: PO Box 1388	Address: PO Box 967
City/State/Zip: Lumberton, NC 28359	City/State/Zip: Lumberton, NC 28359

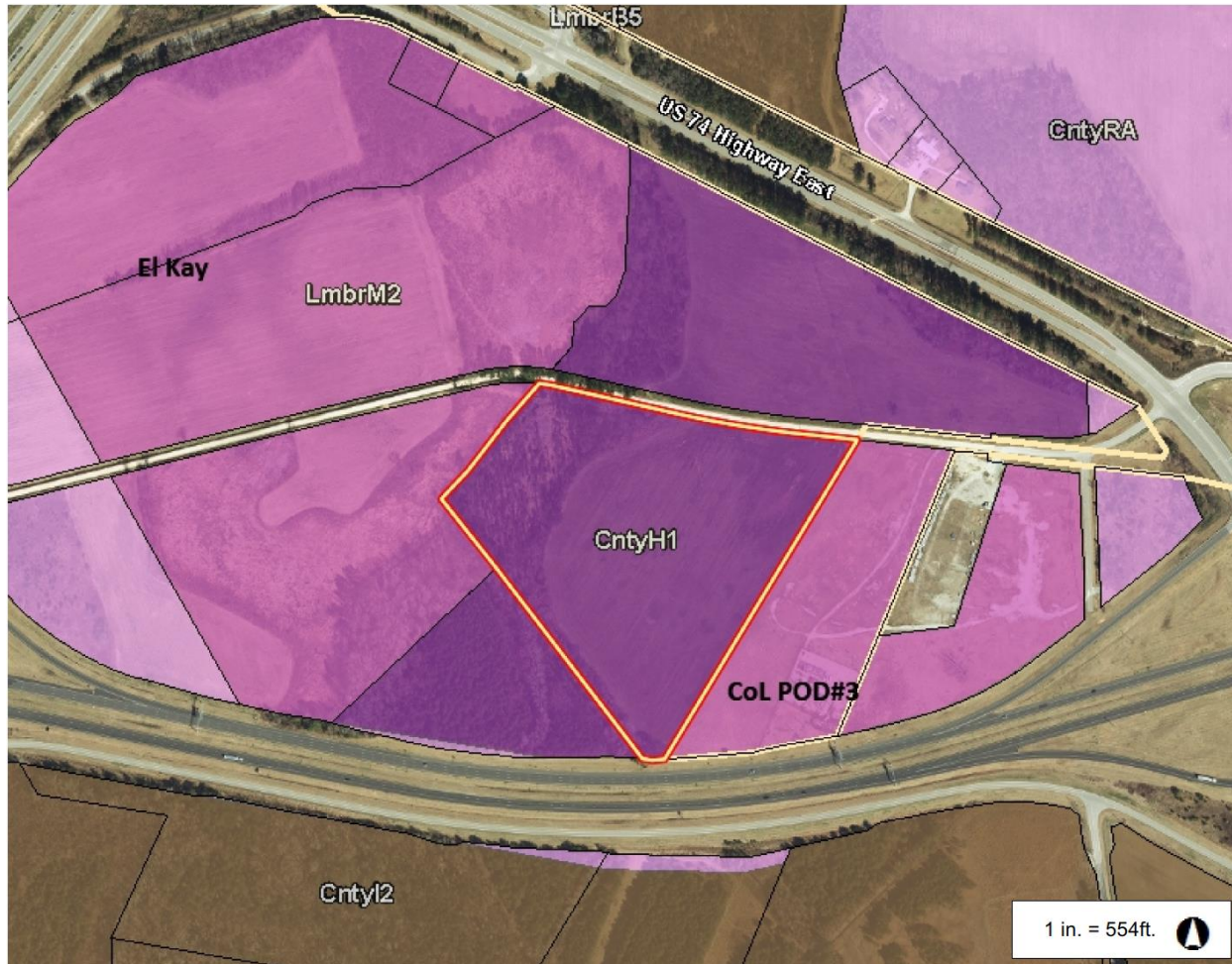
LOCATION: Emery Rd. Parcel # 02070201501



City of *Lumberton*

Planning & Neighborhood Services

Zoning: County H1



City of



Lumberton

Planning & Neighborhood Services

PARCEL INFORMATION

Owner	Parcel #(s)	Zoning	Area
Mary Tubbs	02070201501	County H-1	~ 27 Acres

ADJACENT PROPERTY SITE DATA

	Zoning	Land Use
North	County H-1 City M-2	Vacant Elkay
South	County I-2	Vacant
East	City M-2	City of Lumberton POD #3
West	County H-1 City M-2	Vacant

STAFF ANALYSIS

PROJECT OVERVIEW

Annexation: The city of Lumberton is requesting a contiguous annexation of property located on Emery Road parcel #02070201501, Deed Bk. 00403, Pg. #0201/Map Book: 64 Page: 128.

Analysis: The City of Lumberton submitted an application for contiguous annexation on behalf of the property owner Mary Tubbs, for property located on Emery Road parcel #02070201501. The property is zoned County H-1; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing.

City of

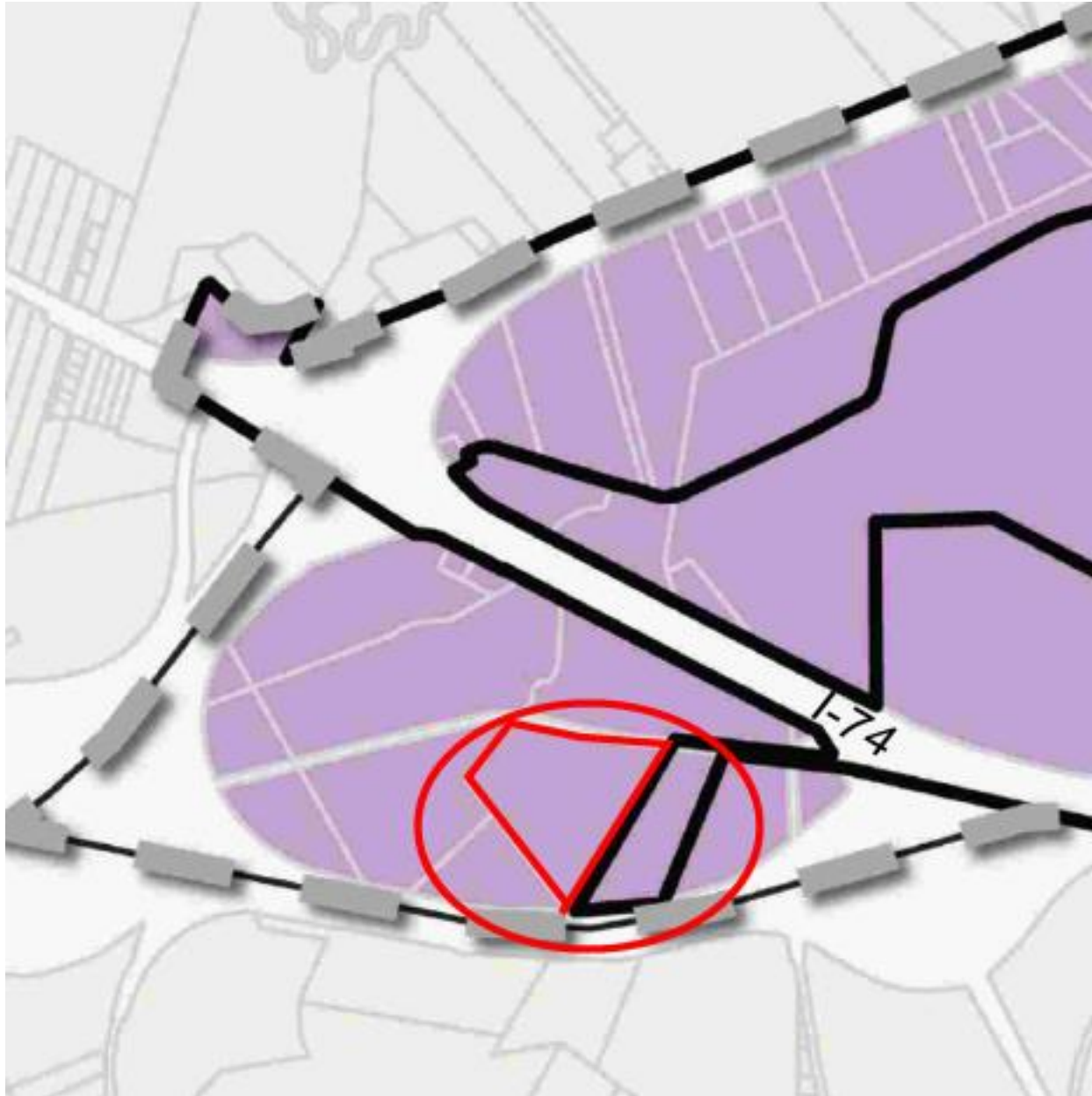


Lumberton

Planning & Neighborhood Services

PLANNING & ZONING

Land Use Plan: The Land Use Plan designates the future use of this parcel as industrial and is located in Robeson County's jurisdiction.



City of Lumberton

Planning & Neighborhood Services

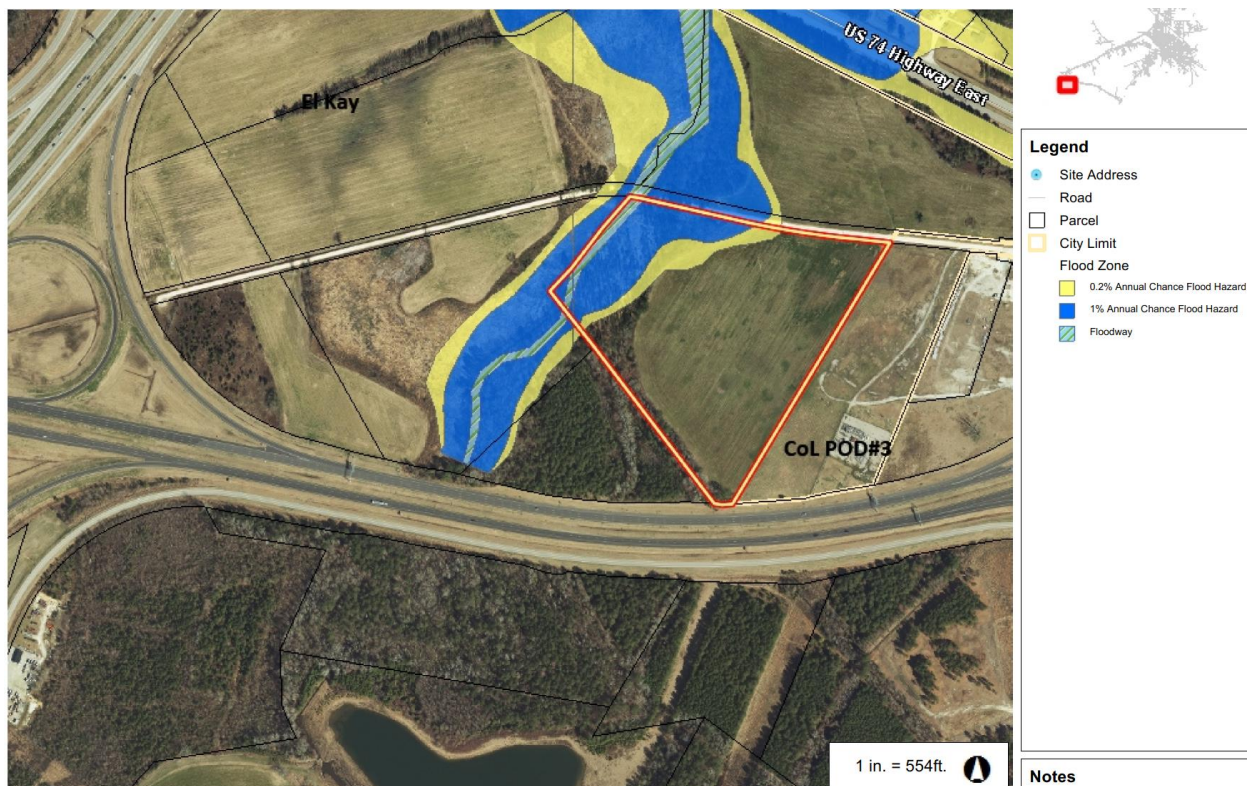
Flood Zone 'X' Not in 100-YR Floodplain: Area of minimal risk and determined to be outside the 100 and 500-year floodplains.

Flood Zone Shaded 'X' in 500-YR Floodplain: 0.2 Percent Annual Chance Flood: The flood that has a 0.2% chance of being equaled or exceeded in any given year. Also known as the 500-year floodplain.

Flood Zone AE in 100-YR Floodplain: Zones AE and A1-A30 are the flood insurance rate zones used for the 1-percent-annual-chance floodplains that are determined for the FIS by detailed methods of analysis. In most instances, BFEs derived from the detailed hydraulic analyses are shown at selected intervals in this zone. Mandatory flood insurance purchase requirements apply.

Flood Zone AE Floodway: The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.

Map Number: 3710937000K Panel Effective Date: 12/6/2019



City of *Lumberton*
Planning & Neighborhood Services

Department Comments:

Electrical Utilities:

Fire: No issues for the Fire Department

Planning: Planning has no comments or concerns.

Police: The Lumberton Police Dept. does not have any issues with the Annexation of the property

Public Works: Public Works has no issue with the annexation.

Tax: This would bring revenue for electric, water, sewer garbage and storm water. This will bring revenue for taxes as well.

NOTIFICATIONS FOR PUBLIC HEARING

On May 21, 2025 the Planning Department sent out letters to the adjacent property owners within 150 feet of the petitioned property, notifying them of the request.

On May 21, 2025 a request was sent to Public Works Department to have a sign placed on the property, notifying the adjacent property owners of the request.

On May 21, 2025 a request was sent to the Robesonian to have the legal ad for this request ran on May 31, 2025 and June 7, 2025.

PLANNING STAFF RECOMMENDATION TO COUNCIL

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

ORDINANCE EXTENDING THE CORPORATE LIMITS OF THE
CITY OF LUMBERTON: PARCEL # 0207-02-01501/Deed Book 00403 Page 0201

WHEREAS, the City Council has been petitioned under G.S. 160D-108.1 to annex the area described herein by petition filed on March 26, 2025;

WHEREAS, the City Council has by resolution dated April 7, 2025, directed the City Clerk to investigate the sufficiency of said petition;

WHEREAS, the City Clerk has certified the result of her investigation by the Certificate of Sufficiency dated August 2, 2012;

WHEREAS, the City Council has by resolution dated November 4, 2015, set the public hearing on the question of annexation and directed that notice of said public hearing be published;

WHEREAS, notice of the public hearing was published in a newspaper having general circulation in the City of Lumberton on May 31, 2025 and June 7, 2025;

WHEREAS, the public hearing on the question of annexation was held on June 9, 2025, and all persons owning property in the area petitioned to be annexed and all residents of the City of Lumberton were given an opportunity to be heard;

WHEREAS, the City Council does hereby find as a fact that said petition meets the requirements of G.S. 160D-108.1; and

WHEREAS, G.S. 160D-108.1 empowers the City Council of the City of Lumberton to adopt an ordinance annexing the area described in a petition, upon a finding that the petition meets the requirements of said statute;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lumberton that the following described territory is hereby annexed and made part of the City of Lumberton, said territory being described as follows:

MAP# 0207-02-01501

For valuable consideration described in that certain Option Agreement, dated March 23, 2021 (the "Option Agreement"), Optionors have granted to Optionee the exclusive and irrevocable option to purchase a portion of that certain property known as Robeson County Tax Parcel Number 020702015, consisting of +1- 52.4 acres located more or less adjacent to the intersection of 1-95 and 1-74, which is more particularly described in "Exhibit A" attached hereto, a map of

the subject property (the "Property"). For purposes of clarification, this is the section of parcel 020702015 which is north of I-74."

BE IT FURTHER ORDAINED by the City Council of the City of Lumberton as follows:

1. That upon and after the effective date of this ordinance, the above-described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Lumberton and shall be entitled to the same privileges and benefits as other parts of the City of Lumberton. Said territory shall be subject to municipal taxes according to G.S. 160D-108.1.

2. That this ordinance be certified to the Register of Deeds of Robeson County and to the Secretary of State of North Carolina, as provided by law.

3. That this ordinance shall become effective on September 4, 2019.

On motion of Councilman , seconded by Councilman , the foregoing Ordinance was adopted the 9th day of June 2025.

Bruce Davis, Mayor

ATTEST:

Laney S. Mitchell-McIntosh, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

E. Holt Moore, III, City Attorney

Ordinance No.

Lumberton City Council

Item: III.D.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Planning & Neighborhood
Services

Submission Date: 05/22/2025

Subject: Tubbs Rezoning Emery Road - County

Summary/Background of Subject Matter:

The City of Lumberton submitted a rezoning application for property located on Emery Road parcel #02070201501. The property is zoned County H-1; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing.

Staff Recommendation:

Recommends that City Council hold tonight's public hearing and approve the rezoning request.

City Manager's Comments:

Signature:

Department: Planning & Neighborhood
Services

ATTACHMENTS:

1. Tubbs Rezoning Application et al PH
2. Ordinance



**DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
APPLICATION FOR ZONING MAP AMENDMENT**

TO: THE CITY COUNCIL OF THE CITY OF LUMBERTON

The undersigned hereby respectfully requests that the Official Zoning Map of the City of Lumberton, North Carolina be amended as hereinafter described:

(NOTE: Please complete this application by typing or printing legibly.)

1. Applicant:**Owner:**

Full Legal Name: City of Lumberton (Wayne Horne, MGR)

Full Legal Name: Mary Price Tubbs

Physical Home Address: 500 N. Cedar St.

Physical Home Address: PO Box 967

Lumberton, NC 28358

Lumberton, NC 28359

Mailing Address: PO Box 1388

Mailing Address: SAME

Lumberton, NC 28359

Telephone: 910-671-3800

Telephone:

Legal Name of Business:

EMAIL: whorne@ci.lumberton.nc.us

2. Description of Property:

Emery Road		00403	0201
(Address)		(Deed Book)	(Page)
64	128	~1,210 feet	~52.4 acres
(Map Book)	(Page)	(Frontage)	(Area)

3. Tax Map Identification Number (parcel number): 02070201501**4. Existing Zoning District Designation of Property:** County H-1**5. Requested Zoning District Designation of Property:** M-2, Heavy Manufacturing**6. Applicant's Interest In Property (check one):** ☐ Owner ☐ Owner's Agent ☐ Lease-to-Own☐ Tenant ☐ Family member ☒ Other (explain) Purchase Option Agreement**7. Legal Description of Property:** Attach a running description of the portion of the property to be rezoned in metes and bounds sufficient to reconstruct the same on the property.**8. Site Map:** Attach a map of the property in question.**9. Application Fee:** Submit the fee payment with application. The application fee is **nonrefundable**.

1 of 3

All property owners must provide a physical address and sign their application. Additional signature page(s) are available upon request.

File # _____

2/6/2014

Updated 4/5/2012

P.O. Box 1388 ♦ 500 N. Cedar Street ♦ Lumberton, NC 28359 ♦ Phone : 910-671-3838 ♦ Fax : 910-671-3975

1



Lumberton

DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
APPLICATION FOR ZONING MAP AMENDMENT

- 10. Applicant's Intended Use of Property (Applicant should attach a detailed business plan which includes the intended use of the property):**

Rezone the property to a City zoning district following the annexation.

2 of 3

All property owners must provide a physical address and sign their application. Additional signature page(s) are available upon request.

File #

2/6/2014

Updated 4/5/2012

P.O. Box 1388 ♦ 500 N. Cedar Street ♦ Lumberton, NC 28359 ♦ Phone : 910-671-3838 ♦ Fax : 910-671-3975

2

City of



Lumberton

DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
APPLICATION FOR ZONING MAP AMENDMENT

11. Notarized Signatures:

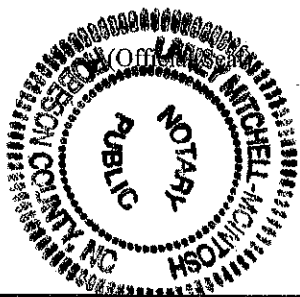
Applicant: Mary Elizabeth Tubbs P.O. Box 967
Full Legal Name (type or print) Home Address

STATE OF North Carolina COUNTY OF Robeson

I, Laney Mitchell-McIntosh a Notary Public in and for said County and State, do hereby certify that the following individual personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Applicant: Mary Elizabeth Tubbs
Signature

WITNESS my hand and official seal, this the 15th day of May, 2025.



Laney Mitchell-McIntosh
Official Signature of Notary
Laney Mitchell-McIntosh Notary Public
Notary's printed or typed name

My Commission Expires: 10/19/2025

Owner: _____
Full Legal Name (type or print) Home Address

STATE OF _____ COUNTY OF _____

I, _____, a Notary Public in and for said County and State, do hereby certify that the following individual personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Owner: _____
Signature

WITNESS my hand and official seal, this the _____ day of _____, 20____.

(Official Seal)

Official Signature of Notary

_____, Notary Public
Notary's printed or typed name

My Commission Expires: _____

3 of 3

All property owners must provide a physical address and sign their application. Additional signature page(s) are available upon request.

File # _____

2/6/2014

Updated 4/5/2012

P.O. Box 1388 ♦ 500 N. Cedar Street ♦ Lumberton, NC 28359 ♦ Phone : 910-671-3838 ♦ Fax : 910-671-3975

City of *Lumberton*

Planning & Neighborhood Services

Request for Annexation & Rezoning 5.135 & 6.233 Tubbs

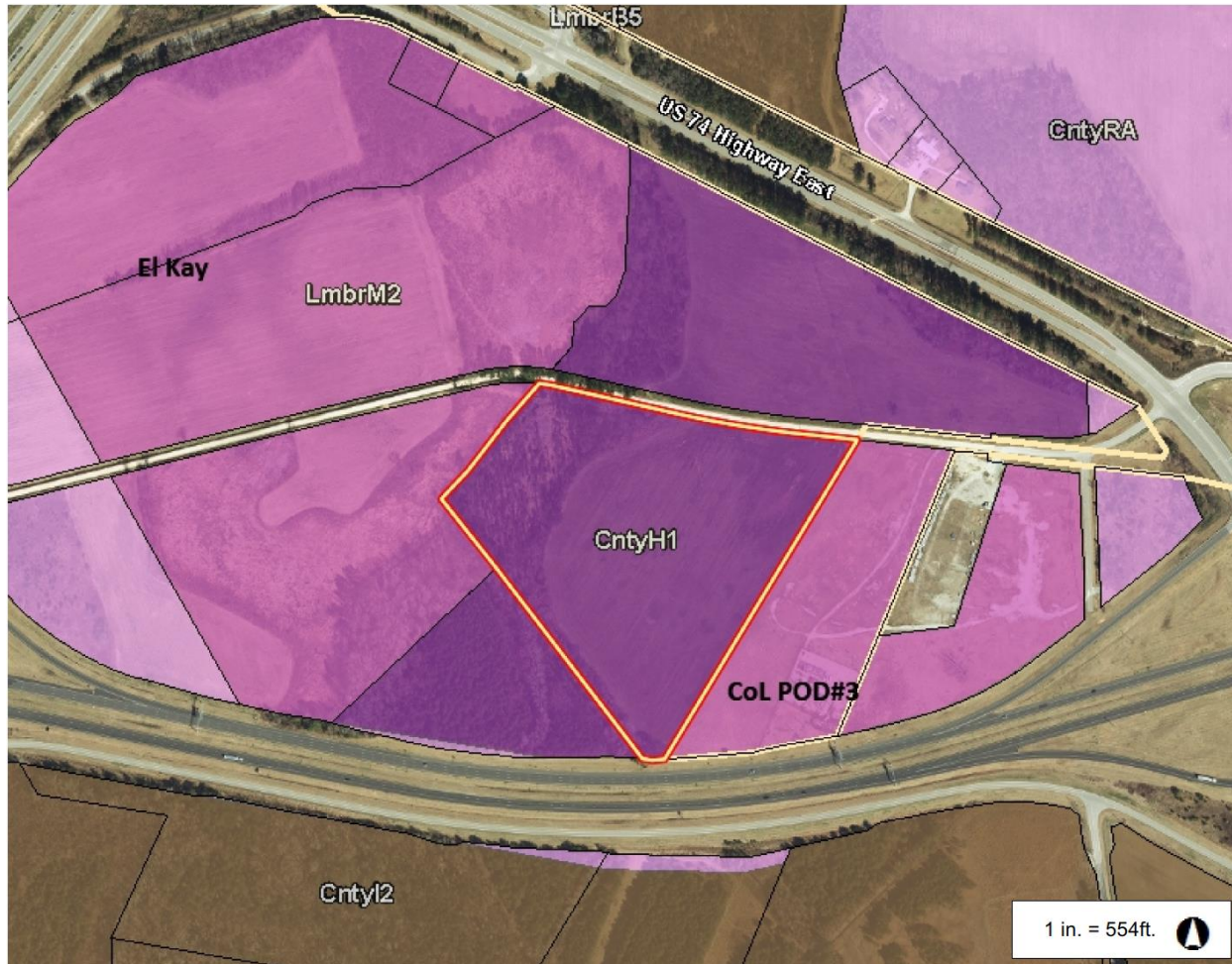
PETITIONER(S):	OWNER(S):
Name of Petitioner: City of Lumberton	Name of Owner: Mary Price Tubbs
Address: PO Box 1388	Address: PO Box 967
City/State/Zip: Lumberton, NC 28359	City/State/Zip: Lumberton, NC 28359

LOCATION: Emery Rd. Parcel # 02070201501



City of *Lumberton*
Planning & Neighborhood Services

Zoning: County H1



City of



Lumberton

Planning & Neighborhood Services

PARCEL INFORMATION

Owner	Parcel #(s)	Zoning	Area
Mary Tubbs	02070201501	County H-1	~ 27 Acres

ADJACENT PROPERTY SITE DATA

	Zoning	Land Use
North	County H-1 City M-2	Vacant Elkay
South	County I-2	Vacant
East	City M-2	City of Lumberton POD #3
West	County H-1 City M-2	Vacant

STAFF ANALYSIS

PROJECT OVERVIEW

Rezoning: The City of Lumberton is requesting to rezone property located on Emery Road parcel #02070201501, Deed Bk. 00403, Pg. #0201/Map Book: 64 Page: 128.

Analysis: The City of Lumberton submitted a rezoning application for property located on Emery Road parcel #02070201501. The property is zoned County H-1; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing.

City of

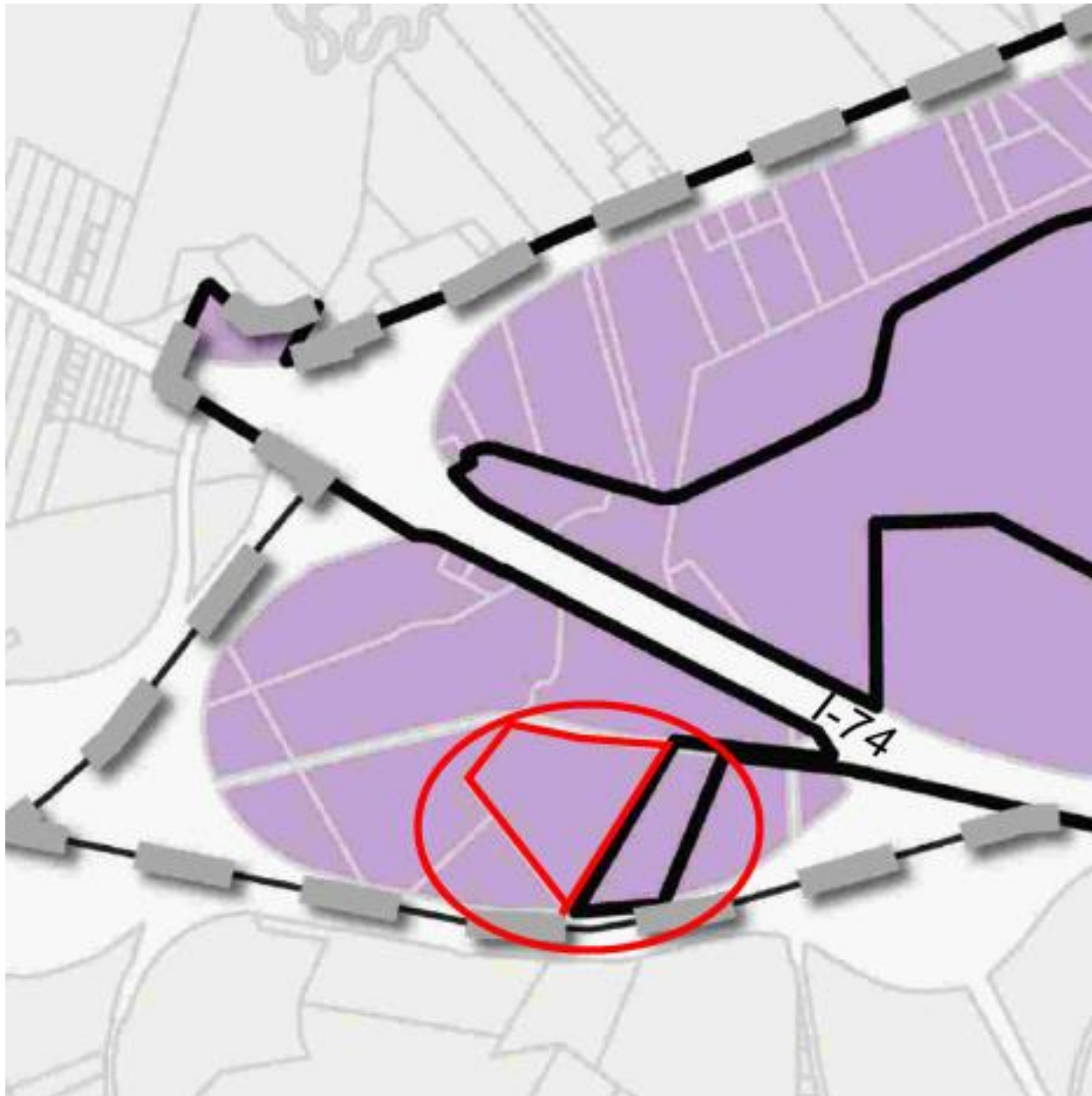


Lumberton

Planning & Neighborhood Services

PLANNING & ZONING

Land Use Plan: The Land Use Plan designates the future use of this parcel as industrial and is located in Robeson County's jurisdiction.



City of Lumberton

Planning & Neighborhood Services

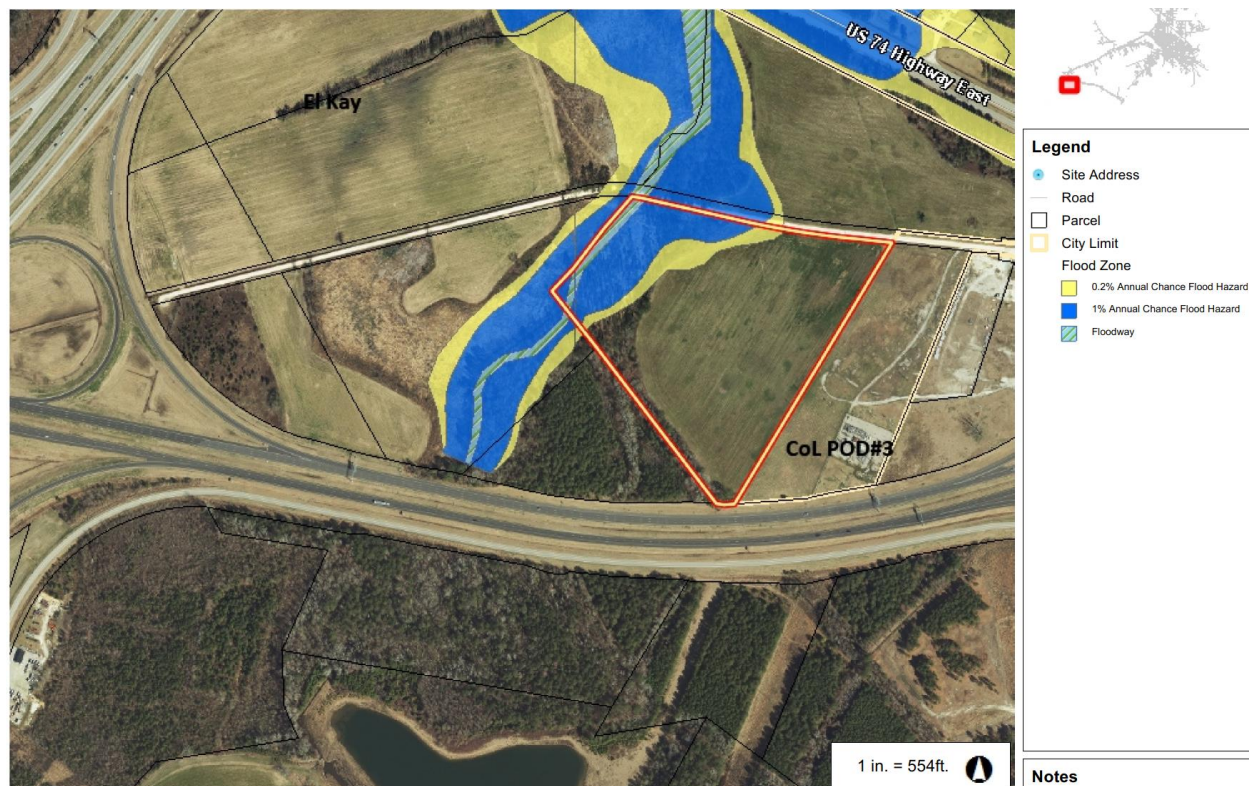
Flood Zone 'X' Not in 100-YR Floodplain: Area of minimal risk and determined to be outside the 100 and 500-year floodplains.

Flood Zone Shaded 'X' in 500-YR Floodplain: 0.2 Percent Annual Chance Flood: The flood that has a 0.2% chance of being equaled or exceeded in any given year. Also known as the 500-year floodplain.

Flood Zone AE in 100-YR Floodplain: Zones AE and A1-A30 are the flood insurance rate zones used for the 1-percent-annual-chance floodplains that are determined for the FIS by detailed methods of analysis. In most instances, BFEs derived from the detailed hydraulic analyses are shown at selected intervals in this zone. Mandatory flood insurance purchase requirements apply.

Flood Zone AE Floodway: The channel of a river or other watercourse and the adjacent land areas that must be reserved in order to discharge the base flood without cumulatively increasing the water surface elevation more than a designated height.

Map Number: 3710937000K Panel Effective Date: 12/6/2019





Planning & Neighborhood Services

NOTIFICATIONS FOR PUBLIC HEARING

On May 21, 2025 the Planning Department sent out letters to the adjacent property owners within 150 feet of the petitioned property, notifying them of the request.

On May 21, 2025 a request was sent to Public Works Department to have a sign placed on the property, notifying the adjacent property owners of the request.

On May 21, 2025 a request was sent to the Robesonian to have the legal ad for this request ran on May 31, 2025 and June 7, 2025.

PLANNING STAFF RECOMMENDATION TO COUNCIL

Recommends that City Council hold tonight's public hearing and approve the rezoning request.

ORDINANCE AMENDING THE LAND USE ORDINANCE AND OFFICIAL ZONING MAP
BY REZONING PROPERTY FROM COUNTY H-1 TO M-2

OWNER(S): MARY PRICE TUBBS
APPLICANT(S) WAYNE HORNE, CITY MANAGER CITY OF LUMBERTON
PARCEL: 0207-02-01501
DEED: DEED BOOK 00403 PAGE 0201

WHEREAS, a petition requesting the rezoning of certain property was filed with the Director of Planning and Neighborhood Services on May 1, 2025;

WHEREAS, the proposed amendment initiated by said petition was submitted to the Planning Board for review and recommendation and the Planning Board did make a recommendation at its May 20, 2025, meeting;

WHEREAS, the City Council set a public hearing on the proposed amendment for June 9, 2025;

WHEREAS, the public notice of said public hearing was published in a newspaper having general circulation in the City of Lumberton on May 31, 2025 and June 7, 2025;

WHEREAS, written notice of said public hearing was mailed to the owners of the property to be rezoned as well as the owners as shown on the county tax listing of all properties, any portion of which is within one hundred fifty (150) feet of the property rezoned by the amendment, pursuant to City of Lumberton Code of Ordinances Section 35-323 on May 21, 2025;

WHEREAS, a sign containing notification of said public hearing was posted on the property to be rezoned on May 21, 2025;

WHEREAS, a public hearing on the question of rezoning was held on June 9, 2025, and all persons were given an opportunity to be heard;

WHEREAS, the City Council of the City of Lumberton does hereby determine and find that in accordance with the City of Lumberton's comprehensive zoning plan and for the purpose of promoting the health, safety, morals and the general welfare of the community, the property hereinafter described is best suited to be designated as M-2, Heavy Manufacturing and;

WHEREAS, G.S. 160D-702 grants to the City of Lumberton the power to zone, G.S. 160D-703 permits the City of Lumberton to divide its territorial jurisdiction into districts, and G.S. 160D-601 permits the City of Lumberton to amend its zoning boundaries;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lumberton that the Land Use Ordinance and Official Zoning Map of the City of Lumberton be and the same is hereby amended by rezoning that property more fully described herein from County H-1 to M-2, said property being described as follows:

MAP# 0207-02-01501

For valuable consideration described in that certain Option Agreement, dated March 23, 2021 (the "Option Agreement"), Optionors have granted to Optionee the exclusive and irrevocable option to purchase a portion of that certain property known as Robeson County Tax Parcel Number 020702015, consisting of +1- 52.4 acres located more or less adjacent to the intersection of I-95 and I-74, which is more particularly described in "Exhibit A" attached hereto, a map of the subject property (the "Property"). For purposes of clarification, this is the section of parcel 020702015 which is north of I-74."

On motion of Councilman _____, seconded by Councilman _____, the foregoing Amendment was adopted on the 9th day of June 2025.

Bruce Davis, Mayor

ATTEST:

Laney Mitchell-McIntosh, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

E. Holt Moore, III, City Attorney

Ordinance No.

Lumberton City Council

Item: III.E.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Planning & Neighborhood
Services

Submission Date: 05/22/2025

Subject: Justin Patterson Rezoning 35 State St.-P7

Summary/Background of Subject Matter:

Justin Patterson is requesting to rezone parcel #322202006 at 35 State Street (deed book 2066, pg. 118) from R-20, residential single family to R-7, residential single family/duplex.

Staff Recommendation:

Recommends that City Council hold tonight's public hearing and approve the rezoning request.

City Manager's Comments:

Signature:

Department: Planning & Neighborhood
Services

ATTACHMENTS:

1. Patterson Rezoning 35 State St Application and attachmentsPH
2. Ordinance

City of



Lumberton

DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
APPLICATION FOR ZONING MAP AMENDMENT

TO: THE CITY COUNCIL OF THE CITY OF LUMBERTON

The undersigned hereby respectfully requests that the Official Zoning Map of the City of Lumberton, North Carolina be amended as hereinafter described:

(NOTE: Please complete this application by typing or printing legibly.)

1. **Applicant:**

Full Legal Name: Justin Patterson

Physical Home Address: 35 State St,
Lumberton, NC 28358

Mailing Address: 4240 Portsmouth Blvd, Ste 221
Chesapeake VA 23321

Telephone:

Owner:

Full Legal Name: Justin Patterson

Physical Home Address: 35 State St,
Lumberton, NC 28358

Mailing Address: 4240 Portsmouth Blvd, Ste 221
Chesapeake, VA 23321

Telephone:

Legal Name of Business:

EMAIL: 12Seventeenllc@gmail.com

2. **Description of Property:**

35 State St, Lumberton NC 28358
(Address)

02066 / 0118
(Deed Book) (Page)

(Map Book)

(Page)

(Frontage)

0.33
(Area)

3. **Tax Map Identification Number (parcel number):** 322202006

4. **Existing Zoning District Designation of Property:** R20

5. **Requested Zoning District Designation of Property:** R7

6. **Applicant's Interest In Property (check one):** ☒ Owner ☐ Owner's Agent ☐ Lease-to-Own

☐ Tenant ☒ Family member ☐ Other (explain) _____

7. **Legal Description of Property:** Attach a running description of the portion of the property to be rezoned in metes and bounds sufficient to reconstruct the same on the property.

8. **Site Map:** Attach a map of the property in question.

9. **Application Fee:** Submit the fee payment with application. The application fee is **nonrefundable**.

1 of 3

All property owners must provide a physical address and sign their application. Additional signature page(s) are available upon request.

File # 6-230
2/6/2014
Updated 4/5/2012

P.O. Box 1388 ♦ 500 N. Cedar Street ♦ Lumberton, NC 28359 ♦ Phone : 910-671-3838 ♦ Fax : 910-671-3975

City of



Lumberton

DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
APPLICATION FOR ZONING MAP AMENDMENT

10. Applicant's Intended Use of Property (Applicant should attach a detailed business plan which includes the intended use of the property):

I would like to change the zoning of this particular property to R7. This will allow me to
build a duplex on this property and or subdivide the property

2 of 3

All property owners must provide a physical address and sign their application. Additional signature page(s) are available upon request.

File # 6.230

2/6/2014

Updated 4/5/2012

P.O. Box 1388 ♦ 500 N. Cedar Street ♦ Lumberton, NC 28359 ♦ Phone : 910-671-3838 ♦ Fax : 910-671-3975

City of



Lumberton

DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
APPLICATION FOR ZONING MAP AMENDMENT

11. Notarized Signatures:

4240 Portsmouth Blvd, Ste 221
Chesapeake, VA 23321

Applicant: Justin Patterson

Full Legal Name (type or print)

Home Address

STATE OF North Carolina

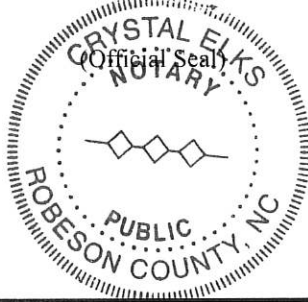
COUNTY OF Robeson County

I, Jacqueline Patterson, a Notary Public in and for said County and State, do hereby certify that the following individual personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Applicant:

Justin Patterson Jacqueline Patterson
Signature

WITNESS my hand and official seal, this the 31 day of March, 2025



Crystal Elks
Official Signature of Notary

Crystal Elks, Notary Public
Notary's printed or typed name

My Commission Expires: 10/22/2029

Owner: Justin Patterson

Full Legal Name (type or print)

35 State St, Lumberton NC 28358

Home Address

STATE OF North Carolina

COUNTY OF Robeson County

I, _____, a Notary Public in and for said County and State, do hereby certify that the following individual personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Owner:

Justin Patterson
Signature

WITNESS my hand and official seal, this the _____ day of _____, 20__.

(Official Seal)

Official Signature of Notary

_____, Notary Public
Notary's printed or typed name

My Commission Expires: _____

3 of 3

All property owners must provide a physical address and sign their application. Additional signature page(s) are available upon request.

File # 6.230

2/6/2014

Updated 4/5/2012

P.O. Box 1388 ♦ 500 N. Cedar Street ♦ Lumberton, NC 28359 ♦ Phone : 910-671-3838 ♦ Fax : 910-671-3975

City of *Lumberton*

Planning & Neighborhood Services

Rezoning Request

35 State Street

PETITIONER(S):	OWNER(S):
PATTERSON JUSTIN 4240 PORTSMOUTH SUITE 221 CHESAPEAKE , VA 23321	PATTERSON JUSTIN 4240 PORTSMOUTH SUITE 221 CHESAPEAKE , VA 23321

Rezoning Request: Justin Patterson is requesting to rezone parcel #322202006 at 35 State Street (deed book 2066, pg. 118) from R-20, residential single family to R-7, residential single family/duplex.

LOCATION:



City of *Lumberton*

Planning & Neighborhood Services

ZONING:



City of Lumberton
Planning & Neighborhood Services

PARCEL INFORMATION

Owner	Parcel #(s)	Zoning	Area	Limits of Construction
JUSTIN PATTERSON	3222-02-006	R-20, residential single-family Request: R-7, residential single-family/duplex	0.33 ac ~14,374.8 sq.ft.	0.33 ac ~14,374.8 sq.ft.

ADJACENT PROPERTY SITE DATA

	Zoning	Land Use
Subject Property	R-20, residential single-family Request: R-7, residential single-family/duplex	Proposed single family or duplex
North	R-20, Residential single-family	Luther Britt Park
South	R-7, residential single-family/duplex	Residential single-family/duplex
East	R-20, Residential single-family R-7, residential single-family/duplex	Luther Britt Park Residential single-family/duplex
West	R-20, Residential single-family M-1, light manufacturing	Freight transportation Former Total Fitness Gym



Planning & Neighborhood Services

PROJECT OVERVIEW

Analysis: Justin Patterson is requesting to rezone parcel #322202006 at 35 State Street (deed book 2066, pg. 118) from R-20, residential single family to R-7, residential single family/duplex. This request is to allow for the development of a duplex or subdivide the lot for two single-family residences.

Setback and Lot Size:

Existing Zoning District	Min. Lot Size	Min. Lot Width	Min. Front Setback (right of way)	Min. Side & Rear Setbacks	Maximum Height
R-20	20,000 sq.ft	100'	30'	10'(unless its bordered by a right of way. Then right of way min setbacks are observed)	35'

Requested Zoning District	Min. Lot Size	Min. Lot Width	Min. Front Setback (right of way)	Min. Side & Rear Setbacks	Maximum Height
R-7, residential single-family/duplex	7,000 sq.ft. for single-family 11,000 sq. ft. for duplex	70' for single-family 100' for duplex	20'	8'(unless its bordered by a right of way. Then right of way min setbacks are observed)	35'

Planning & Neighborhood Services

Land Use Plan: The Land Use Plan designates the future use of this parcel as Medium Intensity. Furthermore, this property is located within Precinct 7.



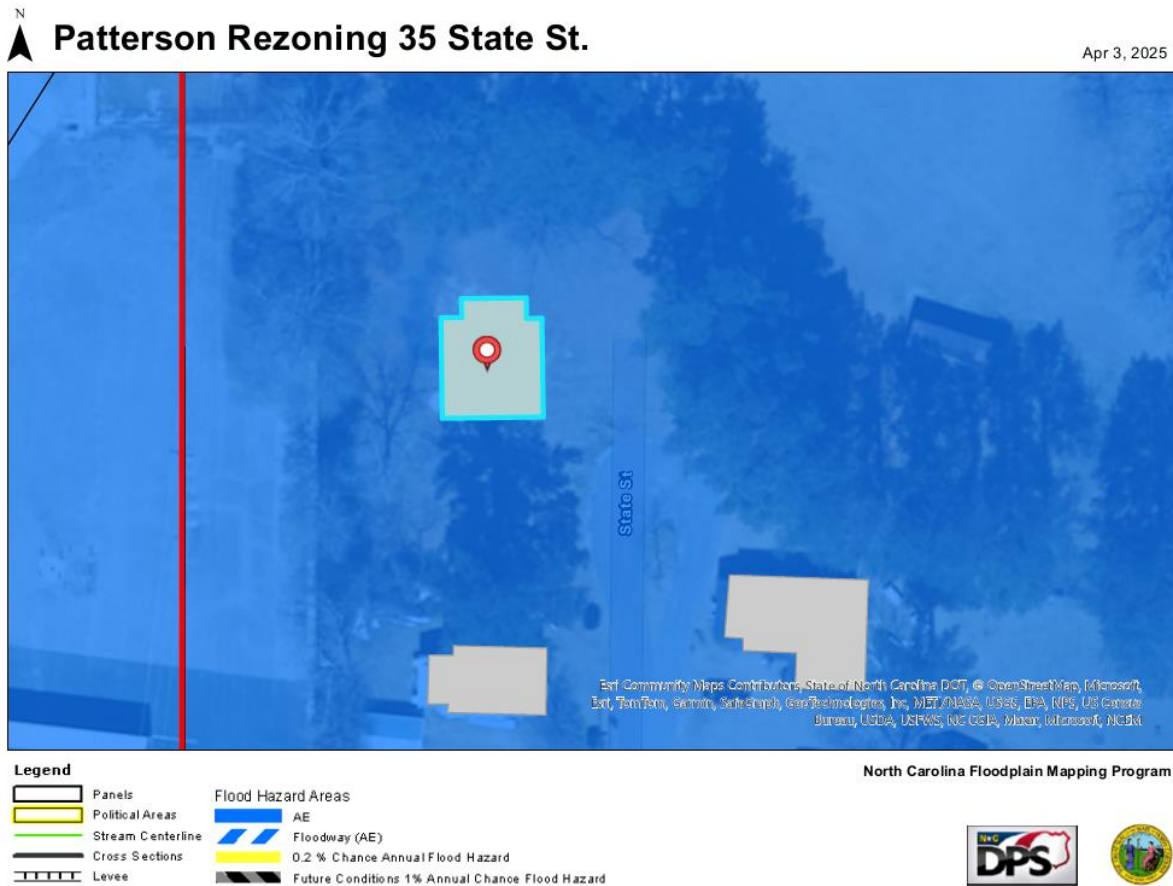
MEDIUM INTENSITY

The Medium Intensity land use category is intended to accommodate medium density residential development (up to 10 dwelling units / acre), including both single family residences and larger scale multi-family dwellings. This land use category is also intended to accommodate the use and development of land for medium intensity nonresidential uses, such as churches, schools, neighborhood scale retail, professional offices and similar uses when sited in a manner that does not negatively impact adjoining residential uses located within this or an adjacent lower intensity land use category. In general, these areas are intended to provide a transition between low and high intensity land uses, as well as to facilitate redevelopment in areas where increased density and/or intensity of use is desired.

FLOOD RISK INFORMATION SYSTEM (FRIS) INFORMATION

Flood Zone AE 100-YEAR FLOOD: Special Flood Hazard Area inundated by the 100-year flood; base flood elevations are determined.

Map Number: 3710939100K Panel Effective Date: 12/6/2019



DEVELOPMENT UPON APPROVAL

If this rezoning is granted, the applicant must submit site development plans to the City of Lumberton and other Federal and State Departments, if applicable, for review and approval prior to development.

PLANNING BOARD RECOMMENDATION

The Planning Board met on May 20, 2025 and unanimously, recommends City Council approve the Rezoning request.

PLANNING STAFF RECOMMENDATION TO COUNCIL

Recommends that City Council hold tonight's public hearing and approve the rezoning request.

The R-7 district is designed to accommodate single-family and two-family dwelling units.

I. R-7 Zoning District Permitted Uses

1.110 Single-family residences Other than mobile homes

1.210 Duplex

1.220 Two-family conversion

1.410 Homes for handicapped or infirm, Family Care Homes (Level II & III)

1.600 Temporary emergency, construction, and repair residences

1.700 Home occupations

5.200 Churches, synagogues and temples (including associated residential structures for religious personnel and associated buildings but not including elementary school or secondary school buildings)

14.110 Agricultural operations, farming Excluding livestock

14.200 Silvicultural operations

18.100 Towers and antennas fifty feet in height or less

18.200 Disguised/attached antennas

23.000 Temporary Structures used in Connection With the Construction of a Permanent Building or for Some Nonrecurring Purpose

28.200 Minor Subdivisions

II. R-7 Zoning District Requires a Special Use Permit

1.130 Single- family residences with accessory apartment

1.330 Multifamily conversion

1.420 Nursing care, intermediate care homes

1.430 Child care homes

1.440 Halfway houses

5.110 Elementary and secondary (including associated grounds and athletic and other facilities)

5.130 Colleges, universities, community colleges (including associated facilities such as dormitories, office buildings, athletic fields, etc.)

5.310 Libraries, museums, art galleries, art centers and similar uses (including associated educational and instructional activities) Located within a building designed and previously occupied as a residence or within a building having a gross floor area not in excess of 3,500 square feet

6.210 Privately owned outdoor recreational facilities such as golf and country clubs, swimming or tennis clubs, etc., not constructed pursuant to a permit authorizing the construction of some residential development

6.220 Publicly owned and operated outdoor recreational facilities such as athletic fields, golf courses, tennis courts, swimming pools, parks, etc., not constructed pursuant to a permit authorizing the construction of another use such as a school

13.100 Police stations

13.200 Fire stations

13.300 Rescue squad, ambulance service

13.400 Civil defense operation

13.520 Training Facilities Activity conducted within or outside fully enclosed building

14.400 Reclamation landfill

17.100 Neighborhood Utility Facilities

21.100 Cemetery

22.000 Nursery Schools; Day Care Centers

28.100 Major Subdivisions

28.300 Public utility facilities without direct or indirect access

The R-20 , R-15 and R-11 districts differ primarily in the density allowed as determined by the minimum lot size requirements set forth in section 35-181. In addition, some types of mobile homes are allowed to be used for single-family residential purposes in the R-20 zone.

I. R-20 Zoning District Permitted Uses

1.110 Single-family residences Other than mobile homes

1.410 Homes for handicapped or infirm, Family Care Homes (Level II & III)

1.600 Temporary emergency, construction, and repair residences

1.700 Home occupations

5.200 Churches, synagogues and temples (including associated residential structures for religious personnel and associated buildings but not including elementary school or secondary school buildings)

14.110 Agricultural operations, farming Excluding livestock

14.200 Silvicultural operations

18.100 Towers and antennas fifty feet in height or less

18.200 Disguised/attached antennas

23.000 Temporary Structures used in Connection With the Construction of a Permanent Building or for Some Nonrecurring Purpose

26.000

28.200 Minor Subdivisions

II. R-20 Zoning District Requires a Special Use Permit

1.130 Single- family residences with accessory apartment

1.320 Mobile home parks

1.420 Nursing care, intermediate care homes

1.430 Child care homes

1.440 Halfway houses

5.110 Elementary and secondary (including associated grounds and athletic and other facilities)

5.130 Colleges, universities, community colleges (including associated facilities such as dormitories, office buildings, athletic fields, etc.)

5.310 Libraries, museums, art galleries, art centers and similar uses (including associated educational and instructional activities) Located within a building designed and previously occupied as a residence or within a building having a gross floor area not in excess of 3,500 square feet

6.210 Privately owned outdoor recreational facilities such as golf and country clubs, swimming or tennis clubs, etc., not constructed pursuant to a permit authorizing the construction of some residential development

6.220 Publicly owned and operated outdoor recreational facilities such as athletic fields, golf courses, tennis courts, swimming pools, parks, etc., not constructed pursuant to a permit authorizing the construction of another use such as a school

13.100 Police stations

13.200 Fire stations

13.300 Rescue squad, ambulance service

13.400 Civil defense operation

13.520 Training Facilities Activity conducted within or outside fully enclosed building

14.400 Reclamation landfill

17.100 Neighborhood Utility Facilities

21.100 Cemetery

22.000 Nursery Schools; Day Care Centers

28.100 Major Subdivisions

28.300 Public utility facilities without direct or indirect access

ORDINANCE AMENDING THE LAND USE ORDINANCE AND OFFICIAL ZONING MAP
BY REZONING PROPERTY FROM R-20, RESIDENTIAL SINGLE-FAMILY TO R-
7, RESIDENTIAL SINGLE-FAMILY/DUPLEX

OWNER(S): JUSTIN PATTERSON
APPLICANT(S) JUSTIN PATTERSON
PARCEL: 3222-02-006
DEED: DEED BOOK 02066 PAGE 0118

WHEREAS, a petition requesting the rezoning of certain property was filed with the Director of Planning and Neighborhood Services on March 31, 2025;

WHEREAS, the proposed amendment initiated by said petition was submitted to the Planning Board for review and recommendation and the Planning Board did make a recommendation at its May 20, 2025, meeting;

WHEREAS, the City Council set a public hearing on the proposed amendment for June 9, 2025;

WHEREAS, the public notice of said public hearing was published in a newspaper having general circulation in the City of Lumberton on May 31, 2025 and June 7, 2025;

WHEREAS, written notice of said public hearing was mailed to the owners of the property to be rezoned as well as the owners as shown on the county tax listing of all properties, any portion of which is within one hundred fifty (150) feet of the property rezoned by the amendment, pursuant to City of Lumberton Code of Ordinances Section 35-323 on May 21, 2025;

WHEREAS, a sign containing notification of said public hearing was posted on the property to be rezoned on May 21, 2025;

WHEREAS, a public hearing on the question of rezoning was held on June 9, 2025, and all persons were given an opportunity to be heard;

WHEREAS, the City Council of the City of Lumberton does hereby determine and find that in accordance with the City of Lumberton's comprehensive zoning plan and for the purpose of promoting the health, safety, morals and the general welfare of the community, the property hereinafter described is best suited to be designated as R-7, residential single family/duplex and;

WHEREAS, G.S. 160D-702 grants to the City of Lumberton the power to zone, G.S. 160D-703 permits the City of Lumberton to divide its territorial jurisdiction into districts, and G.S. 160D-601 permits the City of Lumberton to amend its zoning boundaries;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lumberton that the Land Use Ordinance and Official Zoning Map of the City of Lumberton be and the same is hereby amended by rezoning that property more fully described herein from R-20, residential single family to R-7, residential single family/duplex, said property being described as follows:

MAP# 3222-02-006:

First Tract:

All that certain lot or parcel of land located in Lumberton Township, Robeson County, North Carolina, about 1 mile northwest of the City of Lumberton, bounded on the south by the lands of Wilbur Williams and wife, Larue B. Williams; on the west by the lands of Raymond T. Allen and wife; on the north by the lands now or formerly belonging to McLean and White; on the east by lands now or formerly owned by W.L. Chappell, and more particularly described as follows: Beginning at the northeast corner of a tract or parcel of land conveyed to Wilbur Williams and wife, Larue B. Williams, said point of beginning being North 2 degrees 30 minutes East 250 feet from the southwest corner of a tract or parcel of land conveyed to W.A. Bruce and wife, Hattie J. Bruce by Deed from Raymond T. Allen and wife, Eva Penny Allen, dated January 9, 1948, and duly recorded in Book 10-L, Page 255, Robeson County Registry, and runs thence North 2 degrees 30 minutes East 109.5 feet to an iron stake in the line of the lands now or formerly belonging to McLean and White; thence with said line North 87 degrees 30 minutes West 90 feet to an iron stake in said line; thence South 2 degrees 30 minutes West 109.5 feet to the northwest corner of a tract or parcel of land conveyed to Wilbur Williams and wife and referred to above; thence South 87 degrees East 90 feet to the Beginning.

Being the same lot or parcel of land conveyed to Wilbur Williams and wife, Larue Williams by Deed from T.A. Tyner and wife, Alice M. Tyner and dated May 6, 1957 as of record will appear in the office of the Register of Deeds of Robeson County, North Carolina.

Second Tract:

All that certain lot, tract or parcel of land situate in Lumberton Township, Robeson County, North Carolina, about one mile northwest of the City of Lumberton, bounded on the south by the lands of J.C. Williams and wife; on the west by the lands of Raymond T. Allen and wife; and on the north and east by lands of W.A. Bruce and wife,, and being more particularly described as follows:

Beginning at an iron stake in the west line of the lands of W.A. Bruce and wife, being also the east line of the lands of Raymond T. Allen and wife, said point of beginning being North 2 degrees 30 minutes East 200 feet from the southwest corner of a tract or parcel of land conveyed to W.A. Bruce and wife, Hattie J. Bruce by Deed from Raymond T. Allen and wife, Eva Penny Allen dated January 9, 1948, and duly recorded in Book 10-L, Page 255, Robeson County Registry, and runs thence with the west line of the lands of W.A. Bruce and wife, North 2 degrees 30 minutes East 50 feet to a stake in said line; thence South 87 degrees 30 minutes East 90 feet to a stake; thence South 2 degrees 30 minute West 50 feet to a stake; thence North 87 degrees 30 minutes West 90 feet to the Beginning, being a lot 50 feet by 90 feet.

And being the same lot or parcel of land conveyed by Deed dated September 5, 1951 from W.A. Bruce and wife, Hattie J. Bruce to Wilbur Williams and wife, Larue B. Williams and duly recorded in Book 11-B, Page 66, Robeson County Registry.

These being the same tracts or parcels of land conveyed from Wilbur Williams and LaRue B. Williams to Phyllis F. Fallaw, Life Estates Reserved, by Deed dated November 23, 1993, recorded in Book 813, Page 74, Robeson County Registry. Wilbur Williams died April 29, 1996 in Robeson County, North Carolina. LaRue B. Williams died February 23, 2001 in Robeson County, North Carolina.

On motion of Councilman _____, seconded by Councilman _____, the foregoing Amendment was adopted on the 9th day of June 2025.

ATTEST: _____
Bruce Davis, Mayor

Laney Mitchell-McIntosh, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

E. Holt Moore, III, City Attorney

Ordinance No.

Lumberton City Council

Item: III.F.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Planning & Neighborhood
Services

Submission Date: 05/22/2025

Subject: Eric Chavis Rezoning Request 1322 Alamac Road-ETJ

Summary/Background of Subject Matter:

Eric Chavis is requesting to rezone property located at 1322 Alamac Road from R-6 to B-4.

Staff Recommendation:

The Planning Staff asks City Council to hold tonight's public hearing and approve the rezoning request.

City Manager's Comments:

Signature:

Department: Planning & Neighborhood
Services

ATTACHMENTS:

1. Chavis Application
2. Ordinance

City of



Lumberton

DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
APPLICATION FOR ZONING MAP AMENDMENT

TO: THE CITY COUNCIL OF THE CITY OF LUMBERTON

The undersigned hereby respectfully requests that the Official Zoning Map of the City of Lumberton, North Carolina be amended as hereinafter described:

(NOTE: Please complete this application by typing or printing legibly.)

1. Applicant:

Full Legal Name: Eric Chavis

Physical Home Address: 2960 Bragg St.

Lumberton, NC 28358

Mailing Address: 2960 Bragg St

Lumberton, NC 28358

Telephone: 910-740-3277

Owner:

Full Legal Name: Same

Physical Home Address:

Mailing Address:

Telephone:

Legal Name of Business:

EMAIL: ericchavis63@icloud.com

2. Description of Property:

1322 Alamac Rd

(Address)

1934

(Deed Book)

221

(Page)

17

(Map Book)

108

(Page)

55 feet

(Frontage)

7,569.65 sq.ft.

(Area)

3. Tax Map Identification Number (parcel number): 1017-02-009

4. Existing Zoning District Designation of Property: R-6

5. Requested Zoning District Designation of Property: B-4

6. Applicant's Interest In Property (check one): ☒ Owner ☐ Owner's Agent ☐ Lease-to-Own

☐ Tenant ☐ Family member ☐ Other (explain) _____

7. Legal Description of Property: Attach a running description of the portion of the property to be rezoned in metes and bounds sufficient to reconstruct the same on the property.

8. Site Map: Attach a map of the property in question.

9. Application Fee: Submit the fee payment with application. The application fee is **nonrefundable**.

1 of 3

All property owners must provide a physical address and sign their application. Additional signature page(s) are available upon request.

File # _____

2/6/2014

Updated 4/5/2012

P.O. Box 1388 ♦ 500 N. Cedar Street ♦ Lumberton, NC 28359 ♦ Phone : 910-671-3838 ♦ Fax : 910-671-3975



DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
APPLICATION FOR ZONING MAP AMENDMENT

- 10. Applicant's Intended Use of Property (Applicant should attach a detailed business plan which includes the intended use of the property):**

Use as a garage/service center.

[illegible]

2 of 3

All property owners must provide a physical address and sign their application. Additional signature page(s) are available upon request.

File #

2/6/2014

Updated 4/5/2012

P.O. Box 1388 ♦ 500 N. Cedar Street ♦ Lumberton, NC 28359 ♦ Phone : 910-671-3838 ♦ Fax : 910-671-3975

City of



Lumberton

DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
APPLICATION FOR ZONING MAP AMENDMENT

11. Notarized Signatures:

Applicant: Eric Chavis 2960 Bragg St.; Lumberton, NC 28358
Full Legal Name (type or print) Home Address

STATE OF NORTH CAROLINA COUNTY OF ROBESON

I, _____, a Notary Public in and for said County and State, do hereby certify that the following individual personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Applicant: Eric Chavis
Signature

WITNESS my hand and official seal, this the 25th day of April, 2025.



Laney Mitchell-McIntosh
Official Signature of Notary

Laney Mitchell-McIntosh Notary Public
Notary's printed or typed name

My Commission Expires: 10/19/2025

Owner: Eric Chavis 2960 Bragg St.; Lumberton, NC 28358
Full Legal Name (type or print) Home Address

STATE OF NORTH CAROLINA COUNTY OF ROBESON

I, Laney Mitchell-McIntosh, a Notary Public in and for said County and State, do hereby certify that the following individual personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Owner: Eric Chavis
Signature

WITNESS my hand and official seal, this the 25th day of April, 2025.



Laney Mitchell-McIntosh
Official Signature of Notary

Laney Mitchell-McIntosh Notary Public
Notary's printed or typed name

My Commission Expires: 10/19/2025

3 of 3

All property owners must provide a physical address and sign their application. Additional signature page(s) are available upon request.

File # _____
2/6/2014
Updated 4/5/2012

P.O. Box 1388 ♦ 500 N. Cedar Street ♦ Lumberton, NC 28359 ♦ Phone: 910-671-3838 ♦ Fax: 910-671-3975

City of *Lumberton*

Planning & Neighborhood Services

Request for Rezoning 1322 ALAMAC RD

PETITIONER(S): ERIC CHAVIS 1322 ALAMAC RD LUMBERTON, NC 28358	OWNER(S): ERIC CHAVIS 1322 ALAMAC RD LUMBERTON, NC 28358
Rezoning: Eric Chavis is requesting to rezone property located at 1322 Alamac Road from R-6 to B-4.	

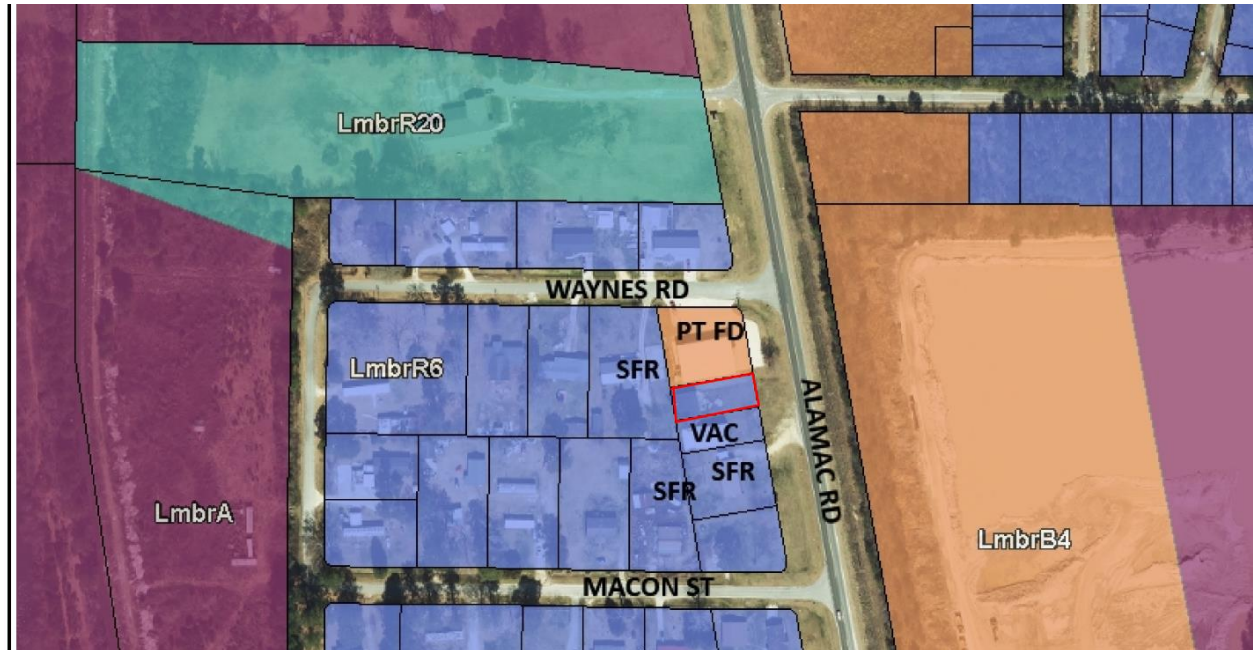
LOCATION:



City of *Lumberton*

Planning & Neighborhood Services

ZONING:



PARCEL INFORMATION					
Owner	Parcel #(s)	Address	Zoning	Area	Limits of Construction
ERIC CHAVIS	1017-02-009	1322 ALAMAC RD.	R-6 PROPOSED REZONING TO B-4	~0.173 acres	~0.173 acres

ADJACENT PROPERTY SITE DATA				
	Land Use/	Building Height	Zoning	USE
Subject Property	Proposed vehicle maintenance facility	N/A	R-6 PROPOSED REZONING TO B-4	(Existing) Residential (Class 'A' mobile home) (Proposed) Business general commercial
North	Pine Terrace Volunteer Fire Department	N/A	B-4	Business general commercial
South	Vacant Business	N/A	R-6	Residential (Class 'A' mobile home)
East	Alamac Rd	N/A	N/A	Business general commercial
West	Single Family Residential	N/A	R-6	Residential (Class 'A' mobile home)

STAFF ANALYSIS

PROJECT OVERVIEW

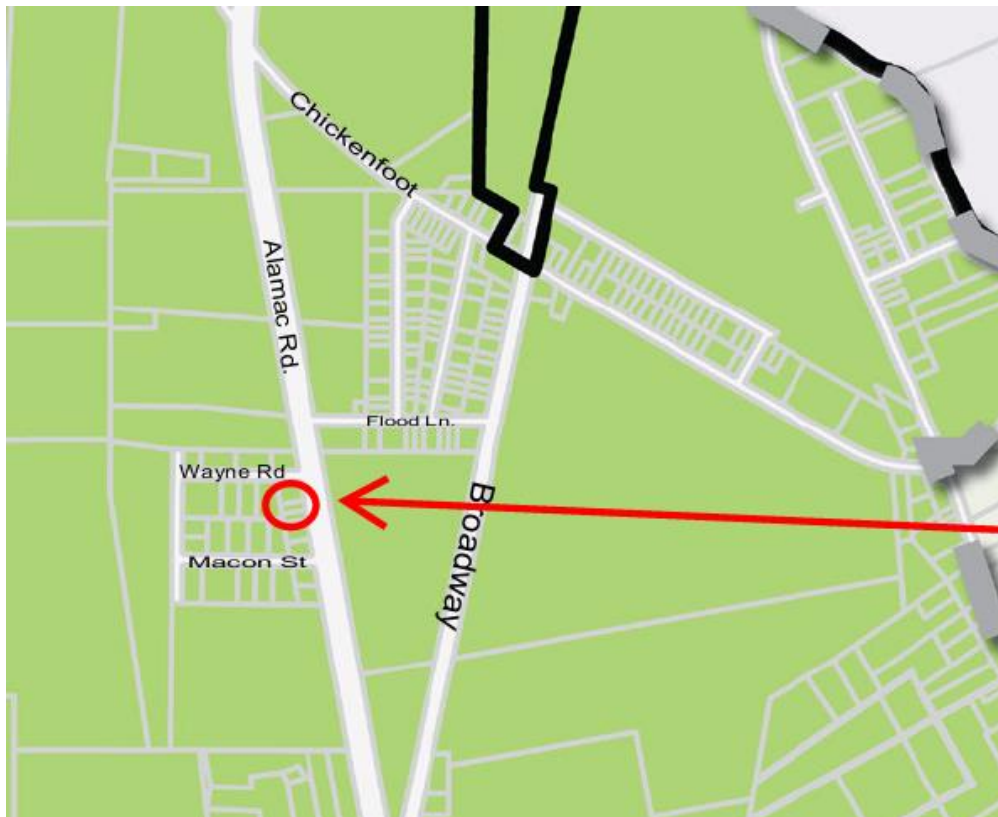
Analysis:

Rezoning Request: Eric Chavis is requesting to rezone property located at 1322 Alamac Road (parcel #1017-02-009). The proposed use of the property is an automobile service center. The property is currently zoned R-6 and the request is to rezone the property from R-6, residential single family to B-4, business general commercial.

The B-4 zoning district minimum lot width is 100 feet. Mr. Chavis was granted a variance to reduce the minimum lot width to 50 feet at this location, if the rezoning to B-4 is granted. A decrease/variance of 50 feet (50%).

PLANNING & ZONING

Land Use Plan: This property is zoned R-6 (proposed rezoning to B-4). The Land Use Plan designates the future use of this parcel as rural, furthermore, this property is located within the ETJ.



RURAL

The Rural land use category is applied to those areas which are situated outside of areas deemed to have the most growth potential. Where development does occur in these areas, it is expected to be at less than 1 dwelling unit per acre and to not be served by the city's wastewater system. While generally agricultural and low density residential in character, certain nonresidential land uses that serve the surrounding rural community are appropriate when sited in locations that do not negatively impact the character, such as small convenience retail uses at rural crossroads or larger scale commercial uses that are intended to directly support the rural agricultural economy.

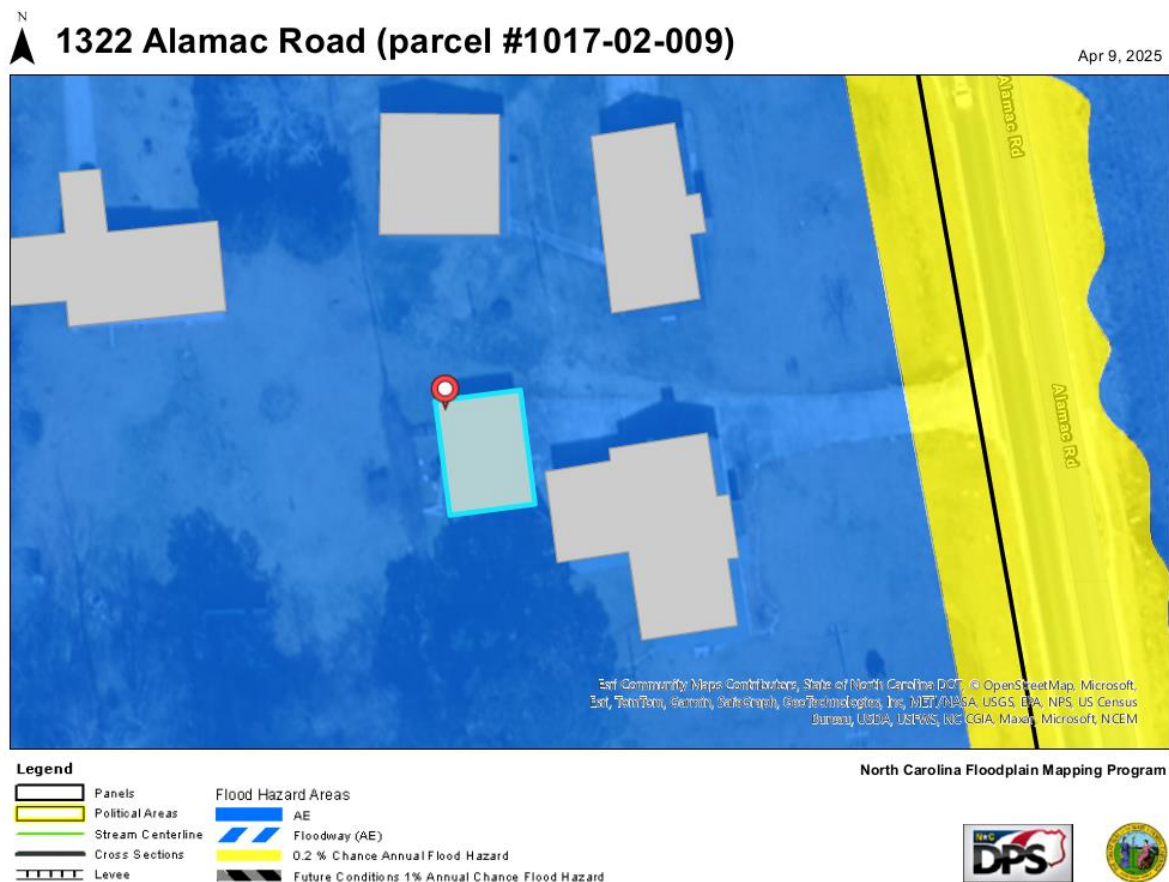
City of*Lumberton**Planning & Neighborhood Services***Setback, Lot Size and Building Height:**

Zoning District	Min. Lot Size	Min. Road Frontage	Maximum Height	Min. Front Setback (right of way)	Min. Side Setback	Min. Rear Setback
R-6	7,000 sq.ft.	70'	35'	20 feet Building 10 feet Sign	8 feet (unless its bordered by a right of way. Then right of way min setbacks are observed)	8 feet (unless its bordered by a right of way. Then right of way min setbacks are observed)
PROPOSED REZONING TO B-4	N/A	100 feet	35 feet	40 feet Building 20 feet Sign	10 feet (unless its bordered by a right of way. Then right of way min setbacks are observed)	10 feet (unless its bordered by a right of way. Then right of way min setbacks are observed)

FLOOD RISK INFORMATION SYSTEM (FRIS) INFORMATION

Flood Zone AE 100-YEAR FLOOD: Special Flood Hazard Area inundated by the 100-year flood; base flood elevations are determined.

Map Number: 3710939000K Panel Effective Date: 12/6/2019



DEVELOPMENT UPON APPROVAL

If this rezoning is granted, the applicant must submit site development plans to the City of Lumberton, and other Federal and State Departments, if applicable, for review and approval prior to development.

PLANNING BOARD RECOMMENDATION

The Planning Board met on May 20, 2025 and unanimously, recommends City Council approve the Rezoning request.

NOTIFICATIONS FOR PUBLIC HEARING (6-9-2021)

On May 21, 2025 the Planning Department sent out letters to the adjacent property owners within 150 feet of the petitioned property, notifying them of the request.

On May 21, 2025 a request was sent to Public Works Department to have a sign placed on the property, notifying the adjacent property owners of the request.

On May 21, 2025 a request was sent to the Robesonian to have the legal ad for this request ran on May 31, 2025 and June 7, 2025.

PLANNING STAFF RECOMMENDATION TO COUNCIL

Recommends that City Council hold tonight's public hearing and approve the rezoning request.

HOLD: CITY OF LUMBERTON



2025003491

ROBESON CO, NC FEE \$26.00

PRESENTED & RECORDED:

04-28-2025 04:23:37 PM

VICKI L LOCKLEAR

REGISTER OF DEEDS

BY: KARINA ORTIZ

DEPUTY

BK: D 2514

PG: 174-175

NORTH CAROLINA

VARIANCE

ROBESON COUNTY

PROPERTY OWNER: ERIC CHAVIS

Tax Parcel #: 101702009

DEED REFERENCE: Deed Book: 1934 Page: 0221

VARIANCE FROM PROVISION OF SECTION 35-183 OF THE CODE OF THE CITY OF LUMBERTON, NORTH CAROLINA, FOR THE PURPOSE OF:

Reducing the minimum lot width for B-4 by 50 feet (from 100 feet to 50 feet).

MEETING DATE: April 15, 2025

On the date listed above, the Board of Adjustment of the City of Lumberton met to consider an application to issue a Variance from the aforelisted section of the Code of the City of Lumberton, North Carolina, at the aforelisted property location.

Having heard all the evidence and argument presented at the hearing, the Board finds that:

- (1) Unnecessary hardship would result from the strict application of the ordinance;
- (2) The hardship results from conditions that are peculiar to the property, such as location, size, or topography. (Hardships resulting from personal circumstances, as well as hardships resulting from conditions that are common to the neighborhood or the general public, may not be the basis for granting a variance.);
- (3) The hardship did not result from actions taken by the applicant or the property owner;
- (4) The requested variance is consistent with the spirit, purpose, and intent of the ordinance, such that public safety is secured and substantial justice is achieved.

Based upon the aforementioned findings, the Board concludes that strict enforcement of the Ordinance would result in practical difficulties or unnecessary hardships and that the spirit of the Ordinance will be observed, public safety and welfare secured and substantial justice done and that, therefore, the application for the Variance from the aforelisted section of the Code of the City of Lumberton, North Carolina, for the aforelisted purpose is hereby approved, subject to the following conditions:

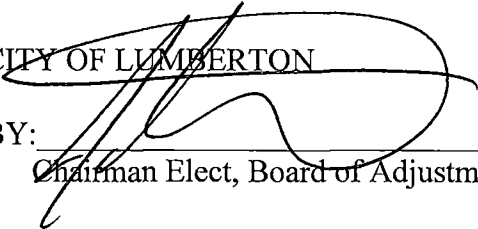
- (1) Prior to commencing any development on reliance of this variance, the owner shall secure the necessary zoning, special use, or conditional use permits from the City of Lumberton.
- (2) The owner shall complete the development in accordance with the plans and representations as reflected in the records of the hearing on this matter, a copy of which is filed in the Planning & Neighborhood Services Department of the City of Lumberton, North Carolina.

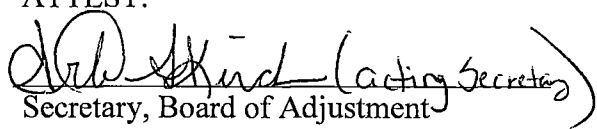
(3) In issuing the Variance, the Board has placed the following additional conditions or requirements upon the owner, his successors and assigns in exercising the rights granted herein: NONE NOTED.

(4) If any of the conditions affixed hereto or any part thereof shall be held invalid or void, then this Variance shall be void and of no effect.

Nothing authorized by the Variance may be done until the property owner properly executes and returns to the City the attached acknowledgement of the issuance of this Variance so that the City may have it recorded in the Robeson County Registry.

IN WITNESS WHEREOF, the City of Lumberton has caused this Variance to be issued in its name, and the undersigned, being all of the property owners of the property above described, do hereby accept this Variance, together with all its conditions, as binding on them and their successors in interest.

CITY OF LUMBERTON
BY: 
Chairman Elect, Board of Adjustment

ATTEST:

Secretary, Board of Adjustment

Owner(s) of the above identified property, do hereby acknowledge receipt of this Variance. The undersigned owners do further acknowledge that no work may be done pursuant to this Variance except in accordance with all of its conditions and requirements and that this restriction shall be binding on them and their successors in interest.

Eric Chavis (SEAL) _____ (SEAL)
Owner Owner
____ (SEAL) _____ (SEAL)
Owner Owner

STATE OF North Carolina COUNTY OF Robeson

I, Laney Mitchell McIntosh, a Notary Public in and for said County and State, do hereby certify that Eric Chavis and

Personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and Notarial Seal this 25th day of April, 2025.



Laney Mitchell McIntosh
Notary Signature
My Commission Expires: 12/19/2025

The R-6 district is designed to accommodate single-family and two-family dwelling units as well as some types of mobile homes used as single-family residences.

I. R-6 Zoning District Permitted Uses

1.110 Single-family residences Other than mobile homes

1.121 Mobile homes Class A

1.210 Duplex

1.220 Two-family conversion

1.410 Homes for handicapped or infirm, Family Care Homes (Level II & III)

1.600 Temporary emergency, construction, and repair residences

1.700 Home occupations

5.200 Churches, synagogues and temples (including associated residential structures for religious personnel and associated buildings but not including elementary school or secondary school buildings)

14.110 Agricultural operations, farming Excluding livestock

14.200 Silvicultural operations

18.100 Towers and antennas fifty feet in height or less

18.200 Disguised/attached antennas

23.000 Temporary Structures used in Connection With the Construction of a Permanent Building or for Some Nonrecurring Purpose

28.200 Minor Subdivisions

II. R-6 Zoning District Requires a Special Use Permit

1.130 Single- family residences with accessory apartment

1.330 Multifamily conversion

1.420 Nursing care, intermediate care homes

1.430 Child care homes

1.440 Halfway houses

5.110 Elementary and secondary (including associated grounds and athletic and other facilities)

5.130 Colleges, universities, community colleges (including associated facilities such as dormitories, office buildings, athletic fields, etc.)

5.310 Libraries, museums, art galleries, art centers and similar uses (including associated educational and instructional activities) Located within a building designed and previously occupied as a residence or within a building having a gross floor area not in excess of 3,500 square feet

6.210 Privately owned outdoor recreational facilities such as golf and country clubs, swimming or tennis clubs, etc., not constructed pursuant to a permit authorizing the construction of some residential development

6.220 Publicly owned and operated outdoor recreational facilities such as athletic fields, golf courses, tennis courts, swimming pools, parks, etc., not constructed pursuant to a permit authorizing the construction of another use such as a school

13.100 Police stations

13.200 Fire stations

13.300 Rescue squad, ambulance service

13.400 Civil defense operation

13.520 Training Facilities Activity conducted within or outside fully enclosed building

14.400 Reclamation landfill

17.100 Neighborhood Utility Facilities

21.100 Cemetery

22.000 Nursery Schools; Day Care Centers

28.100 Major Subdivisions

28.300 Public utility facilities without direct or indirect access

The B-4 (general commercial) district is designed to accommodate the widest range of commercial activities.

I. B-4 Zoning District Permitted Uses

1.530 Hotels, motels, and similar businesses or institutions providing overnight accommodations

1.600 Temporary emergency, construction, and repair residences

2.111 Miscellaneous Sales and Rental of Goods, Merchandise and Equipment

2.113 Convenience stores

2.120 Low- volume traffic generation sales

2.130 Wholesale sales

2.210 High- volume traffic generation, Storage and display of goods outside fully enclosed building allowed

2.220 Low- volume traffic generation, Storage and display of goods outside fully enclosed building allowed

2.230 Wholesale sales, Storage and display of goods outside fully enclosed building allowed

3.110 Offices - Operations designed to attract and serve customers or clients on the premises, such as the offices of attorneys, realtors, other professions, insurance and stock brokers, travel agents, etc.

3.120 Offices - Operations designed to attract little or no customer or client traffic other than employees of the entity operating the principal use

3.130 Office or clinics of physicians or dentists

3.210 Operations designed to attract and serve customers or clients on the premises

3.220 Operations designed to attract little or no customer or client traffic other than the employees of the entity operating the principal use

4.120 Majority of dollar volume of business done without walk-in trade Manufacturing, Processing, Creating, Repairing, Renovating, Painting, Cleaning, Assembling of Goods, Merchandise and Equipment

4.200 Operations conducted within or outside fully enclosed building Manufacturing, Processing, Creating, Repairing, Renovating, Painting, Cleaning, Assembling of Goods, Merchandise and Equipment

4.400 Manufacturing, processing, creating, repairing, renovating, painting, cleaning, assembling of goods, merchandise and equipment Outside storage of recyclable materials greater in area than 400 sq. ft. and/or higher than 8 feet above the finished grade.

5.120 Trade or vocational schools

5.200 Churches, synagogues and temples (including associated residential structures for religious personnel and associated buildings but not including elementary school or secondary school buildings)

5.310 Libraries, museums, art galleries, art centers and similar uses (including associated educational and instructional activities) Located within a building designed and previously occupied as a residence or within a building having a gross floor area not in excess of 3,500 square feet

5.320 Libraries, museums, art galleries, art centers and similar uses (including associated educational and instructional activities) Located within any permissible structure

5.400 Social, fraternal clubs and lodges, union halls, and similar

6.110 Bowling alley, skating rinks, indoor tennis and squash courts, indoor athletic and exercise facilities and similar uses

6.121 Movie theatres Seating capacity of not more than 300

6.122 Movie theatres Seating capacity 301—999

6.140 Adult establishments

6.230 Golf driving ranges not accessory to golf courses, par 3 golf courses, miniature golf courses, skateboard parks, water slides, and similar uses

7.100 Hospitals or other medical (including mental health) treatment facilities

7.200 Nursing Care Institutions, Intermediate Care Institutions, Handicapped or Infirm Institutions, Child Care Institutions

8.100 Restaurants No substantial carry-out or delivery service, no drive-in service, no service or consumption outside fully enclosed structure

8.200 Restaurants No substantial carry-out or delivery service, no drive-in service, service or consumption outside fully enclosed structure

8.300 Carry-out and delivery service, consumption outside fully enclosed structure allowed

8.400 Carry-out and delivery service, drive-in service, service or consumption outside fully enclosed structure allowed

9.100 Motor vehicle sales or rentals, excluding manufactured home sales

9.200 Sales with installation of motor vehicle parts or accessories (e.g. tires, mufflers, etc.)

9.300 Motor vehicle repair and maintenance, not including substantial body work

9.500 Gas sales

9.600 Car wash

9.700 Motor vehicles, sales, service repair Outside storage of recyclable materials greater in area than 400 sq. ft. and/or higher than 8 feet above finished grade.

9.810 Manufactured home sales office without, display units.

10.100 Automobile parking garages or parking lots not located on a lot on which there is another principal use to which the parking is related

10.210 Storage of goods not related to sale or use of those goods on the same lot where they are stored within completely enclosed structures

10.300 Parking of vehicles or storage of equipment outside enclosed structures where: (i) vehicles or equipment are owned and used by the person making use of the lot, and (ii) parking or storage is more than a minor and incidental part of the overall use made of the lot

10.400 Storage and parking Outside storage of recyclable materials greater in area than 400 sq. ft. and/or higher than 8 feet above finished grade.

12.100 Veterinarian

13.610 Temporary Emergency Aid Facilities Located within an existing building and new construction

13.620 Mobile Units (including Recreational Vehicles)

14.110 Agricultural operations, farming excluding livestock

14.200 Silvicultural operations

16.000 Dry Cleaner, Laundromat

18.100 Towers and antennas fifty feet in height or less

18.200 Disguised/attached antennas

19.000 Open-Air Markets and Horticultural Sales

20.000 Funeral Homes

22.000 Nursery Schools; Day Care Centers

23.000 Temporary Structures used in Connection With the Construction of a Permanent Building or for Some Nonrecurring Purpose

24.100 Bus stations

24.200 Train stations

24.300 Taxi stands

25.000 Commercial Greenhouse Operations

27.000 Off- Premises Signs

28.200 Minor Subdivisions

II. B-4 Zoning District Requires a Special Use Permit

2.112 ABC stores

3.140 Government Office Buildings

3.230 Banks with drive-in windows

5.110 Elementary and secondary (including associated grounds and athletic and other facilities)

5.130 Colleges, universities, community colleges (including associated facilities such as dormitories, office buildings, athletic fields, etc.)

6.130 Coliseums, stadiums and all other facilities listed in the 6.100 classification designed to seat or accommodate simultaneously more than 1,000 people

6.150 Billiard parlors/Pool Halls & Game Centers

6.160 Electronic Gaming Operations

6.210 Privately owned outdoor recreational facilities such as golf and country clubs, swimming or tennis clubs, etc., not constructed pursuant to a permit authorizing the construction of some residential development

6.220 Publicly owned and operated outdoor recreational facilities such as athletic fields, golf courses, tennis courts, swimming pools, parks, etc., not constructed pursuant to a permit authorizing the construction of another use such as a school

6.260 Drive-in movie theatres

6.270 Recreational vehicle parks and/or campgrounds

7.500 Organized Shelters Facilities: 7.510 Type A; 7.520 Type B; & 7.530 Type C

8.150 Restaurant without carry-out/delivery/drive-in; without outdoor dining; with hours of operation which include the hours of eleven-o'clock pm thru six-o'clock am

8.250 Restaurant without carry-out/delivery/drive-in; with outdoor dining; with hours of operation which include the hours of eleven-o'clock pm thru six-o'clock am

8.350 Restaurant with carry-out/delivery/outdoor dining; without drive-in service; with hours of operation which include the hours of eleven-o'clock pm thru six-o'clock am

8.450 Restaurant with carry-out/delivery/outdoor dining; with drive-in service; with hours of operation which include the hours of eleven-o'clock pm thru six-o'clock am

8.500 Bars, nightclubs

10.220 Storage inside or outside completely enclosed structures

13.100 Police stations

13.200 Fire stations

13.300 Rescue squad, ambulance service

13.400 Civil defense operation

13.510 & 13.520 Training Facilities Activity conducted within or outside fully enclosed building

14.400 Reclamation landfill

15.100 Post office

17.100 Neighborhood Utility Facilities

21.100 Cemetery

21.200 Crematorium

28.100 Major Subdivisions

28.300 Public utility facilities without direct or indirect access

ORDINANCE AMENDING THE LAND USE ORDINANCE AND OFFICIAL ZONING MAP
BY REZONING PROPERTY FROM R-6, RESIDENTIAL SINGLE-FAMILY TO B-4,
BUSINESS GENERAL COMMERCIAL

OWNER(S): ERIC CHAVIS
APPLICANT(S) ERIC CHAVIS
PARCEL: 1017-02-009
DEED: DEED BOOK 01934 PAGE 0221

WHEREAS, a petition requesting the rezoning of certain property was filed with the Director of Planning and Neighborhood Services on April 25, 2025;

WHEREAS, the proposed amendment initiated by said petition was submitted to the Planning Board for review and recommendation and the Planning Board did make a recommendation at its May 20, 2025, meeting;

WHEREAS, the City Council set a public hearing on the proposed amendment for June 9, 2025;

WHEREAS, the public notice of said public hearing was published in a newspaper having general circulation in the City of Lumberton on May 31, 2025 and June 7, 2025;

WHEREAS, written notice of said public hearing was mailed to the owners of the property to be rezoned as well as the owners as shown on the county tax listing of all properties, any portion of which is within one hundred fifty (150) feet of the property rezoned by the amendment, pursuant to City of Lumberton Code of Ordinances Section 35-323 on May 21, 2025;

WHEREAS, a sign containing notification of said public hearing was posted on the property to be rezoned on May 21, 2025;

WHEREAS, a public hearing on the question of rezoning was held on June 9, 2025, and all persons were given an opportunity to be heard;

WHEREAS, the City Council of the City of Lumberton does hereby determine and find that in accordance with the City of Lumberton's comprehensive zoning plan and for the purpose of promoting the health, safety, morals and the general welfare of the community, the property hereinafter described is best suited to be designated as B-4, business general commercial and;

WHEREAS, G.S. 160D-702 grants to the City of Lumberton the power to zone, G.S. 160D-703 permits the City of Lumberton to divide its territorial jurisdiction into districts, and G.S. 160D-601 permits the City of Lumberton to amend its zoning boundaries;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Lumberton that the Land Use Ordinance and Official Zoning Map of the City of Lumberton be and the same is hereby amended by rezoning that property more fully described herein from R-6, residential single-family to B-4, business general commercial, said property being described as follows:

MAP# 1017-02-009:

BEING ALL OF LOT 16 AS SHOWN ON THAT PLAT ENTITLED THE SOUTHERN 1/2 OF LOT NUMBER SIXTEEN (16) AS SHOWN AND DESIGNATED ON A MAP OF THE "PINE TERRACE SUBDIVISION," DULY RECORDED IN BOOK OF MAPS NO. 17, AT PAGE 108, ROBESON COUNTY SUBJECT TO ALL EASEMENTS AND RESTRICTIVE COVENANTS AS MAY APPEAR OF RECORD.

On motion of Councilman _____, seconded by Councilman _____, the foregoing Amendment was adopted on the 9th day of June 2025.

Bruce Davis, Mayor

ATTEST:

Laney Mitchell-McIntosh, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

E. Holt Moore, III, City Attorney

Ordinance No.

Lumberton City Council

Item: III.G.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Planning & Neighborhood
Services

Submission Date: 05/22/2025

Subject: Gods Chosen Generation (SUP) Cemetery 44 Zach Drive- ETJ

Summary/Background of Subject Matter:

Pastor Randy Cummings with Gods Chosen Generation is requesting a Special Use Permit (SUP) for a church cemetery to be located at 44 Zach Drive– ETJ.

Staff Recommendation:

Recommends that City Council hold tonight's public hearing and approve the Special Use Permit request.

City Manager's Comments:

Signature:

Department: Planning & Neighborhood
Services

ATTACHMENTS:

1. Gods Chosen Generation Application et al PH
2. SUP Ordinance 2023

DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
CITY OF LUMBERTON, NORTH CAROLINA
APPLICATION FOR A SPECIAL USE PERMIT

CEMETERY

TO: THE CITY COUNCIL OF THE CITY OF LUMBERTON

The undersigned hereby respectfully requests that the City Council of the City of Lumberton issue a Special Use Permit as hereinafter described:

1. **Applicant:**

Legal Name: Dods Chosen Denervation
Physical Address: 44 Zach Drive
Lumberton N.E.
Mailing Address: 2100 Norman T Rd
Lumberton N.E. 28360
Telephone: 910-225-9388

Owner:

Legal Name: Pastor Randy Cummings
Physical Address: 44 Zach Drive
Lumberton N.E.
Mailing Address: 2100 Norman T Rd
Lumberton N.E. 28360.
Telephone: 910-225-9388

Name of Business:

Business Address:

EMAIL:

Description of Property:

2. <u>44 Zach Drive</u>	<u>1653</u>	<u>762</u>
(Address)	(Deed Book)	(Page)
<u>NA</u>	<u>47.55</u>	<u>5.0</u>
(Map Book)	(Page)	(Area)

3. Tax Map Identification (parcel number): 24010100601

4. Proposed Use of Property: Cemetery

5. Zoning District Designation of Property: Agriculture (A)

6. Development Site Plan: See Appendix A of Land Use Ordinance.

7. Notice of Hearing: All property owners within 150' of the perimeter of the property subject of this petition must be notified by first class mail. Please attach list of all such property owners as reflected on the current tax Assessor's Roll with current mailing addresses, Taxing Township, Map Number, Block Number, and parcel Number.

8. Supportive Information: At the Hearing, you will be responsible for providing information to the City Council to enable it to determine whether the development, if completed as proposed, will comply with the requirements of the Land Use Ordinance. You should be ready to show the following relative to the proposed development:

- That it will not materially endanger the public health or safety; and
- That it will not substantially injure the value of adjoining or abutting property; and
- That it will be in harmony with the area in which it is to be located; and
- That it will be in general conformity with the Land Use Plan Thoroughfare Plan, or other plan officially adopted by the City.

9. Application Fee: Submit the fee payment with application. The application fee is nonrefundable.

ADDRESS:

10. Briefly describe Applicants intended use of the property (Applicant must attach a detailed business plan, if applicable):

We are Planning on putting a Cemetery Beside
of our Church. And it will be at the back
of property. Where it will not even be seen.
Hardley. And if we have to we will be glad
to put up A Fence. Where its not in public
view

11. Notarized Signatures:

I certify that all of the information presented by the undersigned in this Application is accurate to the best of my knowledge, information and belief.

Applicant: Dods Chasen Generation 44 Zach Drive Lumberton N.C.
Name Physical Address

Applicant: [Signature]
Signature

STATE OF NORTH Carolina COUNTY OF Robeson

I, Randy Cummings, a Notary Public in and for said County and State, do hereby certify that the following individual personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and Notarial Seal this 11th day of April, 20 25

[Signature]
Notary Public Signature

My Commission Expires: 12/9/29

Owner: Randy Cummings 44 Zach Drive
Name Physical Address

Owner: [Signature]
Signature

STATE OF North Carolina COUNTY OF Robeson

I, Amanda Hammonds, a Notary Public in and for said County and State, do hereby certify that the following individual personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and Notarial Seal this 11th day of April, 20 25

[Signature]
Notary Public Signature

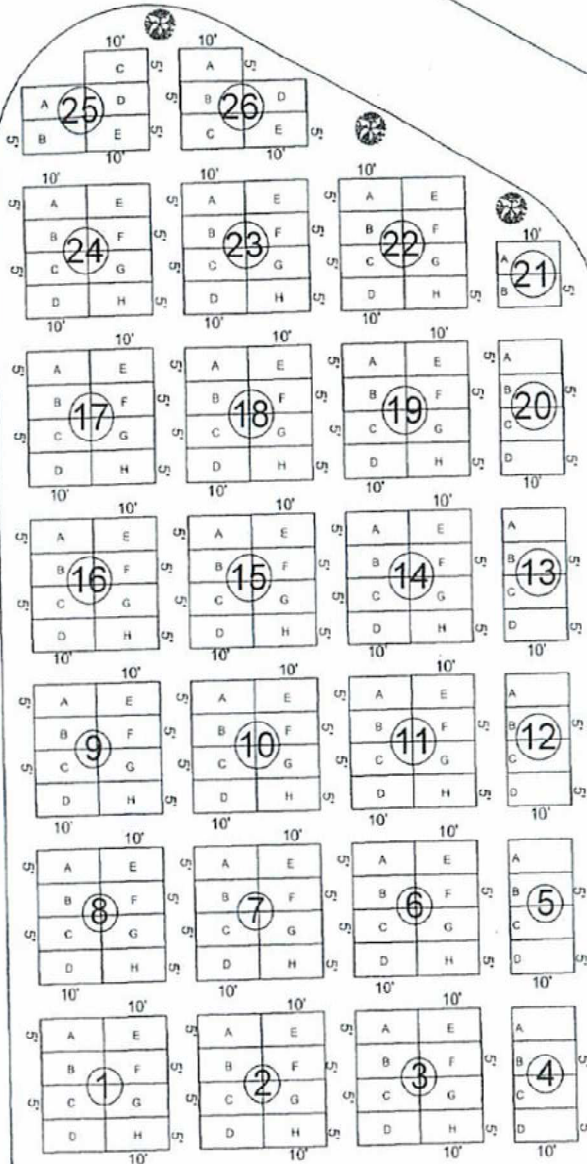
My Commission Expires: 12/9/29

File # 7.194

2 of 2

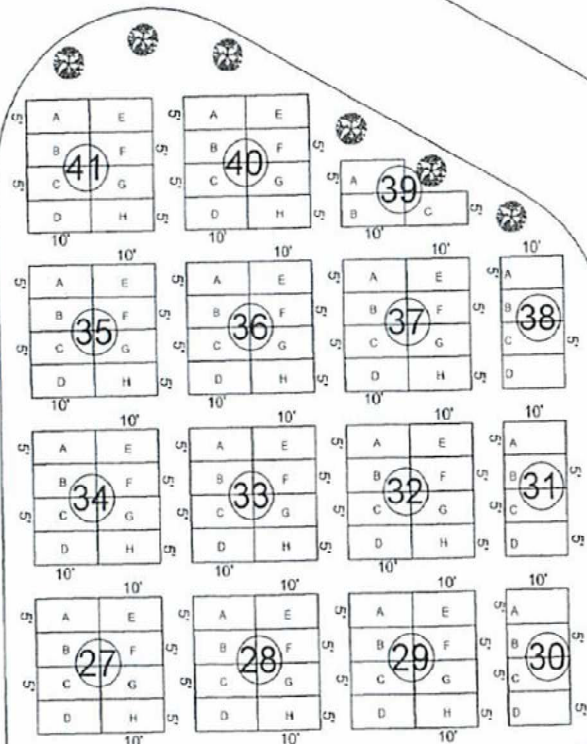
5/28/21

20' ROAD



20' ROAD

20' ROAD



20' ROAD

City of



Lumberton

Planning & Neighborhood Services

Authorization to appear before City Council/Planning Board/Board of Adjustment on the behalf of the property owner(s).

Application File No.: 7.194

Property address: 44 Zach Drive Parcel #: 2401-01-006.01

I, Randy Ray Cummings (property owner), give Dr./Mr./Ms. John the authority to appear before City

Council/Planning Board/Board of Adjustment on my behalf.

Authorized Person (print/type full name):

Signature: (Authorized Person)

Authorized Actions: Appear before City Council/Planning Board/Board of Adjustment on property owner's behalf; Answer questions of the board(s) on property owner's behalf; Appear as the applicant.

1. The North Carolina State Bar has opined on more than one occasion, that non-lawyers representing someone else at a quasi-judicial hearing (such as variances and special use permits) constitutes the unauthorized practice of law (The City Attorney can provide copies of these opinions). Simply providing factual or expert testimony as a witness does not violate this rule.
2. If the applicant is not present and the representative does not have sufficient knowledge regarding the application to satisfy the Planning Board or Board of Adjustment, this may cause the request to the tabled or denied.

I, the undersigned, (owner of the above described property), do hereby acknowledge: (1) that I give authority to the authorized person listed above to appear before City Council/Planning Board/Board of Adjustment on my behalf, (2) that this authorization will not waive my rights as the property owner.

STATE OF North Carolina COUNTY OF Robeson

I, Amanda Hammonds, a Notary Public in and for said County and

State, do hereby certify that Randy Cummings personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and Notarial Seal this 10th day of April, 2025.

My Commission Expires: 12/9/29

Notary Public

City of *Lumberton*

Planning & Neighborhood Services

Request for Special Use Permit Gods Chosen Generation– 44 Zach Drive

File# 7.194

PETITIONER(S):	OWNER(S):
Gods Chosen Generation Pastor Randy Cummings 44 Zach Drive Mailing 2100 Norment Road Lumberton, NC 38460 (910) 225-9388	Gods Chosen Generation Pastor Randy Cummings 44 Zach Drive Mailing 2100 Norment Road Lumberton, NC 38460 (910) 225-9388

Special Use Permit Request: Gods Chosen Generation Special Use Permit (SUP) for a church cemetery - 44 Zach Drive– ETJ

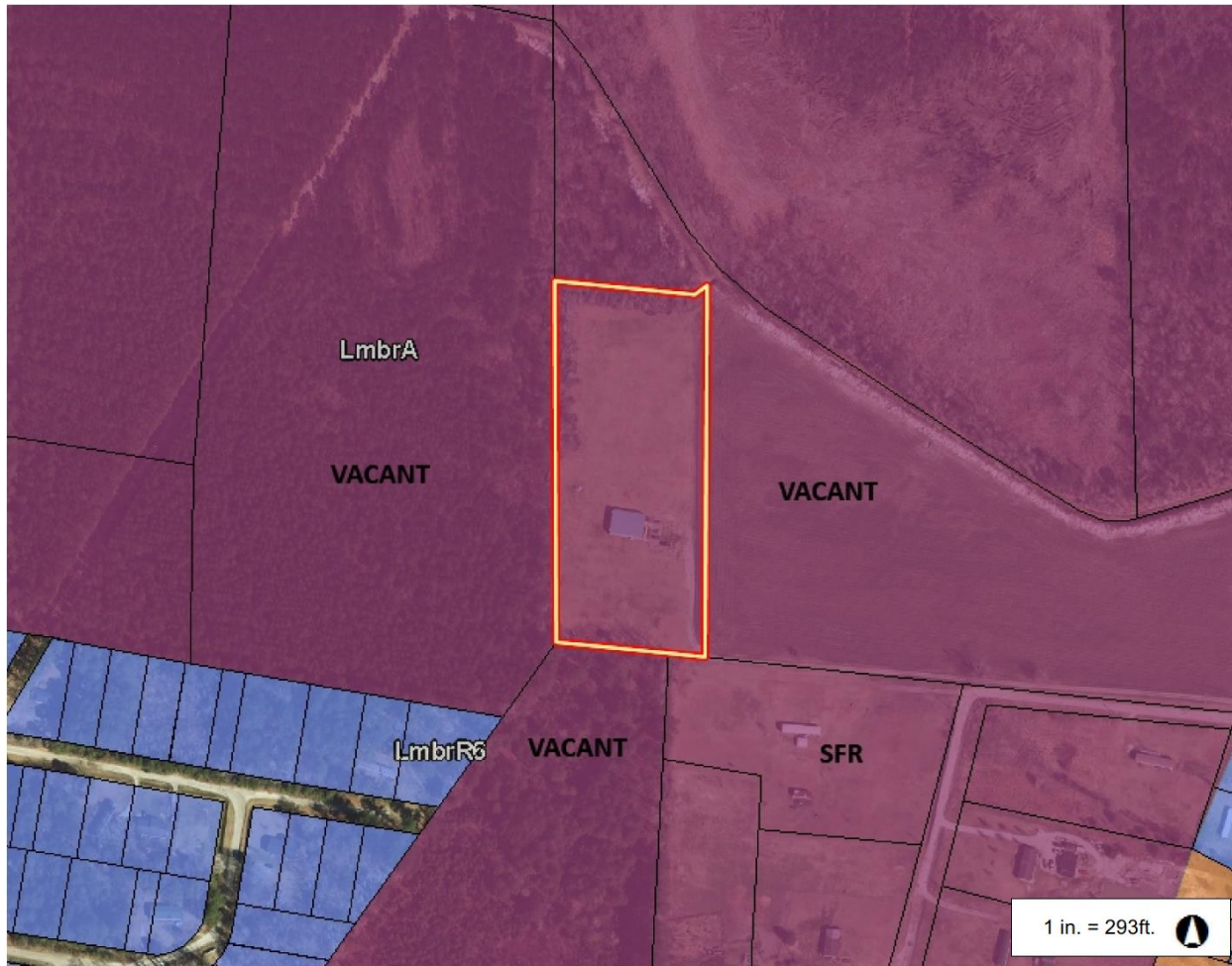
LOCATION:



City of *Lumberton*

Planning & Neighborhood Services

ZONING:



PROJECT OVERVIEW

Analysis: Pastor Randy Cummings with Gods Chosen Generation is requesting a Special Use Permit (SUP) for a church cemetery to be located at 44 Zach Drive– ETJ.



Planning & Neighborhood Services

PLANNING & ZONING

Owner	Parcel #(s)	Zoning	Square Footage/ Area	PROPOSED USE#
Gods Chosen Generation	24010100601	A, Agriculture	PARCEL – 217,800 SQ.FT./~5 acres	21.100 Cemetery (accessory use to the existing church) Existing Use 5.200 Church

MINIMUM (MAX) SETBACK AND LOT SIZE REQUIREMENTS

Zoning District	Min. Square Footage	Min. Road Frontage	Min. Front Setback (right of way)	Min. Side Setback	Min. Rear Setback	Max. Height
A	40,000 sq. ft.	100 feet	50 feet From all right of ways.	20 feet From all sides with no right of way	20 feet From all sides with no right of way	35 feet

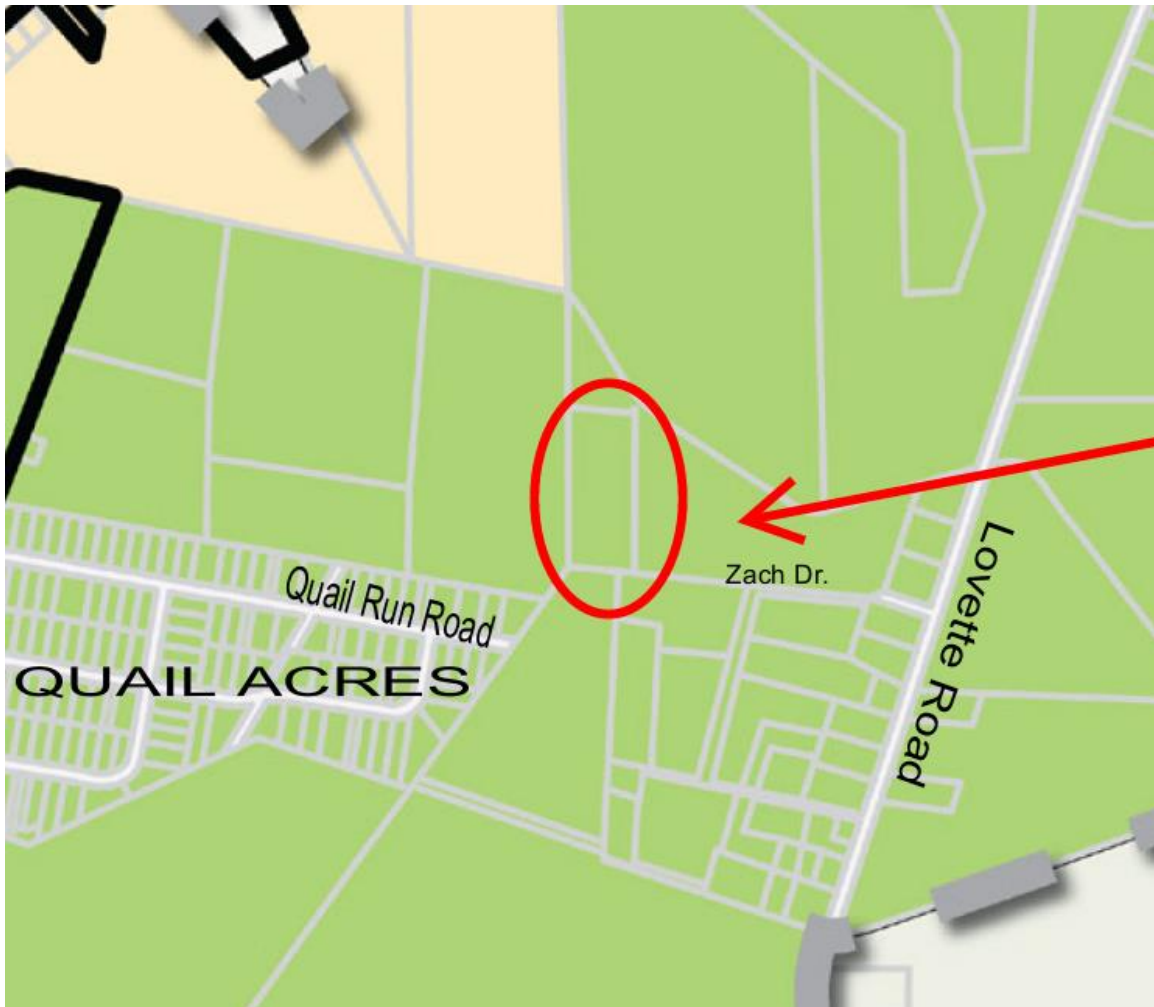
ADJACENT PROPERTY SITE DATA

	Zoning	Land Use
Subject Property	A (Agriculture)	Proposed Use 21.100 Cemetery (accessory use to the existing church) Existing Use 5.200 Church
North	A (Agriculture)	Vacant
South	A (Agriculture)	Single Family Residential
East	A (Agriculture)	Vacant
West	A (Agriculture)	Vacant

City of Lumberton

Planning & Neighborhood Services

EXISTING LOT INFORMATION: Current use of property – Church
Land Use Plan Designation: Rural. Precinct ETJ



RURAL

The Rural land use category is applied to those areas which are situated outside of areas deemed to have the most growth potential. Where development does occur in these areas, it is expected to be at less than 1 dwelling unit per acre and to not be served by the city's wastewater system. While generally agricultural and low density residential in character, certain nonresidential land uses that serve the surrounding rural community are appropriate when sited in locations that do not negatively impact the character, such as small convenience retail uses at rural crossroads or larger scale commercial uses that are intended to directly support the rural agricultural economy.

DEVELOPMENT UPON APPROVAL

If this Special Use Permit is granted the applicant must submit site development plans to the City of Lumberton's Planning Department for approval. All conditions of the Special Use Permit must be addressed prior to the issuance of a Land Use Permit and/or Certificate of Occupancy.

PLANNING BOARD RECOMMENDATION

The Planning Board met on May 20, 2025 and unanimously, recommends City Council approve the Special Use Permit request.

NOTIFICATIONS FOR PUBLIC HEARING

On May 21, 2025 the Planning Department sent out letters to the adjacent property owners within 150 feet of the petitioned property, notifying them of the request.

On May 21, 2025 a request was sent to Public Works Department to have a sign placed on the property, notifying the adjacent property owners of the request.

On May 21, 2025 a request was sent to the Robesonian to have the legal ad for this request ran on May 31, 2025 and June 7, 2025.

PLANNING STAFF RECOMMENDATION TO COUNCIL

Recommends that City Council hold tonight's public hearing and approve the Special Use Permit request.

NORTH CAROLINA

SPECIAL USE PERMIT

ROBESON COUNTY

OWNER(S): GODS CHOSEN GENERATION
APPLICANT(S) PASTOR RANDY CUMMINGS
PARCEL: 2401-01-00601
DEED: DEED BOOK 01653 PAGE 0762

PROPOSED USE: Church Cemetery (21.100)

MEETING DATE: June 9, 2025

On the date listed above, the City Council of the City of Lumberton met to consider an application to issue a Special Use Permit for the aforelisted proposed use of property at the aforelisted property location.

Having heard all the evidence and argument presented at the hearing, the Council finds that the application is complete, that the application complies with all of the applicable requirements of the Lumberton Land Use Ordinance for the development proposed, and that, therefore, the application to make use of the above-described property for the purpose indicated is hereby approved, subject to all applicable provisions of the Lumberton Land Use Ordinance and the following conditions:

(1) The applicant shall complete the development strictly in accordance with the plans submitted to and approved by this Council, a copy of which is filed in the Planning and Neighborhood Services Department of the City of Lumberton, North Carolina.

(2) In granting the Special Use Permit, the Council has placed the following additional conditions or requirements upon the owner, his successors and assigns in exercising the rights granted herein:

- See EXHIBIT 'A' PLOT PLAN

(3) If any of the conditions affixed hereto or any part thereof shall be held invalid or void, this permit shall be void and of no effect.

Nothing authorized by the permit may be done until the property owner properly executes and returns to the City the attached acknowledgement of the issuance of this permit so that the City may have it recorded in the Robeson County Registry.

IN WITNESS WHEREOF, The City of Lumberton has caused this permit to be issued in its name, and the undersigned, being all of the property owners of the above-described property, do hereby accept this Special Use Permit, together with all its conditions, as binding on them and their successors in interest.

CITY OF LUMBERTON

BY: _____
Bruce Davis, Mayor

ATTEST:

Laney Mitchell-McIntosh, City Clerk

The undersigned, being all of the owners of the above described property, do hereby acknowledge: (1) receipt of this Special Use Permit, (2) that no work may be done pursuant to this permit except in accordance with all of its conditions and requirements, and (3) that this restriction shall be binding on them and their successors in interest.

Owner Name (print/type)

_____(SEAL)
Owner Signature

STATE OF NORTH CAROLINA
COUNTY OF _____

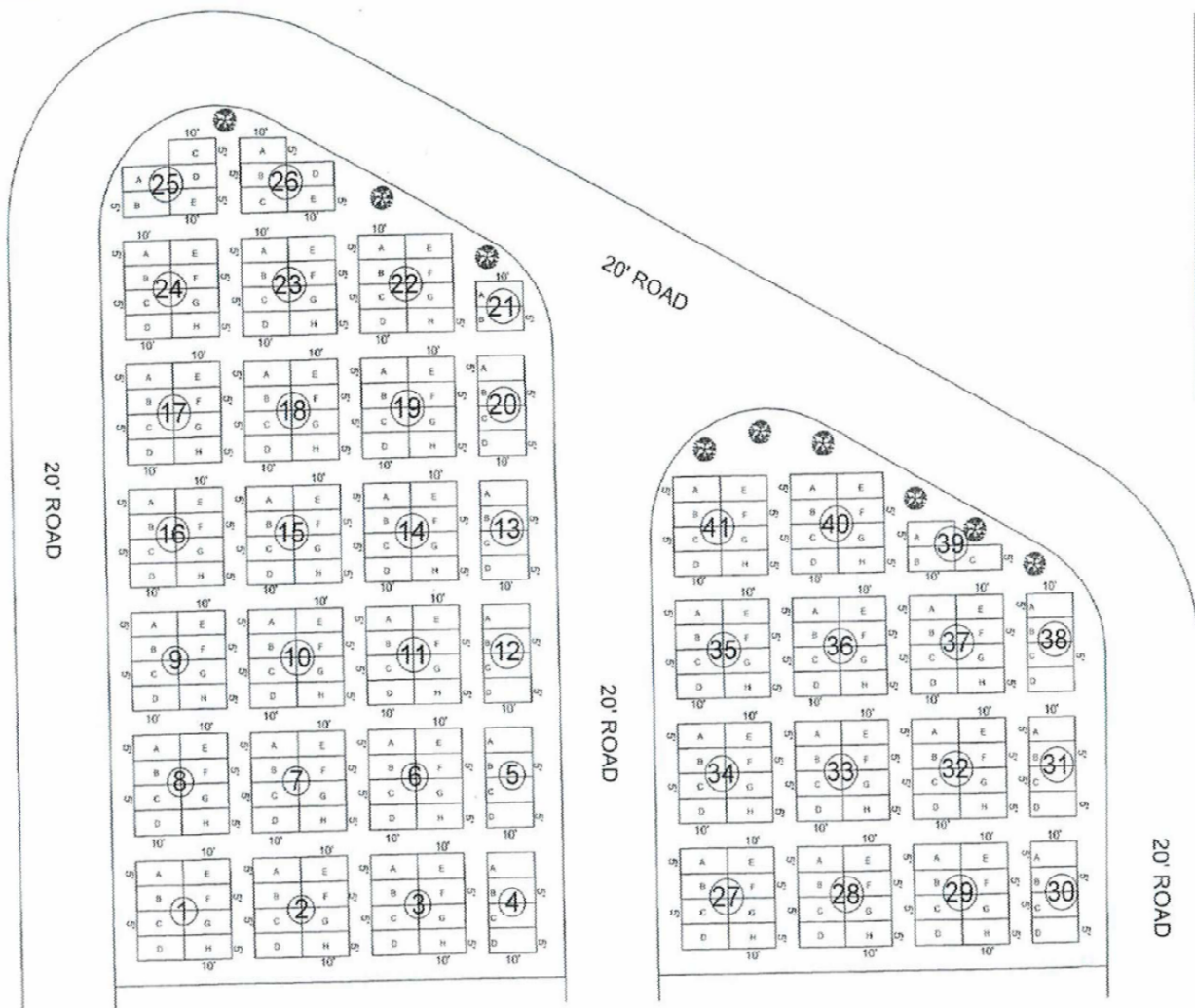
I, _____, a Notary Public in and for said County and State, do hereby certify that _____ personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and Notorial Seal this _____ day of _____, 200__.

Notary Public

My Commission Expires: _____.

EXHIBIT 'A' PLOT PLAN



Lumberton City Council

Item: III.H.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Planning & Neighborhood
Services

Submission Date: 05/22/2025

Subject: Ryan Locklear Special Use Permit 328 E. 24th. St. - P3

Summary/Background of Subject Matter:

Ryan Locklear is requesting a Special Use Permit to extend his operating hours for his restaurant and arcade, located at 328 E. 24th. St. (parcel #32140100801), to 1:00 am on Fridays and Saturdays (initial request - open until 2:00 am). His current operating hours are Mon. - Sat. 4 pm – 11 pm and Sunday 4 pm-10 pm. Restaurants with hours of operation, which include the hours of 11:00 pm through 6:00 am, require a Special Use Permit.

Recommended additional conditions:

- Extend the hours of operation to 1:00 am
- No one under the age of 18 years permitted after 8:00 pm
- Must provide security until 1:00 am
- Provide a partition wall between the alcohol sales and the game center (previous condition)

Staff Recommendation:

The planning staff recommends that the City Council hold tonight's public hearing and approve this request with the above-mentioned conditions.

City Manager's Comments:

Signature:

Department: Planning & Neighborhood
Services

ATTACHMENTS:

1. Locklear Application et al PH
2. SUP Ordinance 2023

**DEPARTMENT OF PLANNING & NEIGHBORHOOD SERVICES
CITY OF LUMBERTON, NORTH CAROLINA
APPLICATION FOR A SPECIAL USE PERMIT**

TO: THE CITY COUNCIL OF THE CITY OF LUMBERTON

The undersigned hereby respectfully requests that the City Council of the City of Lumberton issue a Special Use Permit as hereinafter described:

1. Applicant:

Legal Name: Ryan Locklear

Physical Address: 328 E 24th St.

Lumberton, NC 28358

Mailing Address: 1619 Cabinet Shop Rd

Maxton, NC 28364

Telephone: (910) 733-2132

Name of Business: Retro City Arcade LLC

EMAIL: Retrocityarcadeshop@gmail.com

Owner:

Legal Name: Brad Martin for Dass Investors

Physical Address: 600-E Farmington St.

Lumberton, NC 28358

Mailing Address: same as above

Telephone: (910) 738-1466

Business Address: same as above

Description of Property:

2. 328 E 24th St.

(Address)

01767

(Deed Book)

0078

(Page)

155'

(Frontage)

28,830 sq. ft.

(Area)

(Map Book)

(Page)

3. Tax Map Identification (parcel number): 32140100801

4. Proposed Use of Property: Amusement arcade, Bar, Restaurant

5. Zoning District Designation of Property: B4

6. Development Site Plan: See Appendix A of Land Use Ordinance.

7. Notice of Hearing: All property owners within 150' of the perimeter of the property subject of this petition must be notified by first class mail. Please attach list of all such property owners as reflected on the current tax Assessor's Roll with current mailing addresses, Taxing Township, Map Number, Block Number, and parcel Number.

8. Supportive Information: At the Hearing, you will be responsible for providing information to the City Council to enable it to determine whether the development, if completed as proposed, will comply with the requirements of the Land Use Ordinance. You should be ready to show the following relative to the proposed development:

- a. That it will not materially endanger the public health or safety; and
- b. That it will not substantially injure the value of adjoining or abutting property; and
- c. That it will be in harmony with the area in which it is to be located; and
- d. That it will be in general conformity with the Land Use Plan Thoroughfare Plan, or other plan officially adopted by the City.

9. Application Fee: Submit the fee payment with application. The application fee is nonrefundable.

File # 7.190 1 of 2
5/28/21

ADDRESS:

10. Briefly describe Applicants intended use of the property (Applicant must attach a detailed business plan, if applicable):

I would like to extend my hours of operation until 2am on Friday and Saturday nights.

Current hours: Mon - Fri : 4pm - 11pm
Saturdays : 12pm - 11pm
Sundays : 3pm - 10pm

11. Notarized Signatures:

I certify that all of the information presented by the undersigned in this Application is accurate to the best of my knowledge, information and belief.

Applicant: Ryan Locklear 1619 Cabinet Shop rd, Maxton NC 28564
Name Physical Address

Applicant: Ryan Locklear
Signature

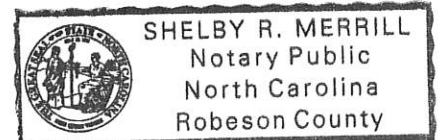
STATE OF North Carolina COUNTY OF Robeson

I, Shelby R. Merrill, a Notary Public in and for said County and State, do hereby certify that the following individual personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and Notarial Seal this 21st day of February, 2025.

Shelby R. Merrill
Notary Public Signature

My Commission Expires: July 28, 2027



Owner: Brad Martin for Pass Investors 600 -E Farningham St. Lumberton NC 28358
Name Physical Address

Owner: Pass Investors, LLC by Brad Martin (Agent for Owner)
Signature

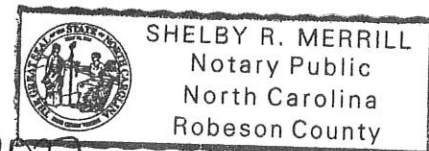
STATE OF North Carolina COUNTY OF Robeson

I, Shelby R. Merrill, a Notary Public in and for said County and State, do hereby certify that the following individual personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and Notarial Seal this 21st day of February, 2025.

Shelby R. Merrill
Notary Public Signature

My Commission Expires: July 28, 2027



File # 7.190 2 of 2
5/28/21

City of *Lumberton*

Planning & Neighborhood Services

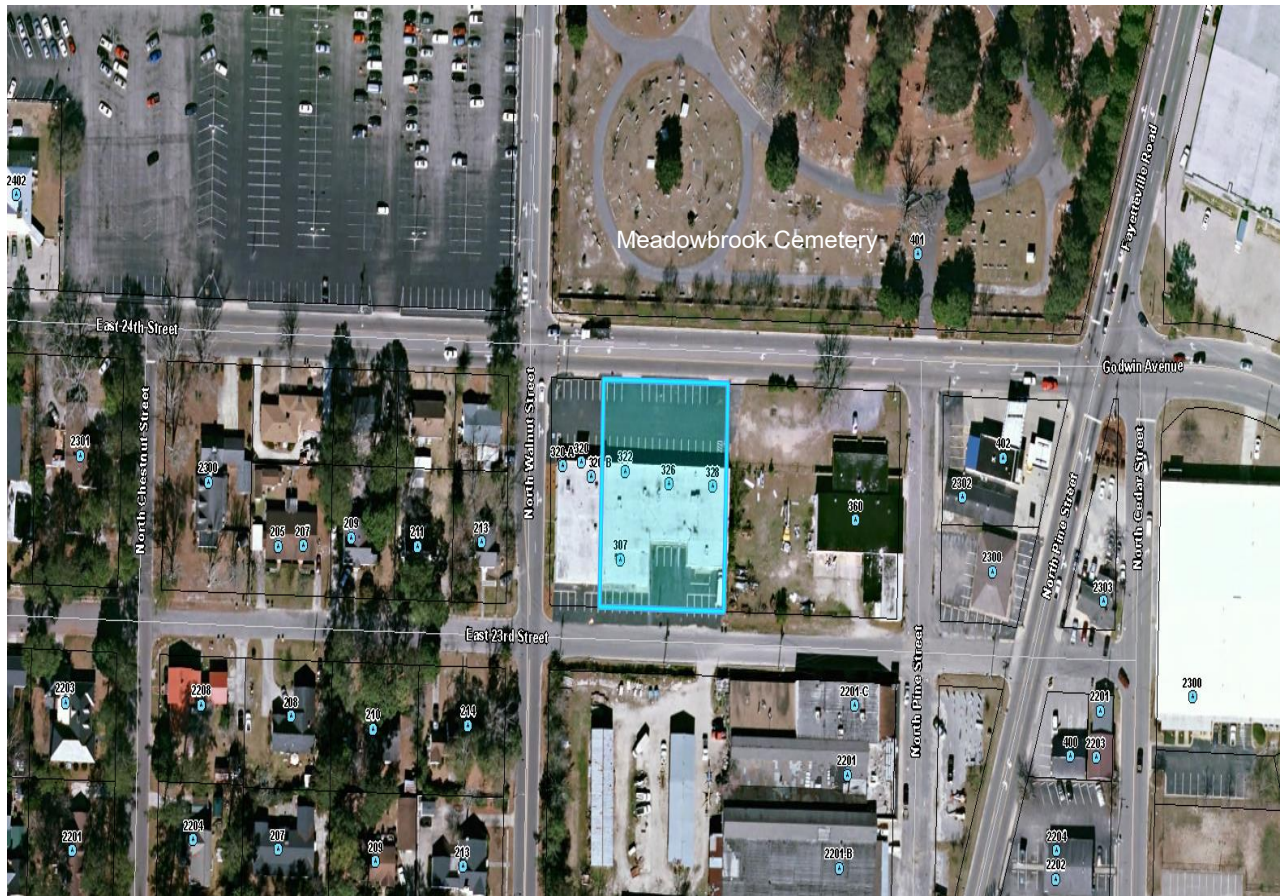
Request for Special Use Permit (SUP)

PETITIONER(S):	OWNER(S):
Name of Petitioner: Ryan Locklear	Name of Owner: Dass Investors Limited
Address: 1619 Cabinet Shop Rd	Address: 328 E. 24 th St.
City/State/Zip: Maxton, NC 28364	City/State/Zip: Lumberton, NC 28358
Mailing Address: 1619 Cabinet Shop Rd. Maxton, NC 28364	Mailing Address: 712 RoanTree Dr. Brentwood, TN 37027

SUP Request: Ryan Locklear is requesting a Special Use Permit for property located at 328 E. 24th St. Parcel #32140100801.

LOCATION:

328 E 24th St.



Zoning



PROJECT OVERVIEW

Analysis: Ryan Locklear is requesting a Special Use Permit to extend his operating hours for his restaurant and arcade, located at 328 E. 24th. St. (parcel #32140100801), to 2:00 am on Fridays and Saturdays. His current operating hours are Mon. - Sat. 4 pm – 11 pm and Sunday 4 pm-10 pm. Restaurants with hours of operation, which includes the hours of 11:00 pm through 6:00 am, require a Special Use Permit.

BACKGROUND:

City Council approved the Special Use Permit on October 9, 2023 to allow the arcade. During that time, his operating hours for the restaurant with accessory bar and arcade were Mon. - Sat., 4:00 pm to 11:00 pm and Sunday, 4:00 pm to 10:00 pm.

PLANNING & ZONING

Parcel #(s)	Zoning	Width	Area	Structure Area	
32140100801	B-4	155'	28,830 sq ft.	12,040 sq.ft. divided	

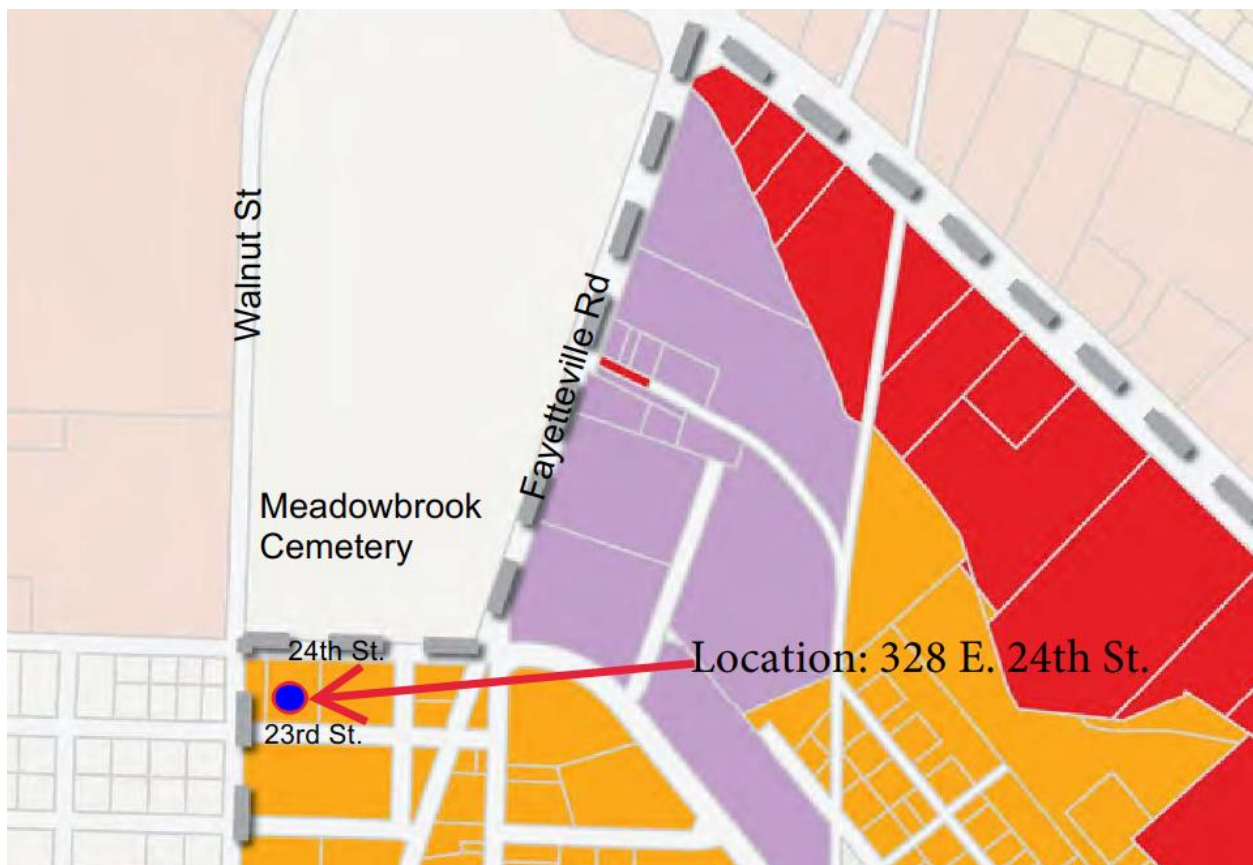
City of Lumberton

Planning & Neighborhood Services

ADJACENT PROPERTY SITE DATA

	<i>Zoning</i>	<i>Zoning Description</i>	<i>Land Use</i>
Subject Property	B-4	General Commercial	Restaurant with accessory bar and arcade
North	B-4	General Commercial	Cemetery
South	B-4	General Commercial	Retail/Storage
East	B-4	General Commercial Walnut St./R11	Retail Residential Single Family
West	B-4	General Commercial	Gas Station/Convenience Store

Land Use Plan: The parcel is currently zoned B-4 (General Commercial). The Land Use Plan designates the future use of the parcel as medium intensity and is located in precinct 3.



MEDIUM INTENSITY

The Medium Intensity land use category is intended to accommodate medium density residential development (up to 10 dwelling units / acre), including both single family residences and larger scale multi-family dwellings. This land use category is also intended to accommodate the use and development of land for medium intensity nonresidential uses, such as churches, schools, neighborhood scale retail, professional offices and similar uses when sited in a manner that does not negatively impact adjoining residential uses located within this or an adjacent lower intensity land use category. In general, these areas are intended to provide a transition between low and high intensity land uses, as well as to facilitate redevelopment in areas where increased density and/or intensity of use is desired.

FLOOD RISK INFORMATION SYSTEM (FRIS) INFORMATION

Flood Zone: Zone X is the flood insurance rate zone that corresponds to areas outside the 0.2% annual chance floodplain, areas within the 0.2% annual chance floodplain, and to areas of 1% annual chance flooding where average depths are less than 1 foot, areas of 1% annual chance flooding where the contributing drainage area is less than 1 square mile, and areas protected from the 1% annual chance flood by levees. No Base Flood Elevations or depths are shown within this zone.

Map Number: 3710939200K **Panel Effective Date:** 12/6/2019

DEVELOPMENT UPON APPROVAL

If this Special Use Permit is granted the applicant must submit site development plans to the City of Lumberton's Planning Department for approval. All conditions of the Special Use Permit must be addressed prior to the issuance of a Land Use Permit.

PLANNING BOARD RECOMMENDATION TO COUNCIL

The Planning Board held a public meeting on April 15, 2025, and, with a 2-6 vote, recommended that the City Council approve the Special Use Permit request with the following conditions:

- Extend the hours of operation to 1:00 am
- No one under the age of 18 years permitted after 8:00 pm
- Must provide security until 1:00 am

Against:

- Precinct 6 Lisa Douglas
- County Appointee Ray Britt

PLANNING STAFF RECOMMENDATION TO COUNCIL

The planning staff recommends that the City Council hold tonight's public hearing and approve this request with the above-mentioned conditions.

Use Description	A	R-20	R-15	R-11	PR-11	R-7	R-6	R-3	B-1	B-2	B-3	B-4	B-5	B-6	B-7	M-1	M-2	M-3
8.250 Restaurant without carry-out/delivery/drive-in; with outdoor dining; with hours of operation which include the hours of eleven-o'clock pm thru six-o'clock am									S			S	S		S			
8.300 Carry-out and delivery service, consumption outside fully enclosed structure allowed										Z		Z	Z		Z			
8.350 Restaurant with carry-out/delivery/outdoor dining; without drive-in service; with hours of operation which include the hours of eleven-o'clock pm thru six-o'clock am												S	S		S			

RETURN: CITY OF LUMBERTON



NORTH CAROLINA

SPECIAL USE PERMIT

ROBESON COUNTY

APPLICANT: RYAN LOCKLEAR
 PROPERTY OWNER: DASS INVESTORS
 TAX MAP: 32140100801
 DEED REFERENCE: BK: 01767 PG 078
 PROPOSED USE: GAME CENTER
 MEETING DATE: OCTOBER 9, 2023

On the date listed above, the City Council of the City of Lumberton met to consider an application to issue a Special Use Permit for the aforelisted proposed use of property at the aforelisted property location.

Having heard all the evidence and argument presented at the hearing, the Council finds that the application is complete, that the application complies with all of the applicable requirements of the Lumberton Land Use Ordinance for the development proposed, and that, therefore, the application to make use of the above-described property for the purpose indicated is hereby approved, subject to all applicable provisions of the Lumberton Land Use Ordinance and the following conditions:

(1) The applicant shall complete the development strictly in accordance with the plans submitted to and approved by this Council, a copy of which is filed in the Planning and Neighborhood Services Department of the City of Lumberton, North Carolina.

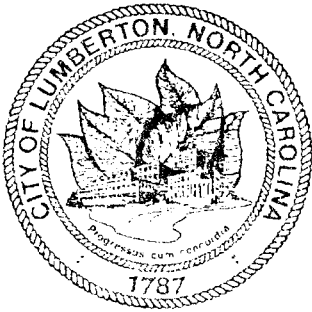
(2) In granting the Special Use Permit, the Council has placed the following additional conditions or requirements upon the owner, his successors and assigns in exercising the rights granted herein:

PROVIDE A PARTITION WALL BETWEEN THE ALCOHOL SALES AND GAME CENTER

(3) If any of the conditions affixed hereto or any part thereof shall be held invalid or void, this permit shall be void and of no effect.

Nothing authorized by the permit may be done until the property owner properly executes and returns to the City the attached acknowledgement of the issuance of this permit so that the City may have it recorded in the Robeson County Registry.

IN WITNESS WHEREOF, The City of Lumberton has caused this permit to be issued in its name, and the undersigned, being all of the property owners of the above-described property, do hereby accept this Special Use Permit, together with all its conditions, as binding on them and their successors in interest.



CITY OF LUMBERTON

BY: Bruce W. Davis
Bruce W. Davis, Mayor

ATTEST:

Laney Mitchell-McIntosh
Laney Mitchell-McIntosh, City Clerk

The undersigned, being all of the owners of the above described property, do hereby acknowledge: (1) receipt of this Special Use Permit, (2) that no work may be done pursuant to this permit except in accordance with all of its conditions and requirements, and (3) that this restriction shall be binding on them and their successors in interest.

Dass Investors by Agent Brad Martin
Owner Name (print/type)

BRM (SEAL)
Owner Signature

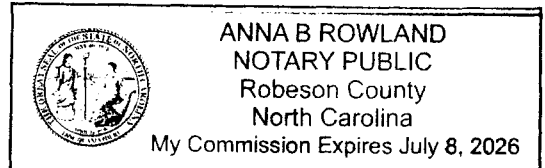
STATE OF NORTH CAROLINA
COUNTY OF Robeson

I, Anna B. Rowland, a Notary Public in and for said County and State, do hereby certify that Brad Martin personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and Notarial Seal this 20th day of November, 2023.

My Commission Expires: July 20, 2023

Anna B. Rowland
Notary Public



NORTH CAROLINA

SPECIAL USE PERMIT

ROBESON COUNTY

APPLICANT: RYAN LOCKLEAR

PROPERTY OWNER: DASS INVESTORS

TAX MAP: 32140100801

DEED REFERENCE: BK: 01767 PG 078

PROPOSED USE: GAME CENTER

MEETING DATE: June 9, 2025

On the date listed above, the City Council of the City of Lumberton met to consider an application to issue a Special Use Permit for the aforelisted proposed use of property at the aforelisted property location.

Having heard all the evidence and argument presented at the hearing, the Council finds that the application is complete, that the application complies with all of the applicable requirements of the Lumberton Land Use Ordinance for the development proposed, and that, therefore, the application to make use of the above-described property for the purpose indicated is hereby approved, subject to all applicable provisions of the Lumberton Land Use Ordinance and the following conditions:

(1) The applicant shall complete the development strictly in accordance with the plans submitted to and approved by this Council, a copy of which is filed in the Planning and Neighborhood Services Department of the City of Lumberton, North Carolina.

(2) In granting the Special Use Permit, the Council has placed the following additional conditions or requirements upon the owner, his successors and assigns in exercising the rights granted herein:

- EXTEND THE HOURS OF OPERATION TO 1:00 AM
- NO ONE UNDER THE AGE OF 18 YEARS PERMITTED AFTER 8:00 PM
- MUST PROVIDE SECURITY UNTIL 1:00 AM
- PROVIDE A PARTITION WALL BETWEEN THE ALCOHOL SALES AND THE GAME CENTER (PREVIOUS CONDITION)

(3) If any of the conditions affixed hereto or any part thereof shall be held invalid or void, this permit shall be void and of no effect.

Nothing authorized by the permit may be done until the property owner properly executes and returns to the City the attached acknowledgement of the issuance of this permit so that the City may have it recorded in the Robeson County Registry.

IN WITNESS WHEREOF, The City of Lumberton has caused this permit to be issued in its name, and the undersigned, being all of the property owners of the above-described property,

do hereby accept this Special Use Permit, together with all its conditions, as binding on them and their successors in interest.

CITY OF LUMBERTON

BY: _____
Bruce Davis, Mayor

ATTEST:

Laney Mitchell-McIntosh, City Clerk

The undersigned, being all of the owners of the above described property, do hereby acknowledge: (1) receipt of this Special Use Permit, (2) that no work may be done pursuant to this permit except in accordance with all of its conditions and requirements, and (3) that this restriction shall be binding on them and their successors in interest.

Owner Name (print/type)

Owner Signature

STATE OF NORTH CAROLINA
COUNTY OF _____

I, _____, a Notary Public in and for said County and State, do hereby certify that _____ personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and Notorial Seal this _____ day of _____, 200__.

Notary Public

My Commission Expires: _____.

Lumberton City Council

Item: III.I.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Manager

Submission Date: 06/06/2025

Subject: Proposed 2025-2026 Fiscal Year Budget

Summary/Background of Subject Matter:

The proposed 2025-2026 Fiscal Year Budget was presented to City Council on Thursday, May 28, 2025, Budget Workshop.

* NCGS 159-12 requires no earlier than 10 days after the budget is presented that City Council hold a public hearing to allow for public comments on the proposed budget before it is adopted.

* The proposed budget has been placed in; the City Clerk's Office, the East Lumberton Resource Center, Dr. Robert L. Jones Resource Center, and Robeson County Public Library.

Notice of the public hearing was advertised in the Robesonian.

Staff Recommendation:

Recommend that City Council hold a public hearing and consider the adoption of the proposed FY 2025-2026, Budget Ordinance.

City Manager's Comments:

Signature:

Department: City Manager

ATTACHMENTS:

1. Budget Ordinance FY2025-2026

**CITY OF LUMBERTON, NORTH CAROLINA, FY 2025-2026
MUNICIPAL OPERATING AND CAPITAL BUDGET ORDINANCE**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LUMBERTON, NORTH CAROLINA:

SECTION I. SUMMARY OF ALL FUNDS

	Estimated Revenues	Estimated Expenditures
General Fund	\$ 37,311,925	\$ 37,311,925
Law Enforcement Funds	\$ 280,830	\$ 280,830
Capital Reserve/Capital Projects Fund	\$ -	\$ -
Emergency Telephone	\$ 142,745	\$ 142,745
Water and Sewer Fund	\$ 16,657,065	\$ 16,657,065
Light and Power Fund	\$ 33,396,310	\$ 33,396,310
Grant Loan Fund	\$ 18,270	\$ 18,270
Sanitation Fund	\$ 2,718,055	\$ 2,718,055
Insurance Fund	\$ 8,315,150	\$ 8,315,150
Fleet Maintenance Fund	\$ 1,500,185	\$ 1,500,185
Subtotal	\$ 100,340,535	\$ 100,340,535
Less Interfund Transfers	\$ (4,693,750)	\$ (4,693,750)
TOTAL	\$ 95,646,785	\$ 95,646,785

SECTION II. GENERAL FUND

A. It is estimated that the following revenues will be available to the General Fund during FY 2025-2026

Revenues	
Fund Balance	\$ 565,345
Ad valorem Taxes	\$ 13,051,785
Other Taxes & Licenses	\$ 12,418,700
Unrestricted Intergovernmental	\$ 540,690
Restricted Intergovernmental	\$ 1,162,195
Permits & Fees	\$ 1,359,620
Sales & Service	\$ 2,546,750
Interest	\$ 500,000
Miscellaneous	\$ 703,155
Other Financing Sources	\$ 4,463,685
TOTAL REVENUES	\$ 37,311,925

B. The following amounts are hereby appropriated for the operation of the General Fund during FY 2025-2026

Expenditures	
General Government	\$ 5,168,475
Public Safety	\$ 17,785,705
Transportation	\$ 2,514,205
Environmental Protection	\$ 197,280
Economic & Physical Development	\$ 618,855
Cultural & Recreational	\$ 1,827,045
Debt Service	\$ 1,438,170
Insurance	\$ 1,721,825
Capital Outlay	\$ 3,307,035
Miscellaneous	\$ 2,733,330
TOTAL EXPENDITURES	\$ 37,311,925

SECTION III. LAW ENFORCEMENT

A. It is estimated that the following revenues will be available to the Trust Fund during FY 2025-2026

Revenues	
Fund Balance Appropriation	\$ -
Other Financing Sources	\$ 280,830
Interest	\$ -
TOTAL REVENUES	<u>\$ 280,830</u>

B. The following amounts are hereby appropriated for the operations of the Trust Fund during FY 2025-2026

Expenditures	
Separation Allowance Reserve	
Benefit Payments	\$ 280,080
Contractual Services	\$ 750
Reserve	\$ -
TOTAL EXPENDITURES	<u>\$ 280,830</u>

SECTION IV. CAPITAL RESERVE FUND

A. It is estimated that following revenues will be available to the Capital Reserve Fund during FY 2025-2026

Revenues	
Fund Balance Appropriation	\$ -
Other Financing Sources	\$ -
Interest	\$ -
TOTAL REVENUES	<u>\$ -</u>

B. The following amounts are hereby appropriated for the operations of the Capital Reserve Fund during FY 2025-2026

Expenditures	
General Government	\$ -
Transportation	\$ -
Water Treatment	\$ -
Light & Power	\$ -
TOTAL EXPENDITURES	<u>\$ -</u>

SECTION V. GRANT LOAN FUND

A. It is estimated that the following revenues will be available to the Grant Loan Fund during FY 2025-2026

Revenues	
Equity Appropriations	\$ -
Interest	\$ 4,000
Miscellaneous	\$ 14,270
TOTAL REVENUES	<u>\$ 18,270</u>

B. The following amounts are hereby appropriated for the operation of the Grant Loan Fund during FY 2025-2026

Expenditures	
Economic Development	\$ -
Miscellaneous	\$ 18,270
TOTAL EXPENDITURES	<u>\$ 18,270</u>

SECTION VI. EMERGENCY TELEPHONE FUND

A. It is estimated that the following revenues will be available to the Emergency Telephone Fund during FY 2025-2026

Revenues	
Equity Appropriations	\$ -
Interest	\$ -
Wireless 911 Tax	\$ 142,745
Other Financing Sources	\$ -
TOTAL REVENUES	<u>\$ 142,745</u>

B. The following amounts are hereby appropriated for the operation of the Emergency Telephone Fund during FY 2025-2026

Expenditures	
E-911 Maintenance	\$ 142,745
Capital	\$ -
TOTAL EXPENDITURES	<u>\$ 142,745</u>

SECTION VII. WATER AND SEWER FUND

A. It is estimated that the following revenues will be available to the Water and Sewer Fund during FY 2025-2026

Revenues	
Equity Appropriations	\$ -
Operating Revenues	\$ 11,734,725
Other Operating Revenues	\$ 1,700,640
Non-operating Revenues	\$ 50,000
Other Financing Sources	\$ 3,171,700
TOTAL REVENUES	<u>\$ 16,657,065</u>

B. The following amounts are hereby appropriated for the operation of the Water and Sewer Fund during FY 2025-2026

Expenditures	
General Operations	\$ 10,787,230
Insurance	\$ 831,835
Capital Outlay	\$ 3,638,000
Miscellaneous	\$ 1,400,000
TOTAL EXPENDITURES	<u>\$ 16,657,065</u>

SECTION VIII. LIGHT AND POWER FUND

A. It is estimated that the following revenues will be available to the Light and Power Fund during FY 2025-2026

Revenues	
Equity Appropriations	\$ -
Operating Revenues	\$ 29,307,155
Other Operating Revenues	\$ 1,522,500
Non-operating Revenues	\$ 2,141,655
Other Financing Sources	\$ 425,000
TOTAL REVENUES	<u>\$ 33,396,310</u>

B. The following amounts are hereby appropriated for the operation of the Light and Power Fund during FY 2025-2026

Expenditures	
General Operations	\$ 27,984,650
Insurance	\$ 799,110
Capital Outlay	\$ 1,280,000
Miscellaneous	\$ 3,332,550
TOTAL EXPENDITURES	<u>\$ 33,396,310</u>

SECTION IX. SANITATION FUND

A. It is estimated that the following revenues will be available to the Sanitation Fund during FY 2025-2026

Revenues	
Equity Appropriations	
Operating Revenues	\$ 2,711,055
Other Operating Revenues	\$ -
Non-operating Revenues	\$ 7,000
TOTAL REVENUES	<u>\$ 2,718,055</u>

B. The following amounts are hereby appropriated for the operation of the Sanitation Fund during FY 2025-2026

Expenditures	
General Operations	\$ 2,118,275
Insurance	\$ 41,880
Capital Outlay	\$ 31,200
Miscellaneous	\$ 526,700
TOTAL EXPENDITURES	<u>\$ 2,718,055</u>

SECTION X. INTERNAL SERVICE FUND

A. It is estimated that the following revenues will be available to the Insurance Internal Service Fund during FY 2025-2026

Revenues	
Equity Appropriations	\$ -
Insurance	\$ 8,315,150
Interest	\$ -
TOTAL REVENUES	<u>\$ 8,315,150</u>

B. The following amounts are hereby appropriated for the operation of the Insurance Internal Service Fund during FY 2025-2026

Expenditures	
Group Health Insurance	\$ 6,365,050
General Liability Insurance	\$ 1,176,715
Workman's Compensation	\$ 773,385
TOTAL EXPENDITURES	<u>\$ 8,315,150</u>

SECTION XI. FLEET MAINTENANCE INTERNAL SERVICE FUND

A. It is estimated that the following revenues will be available to the Fleet Maintenance Internal Service Fund during FY 2025-2026

Revenues	
Equity Appropriations	\$ -
Operating Revenues	\$ 1,500,185
Other Operating Revenues	\$ -
Non-operating Revenues	\$ -
Other Financing Sources	\$ 18,000
TOTAL REVENUES	<u>\$ 1,518,185</u>

B. The following amounts are hereby appropriated for the operation of the Fleet Maintenance Internal Service Fund during FY 2025-2026

Expenditures	
Garage & Fleet	\$ 1,416,825
Insurance	\$ 45,360
Capital	\$ 38,000
Miscellaneous	\$ -
TOTAL EXPENDITURES	<u>\$ 1,500,185</u>

SECTION XII. TAX LEVY

There is hereby levied for the fiscal year ending June 30, 2025, the following rate of taxes for each hundred dollars (100.00) assessed valuation of taxable property listed as of January 1, 2024 for the purpose of raising the revenues from the current year's property tax as set forth in the foregoing estimates of revenues and in order to finance foregoing appropriations:

General Fund (for the general expenses incidental to the proper government of Lumberton, North Carolina)	\$0.62
Tax rate per one hundred (\$100.00) assessed valuation	\$0.62

SECTION XIII. PERSONNEL RELATED

A 3.0% COLA for payroll paid on or after July 1, 2025 is proposed in the 2025-2026 FY Budget. An additional 1.5% is proposed for Law Enforcement based on the incentive plan approved by council. Adjustments are also proposed in Recreation and Public Works to stabilize positions and bring some positions to \$15 per hour.

SECTION XIV. WATER & SEWER RATE INCREASE

Recommended combined water and sewer rates be maintained with no increase.

SECTION XV. LIGHT & POWER FUND RATE INCREASE

Recommended adjustments in electrical rates will be presented to Council in August. The City's electrical rate schedules shall be adjusted to offset any wholesale power increase by the NC Eastern Municipal Power Agency, any increase in sales tax rates from the state, renewable energy rates for bilateral meeting will be calculated at the wholesale power avoided cost rate.

SECTION XVI. SOLID WASTE RATE INCREASE

There are no proposed adjustments for garbage collection rates in the 2025-2026 FY Budget. The City's garbage collection rate shall be adjusted to offset any increase in the Consumer Price Index increase during the Fiscal Year.

SECTION XVII. STORM WATER RATE INCREASE

There are no proposed adjustments for storm water rates in the 2025-2026 FY Budget.

SECTION XVIII. PERMIT FEE INCREASE

There are no proposed adjustments for permit fees in the 2025-2026 FY Budget

SECTION XIX. BUDGET OFFICER

The City Manager shall be the budget officer and is authorized to make interdepartmental budget amendments as necessary. Interfund budget amendments and transfers from capital codes shall be upon the recommendation of the budget officer and approval of the City Council.

SECTION XX. GENERAL

Copies of this ordinance shall be forwarded to the Budget Officer, Finance Director, and City Attorney of the City of Lumberton, North Carolina, to be kept on file by them

for their direction in the collection of revenues and the oversight of expenditures.

SECTION XXI. ADOPTION

Upon motion of Councilman_____, seconded by Councilman_____, the
Fiscal Year 2025-2026 Municipal Operating and Capital Budget is hereby adopted this
9th day of June, 2025 and shall be effective the 1st day of July, 2025.

Bruce W. Davis, Mayor

ATTEST:

Laney S. Mitchell-McIntosh

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

E. Holt Moore III

Lumberton City Council

Item: IV.A.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By:

Submission Date: 05/06/2025

Subject: Minutes Approval for May 5, 2025, Regular City Council Meeting and May 28, 2025, Special City Council Meeting.

Summary/Background of Subject Matter:

Staff Recommendation:

City Manager's Comments:

Signature:

Department:

ATTACHMENTS:

1. 05-28-2025 Special_City Council Minutes
2. May 5, 2025 City Council Minutes



CITY OF LUMBERTON

CITY COUNCIL

MINUTES • MAY 28, 2025

Regular Meeting

Council Chambers

9:00 AM

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

I. Call to Order

II. Public Hearing:

- A. Amendment to the CDBG Neighborhood Revitalization Grant # 20-C-3636 - Rob Armstrong, Public Works

Mayor Davis opened the public hearing to consider an amendment to the City's current CDBG-NR grant #20-C-3636 for the purpose of obtaining citizens' views and to respond to funding proposals to the City's need for the proposed Budget and Boundary Amendment to this grant. City Clerk Mitchell-McIntosh submitted the Affidavit of Publication showing that the hearing was advertised in **The Robesonian**.

Public Works Director Rob Armstrong, appeared before Council and stated that the purpose of this public hearing is to amend the project boundary description and activities of the City of Lumberton Community Development Block Grant - Neighborhood Revitalization Grant #20-C-3636. These funds will be added to the existing grant #20-I-3636 and will include the area of VFW Road and Interstate 95 to support the construction of the West Lumberton Floodgate. This public hearing on May 28th 2025, will provide an explanation and description of the Project Budget and Boundary Amendment to the City of Lumberton CDBG-NR grant #20-C-3636 funded through the North Carolina Department of Commerce Rural Economic Development Division (REDD), Community Development Block Grant – Neighborhood Revitalization (CDBG-NR program under Title I of the Housing and Community Development Act.

We are present to discuss the purpose of the public hearing for the City's CDBG-NR grant #20-C-3636. The purpose of the public hearing is to obtain citizens' views and to respond to funding proposals and answer any questions posed by the citizen's views and to respond to the City's need for the proposed Budget and Boundary Amendment before the submission of the Project Amendment to the Nc Department of Commerce, REDD.

Proposed Amendment – The City of Lumberton is being awarded \$3,5 million in

CDBG-NR funds. These funds will be added to the existing grant #20-I-3636, for the purpose of including the area of VFW Road and Interstate 95 to support the construction of a floodgate at the same location. The project area is located in Census Tract 9608.01, Block Group #2 with a low- to moderate-income rate of 64.80%, which exceeds the HUD 51% Low-and Moderate-income persons baseline.

In addition to the Boundary and Activities Amendment, the amendment includes a one-year extension to allow for the completion of construction activities.

The following is a list of the project activities, and an estimated budget.

Flood Gate Construction - \$3.5 million CDBG-NR

\$10,878,186 in Golden Leaf, EDA, CDBG-DR, and State Appropriations Funds

The purpose of the CDBG-funds is to benefit low- and moderate-income (LMI) person, Aid in the prevention or elimination of slums or blight; and meet a need having a particular urgency.

To meet the LMI benefit, a residential area where at least 51% of the beneficiaries are low- to moderate-income as defined by the United States Department of Housing and Urban Development.

- To perform eligible activities.
- To minimize displacement, and
- Provide displacement assistance, as necessary.

The range of activities covered by the City of Lumberton project #20-C-3636 includes:

- Housing Rehabilitation
- Flood and Drainage Construction.
- Environmental Review.
- Engineering Design.
- Construction Administration and observation.
- Grant Administration.

We open the floor for comments and questions about the CDBG program, and about the proposed project.

No one appeared to speak, and the hearing was closed.

III. Agenda Items

- A. CSX Construction Agreement and CSX Project Administration Fees for the Construction of the West Lumberton Floodgate - Rob Armstrong, Public Works

Public Works Director Rob Armstrong appeared before Council and stated that In order for the City to construct the West Lumberton Floodgate on CSX-controlled property, we will need to enter into the attached Construction Agreement with CSX and pay the estimated \$609,754 Project Administration Fee upfront to CSX.

Public Works is requesting Council to approve the attached West Lumberton Floodgate Construction Agreement with CSX and authorize City staff to pay the \$609,754 Project Administration Fee to CSX from the grant funds appropriated to the floodgate project.

B. West Lumberton Floodgate Construction Bid Award - Rob Armstrong, Public Works

Public Works Director Rob Armstrong appeared before Council and stated that attached is the Certified Bid Tabulation and Bid Discussion from McGill Associates for the West Lumberton Floodgate. Only one bid was received, from Crowder Construction, after readvertizing and holding a second bid opening. Crowder Construction bid \$10,091,152.60, lump sum, for the project.

Public Works is recommending Council award the construction of the West Lumberton Floodgate to Crowder Construction for \$10,091,152.60 to be paid from the grant funds appropriated to the project.

Councilman Cantey asked the Director is we are paying upfront or proportionately. Director Armstrong stated proportionately.

C. The City of Lumberton Contiguous Annexation Emery Road - County - ArTriel Kirchner, Planning & Neighborhood Services

City Manager Horne stated that the City of Lumberton is requesting a contiguous annexation of property located on Emery Road parcel #02080101402, Deed Bk. 2334, Pg. #0612. The property is zoned County Industrial-2; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing, which will be addressed in a later meeting.

The City Clerk has certified the sufficiency of the petition and the Planning Department recommends the City Council set the date of the public hearing for their June 9th, 2025, meeting.

D. Boards and Commissions Budget Requests FY2025-2026 - Wayne Horne, City Manager

City Manager Horne appeared before Council and stated that the City Staff has started preparation for the FY 2025-2026 Budget. In 2002, City Council approved a policy on contracting with non-profit agencies, creating procedures for evaluating proposals and creating clear responsibilities for accountability. Attached are the Boards and Commissions / Non-profits FY 2025-2026 Budget requests along with the City

Manager's recommendations.

That City Council review the funding for boards and commissions / non-profits budget requests and provide recommendations.

City Manager Horne said that Sandy Grove Summer Academy will be removed from the list.

Councilman Chavis made a motion and a second by Councilman Cantey adding \$500 to the Borderbelt Aids Resource Team for a total of \$2,000.

Councilman Cantey made a motion, and a second by Councilman Douglas, adding \$2,500 to The Prevailing CDC.

Councilman Douglas made a motion, which was later recanted to give Truly Treasure \$1,000.

IV. Adjournment

[MIN_SIGNATURES]



CITY OF LUMBERTON

CITY COUNCIL

MINUTES • MAY 5, 2025

Regular Meeting

Council Chambers

6:00 PM

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

I. Call to Order

A. Invocation –

City Attorney Holt Moore

B. Pledge of Allegiance –

Led by Councilwoman Karen Higley

II. Employee Recognition - Ms. Hattie B. Lewis - 25 years of service with Lumberton Police Department - Paul G. Valenti - 49 years of service as Chief Water Plant Operator

Ms. Hattie B. Lewis received a plaque and a lap pin for 25 years of faithful and dedicated service as a customer service representative with the Lumberton Police Department. Mr. Paul Valenti received a plaque and lapel pin for 49 years of service with the City of Lumberton as Chief Water Plant Operator. Both enjoyed their time with the City and, as Ms. Hattie stated every day was different. Mr. Valenti is enjoying retirement as we could read on his shirt.

III. Proclamation - Treatment Court Month - Mayor/Councilman Thomas

Mayor Davis, at the request of Member of Council Thomas, presented a proclamation declaring the Month of May as Treatment Court Month in the City of Lumberton.

Individuals appeared before the Council on behalf of the Robeson County recovery courts: District Court Judge Leah Britt Lanier and District Attorney Scott spoke and gave highlights of the program. Judge Lanier stated that this court is like no other court you will ever experience.

District Attorney Matt Scott stated that it takes a team of workers to implement this program and for it to become life-changing. He stated that the people standing are the workers that are changing people's lives every day in this court. They are serving people who have constantly and repeatedly been in our justice system, that taxpayers are paying for and are seeing live changed.

IV. Public Comment Period: Dr. Renee Steele - Principal, W.H. Knuckles Elementary School - Ms. Jo Coe, Rowland Norment Elementary School - Ministers for Justice - Memorial Park

Dr. Renee Steele, Principal of WH Knuckles Elementary School, appeared before the City Council to thank them for their investment in the children's education. She stated the trip to the aquarium created a learning environment that taught them about science and many other relative subjects.

Steve Taylor, representing Ministers for Justice, spoke concerning the Lumber River Memorial Park. He spoke to the concerns of citizens who are opposed to the confederate statue that stood at the Robeson County Courthouse being located in this park. He stated that many are opposed to the idea. Many are concerned about its presence at the city's front door would represent. Mr. Taylor stated that as industry and families look to relocate to Lumberton, they want to be welcomed to a place that is inclusive and looking forward, and this statue could send the wrong message. Mr. Taylor stated that they believe there is a more appropriate place, and that they believe our gateway can tell a different story.

V. Public Hearings

A. Habbeeb Najjar Special Use Permit 2105 W.5th St.-P7 - ArTriel Kirchner, Planning & Neighborhood Services

City Attorney Holt Moore opened the public hearing to consider the issuance of a Special Use Permit for property located at 2105 W. 5th Street to operate an electronic gaming center. City Clerk Mitchell-McIntosh submitted the Affidavit of Publication showing that the hearing was advertised in **The Robesonian**.

Dr. Kirchner, Planning & Neighborhood Services Director, appeared before the Council and stated that Habbeeb Najjar is requesting a Special Use Permit for an electronic gaming center for property located at 2105 W. 5th Street P7.

The planning staff recommend that the City Council hold tonight's public hearing and deny this request based on the fact that the operation will not meet the requirements outlined in Section 35-166.5 of the Code of the City of Lumberton.

Mr. Najjar appeared before the Council and stated that I spoke I talked about this job supporting my family. I am not asking for an exception; however, I will respect your decision no matter what. This is a positive space that has been created. Councilman Cantey asked Mr. Najjar, how do you help the community? Mr. Najjar stated that it supports the families of the employees.

John Wayne Robinson Jr. one of the employees, stated that this space offers the opportunity for engagement. People can stay in town and not have to travel elsewhere to enjoy this type of activity. Councilman Cantey stated that there is a reason for the 1-800 number. He stated that some people cannot help themselves and we are already marginalized. We have people coming out broke, and it just causes more crime.

No one else appeared to speak, and the hearing was closed.

Planning Department recommenced denying the Special Use Permit based on the following facts:

NON-COMPLIANCE WITH CITY CODE SECTION 35-166.5

Section 35-166.5(9):

- This location will not meet the required parking spaces of 24 spaces.

Section 35-166.5(10):

- This location is ~60 feet of residential use.
- This location is ~60 feet from a residential zoning district (R-7)/residential use.
- This location is ~ 204 feet from Riverside Church of God.
- This location is within ~ 655 feet from Luther Britt Park (City Park)

- B. Ryan Locklear Special Use Permit 328 E. 24th. St. - P3 - Request to table item until the June Council Meeting - - ArTriel Kirchner, Planning & Neighborhood Services

City Attorney Holt Moore opened the public hearing to consider the issuance of a Special Use Permit for property located at 328 E. 24th Street to consider extending hours of operation. City Clerk Mitchell-McIntosh submitted the Affidavit of Publication showing that the hearing was advertised in **The Robesonian**.

Dr. Kirchner, Planning and Neighborhood Services Director, stated that the applicant could not be present tonight and has requested to table the item until the June Council Meeting. Ryan Locklear is requesting a Special Use Permit to extend his operating hours for his restaurant and arcade, located at 328 E. 24th. St. (parcel #32140100801), to 2:00 am on Fridays and Saturdays. His current operating hours are Mon. - Sat. 4 pm – 11 pm and Sunday 4 pm-10 pm. Restaurants with hours of operation, which includes the hours of 11:00 pm through 6:00 am, require a Special Use Permit.

Recommended additional conditions:

- Extend the hours of operation to 1:00 am.
- No one over the age of 18 years is permitted after 8:00 pm.
- Must provide security until 1:00 am.
- Provide a partition wall between the alcohol sales and the game center (previous condition).

- C. Dannie Stewart SUP 328 Hood Rd.-ETJ - ArTriel Kirchner, Planning & Neighborhood Services

City Attorney Holt Moore opened the public hearing to consider the issuance of a Special Use Permit for property located at 328 Hood Road for a residential accessory structure. City Clerk Mitchell-McIntosh submitted the Affidavit of Publication showing that the hearing was advertised in **The Robesonian**.

Planning and Neighborhood Services Director Dr. Kirchner appeared before the Council and stated that Dannie Stewart is requesting a Special Use Permit to construct a 1600 square foot accessory structure for the property located at 328 Hood Rd. (parcel

102006019/Deed Book 01059-Page 117).

The planning staff recommend that the City Council hold tonight's public hearing and approve this request.

Mr. Stewart appeared before the Council and stated that he has 6 cars and would like to build a structure to accommodate the vehicles. He stated that he has more than enough space to build the structure on his property. He stated that one of his neighbors has the same type of building.

No one else appeared to speak, and the hearing was closed.

VI. Consent Agenda

- A. Ratify the Designation of \$750 to Lumberton Senior High School Teacher Appreciation Week as follows: P1 - \$150 P2 - \$150 P3 - \$200 P4 - \$150 and P7 - \$100 - Wayne Horne, City Council
- B. Ratify the CRF Request - "John P. Williamson Memorial Tournament" as follows: P1 - \$100 P2 - \$50 P3 - \$50 P4 - \$100 P6 - \$50 P7 - \$50 P8 - \$100 and \$100 from the Mayor's discretionary fund for a total of \$600.00. - Wayne Horne, City Manager
- C. Ratify the Designation of \$600 of CRF to Rowland Norment Elementary School for Teacher Appreciation Week as follows: P1 - \$100 P2 - \$50 P3 - \$100 P4 - \$100 P5 - \$50 P6 - \$100 P7 - \$50 and P8 - \$50 for a total of \$600.00. - Wayne Horne, City Manager
- D. Ratify the Naming of the Memorial Park to "Lumber River Memorial Park" - Brandon Love, City Manager

VII. Agenda Items

- A. (POD #3) Sub-Station #3 Circuit Relocation - Greg Prevatte`, Electric Utilities

Greg Prevatte, Director of Electric Utilities, appeared before the Council and stated that the City of Lumberton's Electrical Utilities Department has formally requested and received bids on the labor and equipment cost to relocate 5 electrical circuit feeders that are currently crossing a City of Lumberton-owned property which is located in the new Southeastern Cross Roads Industrial Park at 289 Emory Ln. These feeders have been in place since 2000 and need to be relocated for a new customer to utilize this property. These funds for this relocation will be used from a current Commerce Grant and Golden Leaf Grant.

Director Prevatte stated that the following were the bids received; Williams Electric Company at \$731,850.00, East Coast Electric at \$623,443.44, Huss Boring at \$334,554.75, Lee Electrical Construction at \$315,151.60, River City Construction at \$304,315.60, Utility Lines Construction Services at \$292,498.42 and Carolina Power & Signalization at \$240,191.60. The City of Lumberton's Electric Utilities Department is recommending that council award Carolina Power and Signalization the contract to relocate these 5 electrical circuit feeders at (POD#3) Sub-Station #3 at a cost of \$240,191.60. This contract is for labor and equipment only.

- B. Permission to apply for and accept the Byrne JAG Grant for Law Enforcement Equipment - Michael McNeill, Police

Police Chief McNeill appeared before the Council and stated that the Lumberton Police Department is requesting permission to apply for the Byrne JAG Grant for Law Enforcement Equipment in the amount of \$50,000.00. This funding will be used to purchase 16 VIPER Radios which will be used for the necessary enhancement of communication for patrol officers and other law enforcement personnel.

It is recommended that the Lumberton Police Department be granted permission to apply for the Byrne JAG Grant for equipment in the amount of \$50,000.

- C. Main Street Lumberton Update - Sarah Ward, City Manager

Mrs. Dencie Lambdin appeared before Council and presented Mayor Davis with a license plate from the Friends of Main Street. She also gave a brief update on the Facade Grant Program, including the receipt of a \$100,000 contribution from the Lumberton Visitor's Bureau to support ongoing downtown revitalization efforts. She spoke concerning the recent installation of sunshades in the Dick Taylor Plaza as part of Main Street Lumberton, Friends of Main Street Lumberton, and the City's joint beautification and pedestrian comfort initiatives.

No action was taken.

- D. Adopt a Resolution Accepting the Funding Offer for the Lead Service Inventory Project (Phase 2) - Rob Armstrong, Public Works

Rob Armstrong appeared before the City Council and stated that the City of Lumberton has been approved for funding assistance in the amount of \$1,000,000 for the Lead Service Inventory Project (Phase 2) by the North Carolina Division of Water Infrastructure. Attached for Council's approval is a Resolution Accepting the funding offer and accepting the Conditions and Assurances. At the October 7, 2024, Council meeting, City Council gave staff permission to apply.

Director Armstrong stated that it is recommended that City Council adopt the attached Resolution Accepting the Funding Offer of \$1,000,000 from the North Carolina Division of Water Infrastructure for the Lead Service (Phase 2).

- E. Recycled Concrete Debris Crushing - Rob Armstrong, Public Works

Public Works needs to resupply our stockpile of crushed aggregate. We requested quotes to crush our recycled concrete debris pile and received only one proposal from Peleton Aggregates for \$56,500 to process approximately 5,500 tons of aggregate.

Public Works is requesting approval of the Peleton Aggregates Proposal to crush approximately 5,500 tons of recycled concrete debris for \$56,500 to be paid for from the water and sewer capital reserve fund.

F. Professional Services Amendment for the Rosewood Drive Drainage Project - Rob Armstrong, Public Works

Public Works Director Rob Armstrong appeared before the City Council and stated that while developing the drainage design for the Rosewood Drainage Project, we determined that the existing concrete sanitary sewer gravity main on Rosewood Drive, between Highland Ave and N Walnut Street, was in need of replacement and also needed to be realigned to avoid conflicts with the proposed drainage pipe. Several months ago, we replaced the concrete sewer main on Highland Ave as an emergency response to several cave-ins. The sewer on Rosewood is of the same age and condition as the Highland Ave sewer was. Therefore, we feel this is an appropriate time to update both the sanitary sewer and storm drain for this street segment. The attached proposal adds the design of the replacement sanitary sewer system to the existing professional services contract with Anderson Engineering.

Public Works is requesting Council approval of the amendment to the Rosewood Drive Drainage Project Professional Services Agreement with Anderson Engineering for \$14,000 to design the replacement sanitary sewer main on Rosewood Drive. This amendment will be paid for out of the Water and Sewer Capital Reserve Fund.

G. West Lumberton Floodgate Construction Bids - Rob Armstrong, Public Works

Public Works Director Rob Armstrong appeared before the City Council and stated that bids for the

H. 1st Street Drainage Improvements - Utility Pole Relocation - Rob Armstrong, Public Works

Public Works Director Rob Armstrong appeared before the Council and stated that a Duke Energy utility pole will need to be relocated in order to avoid a conflict with the proposed culvert improvements on 1st Street. Duke Energy has given us a price of \$29,830.57 to re-route the service line.

Public Works is requesting Council to allocate \$29,830.57 from the North Carolina Golden Leaf Grant for the 1st Street Drainage Improvement Project to pay Duke Energy to relocate a conflicting utility pole.

I. Eric Chavis Rezoning Request 1322 Alamac Road-ETJ - ArTriel Kirchner, Planning & Neighborhood Services

Planning & Neighborhood Services Director Dr. Kirchner appeared before the City

Council and stated that Eric Chavis is requesting to rezone property located at 1322 Alamac Road from R-6 to B-4.

The Planning Department recommends that the City Council review the request, refer the petition to the May 20, 2025, Planning Board meeting for their review, and authorize the Planning Director to set the date of the public hearing,

- J. Gods Chosen Generation (SUP) Cemetery 44 Zach Drive- ETJ - ArTriel Kirchner, Planning & Neighborhood Services

Planning & Neighborhood Services Director Dr. Kirchner appeared before the City Council and stated that Pastor Randy Cummings with Gods Chosen Generation is requesting a Special Use Permit (SUP) for a church cemetery to be located at 44 Zach Drive - ETJ.

The Planning Department recommends that the City Council review the request, refer the petition to the May 20, 2025, Planning Board meeting for their review, and authorize the Planning Director to set the date of the public hearing.

- K. Tubbs Contiguous Annexation Emery Road - County - ArTriel Kirchner, Planning & Neighborhood Services

Planning and Neighborhood Services Director Dr. Kirchner appeared before the Council and stated that the City of Lumberton submitted an application for contiguous annexation on behalf of the property owner Mary Price Tubbs, for property located on Emery Road parcel #02070201501. The property is zoned County H-1; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing, which (the rezoning) is addressed in a separate item.

The City Clerk has certified the sufficiency of the petition and the Planning Department recommends City Council set the date of the public hearing for their June 2025 meeting.

- L. The City of Lumberton/Tubbs Rezoning Emery Road - County - ArTriel Kirchner, Planning & Neighborhood Services

Planning & Neighborhood Services Director Dr. Kirchner appeared before the Council and stated that the City of Lumberton submitted a rezoning application for property located on Emery Road parcel #02070201501. The property is zoned County H-1; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing.

The Planning Department requests that City Council review the request, refer the petition to the May 20, 2025, Planning Board meeting for their review, and authorize the Planning Director to set the date of the public hearing.

- M. The City of Lumberton Contiguous Annexation Emery Road - County - ArTriel Kirchner, Planning & Neighborhood Services

Planning & Neighborhood Services Director Dr. Kirchner appeared before the City Council and stated that the City of Lumberton is requesting a contiguous annexation of property located on Emery Road parcel #02080101402, Deed Bk. 2334, Pg. #0612. The property is zoned County I-2; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing, which will be addressed in a separate item.

Recommend that City Council direct the City Clerk to investigate said petition.

- N. The City of Lumberton Rezoning Emery Road - County - ArTriel Kirchner, Planning & Neighborhood Services

Planning & Neighborhood Services Director Dr. Kirchner appeared before the City Council and stated that the City of Lumberton is requesting to rezone property located on Emery Road parcel #02080101402, Deed Bk. 2334, Pg. #0612. The property is zoned County I-2; therefore, a rezoning is required. The City requests the property be zoned M-2, Heavy Manufacturing.

Recommend that City Council review the request, refer the petition to the May 20, 2025 Planning Board meeting for their review, and authorized the Planning Director to set the date of the public hearing.

- O. Reimbursement Resolution for AMI Project - Hank Lewis, Finance

Hank Lewis, Finance Director, appeared before the City Council and stated that the attached resolution is suggested for the purpose of allowing the City to reimburse itself from loan proceeds for AMI project-related expenses incurred prior to the closing on AMI financing. This is required by NC General Statute and IRS guidelines.

Staff recommends that City Council approve the resolution for reimbursement.

- P. Consideration of Whistleblower Policy - JAG Grant Requirement - Elaine Evans, City Attorney

City Manager Horne stated that the \$50,000 Byrne JAG Grant for which the Police Department is applying (listed elsewhere on this agenda) requires certain policies of all recipients. One of these is a whistle-blower policy; this is a common policy which is designed to prohibit and/or address retaliation against persons who report certain types of illegal or inappropriate activity. Attached is the proposed policy, which staff tried to make as simple and straightforward as possible. There are similar provisions at the state and federal levels.

Recommend that the City Council approve the whistle-blower policy.

- Q. Data Breach Policy - Requirement of JAG Grant - Elaine Evans, City Attorney

City Manager Horne stated that as part of the \$50,000 JAG Grant, for which the Police Department is applying for 16 VIPER Radios, the granting authority requires certain policies, and one of those is a data breach policy. This would just address how the

City handles breaches of private electronic information. Staff has drafted a policy for your consideration.

Recommend that City Council adopt the data breach policy.

R. Consideration of provision allowing chickens in City Code. - Councilwoman Higley, City Attorney

Councilwoman Higley introduced the possibility of allowing chickens in the City. She stated that several of her residents have inquired about this, and she wanted to bring it before the Council as a consideration. Councilwoman Higley said that several residents have approached her about the possibility of having chickens with food prices rising. They desire to have hens to provide eggs for their families. She stated that the topic was discussed 10 years ago but never took any action on it. After a brief discussion, City Manager Horne stated that staff will investigate what possibilities may exist to amend the city ordinance to allow chickens in the city limits. City Manager Horne said he and city staff would research what ordinances exist in other jurisdictions to potentially draft an ordinance for Council to vote on in a future meeting. They began to discuss what would be considered a reasonable amount and Councilwoman Higley stated that an ordinance would likely include a maximum number of chickens, but maybe possibly eight, and no roosters would be allowed. Questions were asked as to how this would be enforced and City Attorney Moore stated that he and Sanford the Animal Prevention had sat down and discussed this, and it would be somewhat similar to other animal-related ordinances.

The consensus is to research and bring it back to the Council.

S. Carolina Civic Center - May Change Orders - Brandon Love, City Manager

Deputy City Manager Love appeared before the Council and stated that at its April meeting, City Council approved a series of change orders to the Carolina Civic Center Annex project and received a briefing from staff on the status of construction as well as the financial picture. During this meeting, Deputy City Manager Brandon Love detailed the latest round of change orders and discussed the anticipation of some final change orders in the coming months. Please find attached May's list of both additive and deductive change orders for the Carolina Civic Center Annex project in the amount of \$35,136.72. Funding is still within the budget allocated to the project, and we do not anticipate the need for additional financing at this time.

Approve the list of Change Orders #31-36 for the Carolina Civic Center Annex project in the amount of \$35,136.72.

T. Colors of Life Community Development Summer Day Camp - John Carroll, City Council

Members of council Carroll and Higley received a request from Leon Burden, CEO of Colors of Life, seeking sponsorship for the Annual Colors of Life Community Development Summer Day Camp, scheduled to run from June 9, 2025, through

August 2025 at the Godwin Heights Community Building. Both council members would like to contribute \$100 each of Community Revitalization Funds to this event.

Members of Council designated funds as follows: except Precinct 5 and the designation of \$200 from the Mayor's Discretionary Fund, each council member designated \$100 for a total of \$900.

- U. Approve the designation of \$300 of CRF to the Lumberton Robeson County Chapter of Las Amigas Inc. for the Senior Brunch as part of the Juneteenth Celebration - Councilman Cantey, City Council

Councilman Cantey would like to designate \$200 of CRF and Councilman Douglas requests \$100 of CRF to the Lumberton Robeson County Chapter of Las Amigas Inc., in support of the Senior Brunch as part of the Juneteenth Celebration.

Designation \$900.00 CRF to LRCC of Las Amigas, PO Box 2144, Lumberton, NC 28359 as follows. Each council member designated \$100 each and P5 gave \$200.

- V. Approve the designation of \$400.00 of Community Revitalization Funds to W.H. Knuckles Elementary School for the Positive Behavioral Intervention Support Program in Precinct 5 - Councilman John Cantey, City Council

Councilman Cantey requests \$400 and Councilman Douglas requests \$200.00 of Community Revitalization Funds for W.H. Knuckles Elementary School for the Positive Behavioral Intervention Support program. This money will be used to purchase bicycles.

Approve the designation as stated above.

- W. Approve the designation of \$400.00 of Community Revitalization Funds to Rowland Norment Elementary School for the Positive Behavioral Intervention Support Program in Precinct 6 - Councilman Douglas, City Council

Councilman Douglas requests \$200 and Councilman Carroll requests \$200.00 of Community Revitalization Funds for Rowland Norment Elementary School for the Positive Behavioral Intervention Support program. This money will be used to purchase bicycles.

Approve the designation as stated above.

- X. Request for Support to the Beta Nationals in Orlando from Precinct 7 - Eric Chavis, City Council

Councilman Chavis received a request for support from Eden who is a fifth-grade student and a talented young musician who has been selected as one of only two instrumentalists to advance to the Beta Club National Competition in Orlando, Florida. She is currently preparing her piano performance for the event and is working hard to make our community proud. Eden attends Southeastern Academy; however, she and her mother live in Lumberton.

As a retired single mother living with a disability, she does what she can to support Eden alongside her father. However, the costs of participating are more than we can manage on our own. Any financial support from this Council would help ease that burden and allow Eden to represent Lumberton on a national stage.

Councilman Chavis would like to contribute \$200 of CRF to this event.

City Council contributed to this event as follows: P1 - P6 contributed \$50 each along with P8 for a total of \$550.

- Y. Designate \$2,500.00 of Community Revitalization Funds in Precinct 7 for the 911 - Community Day - Eric Chavis, City Council

Councilman Chavis requests \$2,500.00 of Community Revitalization Funds for the West Lumberton 911 - Community Day in Precinct 7 to be held on June 1, 2025.

Approve the designation as stated above.

- Z. Approve CRF for Community Day in Precinct 2 - Councilwoman Robinson, City Council

Councilwoman Robinson would like to designate \$1,250.00 of CRF for a Community Day in Precinct 2.

Recommend that City Council designate \$1,250 as indicated above.

VIII. Adjournment

[MIN_SIGNATURES]

Lumberton City Council

Item: IV.B.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Manager

Submission Date: 05/29/2025

Subject: Ratify the Contribution of \$400 of CRF for the Juneteenth Souvenir Booklet as follows:
P1 - P8 Contributed \$50 each for a total of \$400.

Summary/Background of Subject Matter:

On May 28, 2025, Council elected to donate funds to the Juneteenth Souvenir Book as follows:
P1 thru P8 contributed \$50 each for a total of \$400.00 for a full page ad.

Staff Recommendation:

That City Council ratify the contribution of \$400 as stated above.

City Manager's Comments:

Signature:

Department: City Manager

ATTACHMENTS:

None

Lumberton City Council

Item: IV.C.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Manager

Submission Date: 06/03/2025

Subject: Ratify the Designation of \$450 to the Juneteenth Souvenir Booklet as follows: P1 - P8
\$50 each

Summary/Background of Subject Matter:

City Council designated a total of \$450 to South Lumberton Development Association for the Juneteenth Souvenir Booklet.

Staff Recommendation:

Ratify the designation as indicated above.

City Manager's Comments:

Signature:

Department: City Manager

ATTACHMENTS:

None

Lumberton City Council

Item: IV.D.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Finance

Submission Date: 06/06/2025

Subject: Ratification of the Adoption of the Resolution of the Financing Terms and the Selection of Atlantic Union Public Finance as the lending source for the AMI Project

Summary/Background of Subject Matter:

Ratify the adoption of a resolution approving the financing terms and the selection of Atlantic Union Public Finance as voted in a poll on Friday, May 30, 2025.

Staff Recommendation:

Ratify the adoption of the resolution accepting the financing terms and the selection of Atlantic Union Public Finance for the AMI project.

City Manager's Comments:

Signature:

Department: Finance

ATTACHMENTS:

1. AMI Financing-Telephone Poll Packet
2. 2025.06.02 Resolution Adoption of Financing Terms for AMI Project

City of Lumberton

Office of Finance Director

May 30, 2025

Honorable Council Members,

The Finance Department has sought quotes for financing the Advanced Metering Infrastructure (AMI) projects for both the Light & Power and Water & Sewer Funds. The total amount requested was \$7,465,000, for a term of 10 years, roughly allocated to Hardware (\$5.41 million), installation (\$1.54 million), professional services (\$375,000), and software and training (\$140,000). While there have been many discussions and expressions of interest, to date, we have received 2 offers. The term sheets for each offer are attached, but the pertinent details and our recommendation follows:

Offer 1:	Bank:	Atlantic Union Public Finance
	Rate:	4.39% APR
	Estimated Payment:	\$938,322.31
	Total Loan Interest:	\$1,918,223.12
	Closing Costs:	-0-
	Legal Fees:	Validity opinion from borrowers' council
	Escrow:	Institution of our choosing (estimated 4.17% return)

Offer 2:	Bank:	Truist Bank
	Rate:	4.74% APR
	Estimated Payment:	\$954,583.02
	Total Loan Interest:	\$2,080,830.15
	Closing Costs:	\$9,500.00
	Legal Fees:	Validity opinion from borrowers' council
	Escrow:	Truist Bank (estimated 3.17% return)

Based on these terms, Finance would like to recommend Option 1 - Atlantic Union Public Finance due to the lower interest rate saving an estimated \$162,607.03 over the life of the loan, no closing costs, and higher anticipated returns while the unspent money is held in escrow.

Sincerely,



Henry (Hank) Lewis, Jr, CPA
Finance Director
City of Lumberton
hglewis@ci.lumberton.nc.us
910-671-3817

AMI LOAN AMORTIZATION SCHEDULE

ENTER VALUES

Loan amount	\$7,465,000.00
Annual interest rate	4.39%
Loan period in years	10
Number of payments per year	1
Start date of loan	3/31/2026

Optional extra payments \$0.00

LOAN SUMMARY

Scheduled payment	\$938,322.31
Scheduled number of payments	10
Actual number of payments	1
Total early payments	\$0.00
Total interest	\$1,918,223.12

LENDER NAME Atlantic Union Public Finance

PMT NO	PAYMENT DATE	BEGINNING BALANCE	SCHEDULE D PAYMENT	EXTRA PAYMENT	TOTAL PAYMENT	PRINCIPAL	INTEREST	ENDING BALANCE	CUMULATIVE INTEREST
1	3/31/2026	\$7,465,000.00	\$938,322.31	\$0.00	\$938,322.31	\$610,608.81	\$327,713.50	\$6,854,391.19	\$327,713.50
2	5/1/2026	\$6,854,391.19	\$938,322.31	\$0.00	\$938,322.31	\$637,414.54	\$300,907.77	\$6,216,976.65	\$628,621.27
3	5/31/2026	\$6,216,976.65	\$938,322.31	\$0.00	\$938,322.31	\$665,397.04	\$272,925.27	\$5,551,579.61	\$901,546.55
4	7/1/2026	\$5,551,579.61	\$938,322.31	\$0.00	\$938,322.31	\$694,607.97	\$243,714.34	\$4,856,971.65	\$1,145,260.89
5	7/31/2026	\$4,856,971.65	\$938,322.31	\$0.00	\$938,322.31	\$725,101.26	\$213,221.06	\$4,131,870.39	\$1,358,481.95
6	8/31/2026	\$4,131,870.39	\$938,322.31	\$0.00	\$938,322.31	\$756,933.20	\$181,389.11	\$3,374,937.19	\$1,539,871.06
7	10/1/2026	\$3,374,937.19	\$938,322.31	\$0.00	\$938,322.31	\$790,162.57	\$148,159.74	\$2,584,774.62	\$1,688,030.80
8	10/31/2026	\$2,584,774.62	\$938,322.31	\$0.00	\$938,322.31	\$824,850.71	\$113,471.61	\$1,759,923.91	\$1,801,502.41
9	12/1/2026	\$1,759,923.91	\$938,322.31	\$0.00	\$938,322.31	\$861,061.65	\$77,260.66	\$898,862.26	\$1,878,763.07
10	12/31/2026	\$898,862.26	\$938,322.31	\$0.00	\$898,862.26	\$859,402.21	\$39,460.05	\$0.00	\$1,918,223.12

Escrow Account of our Closing [NCMT as of 4/30/2025 was 4.17%]
 Closing Costs: \$
 Legal: Opinion from borrowers Council
 Loan Interest Savings: \$162,607.03



April 30, 2025

Henry (Hank) Lewis, Jr, CPA
Director of Finance
City of Lumberton
500 N Cedar St
Lumberton, NC 28358

Dear Hank:

Please find the attached term sheet outlining the proposed terms and conditions associated with the city's installment financing.

Atlantic Union Public Finance, Inc. ("AUPF/Lender") is pleased to present this term sheet, for discussion purposes, to the City of Lumberton ("Borrower"). AUPF is a wholly owned subsidiary of Atlantic Union Bank ("Atlantic Union") and it will originate and hold the tax-exempt transaction herein contemplated.

AUPF is not receiving separate direct or indirect compensation for providing such a response. This summary of terms and conditions is presented for discussion purposes and is not a commitment to lend. The actual terms and conditions of any commitment to lend are subject to completion of due diligence satisfactory to AUPF. This summary of terms and conditions is confidential and should not be disclosed to third parties without written consent of AUPF.

If you would like us to move forward with closing, please contact me by phone or email and sign/return this letter on or before 5/9/25. Upon receipt of this signed letter, AUPF will proceed with completing the underwriting of the financing according to AUPF policies. I hope this proposal meets your objectives and I look forward to working with you. I will follow up with you in the coming week to see if you have any questions or comments about anything contained therein.

Best Regards,

A handwritten signature in blue ink, appearing to read "Mark T. Stanley", is written over a light blue circular stamp.

Mark T. Stanley
SVP, Regional Director
Atlantic Union Equipment Finance
2475 Northwinds Parkway, Suite 330
Alpharetta, GA 30009
P: 615.946.6546
Mark.Stanley@AtlanticUnionBank.com



Term Sheet

The requested financing has been pre-approved for credit purposes, but it is subject to final approval at AUPF. This term sheet is not a commitment to finance.

Borrower:	City of Lumberton, NC
Lender:	Atlantic Union Public Finance
Financing Amount:	Up to \$7,465,000
Structure:	Tax-Exempt Installment Financing Contract
Use of Proceeds:	The proceeds of the financing will be used to purchase Advanced Metering Infrastructure (AMI) for both our electric and water utility services.
Drawdown:	The proceeds will be funded at closing into an escrow account at either Atlantic Union Bank or a bank that the Borrower chooses.
Term:	10 years
Payment Schedule:	Provided upon request
Expected Closing:	On or before 6/30/25
Interest Rate:	Fixed rate of 4.39%. The rate will be held for 60 days from the date of this proposal. Thereafter pricing may be subject to change due to changes in market conditions and rate applicable at the time.
Closing Costs:	None. The Lender will not charge any fees or expenses associated with the closing of this transaction. The Borrower will be responsible for its own out-of-pocket expenses that relate to this transaction.
Security:	Repayments of the financing will be subject to annual appropriations by the Borrower. The Lender will take a security interest in the assets being purchased.
Prepayment:	The Borrower may prepay the financing at any time without penalty.

Reporting Conditions: The Borrower will provide annual audited financial statements by March 31st of each year. The Borrower will also provide its annual budget and any revisions to the budget as soon as it adopts them and any other information requested by the Lender.

Miscellaneous: The closing documents will be provided by the Lender and shall include customary provisions under North Carolina law that will address perfection of security interests, application of payments, notices, waivers, maximum legal rates, late charges, default rates, rights and remedies upon defaults, prepayments, changes in terms and conditions, interpretation of references in loan documentation, validity of terms and conditions, and waiver of trial by jury.

A legal/validity opinion will be required by the Lender prior to closing. If the proceeds are for reimbursement to the Borrower, the Borrower must have a Reimbursement Resolution in place as per IRS guidelines. An IRS Form 8038-G will be submitted to the IRS by the Borrower.

Agreed and accepted this day of 2025

City of Lumberton, NC

AMI LOAN AMORTIZATION SCHEDULE

ENTER VALUES

Loan amount	\$7,465,000.00
Annual interest rate	4.74%
Loan period in years	10
Number of payments per year	1
Start date of loan	3/31/2026

Optional extra payments \$0.00

LOAN SUMMARY

Scheduled payment	\$954,583.02
Scheduled number of payments	10
Actual number of payments	1
Total early payments	\$0.00
Total interest	\$2,080,830.15

LENDER NAME Trust Bank

PMT NO	PAYMENT DATE	BEGINNING BALANCE	SCHEDULE D PAYMENT	EXTRA PAYMENT	TOTAL PAYMENT	PRINCIPAL	INTEREST	ENDING BALANCE	CUMULATIVE INTEREST
1	3/31/2026	\$7,465,000.00	\$954,583.02	\$0.00	\$954,583.02	\$600,742.02	\$353,841.00	\$6,864,257.98	\$353,841.00
2	5/1/2026	\$6,864,257.98	\$954,583.02	\$0.00	\$954,583.02	\$629,217.19	\$325,365.83	\$6,235,040.80	\$679,206.83
3	5/31/2026	\$6,235,040.80	\$954,583.02	\$0.00	\$954,583.02	\$659,042.08	\$295,540.93	\$5,575,998.72	\$974,747.76
4	7/1/2026	\$5,575,998.72	\$954,583.02	\$0.00	\$954,583.02	\$690,280.68	\$264,302.34	\$4,885,718.04	\$1,239,050.10
5	7/31/2026	\$4,885,718.04	\$954,583.02	\$0.00	\$954,583.02	\$722,999.98	\$231,583.04	\$4,162,718.06	\$1,470,633.14
6	8/31/2026	\$4,162,718.06	\$954,583.02	\$0.00	\$954,583.02	\$757,270.18	\$197,312.84	\$3,405,447.88	\$1,667,945.97
7	10/1/2026	\$3,405,447.88	\$954,583.02	\$0.00	\$954,583.02	\$793,164.79	\$161,418.23	\$2,612,283.10	\$1,829,364.20
8	10/31/2026	\$2,612,283.10	\$954,583.02	\$0.00	\$954,583.02	\$830,760.80	\$123,822.22	\$1,781,522.30	\$1,953,186.42
9	12/1/2026	\$1,781,522.30	\$954,583.02	\$0.00	\$954,583.02	\$870,138.86	\$84,444.16	\$911,383.44	\$2,037,630.58
10	12/31/2026	\$911,383.44	\$954,583.02	\$0.00	\$911,383.44	\$868,183.87	\$43,199.58	\$0.00	\$2,080,830.15

Trust escrow account earns 3.17%
 Closing costs: \$9500
 Legal: Opinion from borrowers Council,



City of Lumberton, NC

Term Sheet

May 5, 2025

Truist Bank ("Bank") is pleased to submit the following summary of terms and conditions for discussion purposes only. The term sheet is non-binding and does not represent a commitment to lend. The term sheet is intended only as an outline of certain material terms of the requested financing and does not purport to summarize all of the conditions, covenants, representations, warranties and other provisions that would be contained in any definitive documentation for the requested financing.

Borrower:	City of Lumberton, NC
Lender:	Truist Bank
Facility/Purpose/Description:	Tax-Exempt, Non-Bank Qualified direct bank loan evidenced by an Installment Financing Agreement ("Agreement") pursuant to N.C.G.S. 160A-20 (the "Facility"). The purpose of the financing is to make the transition to Advanced Metering Infrastructure (AMI) for both their Electric and Water Utility services.
Amount:	Up to \$7,465,000. This funding will be roughly allocated to Hardware (\$5.41 million), installation (\$1.54 million), professional services (\$375,000), and software & training (\$140,000).
Funding:	The Loan will be funded in a single drawdown on the closing date, which is anticipated to be the end of June and any proceeds of the Loan not advanced to the Borrower at closing will be required to be deposited into a project fund account held with Truist (the "Project Fund"). The Project Fund will earn an initial investment rate of 3.17%. A sample copy of the requisition form shall be part of the closing documents (no additional invoices or forms shall be required). A copy of the anticipated draw down schedule shall be provided prior to closing and funding the transaction.
Repayments:	Installment (interest and principal) payments are to be made annually in arrears. Required that ACH payments be set up for payments. Please see attached debt service schedule.
Term:	10 years from the closing date.
Fees:	None
Interest Rate:	4.74% Tax-Exempt

	The tax-exempt fixed interest rate for the Loan will be subject to increase in the event of a Determination of Taxability. Rate Lock Period: This rate is locked, and available, through June 18, 2025. Accrual basis: 30/360 The Borrower understands that the market interest rates are subject to change. The Borrower also understands that in the event the Facility is funded during the Rate Lock Period, the Rate will become the effective interest rate for the Facility even if market interest rates are lower than the Rate at the time the Facility is funded.
Prepayment:	The Borrower will pay to the Lender prepayment compensation in connection with any prepayment of the Loan during the first five years based on a declining prepayment premium starting at 5% in year one, 4% in year two, 3% in year 3, 2% in year four and 1% in year five. At par thereafter (years 6-10).
Security:	The City's obligation to make installment payments will be subject to annual appropriation. Security interest in all or a portion of the project being financed.
Documentation:	All documentation shall appropriately structure the financing according to Federal and State statutes, subject to acceptable review by Lender and its counsel. The loan will not be presented for payment unless required by documentation.
Covenants:	Usual and customary covenants, reporting requirements, representations and warranties and events of default, for transactions of this type, including, without limitation, the following financial covenants and reporting requirements: • Annual Financial Statements within 270 days of fiscal year end. • Annual budget within 30 days of adoption. • The default rate shall be Prime + 2.0%. • Lender will have acceleration rights.
Conditions Precedent and Other Terms:	1. <u>Borrower's Counsel Opinion</u>: An opinion of Borrower's counsel covering matters customary to transactions such as this and in all respects acceptable to the Bank, the Lender and its counsel. 2. <u>Other Items</u>: The Bank and the Lender shall have received such other documents, instruments, approvals or opinions as may be reasonably requested.
Lender's Legal Counsel	The Lender's legal counsel will be Matt Davis at Pope Flynn. Estimated fees for the closing of the Loan will not exceed \$9,500.
Governing Law & Jurisdiction:	State of North Carolina

Municipal Advisor Disclosure:	The Bank is a regulated bank and makes direct purchase loans to Municipal Entities and Obligated Persons as defined under the Municipal Advisor Rule, and in this term sheet is solely providing information regarding the terms under which it would make such a purchase for its own account. The Bank is not recommending an action or providing any advice to the Borrower and is not acting as a municipal advisor or financial advisor. The Bank is not serving in a fiduciary capacity pursuant to Section 15B of the Securities Exchange Act of 1934 with respect to the information and material contained in this communication. The Bank is acting in its own interest. Before acting on the information or material contained herein, the Borrower should seek the advice of an IRMA and any other professional advisors which it deems appropriate for the Loan described herein, especially with respect to any legal, regulatory, tax or accounting treatment.
Patriot Act:	Pursuant to the requirements of the Patriot Act, the Bank and its affiliates are required to obtain, verify and record information that identifies loan obligors, which information includes the name, address, tax identification number and other information regarding obligors that will allow Lender to identify obligors in accordance with the Patriot Act, and Lender is hereby so authorized. This notice is given in accordance with the requirements of the Patriot Act and is effective for the Bank and its affiliates.
Expiration Date:	This Term Sheet shall expire on May 15, 2025 unless indication of award has been issued on or prior to such date.

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR APPROVAL OF
A FINANCING AGREEMENT AUTHORIZED BY NORTH CAROLINA GENERAL
STATUTE 160A-20 TO IMPLEMENT ADVANCED METERING INFRASTRUCTURE

WHEREAS, the City of Lumberton, North Carolina Lumberton has previously determined to implement advanced metering infrastructure (AMI), hereinafter “Project”, that is financed through Atlantic Union Public Finance (“AUPF”); and

WHEREAS, the City of Lumberton desires to finance the Project by the use of an installment contract authorized under North Carolina General Statute 160A, Article 3, Section 20; and

WHEREAS, findings of fact by this governing body must be presented to enable the North Carolina Local Government Commission to make its findings of fact set forth in North Carolina General Statute 159, Article 8, Section 151 prior to approval of the proposed contract;

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Lumberton, North Carolina, meeting in a regular session on the 9th day of June, 2025, make the following findings of fact:

1. The proposed contract is necessary or expedient to the City of Lumberton’s need to implement advanced metering infrastructure (AMI) for electric and water customers of the City of Lumberton. The Project funds facilitate the City of Lumberton by providing sufficient funds to implement advanced metering infrastructure for utility customers within the municipality.
2. The proposed contract is preferable to a bond issue for the same purpose because AUPF, in accordance with the proposal dated April 30, 2025, will finance an amount not to exceed \$7,465,000.00 with an annual interest rate (in the absence of default or change in tax status) not to exceed 4.39% and a financing term not to exceed ten (10) years from closing. Furthermore, revenue bonds are not an option because this project does not generate any revenue for the municipality. Similarly, general obligations require approval of the voters of Lumberton, the Local Government Commission, and bond counsel which would delay the start of this urgently needed project.
3. The cost of financing under the proposed contract is lower than the cost of issuing general obligations bonds due to the requirements to issue general obligation bonds such as voter approval and the need for bond counsel.
4. The sums to fall due under the contract are adequate and not excessive for the proposed purpose because the amount financed shall not exceed \$7,465,000.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 4.39%, and the financing term shall not exceed ten (10) years from closing.

5. The City of Lumberton's debt management procedures and policies are good. The Legal Debt Margin Information on page 89 of the 2024 City of Lumberton annual comprehensive financial report states the City's debt limit is \$141,001,101.00 while our net debt is \$17,176,522.52, a difference in the debt margin of \$123,824,578.48. Additional internal policies have been implemented to avoid increasing municipal debt such as paying off older debt before acquiring new debt or prolonging product service years.
6. There will be no increase in taxes necessary to meet the sums to fall due under the proposed contract. Consequently, the current ad valorem rate will remain the same under the current projected fiscal budget.
7. The City of Lumberton is not in default of any of its debt service obligations.
8. The City Attorney for the City of Lumberton has rendered an opinion that the proposed Project is authorized by law and is a purpose for which public funds may be expended pursuant to the Constitution and laws of North Carolina.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Mayor is hereby authorized to act on behalf of the City of Lumberton in filing an application with the North Carolina Local Government Commission for approval of the Project and the proposed financing contract and other actions not inconsistent with this resolution.

This resolution is effective upon its adoption this 9th day of June, 2025.

The motion to adopt this resolution was made by Councilman _____, seconded by Councilman _____, and passed by a vote of ____ to ____.

Bruce D. Davis, Mayor

ATTEST:

Laney Mitchell-McIntosh, City Clerk

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

Holt Moore, City Attorney

Lumberton City Council

Item: IV.E.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Attorney

Submission Date: 06/06/2025

Subject: Ratification of Construction Agreement with CSX for Floodgates

Summary/Background of Subject Matter:

Staff Recommendation:

On May 29th, Council approved by poll the Construction Agreement required by CSX to move forward with the floodgates. A copy of the agreement is attached. Recommend ratifying agreement.

City Manager's Comments:

Signature:

Department: City Attorney

ATTACHMENTS:

None

Lumberton City Council

Item: V.A.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Inspections

Submission Date: 05/27/2025

Subject: Unsafe structure 204 S Seneca Street

Summary/Background of Subject Matter:

The structure located at 204 S Seneca Street was inspected by our department and was determined to be unsafe. A notice of condemnation and hearing was sent. A hearing was held on March 6, 2025 in which the owners were not present. An order to demolish the structure was issued. The time in which the owners had to comply expired on April 10, 2025

Staff Recommendation:

Staff recommends the City Council direct the Building Inspector to demolish and remove the unsafe structure located at 204 S Seneca Street.

City Manager's Comments:

Signature:

Department: Inspections

ATTACHMENTS:

1. 204 S Seneca Street



Lumberton City Council

Item: V.B.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Inspections

Submission Date: 05/21/2025

Subject: Unsafe Structure 310 W 24th Street

Summary/Background of Subject Matter:

The structure located at 310 W 24th Street was inspected by our department and was determined to be unsafe. A notice of condemnation and hearing was sent. A hearing was held on June 20, 2024 in which the owners were present. An order to demolish the structure was issued. The time in which the owners had to comply expired on July 25, 2024

Staff Recommendation:

Staff recommends the City Council direct the Building Inspector to demolish and remove the unsafe structure located at 310 W 24th Street.

City Manager's Comments:

Signature:

Department: Inspections

ATTACHMENTS:

1. 310 W 24th Street



Lumberton City Council

Item: V.C.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Airport

Submission Date: 06/04/2025

Subject: Airport Remote Fuel Connection

Summary/Background of Subject Matter:

Airport Remote Fuel Connection

Staff Recommendation:

The Airport is asking to use \$9,918.31 of funds from 65-00-8139-5565 for SPATCO Energy Solutions to provide and install the equipment for the remote fill connection.

City Manager's Comments:

Signature:

Department: Airport

ATTACHMENTS:

1. City Council Agenda Item_Remote Fill

To: Lumberton City Council

From: Gary Lewis, Airport Manager

Subject: Airport Remote Fuel Connection

The Airport has installed a third fuel tank to provide unleaded fuel for aircraft. The bulk cost of the project was covered under a \$2.3 million grant for our fuel farm. The need for a remote fuel fill connection was not anticipated and was not budgeted for in the grant. The remote fill connection allows a fuel tanker access to refill the tank.

The Airport is requesting to use funds from budget item 65-00-8139-5565, Other Equipment, to pay for the equipment and installation of the remote fill connection. The Airport currently has \$27,408.60 budgeted for other equipment.

The Airport is asking to use \$9,918.31 of these funds for SPATCO Energy Solutions to provide and install the equipment for the remote fill connection.

Lumberton City Council

Item: V.D.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Police

Submission Date: 06/06/2025

Subject: Permission to apply for the 2025 COPS Grant

Summary/Background of Subject Matter:

The Lumberton Police Department is requesting permission to apply for the 2025 COPS School Violence Prevention Grant in the amount of \$150,000.00 to purchase VIPER radios. These radios will enable patrol officers to communicate with other first responders in crisis and emergency situations.

Staff Recommendation:

It is recommended that Lumberton Police Department be granted permission to apply for the 2025 COPS Grant in the amount of \$150,000.00

City Manager's Comments:

Signature:

Department: Police

ATTACHMENTS:

None

Lumberton City Council

Item: V.E.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Public Works

Submission Date: 06/05/2025

Subject: SCADA Computer server replacement

Summary/Background of Subject Matter:

The City of Lumberton relies on a computer SCADA system designed by Lord and Company to operate and monitor the Water and Wastewater Treatment Plants along with the 49 lift stations in the sewer collection system. One of these computer systems is a remote server that allows city crews to monitor the lift stations in the field without needing to be at the Water or Wastewater treatment plants to get real-time data of what each station is doing. This remote server has failed and cannot be repaired, replacement is the only option at this time. City staff have received a quote from Lord and Company for a replacement server computer that will be programmed to work with the other SCADA components that make up the Lumberton system.

Staff Recommendation:

Public Works recommends council approval of the attached quote from Lord and Company for the replacement SCADA computer server in the amount of \$14,013.00 with funds being made available from the Water and Sewer Capital Reserve Fund.

City Manager's Comments:

Signature:

Department: Public Works

ATTACHMENTS:

1. BP-50C31_20250605_082116



1. L&C Summary

May 1, 2025

SUBJECT: Lumberton Computer Upgrade

Lumberton, NC

L&C Quotation No. LCQQ10345

We are pleased to present our quotation for the equipment and services as requested.

We appreciate the opportunity to meet your instrumentation and control needs for this project and desire to give your company a firsthand experience of working with Lord & Company. As a **CSIA Certified System Integrator** (CSIA website: <https://www.csiaexchange.com/2368/Lord-Company-Inc>) we are certain that we will prove our excellent reputation of over 40 years for quality equipment, timely services and experienced engineers.

Lord & Company, Inc. is a very high-quality SCADA System Integrator and Supplier that utilize all the major manufacturers of hardware and software. We have been certified and factory trained on many major equipment manufacturers. Our expertise and familiarity with all manufacturers make us highly qualified to provide a complete and working system and our CSIA Certification, superior customer training and documentation add value to any system.

We have a full-time in-house control panel assembly shop that is **UL-508A** and **UL-698A certified**. We also employ a full time registered professional engineer **PE** and full-time registered Project Management Professionals "**PMP**".

2. Scope of Work

The detail of our offering is as follows:

The following equipment shall be provided:

- One (1) new dell workstation
 - Monitor and keyboard included.
- Free Virtual machine license shall be provided with workstation.
- Workstation shall be tested for proper functionality.

3. Project Management

Project Management Duties to Include:

1. Project Scheduling
2. Coordination with owner

4. Programming Services

Programming Services to include the following:

1. Two (2) days **in-house** for setup of workstation
2. One (1) trip - Two (2) days **on-site** for startup and testing of workstation.

Note: If additional on-site programming service is required it can be purchased at a cost of \$188.00 per hour.

5. Inclusions

This scope includes the following:

- Installation
- Equipment & services listed above.
- On-site startup of workstation

6. Exclusions

The following items are excluded from our scope:

- Any cost for software support from GE regarding the webspace license.
 - If required, this will be an additional cost.
- Training of any kind.
- Spare parts of any kind
- Junction boxes.
- Expedited Delivery on equipment.
- Signal cable, interconnecting wiring, conduit, duct bank or any other electrical equipment.
- Installation of control panels or field equipment.

7. Pricing and Delivery

Pricing Summary

BASE SCOPE	Price
Total	\$14,013.00
Sales Tax Not Included Above	

Note: If additional Field Service, software, or programming assistance is required outside the included scope above an additional cost of \$188.00 per hour shall apply.

L&C Quotation No. LCQQ10345

Page 5 of 7

Delivery **Estimate** 10-15 weeks after release for production.

Due to a Global shortage on components and factors out of our control, all lead times and ship dates are estimates only and not a guarantee.

Terms Net 30 days after date of invoice. A 1 1/2% monthly interest charge shall apply to all invoices over 15 days past due. No statement or condition contained in any order submitted by Buyer which modifies, adds to, is different from or inconsistent with any item or condition of this Quotation shall be binding on the Seller unless the Seller shall have expressly consented in writing to such statement or condition. Reference this quotation number on all correspondence concerning this project, including purchase orders and/or contracts.

Pricing Valid for 30 days – Contact to confirm pricing after 30 days.

Freight Shipment is F.O.B. factory - full freight allowed to jobsite.

8. Warranty

The warranty for Lord & Company is as follows:

Damaged equipment must be shipped back to L&C for repair. On-site service can be provided for \$188.00 per hour.

9. General Notes

Unless **specifically set forth** in the scope of this proposal, this offer does not include:

- ◇ Interconnecting wiring or conduit
- ◇ Fiber Optic Cable
- ◇ Communication Connectors
- ◇ Installation
- ◇ Installation of antenna, antenna towers, cable, conduit & wire
- ◇ Wire termination's
- ◇ TVSS enclosures
- ◇ Enclosure Rated for Class I, Division 2 hazardous location.
- ◇ Misc. hardware and mounting equipment such as stands, poles, anchors, etc.



lordandcompany.com
AN EMPLOYEE-OWNED COMPANY



L&C Quotation No. LCQQ10345

Page 6 of 7

We sincerely thank you for the opportunity to work with you on this project and hope that you are richly blessed with the Grace of God in your life. If you have any questions or concerns pertaining to this scope of work, please feel free to contact me or Joseph Dickson.

Sincerely,

Samuel Hemmerich



2100 Carolina Place Drive

Fort Mill, SC 29708

Email: shemmerich@lordandcompany.com

Website: www.lordandcompany.com



cc: Joseph Dickson - Lord & Company, Inc.
Email: jdickson@lordandcompany.com

YOUR PARTNER IN PROCESS SOLUTIONS

Lumberton City Council

Item: V.F.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Public Works

Submission Date: 06/05/2025

Subject: WWTP PFAS Study Scope and Fee

Summary/Background of Subject Matter:

Public Works brings the scope agreement and fee schedule associated with the Wastewater Treatment Plant PFAS study from CDM Smith who was previously selected as the engineering firm for PFAS related work at both the Water and Wastewater Treatment Plants.

Staff Recommendation:

Public Works recommends approval of the scope of work, schedule, and fees as proposed by CDM Smith in regards to the Wastewater Treatment Plant PFAS study.

City Manager's Comments:

Signature:

Department: Public Works

ATTACHMENTS:

1. Exhibit A_Lumberton WASTEWATER TREATMENT PFAS Eval_CDM Smith

EXHIBIT A

EXHIBIT A TO THE AGREEMENT

BETWEEN OWNER AND ENGINEER FOR PROFESSIONAL STUDY PHASE SERVICES

Engineer's Services, Owner's Responsibilities, Time for Performance, Method of Payment, and Special Provisions

This is an exhibit attached to and made part of the Agreement dated _____ between the City of Lumberton (OWNER) and CDM Smith Inc. (ENGINEER) for professional services.

This Exhibit describes the Scope of Services, Time Schedule, Charges, and Payment Conditions for the **Wastewater Treatment PFAS Study – Phase 1**, (the “Project”).

PROJECT DESCRIPTION

The United States (US) Environmental Protection Agency (EPA) published the final Per- and Poly-Fluoroalkyl Substances (PFAS) regulation in April 2024 specific to drinking water. There are no current published or draft EPA or North Carolina Division of Environmental Quality (NCDEQ) regulations pertaining to PFAS compounds for National Pollutant Discharge Elimination System (NPDES) for Publicly Owned Treatment Works (POTWs) related to wastewater treatment. At the NC State level, NCDEQ has been very active in the last 3 years working toward a new regulation for PFAS in wastewater effluent discharges (NPDES). In 2024, NCDEQ proposed a draft rule for PFAS levels in NPDES permits, however, that rule met opposition and was not finalized. Currently, NCDEQ is working on an interim rule that would require POTWs to develop and implement a PFAS minimization plan, which will include source identification and mitigation measures. NCDEQ has stated that their eventual goal is still to implement regulatory limits for certain PFAS through the NPDES permit, although that appears to still be several years out.

At the national level, while discussions, research and investigations continue on wastewater related PFAS, and a regulation is likely, there is no defined timeline of when a regulation may be promulgated by EPA.

The OWNER has received grant funding from the North Carolina Division of Water Infrastructure (DWI) to conduct a study to evaluate alternatives for the treatment/removal of PFAS compounds within the OWNER's wastewater collection and treatment systems. This study will assist the OWNER in understanding the presence of PFAS with these systems and defining an approach towards addressing these compounds relative to potential future regulations. Because regulations do not exist for PFAS in wastewater at this time in North Carolina, the ENGINEER proposes to conduct this study in multiple phases to be completed in parallel with the potential development of regulations. The proposed phases are generally as follows:

Wastewater Treatment PFAS Study – Phase 1
City of Lumberton – CDM Smith Inc.

EXHIBIT A

- Phase 1 – Historical Data Collection and Sample Plan Development to identify potential PFAS sources within the collection system and presence of PFAS within the existing wastewater treatment plant (WWTP), and develop a proposed sampling strategy and decision matrix to refine sampling as data is collected. This phase is expected to take 5 to 6 months to complete assuming a 2-3 week turnaround time by third party labs.
- Phase 2 - Desktop study of identified, select PFAS treatment alternatives from Phase 1. This may include treatment approaches at source locations (whether owned by the OWNER or by a third party) or at the WWTP. Following the desktop study, develop a Bench/Pilot Study Framework to define the details of what is to be pilot tested and duration of pilot testing. This phase is expected to take 4 to 6 months to complete assuming 2-3 week turnaround time by third party lab.
- Phase 3 - Pilot testing of the selected options from Phase 2 to further study and evaluate the efficacy of PFAS compound removal from the OWNER's wastewater treatment plant and to better define projected media/life span for operating costs. This phase will then take an estimated additional 10 to 12 months.

The scope of work included herein is for Phase 1 only, with Phases 2-3 tasks to be further defined and authorized in the future under an amendment.

1. Scope of Services

Basic Services to be provided by the ENGINEER under this Agreement include the following:

- Task 100 – Project Management and Quality Control
- Task 200 – Historical Data Collection
- Task 300 – Sampling Strategy Memorandum
- Task 400 – Collection System PFAS Sampling
- Task 500 – Unspecified Services

The detailed scope of services included under this Agreement (Tasks 100 through 500) follows:

TASK 100 PROJECT MANAGEMENT AND QUALITY CONTROL

101 General Project Management

The project management task includes those activities involved with the detailed planning, coordination and administration of the Project including the ENGINEER's normal in-house staff management and job tracking procedures and other subtasks shown below.

102 Project Initiation

A Project kickoff meeting will be held with the OWNER to discuss Project schedule, administrative procedures, respective responsibilities, communications, contacts, progress reporting, data collection, and deliverables. Key stakeholders of the OWNER and ENGINEER's Project team, including subconsultants, are expected to attend. Additional Project meetings are identified in the tasks which follow.

103 Quality Management

ENGINEER will undertake quality control activities in accordance with the ENGINEER's Quality Management System (QMS) that includes monthly project status reporting, communication plans, and work product reviews. ENGINEER will provide monthly invoices with progress reports.

Deliverables

- Monthly Project invoices with progress reports

TASK 200 HISTORICAL DATA COLLECTION

The ENGINEER will work with the OWNER to collect readily available information regarding the OWNER's collection and treatment systems to support development of a sampling strategy in Task 300. Where data exists and may be owned by others, the OWNER will assist in requesting and obtaining this data to the extent possible. Data to be collected is anticipated to include:

- Record drawings of the existing WWTP.
- Existing PFAS sample data from the OWNER, Robeson County, or NCDEQ at any facilities which may contribute waste loads to the existing WWTP.
- Previous 12 months of WWTP Daily Monitoring Reports (DMRs) defining the facility flows and process data. It is assumed these will be provided in Microsoft Excel or similar digital format.
- Previous 12 months of septage/trucked waste hauling records and points of discharge into the OWNER collection system.
- List of all OWNER permitted Significant Industrial Users (SIUs) and entities holding a pre-treatment permit issued by the OWNER for discharge to the collection system including address, permitted capacity/limits, and business type along with any sampling completed for these SIUs for the previous 12 months.
- Previous 12 months of records for any landfill leachate discharge at the WWTP to include landfill source, quantity and any sampling completed on this leachate by the OWNER or landfill owner during this time period.
- OWNER existing Geographic Information System (GIS) records for the collection system including sewer subsheds, gravity sewer location/size, pump station locations/size, forcemain locations/size and other pertinent infrastructure.

- OWNER flow monitoring data/records for any flow measurements collected within the collection system (whether from pump stations or gravity system flow monitors) to understand flow rates from various portions of the collection system.

After receipt and review of the above information, ENGINEER will visit the WWTP with the OWNER staff to review the existing treatment process, discuss operational challenges, understand internal recycle streams within the facility and where outside wastes (septic, trucked waste, etc.) is accepted at the WWTP. During this site visit, if possible, ENGINEER would also visit the landfill and large contributing SIUs.

The data collected will be compiled and summarized into a useable format/reference for subsequent steps of the study.

Deliverables

- None

TASK 300 SAMPLING STRATEGY MEMORANDUM

Following completion of the historical data collection process in Task 200, ENGINEER will develop a Sampling Strategy Memorandum that identifies a systematic approach to collection of PFAS samples within the collection system relative to existing SIUs as well as at the WWTP relative to liquids and solids treatment processes. The memorandum will include the sample location, sample collection method, sample lab analysis method and frequency of sample collection at each location to establish a baseline condition. It is anticipated that sampling will include a mix of one-time samples at certain locations to understand presence of PFAS along with repeat samples at key locations to establish trends over time.

As part of the memorandum a Decision Matrix flow chart will be developed that identifies a framework to making decisions on next steps in the study on the best return on investment for PFAS control strategies. This will include a flow chart-based approach utilizing a reference PFAS level concentration as the trigger point for decisions with this reference level to be informed based on latest regulatory information available at the time of the memorandum.

Following submission of the draft sampling memorandum, ENGINEER will meet with the OWNER in person to review the recommendations and discuss next steps in the study and thereafter produce the final memorandum.

A virtual meeting with NCDEQ staff is included to review the recommendations of the memorandum and to present proposed next steps to be completed under Phase 2.

Deliverables

- Draft and Final PFAS Sampling Strategy Memorandum

Task 400 Collection System PFAS Sampling

ENGINEER will coordinate to collect and analyze up to 30 samples for PFAS compounds. The sample locations will be selected as part of Task 300. ENGINEER will collect the samples along with representatives from the OWNER who will coordinate sampling with SIUs and assist with accessing manholes, WWTP, or other locations as required. ENGINEER will deliver the samples to the laboratory for analysis.

Upon receipt of the sample analysis data, ENGINEER will compile the data and prepare a brief technical memorandum summarizing the data results from Task 200 and Task 400 and include a recommendation of next steps to be taken in Phase 2 of the study.

The draft technical memorandum will be submitted to the OWNER for review. Following submission of the draft sampling memorandum, ENGINEER will meet with the OWNER in person to review the recommendations and discuss next steps in the study and thereafter produce the final memorandum.

TASK 500 UNSPECIFIED SERVICES

During the course of the Project, additional services not specified in this scope of work may be needed to support completion of the work effort. These services shall be performed under Task 500 by the ENGINEER as needed only after being authorized in writing by the OWNER. ENGINEER will prepare a scope and fee and submit to OWNER for approval. If approved, the Additional Services will be performed upon receipt of written authorization from OWNER. An allowance of \$20,000 is included in the Agreement for additional services under this Task 400. Additional services may include, but not limited to, the following:

- Supplemental Sampling and Laboratory Analysis
- Additional meetings

OWNER'S RESPONSIBILITIES

The responsibilities of OWNER as described in this Agreement follow:

- Provide the ENGINEER with readily available and relevant data to the work, in electronic formats.
- OWNER to provide additional samples/sampling and related laboratory analysis, if recommended by the ENGINEER to support a more complete review of contaminants in this phase.
- Review of draft deliverables within 2 weeks, and single set (per deliverable) of consolidated OWNER comments and edits for the ENGINEER to consider and address.

- OWNER shall be responsible for, and ENGINEER may rely upon, the accuracy and completeness of all requirements, programs, instructions, reports, data, drawings and other information furnished by OWNER to ENGINEER pursuant to this Agreement. ENGINEER may use such requirements, programs, instructions, reports, data, drawings, and information in performing or furnishing services under this Agreement. ENGINEER's scope of work does not include verifying OWNER Provided Information for accuracy or completeness. OWNER may request an independent review of OWNER Provided Information by ENGINEER pursuant to a mutually agreed amendment to this Agreement. ENGINEER shall be entitled to an adjustment in price and schedule to the extent that any corrective action in ENGINEER's Services arises out of inaccurate OWNER Provided Information.

2. Time Schedule

The time periods for the performance of ENGINEER's Services are as follows:

- The ENGINEER shall complete the above defined scope over a period of 6 months.

3. Compensation and Invoicing

Compensation for Services of ENGINEER described in this Task Order will be on the following basis:

As compensation for the engineering services described in the Agreement and this Task Order, the ENGINEER will be paid on a lump sum basis for the services listed in Tasks 100 - 400. The lump sum fee for this scope of services is **\$145,000** as complete compensation for the services. Payments will be made monthly based on percentage of the work completed with the balance due at project completion.

Services under Task 500 will only be executed with prior authorization of the OWNER. Task 500 includes an upper limit of **\$20,000**.

The total estimated compensation for this Scope of Services is **\$165,000**.

4. Other Considerations/Special Provisions

None

Lumberton City Council

Item: V.G.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Public Works

Submission Date: 06/05/2025

Subject: Floodgate Construction Administration and Quality Control Services

Summary/Background of Subject Matter:

Atkins Realis has provided the attached amendment #6 to their floodgate design contract. This amendment provides a scope and fee for the Floodgate Construction Administration and Quality Control. The Quality Control Phase includes geotechnical, concrete and other material testing along with monitoring critical structural elements of the floodgate while being constructed. The fee for these services is \$937,993 to be paid for over the course of the project by the funds appropriated to the project. With the addition of amendment #6, the total professional services contract fee is \$3,420,101.93.

Staff Recommendation:

Public Works is recommending Council approve Amendment #6 to the professional services contract with Atkins Realis for \$937,993 to provide construction administration and quality control testing for the West Lumberton Floodgate Project.

City Manager's Comments:

Signature:

Department: Public Works

ATTACHMENTS:

1. Amendment#6 - Construction Admin 06042025

Mr. Rob Armstrong, PE
Director of Public Works
City of Lumberton
215 South Cedar Street
Lumberton, NC 28358

June 4, 2025

Subject: Amendment #6- Construction Engineering and Inspection Support for W. Lumberton Flood gate at VFW Road and Railroad Underpass

Dear Rob,

As requested, AtkinsRéalis is submitting the following scope and fee estimates for the Construction Engineering and Inspection (CEI) services for contract administration, and inspection for the construction project listed below.

- CEI support (AtkinsRéalis)
- Laboratory Testing for Quality Assurance (Terracon)
- Site design support (McGill)
- Structural design support (LH&J)
- Project management and Coordination (AtkinsRéalis)

Each of these items are independent tasks and are described in detail in the following sections:

Scope of Work

Task 1. Construction Engineering and Inspection

1.1. Requirement of the Consultant

General:

AtkinsRéalis will inform the City Project Manager (City PM) of any significant omissions, substitutions, defects, and deficiencies noted in the work of the Contractor and the corrective action that has been directed to be performed by the Contractor. AtkinsRéalis will keep the City's PM informed of all significant activities, decisions, correspondence, reports, and other communications related to its responsibilities under this Agreement.

Sampling and Testing:

AtkinsRéalis will perform "over the shoulder" verification of the contractor's sampling and testing of component materials and completed work in accordance with the Construction Contract documents. Provide daily surveillance of the Contractor's Quality Control activities. AtkinsRéalis will verify, document, and report all laboratory testing results on materials utilized in the contract.

Engineering and Inspection Services:

Services will include maintaining the required level of surveillance of Contractor activities, interpreting plans, specifications, and special provisions for the Construction Contract. AtkinsRéalis will maintain complete, accurate records of all activities and events relating to the project and properly document all project changes. The following services will be performed:

- (1) Verify that the Contractor is conducting inspections, preparing reports, and monitoring all stormwater pollution prevention measures associated with the project and permits.

- (2) Monitor the Contractor's on-site construction activities and inspect materials entering into the work in accordance with the plans and specifications for the Construction Contract to determine that the project is constructed in reasonable conformity with such documents.
- (3) Maintain detailed records of the Contractor's daily operations and of significant events that affect the work.
- (4) Analyse the Contractor's schedule(s) (i.e. baseline(s), revised baseline(s), updates, as-built, etc.) for compliance with the contract documents. Elements including, but not limited to, completeness, logic, durations, activity, flow, milestone dates, concurrency, resource allotment, and delays will be reviewed. Verify the schedule conforms with the construction phasing and MOT sequences, including all contract modifications.
 - Utilize the contractor's schedule to verify long lead items (i.e. fabrication of flood gate and sluice gates) are procured with sufficient time to not affect the construction schedule.
- (5) Analyse problems that arise on a project and proposals submitted by the Contractor; work to resolve such issues and process the necessary paperwork. Produce reports, verify quantity calculations and field measures for payment purposes, and review contractor's monthly pay requests to prevent delays in Contractor operations and to facilitate prompt processing of such information for the City to make timely payments to the Contractor.
- (6) Monitor and inspect the Contractor's Work Zone Traffic Control Plan and review modifications to the Work Zone Traffic Control Plan, including the Alternate Work Zone Traffic Control Plan, in accordance with the governing procedures.
- (7) Videotape the pre-construction conditions throughout the project limits. Provide a digital photo log or video of project activities, with a heavy emphasis on potential claim items/issues and areas of real/potential public controversy.
- (8) Provide a digital camera for photographic documentation during construction. These photographs will be filed and maintained on the AtkinsRéalis computer using a digital photo management system. Photographs will be taken the day prior to the start of construction and continue as needed throughout the project.
- (9) Verify the installation/construction of all foundation and structural components adhere to the contract documents. Report any discrepancies to the EOR and provide recommended resolution to these issues. The critical components to be verified include, but are not limited to;
 - Driving of concrete piles and sheet pile walls, review of all foundation excavations, installation of all reinforcing steel mats, and concrete pours for stabilization slabs, monoliths, and slope protection.
 - Construction of berm; sheet pile wall installation, importing of the appropriate earthwork materials, proper placement of earthwork, and installation of Mirafi fabric and Class 2 Rip Rap.
- (10) Assist with CSX and Utility Owning Agencies to coordinate construction activities, and utility relocations and minimize any delays. Verify all relocations follow the contract documents and minimize service disruptions.

Pile Driving

- Process and review the Pile Installation Plan.
- Schedule and coordinate a pre-pile installation meeting to review and discuss the pile installation procedures.
- Inspect and record the test pile driving process including pile driving logs.
- Inspect the conditions of the piles prior to installation, including any pile splices.
- Observe and verify that concrete piles were properly supported during storage and handled with appropriate pick-up details per the Contract Documents.
- Inspect and record the pile driving installation, documenting the number of blows per foot and the total number of blows.
- Verify piles are driven to minimum tip elevation.
- Evaluate problems encountered during construction and coordinate with the City and the Contractor to resolve such problems, including possible additional testing and withdrawal of the Pile Installation Plan.

Earthwork

- Verify that the material used for embankment does not contain muck, stumps, roots, brush, vegetable matter, rubbish, or other material that does not compact.
- Verify the Contractor compacts uniformly each layer, using equipment that will achieve the required density.
- Verify that all sampling and testing requirements are met and enforce the requirement that all samples and tests are taken randomly.
- Enforce the requirement that all required density test results are documented on current forms provided by the City.

Concrete

- Verify adequate information is included in delivery tickets and the delivered concrete mix has been approved by the City / Engineer.
- Oversee the slump tests performed by the contractor and verify they comply with the mix design and/or specifications.
- Verify the water-cement ratio and results of the percent air test are in accordance with the contract documents.
- Verify the contractor properly prepares concrete cylinders and concrete strength results meet contract specifications.

1.2. Personnel

Personnel Qualifications:

AtkinsRéalis will provide competent personnel qualified by experience and education. Provided staffing will have the appropriate certifications and experience required for responsible inspection of the proposed contract work.

Staffing:

Once authorized, AtkinsRéalis will establish and maintain appropriate staffing throughout the duration of construction and completion of the final estimate. Responsible personnel, familiar with all aspects of construction and final measurements of the various pay items, will be available to resolve disputed final pay quantities until the City has received a regular acceptance letter.

Construction engineering and inspection forces will be provided by AtkinsRéalis while the Contractor is working. If Contractor operations are substantially reduced or suspended, AtkinsRéalis will reduce its staff appropriately.

1.3. Certification of Final Estimates

Final Estimate and As-Built Plans Submittal:

For project close-out, AtkinsRéalis will prepare the substantial completion punch list and inspection of execution thereof, review and recommend acceptance of as-built drawings, and review the contractor's final estimate.

1.4. POST CONSTRUCTION CLAIMS REVIEW:

In the event the Contractor submits a claim for additional compensation and/or time after AtkinsRéalis has completed this Agreement, AtkinsRéalis may be asked to analyze the claim, engage in negotiations leading to the settlement of the claim, and prepare and process the required documentation to close out the claim. Compensation for such services will be negotiated and effected through a Supplemental Task Authorization.

Task 2. Laboratory Testing (Terracon)

Laboratory services will be performed on an as-needed basis to test and verify the quality of materials utilized for construction. Typical services for this project will include soil sieve analysis, standard proctor compaction testing and moisture content test, as well as concrete compressive strength testing. Additional testing may be necessary, dependent upon materials used and specification requirements.

Task 3. Site/Civil Design Support during Construction (McGill)

McGill will provide site/civil engineering supporting during construction which includes attending pre-construction meeting, site visits, biweekly progress meetings, review of shop drawings and submittals, plan modification, and coordination with Railroad.

Task 4. Structure Engineering Support during Construction (LH&J)

LH&J will provide structural engineering supporting during construction which includes attending pre-construction meeting, site visits, biweekly progress meetings, review of shop drawings and submittals, plan modification, and coordination with Railroad.

Data Requirements and Deliverables**Items to be furnished by the City to AtkinsRéalis:**

The City, on an as-needed basis, will furnish the following Construction Contract documents. These documents may be provided in either paper or electronic format.

- Construction Plans,
- Specification Package,
- Copy of the Executed Construction Contract, and
- Utility Agency's Approved Material List (if applicable)
- Contact information for CSX within the work zone

Items to be furnished by the Consultant**Office Automation:**

Each inspection staff member will be equipped with a laptop computer (or tablet) and all software and hardware necessary to efficiently and effectively carry out their responsibilities. Ownership and possession of computer equipment and related software, which is provided by AtkinsRéalis, shall remain with the Consultant.

All informational, contractual, and other business required for this project will be through a system of paperless electronic means. When the specifications require a written submission of documentation, such documents will be submitted electronically.

Vehicles:

Vehicles will be equipped with appropriate safety equipment and will be able to effectively carry out the requirements of this Agreement. Vehicles will have the AtkinsRéalis logo displayed on both sides of the vehicle.

Field Equipment:

AtkinsRéalis will supply inspection equipment essential to perform services under this Agreement; such equipment includes non-consumable and non-expendable items. Equipment described herein

and expendable materials under this Agreement will remain the property of AtkinsRéalis and shall be removed at the completion of the work.

All PPE will have the name of the consulting firm visibly displayed. AtkinsRéalis will hold all responsibility for the risk of loss or damage to said equipment during the performance of this Agreement. Field office equipment will be maintained and in operational condition at all times.

Schedule

The services for this Task Authorization will begin upon issuance of a written notification to proceed by the City of Lumberton.

Track the execution of the Construction Contract such that AtkinsRéalis is given timely authorization to begin work. While no personnel will be assigned until written notification by the City has been issued, AtkinsRéalis will be ready to assign personnel within two weeks of notification.

The anticipated schedules and construction times for the projects are tabulated below:

Construction Contract Estimate		
Letting Date	Start Date	Duration
6/11/2025	6/11/2025	365 Days

Fee

This scope of work will be completed for a lump sum cost of **\$937,993.00**. Fee changes to the respective tasks are summarized in the table below. AtkinsRéalis will submit invoices on a monthly basis. Invoices will have a cutoff date representing the last Sunday of each month. The invoice will include the amount billed to date, previous billings, total budget, available budget, and number of hours worked by position.

All charges to the individual project will end no later than thirty (30) calendar days following final acceptance; or where all items of work are complete and conditional/partial acceptance is issued; unless authorized in writing by the City.

Task	Current Contract \$	Amendment	Changed to \$
Current contract for Modeling, Design, Stakeholder Coordination, Permitting, and Project Management	\$2,482,107.93		\$2,482,107.93
5. Construction Administration	-	(+) \$937,993.00	\$937,993.00
Total	\$2,482,107.93	(+) \$937,993.00	\$3,420,101.93

Please let me know if you have any questions or need any clarifications. I may be reached at 919.431.5253 or amit.sachan@atkinsrealis.com. We look forward to the opportunity to serve you.

Sincerely,



Amit Sachan, PE, CFM
Sr. Project Director, AtkinsRéalis

Lumberton City Council

Item: V.H.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Public Works

Submission Date: 06/04/2025

Subject: Approval of Fayetteville Road Widening Agreement with NCDOT regarding Water & Sewer

Summary/Background of Subject Matter:

Staff seeks Council's approval of the attached agreement with NCDOT for the Fayetteville Road widening project. Specifically this addresses relocating water and sewer lines, and some sidewalk additions / improvements. The amount is \$1,046,285.20; NCDOT's share of these items is much larger. Legal has reviewed the agreement and has found no problems, and the agreement is essentially required as part of this project.

Staff Recommendation:

Approve agreement.

City Manager's Comments:

Signature:

Department: Public Works

ATTACHMENTS:

1. AgmtReWaterSewerFayRdExpansion062025

AGREEMENT OVERVIEW

NORTH CAROLINA
ROBESON COUNTY

DATE: 6/2/2025

PARTIES TO THE AGREEMENT:

PROJECT NUMBERS:

NORTH CAROLINA DEPARTMENT
OF TRANSPORTATION

TIP #: U-5797

AND

WBS ELEMENTS: 44367.3.1

CITY OF LUMBERTON

The purpose of this Agreement is to identify the participation in project costs, project delivery and/or maintenance, by the other party to this Agreement, as further defined in this Agreement.

SCOPE OF PROJECT ("Project"): This Project consists of widening SR 1997 (Fayetteville Road) from Farringdom Street to East 22nd Street to multi-lanes. The scope of this agreement is to cover the relocation construction, engineering, and permitting costs of City of Lumberton's water and sewer facilities inside the project limits that City of Lumberton is fiscally responsible for.

ESTIMATED COST TO OTHER PARTY: \$1,046,285.2

PAYMENT TERMS: The Department will invoice the City of Lumberton in accordance with the terms defined herein. Reimbursement payments shall be made in full by the City of Lumberton within sixty (60) days of the invoice date.

MAINTENANCE: The City of Lumberton is responsible for all utility maintenance.

EFFECTIVE DATES OF AGREEMENT:

START: Upon Full Execution of this Agreement

END: When work is complete and all terms are met.

This **Agreement** is made and entered into on the last date executed below, by and between the North Carolina Department of Transportation, an agency of the State of North Carolina, hereinafter referred to as the **Department**, and the City of Lumberton, hereinafter referred to as the **Municipality**; and collectively referred to as the **Parties**.

The **Parties** to this Agreement, listed above, intend that this Agreement, together with all attachments, schedules, exhibits, and other documents that both are referenced in this Agreement and refer to this Agreement, represents the entire understanding between the **Parties** with respect to its subject matter and supersedes any previous communication or agreements that may exist.

I. WHEREAS STATEMENTS

WHEREAS, this Agreement is made under the authority granted to the **Department** by the North Carolina General Assembly under General Statutes of North Carolina (NCGS), particularly Chapter 136-27.1 and 136 27.3; and,

WHEREAS, the **Department** has plans to make certain street and highway constructions and/or traffic control improvements; and,

WHEREAS, the **Municipality** has requested that the **Department** perform work or provide services; and,

WHEREAS, the **Parties** hereto wish to enter into an agreement for scoped work to be performed or provided by the **Department** (including construction, reviews, goods, or services) with reimbursement for the costs thereof by the **Municipality** as hereinafter set out; and,

WHEREAS, the **Department** and the **Municipality** have agreed that the jurisdictional limits of the **Parties**, as of the date of entering the agreement for the above-mentioned project, are to be used in determining the duties, responsibilities, rights, and legal obligations of the **Parties** hereto for the purposes of this Agreement; and,

NOW, THEREFORE, this Agreement states the promises and undertakings of each party as herein provided, and the **Parties** do hereby covenant and agree, each with the other, as follows:

II. RESPONSIBILITIES

A. DEPARTMENT

The **Department** shall be responsible for all phases of project delivery to include utility relocation, and construction, and/or maintenance as shown in the **PROJECT DELIVERY REQUIREMENTS** Provision.

B. MUNICIPALITY

The **Municipality** shall be responsible for maintenance as shown in the **PROJECT DELIVERY REQUIREMENTS** Provision and payment as shown in the **COSTS AND FUNDING** Provision.

III. PROJECT DELIVERY REQUIREMENTS

A. CONSTRUCTION

- i. At the request of the **Municipality**, the **Department** shall place provisions in the construction contract for Project U-5797, for the contractor to adjust and relocate utility lines and/or provide betterment. The work is described as follows: relocation of City of

Lumberton's 6", 8" and 12" water lines, and 8" and 12" gravity sewer lines that are in conflict with roadway construction on the U-5797 project..

- ii. Said work shall be accomplished in accordance with plan sheets, attached hereto as Exhibit "A", cost estimate attached hereto as Exhibit "B", and project specific provisions, if applicable, attached hereto as Exhibit "C".
- iii. The Department's Standard Special Provisions binds the contractor to guarantee materials and workmanship against latent and patent defects arising from faulty materials, faulty workmanship or negligence for a period of twelve months following the date of final acceptance of the work for maintenance and shall replace such defective materials and workmanship without cost to the **Department**. The highway contractor will not be responsible for damage due to faulty design, normal wear and tear, for negligence on the part of the **Department**, and/or for use in excess of the design. Where items of material carry a manufacturer's guarantee for any period in excess of twelve months, then the manufacturer's guarantee shall apply to that particular piece of material. Appropriate provisions of the payment and/or performance bonds shall cover this guarantee for the project. Should any failure result from the conditions found in this section the **Department** would then enter into a Contract with the **Municipality** for reimbursement to be made to the **Municipality** for necessary repairs performed by the **Municipality** and/or its contractor. The Utility Relocation Agreement would be issued by the NCDOT Utilities Unit and the repairs would be coordinated between the **Municipality** and the Department's assigned Resident Engineer.

B. MAINTENANCE AND OPERATIONS

- i. Upon satisfactory completion of the utility relocations and successful placement of the utility lines into service, the **Municipality** shall assume responsibility for the normal maintenance and operation of the utility lines. Upon completion of the construction of the highway project, the **Municipality** shall release the **Department** from any and all claims for damages in connection with adjustments made to its utility lines; and, further, the **Municipality** shall release the **Department** of any future responsibility for the cost of maintenance to said utility lines. The **Department** will invite the **Municipality** to the Final Inspection meeting with its contractor and will include the **Municipality** in the project acceptance notification. Said releases shall be deemed to be given by the **Municipality** upon completion of construction of the project and its acceptance by the **Department** from its contractor unless the **Municipality** notifies the **Department**, in writing, to the contrary prior to the **Department's** acceptance of the project.
- ii. The **Municipality** obligates itself to service and to maintain its facilities to be retained and installed over and along the highway within the **Department's** right-of-way limits in accordance with Paragraph B. i., the mandate of the North Carolina General Statutes and such other laws, rules, and regulations as have been or may be validly enacted or adopted, now or hereafter.

- iii. If at any time the **Department** shall require the removal of or changes in the location of the encroaching facilities which are being relocated at the **Municipality's** expense, the **Municipality** binds itself, its successors and assigns, to promptly remove or alter said facilities, in order to conform to the said requirement (if applicable per G.S. 136-27.1), without any cost to the **Department**.

IV. COSTS AND FUNDING

A. PROJECT COSTS

- i. The **Municipality** shall be responsible for relocation, and/or betterment, costs for utility work as shown on the attached Exhibit "A". The estimated cost to the **Municipality** is \$1,046,285.2 as shown on the attached Exhibit "B". The estimated cost includes a 16% charge for Engineering and Incidentals ("E&I"). The E&I percentage charge may be negotiated at the **Department's** discretion if a valid extenuating circumstance is presented by the **Municipality** and agreed to by the **Department**.
- ii. E&I charges include but are not limited to: contract administration; project management; construction engineering and inspection (CE&I); in-field plan revisions; mobilization; stationary and portable work zone signs; traffic control flaggers; law enforcement; lane closure equipment; erosion control; grading, seeding, mulching and topdressing. E&I will be invoiced based upon the actual cost of utility work, not the cost of highway work.
- iii. Upon request by the **Municipality**, the **Department** will provide the **Municipality** with an updated estimate of the utility work based on the bid amounts in the awarded highway contract.
- iv. It is understood by both **Parties** that this is an estimated cost for the utility work described in this Agreement and is subject to change.

B. PAYMENT BY THE MUNICIPALITY

- i. Upon the satisfactory completion and the Municipality's acceptance of the relocations and adjustments of the utility lines covered under this Agreement, the **Department** may at its discretion submit an itemized invoice to the **Municipality** for partial costs incurred for the utility work. The partial cost invoice will not exceed 90% of the total utility work cost estimate. Upon completion of the highway work, the **Department** shall submit an itemized invoice to the **Municipality** for the balance of unpaid costs incurred for the utility work. Billings will be based upon the actual bid prices, the actual quantities used, and shall include the E&I charge described above.
- ii. Reimbursement payments shall be made in full by the **Municipality** within sixty (60) days of said invoices.

- iii. If the **Municipality** does not pay said invoices within sixty (60) days of the date of the invoice, the **Department** shall charge interest on any unpaid balance at a variable rate of the prime plus one percent (1%) in accordance with G.S. 136-27.3.
- iv. Any cost incurred due to additional utility work requested by the **Municipality** after award of the construction contract, shall be solely the responsibility of the **Municipality**. The **Municipality** shall reimburse the **Department** 100% of the additional utility cost.
- v. In the event the **Municipality** fails for any reason to pay the **Department** in accordance with the provisions for payment hereinabove provided, North Carolina General Statute 136-41.3 authorizes the **Department** to withhold so much of the **Municipality's** share of funds allocated to said **Municipality** by North Carolina General Statute, Section 136-41.1, until such time as the **Department** has received payment in full.

C. DOWN PAYMENT OR PRE-PAYMENT

At any time prior to final billing by the **Department**, the **Municipality** may prepay any portion of the estimated cost by sending payment in accordance with the attached "Remittance Guidance". The **Department** will provide a final billing based on the actual cost, less any previous payments that have been made.

V. STANDARD PROVISIONS

A. AGREEMENT MODIFICATIONS

Any modification to scope, funding, responsibilities, or time frame will be agreed upon by all **Parties** by means of a written supplemental agreement.

B. ASSIGNMENT OF RESPONSIBILITIES

The **Department** must approve any assignment or transfer of the responsibilities of the **Municipality** set forth in this Agreement to other parties or entities.

C. AGREEMENT FOR IDENTIFIED PARTIES ONLY

This Agreement is solely for the benefit of the identified **Parties** to the Agreement and is not intended to give any rights, claims, or benefits to third parties or to the public at large.

D. OTHER AGREEMENTS

The **Municipality** is solely responsible for all agreements, contracts, and work orders entered into or issued by the **Municipality** to meet the terms of this Agreement. The **Department** is not responsible for any expenses or obligations incurred for the terms of this Agreement except those specifically eligible for the funds and obligations as approved by the **Department** under the terms of this Agreement.

E. TITLE VI

The other party to this Agreement shall comply with Title VI of the Civil Rights Act of 1964 (Title 49 CFR, Subtitle A, Part 21) and related nondiscrimination authorities. Title VI and related authorities prohibit discrimination on the basis of race, color, national origin, disability, gender, and age in all programs or activities of any recipient of Federal assistance.

F. AUTHORIZATION TO EXECUTE

The **Parties** hereby acknowledge that the individual executing this Agreement has read this Agreement, conferred with legal counsel, fully understands its contents, and is authorized to execute this Agreement and to bind the respective **Parties** to the terms contained herein.

G. DEBARMENT POLICY

It is the policy of the **Department** not to enter into any agreement with **Parties** that have been debarred by any government agency (Federal or State). By execution of this agreement, the **Municipality** certifies that neither it nor its agents or contractors are presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any Federal or State Agency or Department and that it will not enter into agreements with any entity that is debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction.

H. INDEMNIFICATION

The **Municipality** will indemnify and hold harmless the FHWA (if applicable), the **Department** and the State of North Carolina, their respective officers, directors, principals, employees, agents, successors, and assigns from and against any and all claims for damage and/or liability, including those that may be initiated by third parties, in connection with the Project activities performed pursuant to this Agreement including construction of the Project, except for those claims arising out of the errors, omissions, or negligence of the **Department**, its respective officers, directors, principals, employees, agents, successors, and assigns.

I. AVAILABILITY OF FUNDS

All terms and conditions of this Agreement are dependent upon, and, subject to the allocation of funds for the purpose set forth in the Agreement and the Agreement shall automatically terminate if funds cease to be available.

J. COUNTERPARTS AND ELECTRONIC SIGNATURES

- i. This Agreement, and other documents to be delivered pursuant to this Agreement, may be executed in one or more counterparts, each of which will be deemed to be an original copy and all of which, when taken together, will be deemed to constitute one and the same agreement or document and will be effective when counterparts have been signed by each of the **Parties**. An image of a manual signature on this Agreement, or other documents

to be delivered pursuant to this Agreement, will constitute an original signature for all purposes. The delivery of copies of this Agreement or other documents to be delivered pursuant to this Agreement, including executed signature pages where required, by electronic transmission will constitute effective delivery of this Agreement or such other document for all purposes.

- ii. The **Parties** hereto further acknowledge and agree that this Agreement may be signed and/or transmitted by email or a PDF document or using electronic signature technology (e.g. DocuSign, Adobe Sign, or other electronic signature technology), and that such signed record shall be valid and as effective to bind the **Party(ies)** so signing as a paper copy bearing a handwritten signature. By selecting "I Agree", "I Accept", or other similar item, button, or icon via use of a keypad, mouse, or other device, as part of the electronic signature technology, the **Parties** consent to be legally bound by the terms and conditions of Agreement and that such act constitutes a signature as if actually signed in writing. The **Parties** also agree that no certification authority or other third-party verification is necessary to validate its electronic signature and that the lack of such certification or third-party verification will not in any way affect the enforceability of its electronic signature. The **Parties** acknowledge and agree that delivery of a copy of this Agreement or any other document contemplated hereby through the electronic signature technology, will have the same effect as physical delivery of the paper document bearing an original written signature.

K. GIFT BAN

By Executive Order 24, issued by Governor Perdue, and NCGS 133-32, it is unlawful for any vendor or contractor (i.e. architect, bidder, contractor, construction manager, design professional, engineer, landlord, offeror, seller, subcontractor, supplier, or vendor), to make gifts or to give favors to any State employee of the Governor's Cabinet Agencies (i.e. Administration, Adult Corrections, Commerce, Environmental Quality, Health and Human Services, Information Technology, Military and Veterans Affairs, Natural and Cultural Resources, Public Safety, Revenue, Transportation, and the Office of the Governor).

SIGNATURE PAGE

IN WITNESS WHEREOF, this Agreement has been executed the day and year heretofore set out, on the part of the **Department** and the **Municipality** by authority duly given.

(DOCUSIGN ONLY)

CITY OF LUMBERTON

Authorized Signer: _____ Print Name: _____

Date Signed: _____ Title: _____

If applicable, this Agreement has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act:

Finance Signer: _____ Print Name: _____

Date Signed: _____ Title: _____

Fed Tax ID No: _____

Remittance Address: _____

Purchase Order, Ref. No., etc.: _____ Accounts Payable Contact:
Name: _____

Email: _____

Phone Number: _____

DEPARTMENT OF TRANSPORTATION

By: _____ Print Name: _____

Date: _____ Title: _____

APPROVED BY BOARD OF TRANSPORTATION ITEM O: _____ (DATE)

SIGNATURE PAGE

IN WITNESS WHEREOF, this Agreement has been executed the day and year heretofore set out, on the part of the **Department** and the **Municipality** by authority duly given.

(INK SIGNATURES)

CITY OF LUMBERTON

Attest: _____ Authorized Signer: _____
By: _____ Print Name: _____
Title: _____ Title: _____
Date Signed: _____

If applicable, this Agreement has been pre-audited in the manner required by the Local Government Budget and Fiscal Control Act:

Fed Tax ID No: _____ Finance Signer: _____
Remittance Address: _____ Print Name: _____
_____ Title: _____
_____ Date Signed: _____

Purchase Order, Ref. No., etc.: _____ Accounts Payable Contact:
_____ Name: _____
Email: _____
Phone Number: _____

DEPARTMENT OF TRANSPORTATION

By: _____ Print Name: _____
Date: _____ Title: _____

APPROVED BY BOARD OF TRANSPORTATION ITEM O: _____ (DATE)

Lumberton City Council

Item: V.I.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Planning & Neighborhood
Services

Submission Date: 05/23/2025

Subject: Rudy Gallegos Final Plat Approval - ETJ

Summary/Background of Subject Matter:

Rudy Gallegos is requesting final plat approval for property located on Saxon Avenue (parcel # 10140304305).

At the April 5, 2023 City Council meeting, Council approved the Special Use Permit for a major subdivision. Per the City Ordinance, following the approval of the Special Use Permit, the final plat must be approved by the Council.

Rudy Gallegos submitted the final plat for Council approval on May 19, 2025. The final plat was submitted to the City's reviewing departments for review and comments.

Staff Recommendation:

Receiving no comments or recommended changes to the plat, the Planning Staff recommends that City Council approve the attached final plat.

City Manager's Comments:

Signature:

Department: Planning & Neighborhood
Services

ATTACHMENTS:

1. FINAL PLAT PASTOR RUDY SUBDIVISION - 5-6-2025
2. recorded permit

2023003985ROBESON CO, NC FEE \$26.00
PRESENTED & RECORDED:

04-27-2023 03:18:42 PM

VICKI L LOCKLEAR

REGISTER OF DEEDS

BY: CHISA WAINWRIGHT-LOCKLEAR
SENIOR DEPUTY**BK: D 2400****PG: 475-476****RETURN: CITY OF LUMBERTON****NORTH CAROLINA****SPECIAL USE PERMIT****ROBESON COUNTY**

APPLICANT: RUDY EDUARDO GALLEGO
 PROPERTY OWNER: RUDY EDUARDO GALLEGO
 TAX MAP: 1014-03-04305
 DEED REFERENCE: BOOK: 02184 PAGE: 0101
 PROPOSED USE: DIVISION OF PARCEL INTO 19 LOTS
 MEETING DATE: APRIL 5, 2023

On the date listed above, the City Council of the City of Lumberton met to consider an application to issue a Special Use Permit for the aforelisted proposed use of property at the aforelisted property location.

Having heard all the evidence and argument presented at the hearing, the Council finds that the application is complete, that the application complies with all of the applicable requirements of the Lumberton Land Use Ordinance for the development proposed, and that, therefore, the application to make use of the above-described property for the purpose indicated is hereby approved, subject to all applicable provisions of the Lumberton Land Use Ordinance and the following conditions:

(1) The applicant shall complete the development strictly in accordance with the plans submitted to and approved by this Council, a copy of which is filed in the Planning and Neighborhood Services Department of the City of Lumberton, North Carolina.

(2) In granting the Special Use Permit, the Council has placed the following additional conditions or requirements upon the owner, his successors and assigns in exercising the rights granted herein:

a) NONE NOTED

(3) If any of the conditions affixed hereto or any part thereof shall be held invalid or void, this permit shall be void and of no effect.

Nothing authorized by the permit may be done until the property owner properly executes and returns to the City the attached acknowledgement of the issuance of this permit so that the City may have it recorded in the Robeson County Registry.

IN WITNESS WHEREOF, The City of Lumberton has caused this permit to be issued in its name, and the undersigned, being all of the property owners of the above-described property, do hereby accept this Special Use Permit, together with all its conditions, as binding on them and their successors in interest.



CITY OF LUMBERTON

BY: Bruce W. Davis
Bruce Davis, Mayor

ATTEST:

Laney Mitchell-McIntosh
Laney Mitchell-McIntosh, City Clerk

The undersigned, being all of the owners of the above described property, do hereby acknowledge: (1) receipt of this Special Use Permit, (2) that no work may be done pursuant to this permit except in accordance with all of its conditions and requirements, and (3) that this restriction shall be binding on them and their successors in interest.

Rudy Eduardo Gallegos (SEAL) _____ (SEAL)
Owner Owner

STATE OF North Carolina
COUNTY OF Robeson

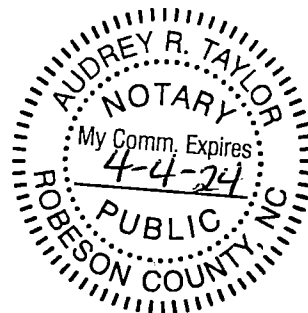
I, Audrey R Taylor, a Notary Public in and for said County and

State, do hereby certify that Rudy Eduardo Gallegos personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and Notarial Seal this 21st day of April, 2023
Audrey R Taylor
Notary Public

My Commission Expires: April 4, 2024.

Aak 2013



Lumberton City Council

Item: V.J.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Finance

Submission Date: 06/06/2025

Subject:

Budget Amendments

Summary/Background of Subject Matter:

Budget amendments will be needed for the year end closing of fiscal year 2025. City Manager Wayne Horne and Finance Director Hank Lewis are requesting authorization to perform budget amendments for year end.

Staff Recommendation:

Recommend that Council authorize the City Manager and Finance Director to perform budget amendments for year end closing effective June 30, 2025

City Manager's Comments:

Signature:

Department: Finance

ATTACHMENTS:

None

Lumberton City Council

Item: V.K.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Finance

Submission Date: 06/06/2025

Subject:

Delinquent Receivables

Summary/Background of Subject Matter:

A list of delinquent receivables is attached for review and consideration for write-off. This is a standard accounting practice to write-off accounts receivable that are three years old and taxes receivable that are the years old and continue our efforts to collect them.

Staff Recommendation:

Recommend that Council approve the write-off of the attached delinquent receivables.

City Manager's Comments:

Signature:

Department: Finance

ATTACHMENTS:

1. 2025 Write Offs

Receivables to be written off as bad debt for 06/30/2025:

2014 Ad Valorem Taxes	Est.	\$ 63,418.40
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2022 Utilities

10-00-1242-0005	Storm Water	\$ 6,211.70
60-00-1241-0000	Water	\$ 25,650.56
60-00-1242-0000	Sewer	\$ 42,846.71
63-00-1243-0000	Electricity	\$ 169,604.51
63-00-1243-0002	Late Fees	\$ 2,034.23
63-00-1243-0007	Meter Tampering	\$ 1,800.00
63-00-1243-0001	Off Street Lights	\$ 1,232.29
67-00-1251-0000	Refuge	\$ 16,626.52
63-00-1243-0003	Sales Tax	\$ 4,755.25
		\$ 270,761.77

10-00-1251-0019	Returned Checks	\$ 2,416.90
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10-00-1251-0000	Misc/False Alarm Citations	\$8,900.00
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63-00-1251-0100	A/R Damage Electric Dept.	\$5,748.41
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Lumberton City Council

Item: V.L.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Manager

Submission Date: 06/06/2025

Subject: NC Land & Water Fund - Project Update

Summary/Background of Subject Matter:

Please accept the following update on the NC Land and Water Fund grant. As you may recall, the City of Lumberton received a \$2,000,000 competitive grant from the NC Land and Water Fund to acquire parcels near the entrance to the Mayfair subdivision, which include the old Fuller's restaurant site and others. The grant also provides for the selective demolition of these parcels and subsequent floodplain restoration. This all in an attempt to provide additional storage and flood relief for the Mayfair community. The NCLWF followed up by awarding the City of Lumberton an additional \$800,000 to be combined with the initial grant to fully fund this project effort. Finally, City Council awarded a design-build contract to Wildlands Engineering to design, engineer, and construct this floodplain management project. Over the past six months, City staff have successfully negotiated purchase agreements with four of the five property owners involved in the NCLWF project and the Legal Department will be conducting real estate closings to acquire six parcels in the upcoming weeks. Wildlands has produced a preliminary layout for the project which is attached to this report.

Staff Recommendation:

No Council action is needed at this time.

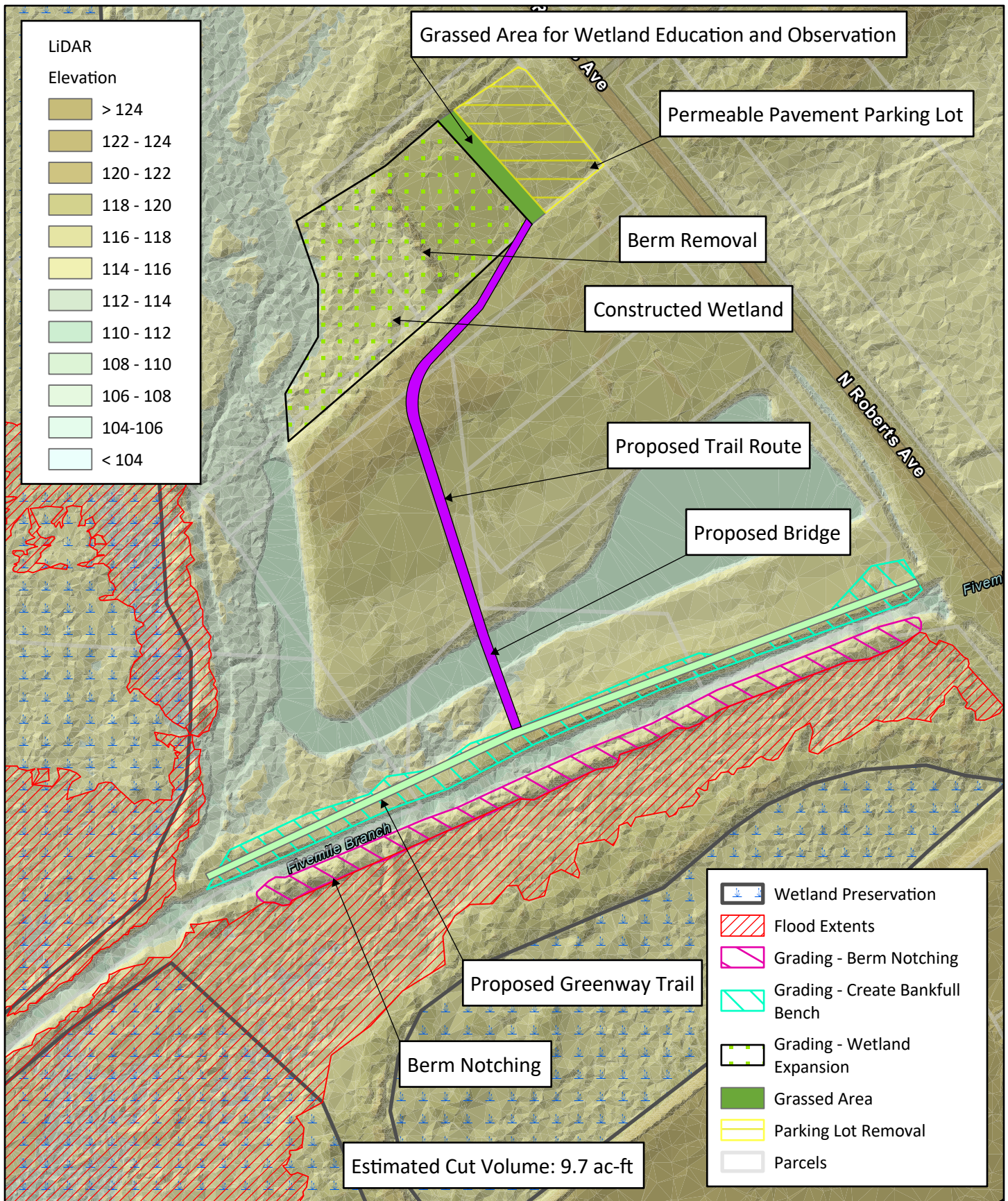
City Manager's Comments:

Signature:

Department: City Manager

ATTACHMENTS:

1. Concept Map Site Work



Concept Design - Site Work Map
Lumberton Loop:
Five Mile Branch &
Saddletree Swamp Project
Lumberton, NC

6/3/2025 JAG



0 200 400 Feet

Lumberton City Council

Item: V.M.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Manager

Submission Date: 06/06/2025

Subject: Carolina Civic Center - Elective Change Order #37

Summary/Background of Subject Matter:

As the Carolina Civic Center project wraps up, there are several City-related improvements needed in the vicinity of the Civic Center entrance and along Chestnut Street. Most notably, the installation of three new curb inlets and associated drain pipe, the replacement of a majority of the brick sidewalk and the pouring of new curb and gutter along Chestnut. While these are items typically provided by the Public Works Department, we have asked the general contractor for the Civic Center to provide pricing to include this infrastructure in their scope of work.

Staff Recommendation:

City Council to approve Change Order #37 for \$48,277.67

City Manager's Comments:

Signature:

Department: City Manager

ATTACHMENTS:

None

Lumberton City Council

Item: V.N.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Manager

Submission Date: 05/16/2025

Subject: Request to Re-name the Bridge at Exit 20 After Fallen Police Officer Jason Quick

Summary/Background of Subject Matter:

City Manager Horne received a request that was presented to Councilman Thomas asking City Council to consider re-naming the bridge located at Exit 20 in honor of fallen Police Officer Jason Quick. In support of this effort, it is requested that the City Council adopt a Resolution supporting this action.

Staff Recommendation:

That City Council will consider the request to support the re-naming of the bridge at Exit 20 to Fallen Police Officer Jason Quick by adopting the attached Resolution. The Resolution will be sent to the NC Department of Transportation for their consideration and approval.

City Manager's Comments:

Signature:

Department: City Manager

ATTACHMENTS:

1. 2025.06.01 Resolution Renaming Exit 20 Bridge- Officer Jason Quick

CITY OF LUMBERTON

**RESOLUTION OF SUPPORT FOR RENAMING THE BRIDGE AT EXIT 20 IN
HONOR OF OFFICER JASON BARTON QUICK**

WHEREAS, Officer Jason Barton Quick faithfully served the Lumberton Police Department with dedication, courage, and integrity; and

WHEREAS, Officer Quick graduated from the Basic Law Enforcement Training (BLET) program at Robeson Community College on April 7, 2017, and was officially sworn in as a Lumberton Police Officer on August 21, 2017; and

WHEREAS, on Saturday, December 15, 2018, Officer Jason Barton Quick tragically lost his life in the line of duty while serving and protecting the citizens of Lumberton; and

WHEREAS, Officer Quick is remembered not only for his selfless sacrifice, but also for the compassion, professionalism, and commitment he brought to his role as a public servant; and

WHEREAS, the City of Lumberton wishes to permanently honor and memorialize Officer Quick's life and service by supporting the renaming of the bridge located at Exit 20 on Interstate 95 in his name; and

WHEREAS, such a designation will serve as a lasting tribute to Officer Quick's heroism and a reminder of the risks faced daily by law enforcement officers in the line of duty;

NOW, THEREFORE, BE IT RESOLVED, that I, Bruce W. Davis, the Mayor and City Council of the City of Lumberton, North Carolina, do hereby express their full support for the renaming of the bridge at Exit 20 in honor of Officer Jason Barton Quick.

BE IT FURTHER RESOLVED, that this resolution be forwarded to the North Carolina Department of Transportation, the Robeson County Board of Commissioners, and all relevant state authorities to formally request the renaming and designation of the bridge.

Adopted this ____ day of _____, 2025.

Mayor
City of Lumberton

City Clerk
City of Lumberton

Lumberton City Council

Item: V.O.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Council

Submission Date: 05/29/2025

Subject: P1 - CRF Request for Wycliffe Association

Summary/Background of Subject Matter:

Councilman Rising requests \$400.00 of CRF to be given to the Wycliffe West Homeowners' Association for median beautification.

Staff Recommendation:

Designate \$400.00 of CRF to the Wycliffe West Homeowners' Association in Precinct 1. Make check payable to Honorable Judge Stan Carmical, 4 Westchester Place.

City Manager's Comments:

Signature:

Department: City Council

ATTACHMENTS:

1. BP-70C45_20250529_083457

**WYCLIFFE ASSOCIATION |
4 WESTCHESTER PLACE
LUMBERTON, NC 28358**

May 15, 2025

Councilman Leroy Rising
City of Lumberton
P.O. Box 1388
Lumberton, NC 28359

Dear Leroy,

The Wycliffe Association respectfully requests that the City of Lumberton continues to assist our Association's efforts to maintain and beautify the medians located on Cambridge Boulevard in the Wycliffe subdivision. We do appreciate the \$400.00 that the City contributed during 2024. Any financial assistance will be greatly appreciated.

Sincerely,

A handwritten signature in cursive script, appearing to read "Stan".

Stan Carmical

Lumberton City Council

Item: V.P.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Council

Submission Date: 05/30/2025

Subject: P2 - Request for VBS - United Pentecostal Holy Church

Summary/Background of Subject Matter:

Councilwoman Robinson would like to designate \$200.00 of CRF to United Pentecostal Holy Church for a Vacation Bible School.

Staff Recommendation:

Approve the designation as stated above.

City Manager's Comments:

Signature:

Department: City Council

ATTACHMENTS:

None

Lumberton City Council

Item: V.Q.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Council

Submission Date: 05/22/2025

Subject: P4 - Community Day at Ivey's Park

Summary/Background of Subject Matter:

Councilwoman Higley is requesting \$2,000 of Community Revitalization Funds for a Community Day being held on June 21, 2025, at Ivey's Ball Park from 11:00 AM - 2:00 PM.

Staff Recommendation:

Approve the designation as stated.

City Manager's Comments:

Signature:

Department: City Council

ATTACHMENTS:

None

Lumberton City Council

Item: V.R.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Council

Submission Date: 06/03/2025

Subject: P4 - Request for \$150 of CRF for Repairs

Summary/Background of Subject Matter:

Due to some unforeseen conditions, Councilwoman Higley requests \$150 of CRF be given for in-house repairs to Full Gospel Tabernacle Church located 104 Carolina Avenue.

Staff Recommendation:

Approve designation as stated above.

City Manager's Comments:

Signature:

Department: City Council

ATTACHMENTS:

None

Lumberton City Council

Item: V.S.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Council

Submission Date: 05/29/2025

Subject: P7 - Request for Funds - Lumberton Junior Service League

Summary/Background of Subject Matter:

The Lumberton Junior Service League is an organization dedicated to improving our community through various service initiatives. This organization focuses on community outreach; direct service to organizations addressing issues like domestic violence, rape, and homelessness. Over the past year, this organization has awarded 2 - \$1000 scholarships and assisted over 200 students in middle and high school with the Operation Prom Program.

Please see the attached letter for more information on this organization. I would to contribute \$200 of Community Revitalization Funds to this cause.

Staff Recommendation:

Designate \$200 of CRF to the Lumberton Junior Service League, PO Box 585, Lumberton, NC 28358.

City Manager's Comments:

Signature:

Department: City Council

ATTACHMENTS:

1. LJSL Donor Letter



PO Box 585
Lumberton, NC 28358

May 6, 2025

Dear Mr. Eric Chavis,

I hope this letter finds you well. I am writing to you on behalf of Lumberton Junior Service League, an organization dedicated to improving our community through various service initiatives.

Our league focuses on

- Community outreach
- Direct service to organizations addressing issues like domestic violence, rape crisis, and those that are homeless
- Scholarships
-

Over the past year, we have successfully

- Awarded 2- \$1000 scholarships to two female high school seniors in our community
- Assisted over 200 students in middle and high school with our Operation Prom program. This program allows students to “shop” in our version of a prom boutique. We offer dresses, men’s attire, shoes, jewelry, makeup, and also have drawings for photography and hair services.

To continue and expand our efforts, we rely heavily on the generosity of individuals and businesses in our community. Your financial support will enable us to continue with our various community initiatives, ultimately helping us to make a greater impact.

We kindly ask you to consider donating to our cause. Any amount, large or small, will be greatly appreciated and will go directly towards supporting our initiatives. Together, we can make a significant difference in the lives of those who need it most.

Thank you for your time and consideration. We look forward to the possibility of partnering with you to better our community.

Warm regards,

Kirsten Locklear Oxendine, President
Lumberton Junior Service League
lumbertonjssl@gmail.com
910.740.1185

Lumberton City Council

Item: V.T.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Council

Submission Date: 05/19/2025

Subject: 4th Annual Sudan Pirates Golf Tournament

Summary/Background of Subject Matter:

Councilman Thomas would like to designate \$100 of Community Revitalization Funds for the 4th Annual Sudan Pirates Golf Tournament to be held on June 28, 2025, at the Fairmont Golf Course. Registration will start at 8:00 am.

Staff Recommendation:

Approve the designation of \$100 of CRF as designated above.

City Manager's Comments:

Signature:

Department: City Council

ATTACHMENTS:

1. 4th Annual Sudan Golf Tournament



4TH ANNUAL

SUDAN PIRATES GOLF TOURNAMENT

Fairmont Golf Course
11979 NC Highway 130 Byp
Fairmont, NC 28340

Date: June 28, 2025
Registration: 8:00 am
Shotgun Start: 10:00am

Scan th

Lumberton City Council

Item: V.U.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Council

Submission Date: 06/09/2025

Subject: P5 - Requests \$200 of CRF for the 2nd Annual Youth "Stop the Violence" Event

Summary/Background of Subject Matter:

Councilman Cantey requests \$200 of CRF to be given to the "Tazarie Butler Day 2nd Annual Youth Stop the Violence" Event.

Staff Recommendation:

Approve the designation as stated.

City Manager's Comments:

Signature:

Department: City Council

ATTACHMENTS:

1. Tazarie Butler Day

JUNE 27TH

Tazarie Butler Day!

@Flood Social Media & Paint the world Purple

2nd Annual Youth

STOP THE VIOLENCE!

- FREE FOOD,
- FACE PAINTING,
- FOOD VENDORS &
MORE

Lumberton Downtown Plaza 4-8pm
201-299 N Chestnut St, Lumberton, NC 28358

Special Guest:
Tyrell Taylor

Lumberton City Council

Item: V.V.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Council

Submission Date: 06/09/2025

Subject: P5 - CRF Request for a Community Day Event on June 27th

Summary/Background of Subject Matter:

Councilman Cantey requests \$500 of Community Revitalization Funds for a Community Day event in Precinct 5.

Staff Recommendation:

Approve the designation as stated.

City Manager's Comments:

Signature:

Department: City Council

ATTACHMENTS:

None

Lumberton City Council

Item: V.W.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: City Council

Submission Date: 06/09/2025

Subject: P5 - Request for Reimbursement

Summary/Background of Subject Matter:

At its May 7, 2025, City Council meeting, Councilmen Cantey and Douglas requested \$600 for the Positive Behavioral Intervention Support Program at WH Knuckles Elementary School. When purchasing the bikes, this amount increased by \$277. Councilman Cantey is requesting reimbursement of the final expense overage.

Staff Recommendation:

Approve the reimbursement of \$277 to Councilman Cantey for the overage of purchasing the bikes for the PBIS Program at WH Knuckles.

City Manager's Comments:

Signature:

Department: City Council

ATTACHMENTS:

1. EOG Receipts

Page 217 of 218

Lumberton City Council

Item: V.X.

Lumberton, North Carolina



Request for Action

Meeting Date: June 9, 2025

Originated By: Police

Submission Date: 06/09/2025

Subject: Installation of Stop Signs - Intersection of 10th Street and Rex Street

Summary/Background of Subject Matter:

Councilman Carroll is requesting the approval of a three-way stop at the intersection of 10th Street and Rex Street. Many complaints have been received concerning speeding in this area.

Staff Recommendation:

Approve the recommendation that a three-way stop be erected at the intersection of 10th Street and Rex Street.

City Manager's Comments:

Signature:

Department: Police

ATTACHMENTS:

None