



CITY OF LUMBERTON
COUNCIL POLICY COMMITTEE
MINUTES • OCTOBER 5, 2016

Regular Meeting

Third Floor Conference Room

11:00 AM

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

I. INVOCATION

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	Present	
Chris Howard	Precinct 6	Present	
Leon Maynor	Precinct 7	Excused	
Erich Hackney	Precinct 8	Present	
Wayne Horne	City Manager	Present	
Holt Moore	City Attorney	Present	
Laney Mitchell-McIntosh	City Clerk	Present	
Alisha Thompson	Finance Director	Present	
Ben Andrews	Inspections Director	Present	
Brandon Love	Planning Director	Present	
Michael McNeill	Police Chief	Present	
Rob Armstrong	Public Works Director	Present	

II. ITEMS FOR COUNCIL POLICY COMMITTEE CONSIDERATION

III. COMMUNICATIONS

A. General

1. BakPak Pals - Mrs. Dencie Lambdin –

Ms. Dencie Lambdin, Executive Director of Community in Schools, appeared before the Council Policy Committee and stated that five years ago they started what we know as the BakPak Pals program. Now that they are heading into the sixth year some of the funding that they received is no longer available. She stated that they supply five schools with; West Lumberton, W.H. Knuckles, Tanglewood, Rowland Norment and Carroll Middle.

Ms. Lambdin stated that they have other partners to include United Way of Robeson County, Rotary Clubs, Kiwanis and many other civic organizations. She stated that CIS and its Board of Directors are requesting that Lumberton City Council help them out this year with their discretionary funds. She stated that she missed the budget cycle not thinking that they are a nonprofit agency.

Councilman Hackney made a motion, seconded by Councilman Howard, recommending that the following funds be allocated from Community Revitalization Funds in the amount of \$2,425.00:

P1 - \$500.00 P4 - \$500.00 P6 - \$50.00 P8 - \$375.00 Mayor's Fund \$1,000.00

RESULT:	ANNOUNCED
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IV. MINUTES APPROVAL**V. AGENDA ITEMS**

- A. Service Truck for Meter Technicians – Rob Armstrong, Public Works Director
- Public Works has \$25,000 allocated in the Capital Budget for a new meter technician service truck. Originally, we had intended to purchase a ¾ ton regular cab pick up truck. However, Public Works would like to change this to a crew cab ¾ ton utility bed truck in order to house and secure the new electronic AMI meter equipment. We have found a Ford F250 truck meeting our specification on the NC State Contract for \$31,832.00. Public Works is requesting Council allocate an additional \$6,832 from the Water and Sewer Capital Reserve Fund to the current \$25,000 allocated in Capital Code 60-00-8221-5960 and authorize Public Works to purchase the Ford F250 crew cab utility bed work truck off of State contract for \$31,832. The new truck will be replacing a 2002 Ford F150 with 132,000 miles that was purchased used by Public Works in 2006 as a salvaged vehicle. Public Works is requesting Council allocate \$6,832 from the Water and Sewer Capital Reserve Fund to the current \$25,000 allocated in Capital Code 60-00-8221-5960 and authorize Public Works to purchase the Ford F250 crew cab utility bed work truck off of State contract for \$31,832.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Erich Hackney, Precinct 8	
SECONDER:	Leroy Rising, Precinct 1	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- B. Negotiation to Purchase Property Adjacent to Public Works – Rob Armstrong, Public Works Director
- Public Works was made aware that the owner of a vacant parcel adjacent to the Public Works sign warehouse would like to sale the property to the City. The vacant parcel, PIN 939184187500 fronts South Walnut Street on its western border and is bounded on the north by the CSX railroad, to the south by vacant land and to the east by the Public Works sign warehouse. The sign warehouse is part of the old public works facility and is still used to store public works material. The purchase of this referenced adjacent property would allow Public Works to expand our storage area and have direct access to South Walnut Street. We propose to negotiate to purchase the property for the tax value of \$13,600. The property is approximately 0.688 acres and is within a 100 flood zone just as our adjacent facility is. Attached is an aerial map and tax card for the property. Public Works is requesting Council authorization to negotiate the purchase of parcel PIN 939184187500 for the current tax value of \$13,600 with funds from the Water and Sewer Capital Reserve Fund.

RESULT:	REFERRED [UNANIMOUS]	Next: 10/10/2016 6:00 PM
MOVER:	John Cantey Jr., Precinct 5	
SECONDER:	Burnis Wilkins, Precinct 3	
AYES:	Davis, Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
EXCUSED:	Maynor	

- C. Acceptance of 2016 Edward Byrne JAG Grant – Michael McNeill, Police Chief
The Lumberton Police Department is requesting permission to accept the 2016 Edward Byrne JAG Grant in the amount of \$38,262.
It is recommended that the Lumberton Police Department be granted permission to accept the 2016 Edward Byrne JAG Grant in the amount of \$38,262.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	John Cantey Jr., Precinct 5	
SECONDER:	Erich Hackney, Precinct 8	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- D. Award the Financing of Police Vehicles – Alisha Thompson, Finance Director
The Finance Department obtained quotes for financing 15 police vehicles for 5 years for \$465,000.

	Rate
Lumbee Bank	1.89% fixed
	1.30% variable
First Bank	2.07% fixed
BB&T	2.12% fixed
First South	2.40% fixed

Recommend that CPC award the financing of the police vehicles to Lumbee Bank at 1.89% for 5 years.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Leroy Rising, Precinct 1	
SECONDER:	Burnis Wilkins, Precinct 3	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- E. Unsafe Structure at 707 E Elizabethtown Road – Ben Andrews, Inspections Director
The structure located at 707 E. Elizabethtown Road was inspected by our department and was determined to be unsafe. A notice of Condemnation and Hearing was sent. A hearing was held on August 11, 2016 and the owner was not present for the hearing. An order to demolish the structure was issued. The time in which the owner had to demolish the structure has expired as of September 23, 2016
Staff recommends that City Council Adopt an Ordinance Directing the Building Inspector to demolish and remove the structure at 707 E. Elizabethtown Road.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Chris Howard, Precinct 6	
SECONDER:	John Robinson, Mayor Pro Tem	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

F. Unsafe Structure at 208 Kinlaw Street – Ben Andrews, Inspections Director

The house located at 208 Kinlaw 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 August 24, 2016 and the owner was not present for the hearing. An order to demolish the structure was issued. The time in which the owner had to demolish the structure has expired as of September 28, 2016

Staff recommends that City Council Adopt an Ordinance Directing the Building Inspector to demolish and remove the structure at 208 Kinlaw Street.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	John Cantey Jr., Precinct 5	
SECONDER:	Chris Howard, Precinct 6	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

G. Unsafe Structure at 112 Spearman Street – Ben Andrews, Inspections Director

The house located at 112 Spearman Street was inspected by our department and was determined to be unsafe. A notice of Condemnation and Hearing was sent first class and certified mail, posted on the property and advertised in the Robesonian. A hearing was held on August 9, 2016 and the owner was not present for the hearing. An order to demolish the structure was issued and was posted on the property as well as in the Robesonian. The time in which the owner had to demolish the structure has expired as of September 23, 2016

Staff recommends that City Council Adopt an Ordinance Directing the Building Inspector to demolish and remove the structure at 112 Spearman Street.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Chris Howard, Precinct 6	
SECONDER:	John Cantey Jr., Precinct 5	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

H. Unsafe Structure at 105 Church Street – Ben Andrews, Inspections Director

The house located at 105 Church 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 August 10, 2016 and the owner was not present for the hearing. An order to demolish the structure was issued. The time in which the owner had to demolish the structure has expired as of September 23, 2016

Staff recommends that City Council Adopt an Ordinance Directing the Building Inspector to demolish and remove the structure at 105 Church Street.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	John Cantey Jr., Precinct 5	
SECONDER:	John Robinson, Mayor Pro Tem	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- I. Unsafe Structure at 811 E 6th Street – Ben Andrews, Inspections Director
The house located at 811 E 6th 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 August 8, 2016 and the owner was not present for the hearing. An order to demolish the structure was issued. The time in which the owner had to demolish the structure has expired as of September 30, 2016
Staff recommends that City Council Adopt an Ordinance Directing the Building Inspector to demolish and remove the structure at 811 E 6th Street.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	John Cantey Jr., Precinct 5	
SECONDER:	Burnis Wilkins, Precinct 3	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- J. Unsafe Structure at 1005 E 6th Street – Ben Andrews, Inspections Director
The house located at 1005 E 6th 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 August 16, 2016 and one of the owners was present for the hearing. An order to demolish the structure was issued. The time in which the owner had to demolish the structure has expired as of September 16, 2016
Staff recommends that City Council Adopt an Ordinance Directing the Building Inspector to demolish and remove the structure at 1005 E 6th Street.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Burnis Wilkins, Precinct 3	
SECONDER:	Chris Howard, Precinct 6	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- K. Unsafe Structure at 14 Marion Road – Ben Andrews, Inspections Director
The house located at 14 Marion Road was inspected by our department and was determined to be unsafe. A notice of Condemnation and Hearing was sent. A hearing was held on August 25, 2016 and the owner was present for the hearing. An order to demolish the

structure was issued. The time in which the owner had to demolish the structure has expired as of September 28, 2016. Attached are the pictures that were taken on the deadline date. Staff recommends that City Council Adopt an Ordinance Directing the Building Inspector to demolish and remove the structure at 14 Marion Road.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Chris Howard, Precinct 6	
SECONDER:	John Cantey Jr., Precinct 5	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- L. Unsafe Structure at 617 S. MLK Jr. Drive – Ben Andrews, Inspections Director
The house located at 617 S. MLK Jr. Drive was inspected by our department and was determined to be unsafe. A notice of Condemnation and Hearing was sent. A hearing was held on August 5, 2016 and the owner was present for the hearing. An order to demolish the structure was issued. The time in which the owner had to demolish the structure has expired as of September 19, 2016. Attached are the pictures that were taken on the deadline date. Staff recommends that City Council Adopt an Ordinance Directing the Building Inspector to demolish and remove the structure at 617 S. MLK Jr. Drive.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	John Cantey Jr., Precinct 5	
SECONDER:	Chris Howard, Precinct 6	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- M. Zoning Text amendment regarding Cell Towers in the B-5 Zoning District – Brandon Love, Planning Director
Michael Doran with McGuire Development Corporation, a consultant for US Cellular, is requesting that City Council consider a text amendment to the Land Use Ordinance which would allow for cellular communications towers to be placed within the B-5 Highway Service zoning district. Please see the attached information packet from Mr. Doran which details the need for this capability as well as defines a specific location for a proposed tower. Currently, only M-1 Light Manufacturing, M-2 Heavy Manufacturing and 'A' Agricultural zoning districts allow for the construction of cellular communications towers. The Planning Board reviewed the request on September 20, 2016 and recommends City Council direct the Planning staff to draft an amendment to the Land Use Ordinance allowing for the construction of cellular communications towers within the B-5 Highway Service district. The draft ordinance should then be forwarded to the Planning Board for further review.

RESULT:	TABLED [7 TO 0]	Next: 1/4/2017 11:00 AM
MOVER:	Erich Hackney, Precinct 8	
SECONDER:	John Cantey Jr., Precinct 5	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- N. Richard Kaczar Annexation request for property located at 465 Kenric Road (Parcel #0207-02-006-01). – Brandon Love, Planning Director

The Planning & Neighborhood Services Department received an application for a contiguous annexation from Richard Kaczar requesting that property located at 465 Kenric Road, being Parcel #0207-02-006-01, be annexed into the City of Lumberton.

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 November 14, 2016.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Erich Hackney, Precinct 8	
SECONDER:	Burnis Wilkins, Precinct 3	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- O. Rezoning petition for property located off of Old Whiteville Road and Roberts Avenue (NC 72) (parcel # 1014-03-037/Deed Book 2057 Page 0121). – Brandon Love, Planning Director
David Neil Blackwell has submitted a Rezoning petition for property located off of Old Whiteville Road and Roberts Avenue (NC 72). The applicants intended use of the property is for the operation of an automobile sales lot (use# 9.100 Motor vehicle sales or rentals, excluding manufactured home sales).

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:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Karen Higley, Precinct 4	
SECONDER:	Chris Howard, Precinct 6	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- P. Request to Remove Property Along Meadow Road From ETJ - David Edge – Holt Moore, City Attorney

Mr. David Edge has requested that property owns along Meadow Road, which is currently in the City's ETJ, be removed from the ETJ, which would place it in the County's jurisdiction. A letter from Mr. Edge and other items further describing the property are attached. The process for this request would be to have the Planning Board review the matter, and then Council would have a hearing on whether to allow or deny the request. When the matter is heard before Council, should you allow the matter to go forward, the only notice required is

to the owner of the property being potentially taken out of the ETJ, in this case, Mr. Edge. It is anticipated Mr. Edge will be present at CPC to further explain the reasons for his request. Consider Mr. Edge's request and send it to the Planning Board for a recommendation, with eventual action by Council, if Council deems appropriate.

Councilman Hackney along with Councilman Howard expressed their concerns as to Council setting a precedence for others to follow. We can't pick and choose what to leave of the City's ETJ randomly. We can't take properties out of the ETJ barriers to withstand the City's growth.

RESULT:	DENIED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	John Robinson, Mayor Pro Tem	
SECONDER:	Burnis Wilkins, Precinct 3	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
EXCUSED:	Maynor	
AWAY:	Davis	

- Q. Approve the designation of \$200.00 of Community Revitalization Funds for Community Programming in Precinct 2 – John Robinson, Mayor Pro Tem
Councilman Robinson requests \$200.00 of CRF for community programming.
Designate \$200.00 of CRF for Community programming.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Burnis Wilkins, Precinct 3	
SECONDER:	John Cantey Jr., Precinct 5	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- R. Approve the designation of \$200.00 of Community Revitalization Funds for Community Programming in Precinct 5 – John Cantey Jr., Precinct 5
Councilman Cantey requests \$200.00 of CRF for community programming.
Designate \$200.00 of CRF for Community programming.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Burnis Wilkins, Precinct 3	
SECONDER:	Chris Howard, Precinct 6	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- S. Approve the designation of \$200.00 of Community Revitalization Funds for Community Programming in Precinct 6 – Chris Howard, Precinct 6
Councilman Howard requests \$200.00 of CRF for community programming.
Designate \$200.00 of CRF for Community programming.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Burnis Wilkins, Precinct 3	
SECONDER:	John Cantey Jr., Precinct 5	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

- T. Approve the designation of \$2,425.00 of Community Revitalization Funds for BakPak Pals Program as follows: P1 - \$500.00 P4 - \$500.00 P6 - \$50.00 P8 - \$375.00 & \$1,000 from the Mayor's Discretionary Fund – Erich Hackney, Precinct 8

Communities in Schools started an initiative five years ago that we know as the BakPak Pals program. Now that they are heading into the sixth year some of the funding that they received is no longer available. Five schools are supplied with BakPak Pals in the City; West Lumberton, W.H. Knuckles, Tanglewood, Rowland Norment and Carroll Middle.

We have other partners to include United Way of Robeson County, Rotary Clubs, Kiwanis and many other civic organizations. CIS and its Board of Directors are requesting that Lumberton City Council help them out this year with their discretionary funds. She stated that she missed the budget cycle not thinking that they are a nonprofit agency.

CIS and its Board of Directors are requesting that Lumberton City Council help them out this year with their discretionary funds.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Erich Hackney, Precinct 8	
SECONDER:	Chris Howard, Precinct 6	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

VI. APPOINTMENT TO LIBRARY BOARD OF TRUSTEES

Councilman Cantey voiced his concerns as to the diversity of the boards and commissions. The perception of the people is that minorities are being removed and not being replaced. It's a trend that all replacements are coming from the North side of town. We want and need to be informed of all vacancies on the board. The procedure as we have mentioned before is to bring a nomination to the board and then they can be appointed.

A discussion ensued as to how the appointments from the Library Board of Trustees are made and the procedure for Council.

1. Acceptance of Appointment for Library Board of Trustees – Bruce Davis, Mayor

See attached.

<< Recommendation >>

Councilman Cantey voiced his concerns as to the diversity of the boards and commissions. The perception of the people is that minorities are being removed and not being replaced. It's a trend that all replacements are coming from the North side of town. We want and need to be informed of all vacancies on the board. The procedure as we have mentioned before is to bring a nomination to the board and then they can be appointed.

A discussion ensued as to how the appointments from the Library Board of Trustees are made and the procedure for Council.

RESULT:	REFERRED [7 TO 0]	Next: 10/10/2016 6:00 PM
MOVER:	Erich Hackney, Precinct 8	
SECONDER:	Burnis Wilkins, Precinct 3	
AYES:	Rising, Robinson, Wilkins, Higley, Cantey Jr., Howard, Hackney	
ABSTAIN:	Davis	
EXCUSED:	Maynor	

VII. DESIGNATION OF CONSENT/NON-CONSENT ITEMS**CLOSED SESSION****VIII. ADJOURNMENT**