CITY OF LUMBERTON

CITY COUNCIL

MINUTES ● NOVEMBER 13, 2017

Regular Meeting **Council Chambers** **6:00 PM**

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

I. CALL TO ORDER

Attendee Name	Title	Status	Arrived
Bruce W. Davis	Mayor	Present	
Leroy Rising	Precinct 1	Present	
John Robinson	Mayor Pro Tem	Present	
Burnis Wilkins	Precinct 3	Present	
Karen Higley	Precinct 4	Present	
John Cantey Jr.	Precinct 5	Late	
Chris Howard	Precinct 6	Absent	
Leon Maynor	Precinct 7	Present	
Erich Hackney	Precinct 8	Present	
Wayne Horne	City Manager	Present	
Laney Mitchell-McIntosh	City Clerk	Present	
Holt Moore	City Attorney	Present	

B. Invocation: City Attorney Holt Moore

C. Pledge of Allegiance: Led by Councilman Wilkins

II. RETIREE RECOGNITION - JOHN R. CARROLL JR. FIRE SENIOR CAPTAIN - 28 YEARS OF SERVICE.

Mayor Davis along with members of the Lumberton Fire Department presented Fire Senior Captain Johnny Carroll with a plaque, check and his fire helmet for 28 years of dedicated service to the City of Lumberton and its citizens.

Mayor Davis stated that he has known Captain Carroll since he was a baby. The Mayor along with City Council and the members of the Lumberton Fire Department all wished Captain Carroll the best in his retirement.

III. PUBLIC COMMENT PERIOD

Mr. Leon Burden appeared before Council and thanked them for what they have done in the past for the Thanksgiving Give-a-way and for the previous Christmas dinners. He asked for their support for this year's Christmas dinner scheduled for December 16th, 2017, and expressed to Councilman Hackney that they look forward to his help as always.

IV. CONSENT AGENDA

Item J. was pulled to be amended by changing the setback to 150 ft. from each adjoining property line.

Agenda Items

A. Refer the Rezoning Petition from Jonathan Wayne Hunt for property located off of Elizabethtown Road petition to the Planning Board for their review, and authorize the Planning Director to set the date of the public hearing. - Council Policy Committee

Jonathan Wayne Hunt has submitted a Rezoning petition for property located off of Elizabethtown Road (parcel # 1012-01-01001/Deed Book 661 Page 310). His request is to rezone the property from A, Agriculture to B-7, Business general commercial/mobile home sales. The applicants intended use of the property is for the operation of a manufactured home sales lot (use# 9.800 Manufactured home sales).

This property is located within Area 3, as identified in our Land Use Plan.
CPC to review the request, refer the petition to Planning Board for their review, and authorize the Planning Director to set the date of the public hearing.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

B. Refer the Rezoning Petition from Renee Perry for property located at 1502 Godwin Avenue to the Planning Board for their review, and authorize the Planning Director to set the date of the public hearing. - Council Policy Committee
Renee Perry has submitted a Rezoning petition for property located at 1502 Godwin Avenue (parcel # 3229-04-057/Deed Book 2012 Page 446). This request is to rezone the property from M-1, light manufacturing and B-3, office residential to B-7, Business general commercial/mobile home sales. The applicants intended use of the property is for the operation of a manufactured home sales lot (use# 9.800 Manufactured home sales).

This property is located within Area 15, as identified in our Land Use Plan.
CPC to review the request, refer the petition to Planning Board for their review, and authorize the Planning Director to set the date of the public hearing.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

C. Refer the petition from Metcon Requesting a Conditional Use Permit for property located at 500 Chestnut Street to Planning Board for their review, and authorize the Planning Director to set the date of the Public Hearing. - Council Policy Committee
Metcon has submitted a Conditional Use Permit petition for property located at 500 Chestnut Street (parcel #?s 3233-02-007/3233-02-008/3233-02-008.01/3233-02-008.01A/3233-02-008.02/3233-02-008.03 Deed Book 1825 Page 0649/Deed Book 1825 Page 0645). This request is to allow for the operation of a government office (use #3.140 Government Office Buildings) at this location. This property is zoned B-1

(central business) and requires a Conditional Use Permit for Government Office Buildings.

This property is located within Area 16, as identified in our Land Use Plan.
CPC to review the request, refer the petition to Planning Board for their review, and authorize the Planning Director to set the date of the public hearing.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

D. Adopt Resolutions for Preliminary Assessment and Directing the Project be Undertaken for a Ditch Tiling Request for Property Located at 301 Cambridge Boulevard - Council Policy Committee
On October 9th, 2017, Council directed the City Clerk to investigate the sufficiency of a petition filed by the property owner to tile 285 linear feet of ditch at 301 Cambridge Blvd. The City Clerk has certified the petition and received from the Public Works Director Rob Armstrong the total cost for the ditch tiling assessment which is $13,705.69. As we know, Council Policy allows the Property Owner to share half the cost of the total installation of the pipe, including labor, material and equipment.
Public Works is recommending that CPC adopt the attached Resolutions Certifying the Sufficiency of the Petition for Preliminary Assessment, and the Resolution Directing that the Project be Undertaken.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

E. Adopt a Resolution Declaring Personal Property Surplus to the Needs of the City and Disposition of Said Property to be Auctioned - Council Policy Committee
Attached is a Resolution Declaring Personal Property Surplus to the Needs of the City and Disposition of Said Property to be auctioned on December 27, 2017, at Lloyd Meekins & Sons Auction Company.
Adopt the resolution declaring the personal property to be surplus to the needs of the City and authorizing disposition of the property as proposed.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

F. Adopt Resolution Fixing the Date of the Public Hearing for Sanderson Farms, Inc., Requesting Contiguous Annexation of property located at 6762 NC Highway 41 North for December 6th, 2017. - City Attorney

The Planning & Neighborhood Services Department received an application for a contiguous annexation from Bob Billingsley, Sanderson Farms, Inc., requesting that property located at 6762 NC Highway 41 N. (Parcel # 290101001.12). , be annexed into the City of Lumberton. At its meeting of October 9th, City Council directed the City Clerk to investigate said Petition and the City Clerk has certified the sufficiency of the petition on October 18th, 2017.
Recommends that City Council adopt the Resolution Fixing the Date of the Public Hearing for Sanderson Farms, Inc., for December 6th, 2017. (Parcel # 290101001.12).

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

G. Adopt a Resolution Allowing Delegation of Contract Formalized/Approval - Council Policy Committee

Several months ago, Council approved the practice of allowing staff to formalize the terms of contracts which have been awarded by Council, and of not bringing those contract documents back to Council. The City Attorney recommends formalizing this policy through a Resolution, and the proposed draft resolution is attached. This would probably best also be added into our Fiscal Policy.
Approve attached resolution formalizing contract delegation policy.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

H. Adopt a Resolution for Submission of a Application for a Building Reuse Grant for Harry Jhala Property Located at 140 Wintergreen Drive (Huddle House) - Council Policy Committee

Harry Jhala's intention is to purchase the property listed above as he has purchased the rights to a Cold Stone Creamery and he plans to renovate this property to house the Cold

Stone Creamery. He has worked with the Small Business Center Director at RCC, Mr. Bob Moore, and the Assistant Regional Director of the SBTDC at UNCP (Beth Wilkerson) and they informed him of the Rural Development Building Reuse Program with the NC Department of Commerce. Mr. Jhala is asking that the City submit an application on his behalf.
Consider the request from Mr. Jhala and if Council approves the request an application will be submitted on behalf of Mr. Jhala for the property located at 140 Wintergreen Drive (Old Huddle House).

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

I. Adopt a Resolution for the Acceptance for a State Loan for Sanitary Sewer Collection System Rehab Project from the Department of Environmental Quality - Grant No. CS370455-04 - Council Policy Committee
The City of Lumberton has been approved for loan assistance from the Clean Water State Revolving Fund in the amount of $1,000,000 with a $500,000 in principal forgiveness for the Sanitary Sewer Collection System Rehabilitation and Priority Repairs. A Resolution must be adopted the City accepting the loan offer and making applicable assurances contained therein.
Public Works recommends that CPC accept the State Loan from the Clean Water State Revolving Fund in the amount of $1,000,000 with a $500,000 in principal forgiveness for the Sanitary Sewer Collection System Rehab Project by adopting the attached Resolution.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

J. Adopt the Revised Bee Ordinance Requiring a 150-foot setback from each adjoining property line. - Council Policy Committee
Please see the memorandum attached regarding needed changes to bee ordinance, as well as two sample ordinances from the Towns of Graham and Davidson, and lastly a proposed revised ordinance for adoption.
Pass the proposed ordinance revision and change the setback to 150 feet.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

K. Schedule a Public Hearing for December 6, 2017, to Amend various sections of the Land Use Ordinance pertaining to Electronic Gaming Operations - Council Policy Committee
Last month Council considered an ordinance to address electronic gaming. The changes and improvements discussed at that meeting have been made.

It is the recommendation of the City Attorney that Council pass the revised ordinance. Consider the ordinance and pass if deemed appropriate.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

L. Approve Designated Agents to Sign Required Documents by the Division of Emergency Management - Council Policy Committee
The North Carolina Division of Emergency Management requires that an entity applying for state or federal funds through that office designate one or more agents within the organization with whom they can communicate. Council previously approved the Designation of Applicant's Agent Form on February 13th, 2017, designating the City Manager and Planning Director as Agents authorized to sign all documents (the approved document is in your packet). All the documents that have been submitted has the Mayor's name on them, therefore, we are asking that you approve the attached form to change the agents to the Mayor and City Manager.
Approve the document required by Division of Emergency Management.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

M. Approve the designation of $1,000 of CRF to Arrested Potential, Inc., for the Christmas Toy Give-A-Way to be held on December 16th as follows: P1- $200 P2 - $100 P3 - $200 P4 - $200 P5 - $100 P6 - $100 P7 - $100 - Council Policy Committee
Mr. Gene Jones, Arrested Potential, Inc., appeared before CPC and spoke concerning the Christmas Toy Give-A-Way. He talked about how successful this program was last year

and how they want to do even better this year. Mr. Jones stated that Mattel as of last night has agreed to donate at least 200 toys. Mr. Jones stated that he is asking for Council's support of the event.
Designate $1,000 as indicated above to Arrested Potential, Inc., for the Christmas Toy Give-A-Way.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

N. Approve the designation of $2,400.00 of CRF to Toys for Kids Program $300 from each Precinct. - Council Policy Committee
Councilman Cantey is requesting $300.00 of CRF to be given to the Toys for Kids Program.
Designate $300.00 for Toys for Kids.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

O. Approve the designation of $400.00 of Community Revitalization Funds to Oakridge Homeowner's Association for a Community Event - Council Policy Committee
Councilman Rising requests $400.00 of CRF to be given to the Oakridge Homeowner's Association for a community event.
Designate $400.00 of CRF to the Oakridge Homeowner's Association.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

P. Approve the designation of $1,150.00 of CRF for Breath of Life International Ministries for Community Programming on December 16th as follows: P1 - $100, P2 - $300, P3, $100 P4 - $100, P5 - $100 P6 - $350, and P7 - $100 - Council Policy Committee
Councilmen Robinson and Howard are requesting $650.00 of CRF to be given to Breath of Life International Ministries, Inc. for a community program held on December 16th, 2017, at the Bill Sapp Recreational Center as follows:

P2 - $300.00
P6 - $350.00
Designate $650.00 of CRF to BOLIM as designated above.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

Q. Approve the designation of $1,300.00 for Rowland Norment Elementary School Annual English as a 2nd Language Class (ESL) as follows: P1- $150 P2 - $150 P3 - $700 P4 - $100 P5 - $50 P6 - $50 P7 - $100 - Council Policy Committee
Councilman Wilkins is requesting $700.00 of Community Revitalization Funds be allocated for Rowland Norment Elementary School Annual English as a 2nd Language Class (ESL) field trip to the Battleship in Wilmington on March 29, 2018. The requested amount is $1,275.00 which will pay for all bus drivers, meals and admission cost associated with approximately 80-90 students attending.
Designate $700.00 of CRF from Precinct 3 for Rowland Norment Elementary School field trip to the Battleship in Wilmington on March 29, 2019.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

R. Approve the designation of $1,750.00 of CRF for Churches Holiday Programs in Precinct 6 as follows: First Baptist - $400, Mt. Sinai United Holy Church - $100, New Bethel United Pentecostal - $100, McCormick Chapel AME - $250, Big Piney Grove Missionary Baptist- $500, Bright Hope Divine Holy Church - $100, Greater New Bethel Missionary Baptist - $100 and St. Mary Holiness - $200.00 - Council Policy Committee
Councilman Howard wishes to designate $1,750 of CRF to the following Churches for Holiday Programs.

First Baptist Church	$400.00
Mt. Sinai United Holy Church	$100.00
New Bethel United Pentecostal Church	$100.00
McCormick Chapel AME Church	$250.00
Big Piney Grove Missionary Baptist Church	$500.00
Bright Hope Divine Holly Church#2 Inc.	$100.00
Greater New Bethel Missionary Baptist	$100.00
St. Mary Holiness Church	$200.00

Total: $1,750.00
Designate $1,750.00 of CRF to the Churches as listed above.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

S. Approve the designation of $118.71 of CRF to the Robeson County Arts Council and De-Obligate $528.71 from Community Watch to Unobligated Funds - Council Policy Committee
Councilman Hackney requests that $118.71 of CRF be given to the Robeson County Arts Council for the "Arts on Elm" annual event. Councilman Hackney would also like to de-obligate $528.71 from Community Watch to Unobligated funds.
Designate $118.71 to the Robeson County Arts Council for the "Arts on Elm" annual event and de-obligate $528.71 from Community Watch to Unobligated Funds.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

T. City Council - Regular Meeting - Oct 9, 2017 6:00 PM -

RESULT:	**ACCEPTED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

V. PUBLIC HEARINGS:

A. Joe French. Conditional Use Permit petition for property located at 1702 W. 5th Street. – Brandon Love, Planning Director
Joe French has submitted a Conditional Use Permit petition for property located at 1702 W. 5th Street (parcel # 3225-01-019/Deed Book 1215 Page 265). This request is to allow for the operation of a skill game arcade/indoor recreation facility (use #6.150 Billiard parlors/Pool Halls & Game Centers) at this location. This property is zoned B-4 (business general commercial) and requires a Conditional Use Permit for Billiard parlors/Pool Halls & Game Centers.

This property is located within Area 17, as identified in our Land Use Plan.

On October 17, 2017 the Planning Board held the public meeting and, based on information provided by the city attorney, recommends that City Council deny the Conditional Use Permit request.

On October 18, 2017 the Planning Department sent out letters to the adjacent property owners within 150 feet of the petitioned property, notifying them of the Conditional Use Permit request.

On October 18, 2017 a request was sent to Public Works Department to have a sign placed on the property, notifying the adjacent property owners of the Conditional Use Permit request, on or before November 3, 2017.

On October 18, 2017 a request was sent to the Robesonian to have the legal ad for this request ran on November 3, 2017 and November 10, 2017.
Recommends that City Council hold tonight's public hearing and deny the Conditional Use Permit request.

Mayor Davis opened the Public Hearing on a request for a Conditional Use Permit for property located at 1702 W. 5th Street. City Clerk Laney Mitchell-McIntosh submitted the Affidavit of Publication showing that the Notice of the Hearing was advertised in The Robesonian.

No one appeared to speak and the hearing was closed.

Councilman Cantey made a motion, seconded by Councilman Robinson, to all the application and all supporting material to be entered into the record. It carried unanimously.

Councilman Maynor made a motion, seconded by Councilman Robinson, to accept the Planning Board's recommendation to deny the Conditional Use Permit request for the following reasons:

a. That it will materially endanger the public health or safety; and
b. That it will substantially injure the value of adjoining or abutting property; and
c. That it will not be in harmony with the area in which it is to be located; and
d. That it will not be in general conformity with the Land Use Plan; Thoroughfare Plan, or other plann officially adopted by the City; and
e. That it is an illegal operation according to State Statue 14-306.4.

The motion carried unanimously.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	Leon Maynor, Precinct 7
SECONDER:	John Robinson, Mayor Pro Tem
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

B. Michelle Newsome. Conditional Use Permit petition for property located at 3487 Lackey Street. – Brandon Love, Planning Director
Michelle Newsome has submitted a Conditional Use Permit petition for property located at 3487 Lackey Street (parcel # 1008-01-022.02 /Deed Book 1114 Page 174). This request is to

allow for the operation of a skill game arcade/indoor recreation facility (use #6.150 Billiard parlors/Pool Halls & Game Centers) at this location. This property is zoned B-5 (business highway services) and requires a Conditional Use Permit for Billiard parlors/Pool Halls & Game Centers.

This property is located within Area 11, as identified in our Land Use Plan.

On October 17, 2017 the Planning Board held the public meeting and based on information provided by the city attorney, recommends that City Council deny the Conditional Use Permit request.

On October 18, 2017 the Planning Department sent out letters to the adjacent property owners within 150 feet of the petitioned property, notifying them of the Conditional Use Permit request.

On October 18, 2017 a request was sent to Public Works Department to have a sign placed on the property, notifying the adjacent property owners of the Conditional Use Permit request, on or before November 3, 2017.

On October 18, 2017 a request was sent to the Robesonian to have the legal ad for this request ran on November 3, 2017 and November 10, 2017.
Recommends that City Council hold tonight's public hearing and deny the Conditional Use Permit request.

Mayor Davis opened the Public Hearing on a request for a Conditional Use Permit for property located at 3487 Lackey Street. City Clerk Laney Mitchell-McIntosh submitted the Affidavit of Publication showing that the Notice of the Hearing was advertised in The Robesonian.

No one appeared to speak and the hearing was closed.

Councilman Hackney made a motion, seconded by Councilman Maynor, to all the application and all supporting material to be entered into the record. It carried unanimously.

Councilman Hackney made a motion, seconded by Councilman Rising, to accept the Planning Board's recommendation to deny the Conditional Use Permit request for the following reasons:

a. That it will materially endanger the public health or safety; and
b. That it will substantially injure the value of adjoining or abutting property; and
c. That it will not be in harmony with the area in which it is to be located; and
d. That it will not be in general conformity with the Land Use Plan; Thoroughfare Plan, or other plann officially adopted by the City; and
e. That it is an illegal operation according to State Statue 14-306.4.

The motion carried unanimously.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	Erich Hackney, Precinct 8
SECONDER:	Leroy Rising, Precinct 1
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

VI. NEW BUSINESS

A. Electric Utilities Crew Room/Warehouse Repairs – Council Policy Committee -- Lamar Brayboy, Electric Utilities Director
Electric Utilities crew room and warehouse was damaged by flooding due to Hurricane Matthew on October 8, 2016. Attached is the final change order for repairs of the electrical, plumbing and replacement of kitchen cabinets. New doors, plywood/insulation, electrical receptacles and grounding wire needed to be replaced in each room. Bathroom fixtures (toilets/vanities/hot water heater) had to be replaced in both bathrooms and new cabinets in the crew room kitchen. The final change order price was a total of 55,891.19. EUD is also requesting $10,000.00 contingency for any unforeseen problems that may occur. Funding for the repairs will come from FEMA and Golden Leaf.
CPC requests Council approval for the change order of $55,891.19 to Driven Contractors and $10,000.00 contingency for the Electric Utilities crew room and warehouse repairs.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	Leon Maynor, Precinct 7
SECONDER:	John Cantey Jr., Precinct 5
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

B. Lift Station #31, Ramada, Pump Purchase – Council Policy Committee -- Rob Armstrong, Public Works Director
There are 3 pumps located at the Ramada Inn Lift Station that is part of our collections system. We are required to have 2 pumps at each station by law. We had 2 of the pump go down several months ago and sent out for repairs; as a result we were able to make 1 good pump from the 2 bad pumps. This still leave us without a backup pump at the Ramada Inn lift station. This is considered to be an important station due to the volume of flows it handles as well as the location within our network of collections system. We can purchase a new Fairbanks Morse pump for this lift station for $17,700. The pump needs to match the other pump, and the scarcity of providers who provide this type of pump explains the fact of only having one bid.
CPC recommends that Council authorize the purchase a new Fairbanks Morse pump for the Ramada Inn lift station from Clear Water, Inc. for $17,700 using funds from the Water & Sewer Reserve Account.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	Leroy Rising, Precinct 1
SECONDER:	Karen Higley, Precinct 4
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

C. Water Plant Flood Mitigation "Berm" Design Contract – Council Policy Committee -- Rob Armstrong, Public Works Director
During August CPC Council awarded the contract for design of the Lumberton Water Plant flood mitigation "Berm" to Wooten Company. The proposal was a response to a request for qualifications and did not contain a set price. This is a FEMA funded project and the design services lump sum has now been calculated to be $78,400.00.
CPC recommends that Council approve awarding the contract to the Wooten Company for design, bidding, and construction administration services totaling $78,400.00.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	Erich Hackney, Precinct 8
SECONDER:	Leon Maynor, Precinct 7
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

D. Water Plant High Service #3 Pump Repairs – Council Policy Committee -- Corey Walters, Deputy Public Works Director
The Water Plant Flooding experienced during Hurricane Matthew brought to light a couple of operational issues with our High Service pumps. One issue is the lack of isolation valves that would give us the ability to work on one of the existing 5 pumps without shutting down the entire plant. Another issue is the condition the older Willamette brand ball valves at each of the high service pump locations. Each of these will need to be replaced in the near future. All of the High Service pumps are 25 years old now and have considerable wear from day to day operation. One particular pump, #3, had considerable wear and damage as a result of the flooding and from wear as a result of age.

The most urgent need for the water plant is to replace the pump control valve (Willamette) of high service pump #3 as listed in the proposal for $90,003.41 combined. Public Works would like Council approval to install the control valve improvements, rebuild the pump and replace the motor. In order to pay for the repair, we are proposing that we delay the well #7 rehab (60-008220-5860) improvements budgeted in the capital code for $50,000 and re-dedicate this amount to the high service pump #3 repairs. Additionally we would like to delay the Hidrostall pump for return station 3 & 4 at the WWTP (60-00-8330-5960) budgeted in the capital code for $35,000 as well as SCADA upgrades at the WWTP(60-00-8330-5960) in the capital code for $12,000 and re-dedicate these amounts for the high service pump #3 repairs. Public Works believes Underwood is essentially uniquely qualified in the area to do this type of work.

CPC recommends that Council approve having Charles R. Underwood, Inc. install the high service pump #3 control valve improvements and pump repairs for $90,003.41 with funds transferred from the originally budgeted well #7 rehab, Hidrostall pump improvements, and SCADA upgrades at the WWTP in the capital codes 60-00-8220-5860 & 60-00-8330-5960 & 60-00-8330-5960.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Robinson, Mayor Pro Tem
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

E. VFW Road/Utilities Repair Contract – Council Policy Committee -- Corey Walters, Deputy Public Works Director

On October 24th Public Works received bids for the VFW road and utility repair FEMA funded project. We had two bidders on this informal contract bid, Columbus Utilities at $211,799.00 and Axel McPherson Construction at $275,456.00. Public Works would like to award the contract to Columbus Utilities for $211,799.00. Funding for this project will be from FEMA. The project construction will begin in December.

CPC recommends that Council award Columbus Utilities, Inc. the VFW Road and Utility Repair Project for $211,799.00 to be funded by FEMA.

RESULT:	**APPROVED [7 TO 0]**
MOVER:	John Cantey Jr., Precinct 5
SECONDER:	Burnis Wilkins, Precinct 3
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Maynor, Hackney
ABSTAIN:	Davis
ABSENT:	Howard

VII. ADJOURNMENT

Before adjourning from the meeting; Mayor Davis recognized Councilman Hackney as an outgoing Councilman.

Councilman Hackney started by saying that in February of 2018 he has lived in this City for thirty years and in that time he has served on Council for sixteen years. He is very proud of all the accomplishments that the City has made within that time and he knows that the City will continue to thrive. He said that he will continue to serve and continue to answer the call of those who needs him. Councilman Hackney stated that there has been 384 meeting held since he took his position and has not missed not one meeting.

He stated how proud he is of all the employees and the aptitude of the Department Heads. They have the ability to run this City. He thanked the City Manager for all that he does and probably won’t be long before he decides to leave after his departure.

Each council member reflected on his service as a member of Council but mostly being the servant that he truly has been since they have known him. Councilmen Maynor, Cantey and Robinson expressed how they have become to love Councilman Hackney first as a brother and as a fellow Council Member who will be truly missed. Councilman Wilkins reflected on how many years he has known Councilman Hackney probably from the time he came to this City. He expressed how he has always been there and his willingness to assist in any way that he could. He as well as other Councilmen shared their gratitude for him as he assisted them in Hurricane Matthew; how he came to the rescue of Councilman Cantey, how he fed many as he used his own personal vehicle to deliver food and how he used his vehicle to help many that were stranded.

City Manager Horne, City Attorney Moore and Mayor Davis gave expressions. Councilman Hackney will truly be missed by this Council.

With that said, the meeting was adjourned.