



CITY OF LUMBERTON

CITY COUNCIL

MINUTES • OCTOBER 6, 2021

Regular Meeting

Third Floor Conference Room

11:00 AM

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

I. CALL TO ORDER

A. *Invocation*

B. *Invocation: City Attorney Moore*

C. *Proclamation for Main Street Program*

Mayor Davis presented to Ms. Sarah Beth Ward a Proclamation for the Main Street City Program.

II. MINUTES APPROVAL

A. City Council - Regular Meeting - Sep 8, 2021 11:00 AM –

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

III. PUBLIC COMMENT PERIOD

Ms. Cynthia French appeared to speak in reference to the renaming of Inman Street. Ms. French was informed that the item is no longer on the agenda and if it appears again she will be informed.

IV. PUBLIC HEARINGS

September 2021 Planning Board Minutes - For Council Information – Brian Nolley, Deputy Planning Director

The Planning Board met on September 21, 2021 and held a public meeting for the following:

- Bruce Davis: Requesting a rezoning and Special Use Permit of parcel #1009-02-018 on Griffin St.
- Bruce Davis: Requesting a Special Use Permit for three parcels #1009-02-018; 1009-02-01801; 1009-02-01802/Deed Book 1952, pg. 421 on Griffin St.
- Downtown Design Overlay District (DDO)

RESULT:	NOT APPLICABLE
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A. Public Hearing CDBG Neighborhood Revitalization Program – Brian Nolley, Deputy Planning Director

The City has been notified by the NC Department of Commerce Rural Development Division of the availability of up to \$750,000 in CDBG funds for the Neighborhood Revitalization

Program. The Neighborhood Revitalization category is designed to provide grants to local governments for housing, housing related activities, and public facilities that support activities for low- and moderate-income persons.

This public hearing is the second of two required public hearings which is conducted during the planning stage of the CDBG application for Neighborhood Revitalization funds. This public hearing serves to gather input from citizens on Lumberton's use of CDBG funds. The application for the program will be due to NC Dept. of Commerce RDD on October 14th, 2021.

We recommend holding today's public hearing as part of the application process and adopt the Citizens Participation Plan and the Application for Community Development Block Grant Funding for the 2021 CDBG NR Project..

Mayor Davis opened a public hearing for the purpose of gathering input from citizens on the Neighborhood Revitalization Program and Lumberton's use of Community Development Block Grant funds. City Clerk Mitchell-McIntosh showed that the Affidavit of Publication was advertised in the Robesonian.

Mr. Ben Jones from the Adams Company appeared to speak and gave an overview of the CDBG NR Project Application.

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

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

- B. Jordan Bowley annexation request for property located at 102 Arbor Lane – ArTriel Kirchner, Planning Director

Analysis: The Planning & Neighborhood Services Department received an application for annexation from Jordan Bowley, requesting a contiguous annexation of property located at 102 Arbor Lane (Parcel #100205052/ Deed Book: 2280 Page: 613). The property is currently zoned City of Lumberton R-20 (Residential single family) therefore a rezoning is not required.

On September 8, 2021, the City Clerk certified the sufficiency of the petition and City Council set the date of the public hearing.

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

Mayor Davis opened a public hearing on a request for contiguous annexation of property located at 102 Arbor Lane. City Clerk Mitchell-McIntosh showed that the Affidavit of Publication was advertised in the Robesonian.

No one appeared to speak and the hearing was closed.

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

- C. Bruce Davis is requesting a rezoning and Special Use Permit of property located on Griffin Street, being parcel #1009-02-018/Deed Book 1952, Page 421. – ArTriel Kirchner, Planning Director

Bruce Davis has submitted a rezoning and Special Use Permit petition for property located on Griffin Street (parcel # 1009-02-018/Deed Book 1952, Page 421). This request is to allow for the development of a cemetery (use #21.000). This property is currently zoned B-2 (Business Community) and to develop a cemetery at this location require a rezoning as well as a Special Use Permit. The applicant is requesting the property be rezoned to SUP B-3, Office/Residential.

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

Mayor Pro Tem Rising opened the public hearing on a request for rezoning and Special Use Permit petition for property located on Griffin Street. City Clerk Mitchell-McIntosh submitted the Affidavit of Publication showing that it was advertised in the Robesonian.

No one appeared to speak and the hearing was closed.

RESULT:	APPROVED [8 TO 0]
MOVER:	Melissa Robinson, Precinct 2
SECONDER:	Chris Howard, Precinct 6
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
RECUSED:	Davis

- D. Bruce Davis is requesting a Special Use Permit for three parcels located on Griffin Street, being parcel #1009-02-018; 1009-02-01801; 1009-02-01802/Deed Book 1952, Page 421. – ArTriel Kirchner, Planning Director

Bruce Davis has submitted a Special Use Permit petition for three parcels located on Griffin Street (parcel # 1009-02-018; 1009-02-01801; 1009-02-01802/Deed Book 1952, Page 421). This request is to obtain a special use permit to develop a cemetery (use #21.000).

The Planning Board asks City Council to hold today's public hearing and approve the Special Use Permit request.

Mayor Pro Tem Rising opened a public hearing on a request for a Special Use Permit for properties located on Griffin Street. City Clerk Mitchell-McIntosh showed that the Affidavit of Publication was advertised in the Robesonian.

No one appeared to speak and the hearing was closed.

RESULT:	APPROVED [8 TO 0]
MOVER:	Melissa Robinson, Precinct 2
SECONDER:	John R. Carroll, Precinct 3
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
RECUSED:	Davis

E. Petition for Annexation of Several Parcels Within I95 / I74 Industrial Park – Holt Moore, City Attorney

The entire I95 / I74 Industrial Park is currently outside the City limits, with the exception of the parcel with our electrical substation on it, and a section of Emery Road which connects the eastern entrance of the Park to that parcel. Staff is bringing a number of other parcels to you which are ready to be annexed into the City. Three of these are City-owned, and two are privately owned (though we have those two under option). The petition has a map of each tract for which there is a petition to be annexed, and the legal description. At the very back of the packet is a map of all of the property to be annexed. Verified surveys will be tendered before the annexation is sent to the State.

That the City Clerk has certified the sufficiency of the Petition and that Council hold the public hearing to consider annexing of said parcels.

Mayor Davis opened a public hearing on a request from the City of Lumberton to annex property for the purpose of the I95/I74 Industrial Park. City Clerk Mitchell-McIntosh showed that the Affidavit of Publication was advertised in the Robesonian.

Deputy City Manager Love gave a brief overview of the requirements that the City needs to performance and those requirement are referenced in the next five public hearings. No one appeared to speak and the hearing was closed.

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

F. Proposed Rezoning of Portion of Industrial Park to M2 – ArTriel Kirchner, Planning Director
Please find herewith an application by staff to rezone a portion of the I95 / I74 Industrial Park to M2, along with a memorandum and a map of the proposed area to be rezoned, and other supplementary materials.

The Planning Board held the public meeting on August 24, 2021 and unanimously, recommends City Council approve the request.

The Planning Board asks City Council to hold today's public hearing and approve the request.

RESULT:	APPROVED [8 TO 0]
MOVER:	Eric Chavis, Precinct 7
SECONDER:	John R. Carroll, Precinct 3
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

- G. Approval of I74 / I95 Industrial Park Overlay District Ordinance – ArTriel Kirchner, Planning Director
Please find attached the proposed I74 / I95 Industrial Park Overlay District Ordinance, and a memorandum describing said ordinance.

The Planning Board held the public meeting on August 24, 2021 and unanimously, recommends City Council approve the request.
The Planning Board asks City Council to hold today's public hearing and approve the request.

Mayor Davis opened a public hearing on a request from the City of Lumberton to consider the Industrial Park Overlay Ordinance. City Clerk Mitchell-McIntosh showed that the Affidavit of Publication was advertised in the Robesonian.

Deputy City Manager Love gave a brief overview of this request at the beginning on the Annexation request.

No one appeared to speak and the hearing was closed.

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

- H. Application of Industrial Park Overlay Ordinance to Portion of Park – ArTriel Kirchner, Planning Director
Assuming the Council approves and enacts the I95 / I74 Industrial Park Overlay District Ordinance, the second step, which can be taken later in the same meeting, is to apply that ordinance to the desired section of the park (that which has been annexed into the City). The map showing the portions of the park to which the Overlay is to be applied is attached to this item.

The Planning Board held the public meeting on August 24, 2021 and unanimously recommends City Council approve the request.
The Planning Board asks City Council to hold today's public hearing and approve the request.

Mayor Davis opened a public hearing on a request from the City of Lumberton to consider an Application of Industrial Park Overlay Ordinance to a portion of the Industrial Park. City Clerk Mitchell-McIntosh showed that the Affidavit of Publication was advertised in the Robesonian.

Deputy City Manager Love gave a brief overview of this request at the beginning on the Annexation request.

No one appeared to speak and the hearing was closed.

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

I. Special Use Permit Application - Industrial Park subdivision, infrastructure – ArTriel
Kirchner, Planning Director

The City Code requires a special use permit application for any major subdivision. The creation of a new road system within the I95 / I74 Industrial Park, and the combining of parcels and dividing of others on the Elkay site triggers this requirement for the Park. The permit is also required for the planned installation of infrastructure to and within the Park. Staff is therefore making this application in order that the Park can move forward. The application and related materials is attached.

The Planning Board held the public meeting on August 24, 2021 and unanimously, recommends City Council approve the request.

The Planning Board asks City Council to hold today's public hearing and approve the request.

Mayor Davis opened a public hearing on a request from the City of Lumberton for a Special Use Application for the purpose of the I95/I74 Industrial Park. City Clerk Mitchell-McIntosh showed that the Affidavit of Publication was advertised in the Robesonian.

Deputy City Manager Love gave a brief overview of this request at the beginning on the Annexation request.

No one appeared to speak and the hearing was closed.

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

V. AGENDA ITEMS

A. Generator Maintenance Service Contract – Rob Armstrong, Public Works Director

The City of Lumberton currently operates and maintains 35 generators across multiple lift station sites, the WTP, WWTP, EUD, Fire, Police, Garage, Rempac, and City Hall. Over the past 3 years the city has been in contract with Gregory Poole (Caterpillar) to perform the annual services on these generators twice per year. After discussion with all effected departments, staff would like to continue to work with Gregory Poole for this work by entering into a two-year maintenance agreement. The cost of this agreement would be \$39,731.77 per year for \$79,463.54 for two years. This is the total cost for all departments. Staff recommends council award the two-year generator maintenance service contract to Gregory Poole Inc. for the total two-year amount of \$79,463.54.

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

- B. Well Relocation Project Engineering Agreement – Rob Armstrong, Public Works Director
In August, Council selected the Wooten Company, based on their qualifications, to design the 2020 Well Relocation project which is funded by a \$2.2 million ASADRA grant thru the North Carolina Drinking Water State Revolving Fund. The next step in the professional services procurement process is to approve the engineering services agreement. This project is more complex than other infrastructure projects we have done in the past because it involves design and permitting of test wells and production wells. This design process includes a hydrogeological study to determine the best location for the wells. The total fee for the project is \$475,850 which will be paid for by the ASADRA funds. Public Works is requesting approval of the engineering services agreement with the Wooten Company for \$475,850 to design the 2020 Well Replacement Project to be paid for by ASADRA (Additional Supplemental Appropriations for Disaster Relief Act) funds.

RESULT:	APPROVED [8 TO 0]
MOVER:	Chris Howard, Precinct 6
SECONDER:	Karen Higley, Precinct 4
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

- C. Oakridge Land Development Co. (BG French) annexation request for property located in Amberdale Subdivision lots 47 thru 61 (Deed Book: 1760 Page: 792). – ArTriel Kirchner, Planning Director
The Planning & Neighborhood Services Department received an application for annexation from Oakridge Land Development Co. (BG French), requesting a contiguous annexation of property located in Amberdale Subdivision being lots 47 thru 61 (Deed Book: 1760 Page: 792). The property is currently zoned City of Lumberton B-3 (Office Residential) therefore a rezoning is not required.
The planning department asks City Council to direct the City Clerk to investigate said petition.

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

- D. Special use permit application for any major subdivision where public infrastructure is proposed, property located at 3500 Elizabethtown Road. – ArTriel Kirchner, Planning Director

The City Code requires a special use permit application for any major subdivision where public infrastructure is proposed. Mark Morgan with River Highlands, LLC, submitted a request for the creation of a new road system and request for right-of-way dedication has been submitted for property located at 3500 Elizabethtown Road (portion of parcel # 101203007/PIN 030271952400).

The proposed development will be a multifamily complex with 64 units called River Highlands Apartments.

CPC to review the request, refer the petition to the Planning Board for their review, and authorize the Planning Director to set the date of the public hearing.

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

- E. Request that Two Properties be Declared Surplus and Sold – Holt Moore, City Attorney
The City has obtained two properties through tax foreclosure, 100 and 415 Martin Luther King Drive. Staff has not been able to identify any use that the City would have for these properties, and would request that Council declare them surplus so they may be sold by sealed bid. By so doing, the City will recoup the money it spent on the foreclosures, and return the properties to the tax rolls. All bidders will be advised that they are completely responsible for whatever it may take to make them legally habitable, should they choose not to demolish them. Pictures and location maps for both parcels are attached.

Recommend that Council declare 100 MLK Drive and 415 MLK Drive surplus so that they may be sold.

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

- F. Ratify Approval of HMGP Grant Award 4393-0033 – Holt Moore, City Attorney
Staff has mentioned at several prior meetings the expected terms of Hurricane Florence HMGP Grant Award 4393-0033, and has received Council's blessing to move forward with this contract. The contract has been received and executed as planned, and Staff simply wanted to have entered in the minutes the approval of this contract.
Ratify approval of the contract.

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

G. Scheduling Redistricting Meetings; Approval of LRCOG Contract – Holt Moore, City Attorney

Staff has begun working with the Lumber River Council of Governments with regard to the redistricting which will be required due to the 2020 Census information for Lumberton. We have also received the written contract for this work from LRCOG and need to enter the approval of that into the minutes. Staff would also like to schedule meetings between the Council Members and Janet Robertson and/or Jan Maynor, who are our primary LRCOG contacts for this project. Given that time is very much of the essence, we may have scheduled some meetings before your Wednesday Council meeting, and if any remain afterwards we will schedule those as soon as possible.

Staff recommends Council approval of the written contract with LRCOG, and seeks to schedule meetings for Council to review and offer input on draft redistricting maps.

City Attorney Moore stated that this form was created prior to the meetings that were done after the agenda item had been submitted. Now we need to come up with a meeting to finalize the map with the few changes that were made once everyone had an opportunity to review their area. City Attorney Moore stated that we need to setup a meeting maybe Monday or Tuesday to go over the map and set a public hearing around October 20, 2021.

Consensus of Council is that they should meet finalize the map and set the date of the public hearing for October 20, 2021.

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

H. Authorize the Execution of an MOA with the NC Wildlife Resources Commission for a Boat Ramp at Scottish Packing Company – Brandon Love, Deputy City Manager

Attached you will find a Memorandum of Agreement with the NC Wildlife Resources Commission for the installation of a boat ramp and adjacent parking for the Scottish Packing site along the Lumber River. As you are aware, the City has been awarded grant funding for the acquisition and selective demolition of this property in south Lumberton. Construction of a boat ramp is a part of the overall plan for the repurposing of the Scottish Packing site. This partnership with the NCWRC will be very similar to that which was initiated at Stephens Park for the fishing pier and kayak launch, where the Commission handles design, engineering, permitting and construction of the improvements, and the City of Lumberton covers the cost of the materials.

Recommendation from staff is for City Council to authorize the execution of the attached Memorandum of Agreement with the NC Wildlife Resources Commission for the construction of a boat ramp and parking at the Scottish Packing site, and direct the cost of the

materials to be paid for by the aforementioned grant funding.

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

- I. Approve the designation \$250.00 of Community Revitalization Funds to Carolina Pines for Pine Straw for Pinedale Blvd – Leroy Rising, Mayor Pro Tem
Councilman Rising requests \$250.00 of Community Revitalization Funds for beautification/pine straw used on the North end of the median of Pinedale Blvd.
Recommend that Council designate \$250.00 of Community Revitalization Funds to Carolina Pines for beautiful/pine straw used on North end of the median of Pinedale Blvd in care of Ms.Katie Floyd, 4915 Pinedale Blvd.

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

- J. Approve the Designation of \$1,000.00 for Octoberfest in Precinct 5 – John Cantey, Precinct 5
Councilman Cantey requests \$1,000.00 of CRF for Octoberfest in Precinct 5.
Designate \$1,000.00 of CRF for an Octoberfest in Precinct 5.

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

- K. Approve the designation of \$200.00 of Community Revitalization Funds for the Sharing and Caring Holiday Program Sponsored by Representative Charles Graham – Eric Chavis, Precinct 7
Councilman Chavis would like to designate \$200.00 of CRF for the Sharing and Caring Holiday Program sponsored by Representative Charles Graham.
Designate \$200.00 of CRF as indicated above.

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

- L. Approve the designation of \$400.00 of CRF to Robeson Community College Foundation – Eric Chavis, Precinct 7

Councilman Chavis and Mayor Davis would like to donate \$400 of CRF to Robeson Community College Foundation for the Bullard Golf Tournament Hole Sponsorship as follows:

P7 - \$150 and \$250 from the Mayor's Discretionary Fund for a total of \$400.00.
Donate \$400 of CRF to the Robeson Community College Foundation for the Bullard Golf Tournament Hole Sponsorship.

RESULT:	WITHDRAWN
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- M. Ratification of \$ 1,200 of CRF to Robeson Community College for Student Scholarships With Additional funds added as follows: P2 - \$200 P6 - \$200 P7 - \$150 and \$250 from the Mayor's Discretionary Fund for a total of \$2,000 – Owen Thomas, Precinct 8
Council made the following designations of CRF to Robeson Community College on September 28th for student scholarships at Robeson Community College.

The designations were done by telephone poll due to time constraints, and need to be ratified at today's meeting. The designations were: Precinct 1 \$250, Precinct 2 - \$200 - Precinct 3 - \$250, Precinct 4-\$250, Precinct 6 - \$200, Precinct 7-\$350, Precinct 8 - \$250, and \$250 from the Mayor's Discretionary Fund for a total of \$2,000.

Ratify designations of CRF made during telephone poll.

RESULT:	WITHDRAWN
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- N. Approve the designation of \$150 of Community Revitalization Funds to Make a Wig Foundation in Honor of October Breast Cancer Awareness Week – Owen Thomas, Precinct 8
Councilman Thomas would like to designate \$150 to Make a Wig Foundation in support of Breast Cancer Awareness Month 2021 to help sponsor 25 patients currently receiving chemotherapy or radiation therapy treatment.
Designation of \$1,050 of CRF to Make a Wig Foundation in support of Breast Cancer Awareness Month 2021 were given as follows:

P1 - \$100 P2 - \$150 P3 - \$150 P4 - \$150 P5 - \$100 P6 - \$50 P7 - \$100 P8 - \$150 and \$100 from the Mayor's Discretion fund for a total of \$1,050.

Designations were given as follows:

P1 - \$100 P2 - \$150 P3 - \$150 P4 - \$150 P5 - \$100 P6 - \$50 P7 - \$100 P8 - \$150 and \$100 from the Mayor's Discretion fund for a total of \$1,050.

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

- O. Approve the designation of \$250.00 of CRF from Precinct 8 to Colors of Life Inc. For the Annual Thanksgiving Giveaway and Christmas Dinner – Owen Thomas, Precinct 8 Councilman Thomas requests \$250.00 of CRF to be given to Colors of Life for the Annual Thanksgiving Giveaway and the Annual Christmas dinner at Hayswood Hut. Designate \$1,250.00 of CRF to Colors of Life for the Annual Thanksgiving Giveaway and Christmas Dinner as follows: P1 - \$200 P3 - \$250 P4 - \$200 P7 - 150 P8 - \$250 and from the Mayor's Discretionary Fund - \$200 for a total of \$1,250.

Designate \$1,250.00 of CRF to Colors of Life for the Annual Thanksgiving Giveaway and Christmas Dinner as follows: P1 - \$200 P3 - \$250 P4 - \$200 P7 - 150 P8 - \$250 and from the Mayor's Discretionary Fund - \$200 for a total of \$1,250

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

- P. Approve the designation of \$500 for Precinct 8 Community Day – Owen Thomas, Precinct 8 Councilman Thomas requests \$500 of Community Revitalization Funds for a Community Day in Precinct 8 on October 30, 2021. Designate \$500 in Precinct 8 for a Community Day.

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

- Q. Acceptance of Donated Parcel – Holt Moore, City Attorney
Larry Britt has contacted the City and offered to donate a vacant lot at 303 Hollywood Drive. The parcel is within the East Lumberton Mill Village district, and is large enough to build a home on. The tax value is \$5000 and \$2280.15 (\$1625.51 City, \$654.64 County) is owed in taxes which the City will have to pay to obtain clean title. Staff believes this would be a good fit for our East Lumberton Mill Village housing project. Accept the donation of 303 Hollywood Drive.

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

- R. Approval of Municipal Agreement Between the City of Lumberton and NCDOT for the Replacement of the Fifth St. and NC 72 Bridges across the Lumber River – Wayne Horne, City Manager

The City has received a request for your concurrence from NCDOT for the B-5985 project, Replacement of the Fifth St and NC 72 bridges that cross over the Lumber River. The City of Lumberton has jurisdiction over the land that will impact the proposed project; however, the project will not negatively affect the activities, features, or attributes of the land to include the Riverwalk Greenway. Although the project will require the use of land from the City, access will be maintained to the Riverwalk Greenway for bicycles and pedestrians once construction is completed. The project will provide for a 10' wide multi-use path along the north side of West 5th Street that will connect to the Riverwalk Greenway and provide additional access.

NCDOT will appraise value of all required City land and remit the appraised value to the City.

Attached you will find maps and the Letter of Concurrence for your review.

The recommendation for City Council is to approve the City Manager signing the proposed municipal agreement with NCDOT.

RESULT:	APPROVED [8 TO 0]
MOVER:	Eric Chavis, Precinct 7
SECONDER:	John Cantey, Precinct 5
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas
ABSTAIN:	Davis

VI. CLOSED SESSION

- A. Increase in Economic Incentives for Elkay and Approval of Covenants and Restrictions – Wayne Horne, City Manager

The economic incentives for the Elkay Project are 20-25% higher than anticipated with an increase amount from 50% to 75%. The City will still receive 25% of the taxes. If Council approves; we will need to hold a public hearing on November 3, 2021, to approve the incentives. The development agreement has been adopted; however, the attached restrictive covenants also need to be approved at this (the October) meeting.

That Council set the public hearing for November 3rd and approve increased incentives, and approve in this October meeting the restrictive covenants associated with the Elkay Project.

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

VII. ADJOURNMENT