CITY OF LUMBERTON

CITY COUNCIL

MINUTES ● AUGUST 11, 2021

Regular Meeting **Council Chambers** **11:00 AM**

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	Mayor Pro Tem	Present	
Melissa Robinson	Precinct 2	Present	
John R. Carroll	Precinct 3	Present	
Karen Higley	Precinct 4	Present	
John Cantey	Precinct 5	Present	
Chris Howard	Precinct 6	Present	
Eric Chavis	Precinct 7	Present	
Owen Thomas	Precinct 8	Present	
Wayne Horne	City Manager	Present	
Brandon Love	Deputy City Manager	Present	
Holt Moore	City Attorney	Present	
Laney Mitchell-McIntosh	City Clerk	Present	

B. Invocation

C. Invocation: City Attorney Moore

II. PUBLIC COMMENT PERIOD

III. PUBLIC COMMENT PERIOD: NO COMMENTS WERE SUBMITTED.

IV. MINUTES APPROVAL

A. City Council - Regular Meeting - Jun 9, 2021 11:00 AM –

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

V. PUBLIC HEARINGS

FYI - June 22, 2021 Planning Board Minutes – ArTriel Kirchner, Planning Director
The Planning Board met on June 22, 2021 and held a public meeting for the following:

- Sharon Smith: Request a Special Use Permit to operate a natural hair care school located at 215 E. 3rd Street.

- Shanese Spaulding: Request a Special Use Permit to operate a beauty academy that will train estheticians located at 312 N. Elm Street.
The draft minutes are being provided for Council's information and will be voted on by the Planning Board at a future Planning Board meeting.

RESULT:	**NOT APPLICABLE**

A. Housekeeping Procedural Change to Land Use Items Procedure – Holt Moore, City Attorney
Please see a memorandum attached with a draft ordinance regarding a housekeeping change designed to correct the ordinance as to how Council processes land use items. Because this relates solely to a Council procedural matter, staff does not believe, per Code section 35-322(b), that is not necessary to send this matter to the Planning Board, and recommends Council hold its public hearing and pass the amendment at its August meeting.
That Council hold the public hearing and approve the amendment change.

Mayor Davis opened the public hearing to consider an amendment designed to correct the Ci8ty's Ordinance on how Council process land use items. City Clerk Mitchell-McIntosh presented the Affidavit of Publication which show that it was published in the Robesonian.

No one appeared to speak and the hearing was closed.

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

B. Sharon Smith is requesting a special use permit to open and operate a natural hair care school located at 215 E. 3rd St. – ArTriel Kirchner, Planning Director
Sharon Smith is requesting a special use permit to open and operate a natural hair care school located at 215 E. 3rd St. Deed Book 862 pg. 778 parcel number 3233023901. This request is to allow for the operation of natural hair care school to train hair care specialists. (use #5.120). This property is currently zoned B1 (central business) and to operate a trade or vocational school a special use permit is required.
The Planning Board asks City Council to hold tonight's public hearing and approve the Special Use Permit request with the following conditions:

1) The parking area located on the property must remain as primary parking for the trade school. In the event the parking lot becomes unavailable, the applicant, property owner or representative must come back before council to amend the Special Use Permit to address parking.
2) The hours of operation are from 8:00 am - 11:00 pm Monday thru Friday.

Mayor Davis opened the public hearing requesting a Special Use Permit to open and operate a natural hair care school located at 215 E. 3rd Street. City Clerk Mitchell-McIntosh presented the Affidavit of Publication which show that it was published in the Robesonian.

Councilman Cantey asked if parking was addressed. He asked about the number of cars and if that would present a problem.

Ms. Smith appeared before Council and stated that they would have 10 students in a day and 10 students at night and that parking is not an issue.

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

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

C. Shanese Spaulding special use permit to open and operate a beauty academy at 312 N. Elm St. – ArTriel Kirchner, Planning Director
Shanese Spaulding is requesting a special use permit to open and operate beauty academy at 312 N. Elm St. Deed Book 01839 pg. 734 parcel number 323302029. This request is to allow for the operation of beauty school that will train students to become licensed estheticians (use #5.120). This property is currently zoned B1 (central business) and to operate a trade or vocational school a special use permit is required.
The Planning Board asks City Council to hold tonight's public hearing and approve the Special Use Permit request with the following conditions:

1) The parking lot on parcel #323302018 remain as parking spaces for the trade school. In the event they become unavailable, the applicant, property owner or representative must come back before council to amend the Special Use Permit to address additional parking.
2) The hours of operation are from 8:00 am - 11:00 pm Monday thru Friday.

Mayor Davis opened the public hearing to consider an amendment designed to correct the Ci8ty's Ordinance on how Council process land use items. City Clerk Mitchell-McIntosh presented the Affidavit of Publication which show that it was published in the Robesonian.

Ms. Spaulding appeared before Council to answer any questions that Council may have.

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

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

VI. AGENDA ITEMS FOR COUNCIL'S CONSIDERATION

A. Team for Kids in Honor of Joseph Frederick - Marathon Runner – Wayne Horne, City Manager
Police Officer Joseph Frederick is requesting support in his efforts to raise funds for youth health and wellness as part of the 2021 New York City Marathon in which he is a participant. Council has given to this event over the years.
Consider the request.

Council approved the following designation of funds to Team for Kids in Honor of Joseph Frederick as follows:

Pl - $50 P2 - $50 P3 - $50 P4 - $50 P5 - $150 P6 - $150 P7 - $100 and P8 - $50 for a total of $650.00.

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. Ratify the Telephonic Poll Seeking Permission to apply for and accept Bulletproof Vest Grant – Michael McNeill, Police Chief
The Lumberton Police Department is requesting permission to apply for the Bulletproof Vest Partnership Grant due to bulletproof vests replacement needs. The cost for the vests will be approximately $20,063.00 with a 50% match.
It is recommended that the Lumberton Police Department is granted permission to apply for and accept the 2021 Bulletproof Vest Partnership Grant in the amount of $20,063.

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

C. Authorize the Lumberton Police Department to apply for and accept the 2021 Edward Byrne JAG Grant – Michael McNeill, Police Chief
Due to time constraints, on July 27th, via a telephonic poll, City Council considered granting the Lumberton Police Department permission to apply for and accept the 2021 Edward Byrne JAG Grant in the amount of $14.441.00. These grant funds will be used for overtime and to purchase MDT's which will replace the old ones currently being used by the department.
With a unanimous vote, Lumberton Police Department was granted permission to apply for and accept the 2021 Edward Byrne Jag Grant in the amount of $14,441.00 fund overtime and purchase MDT's.

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

D. Unsafe structure located at 2611 Alexander Street – Ben Andrews, Inspections Director
The structure located at 2611 Alexander 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 2, 2021, in which the owners was present. An order to demolish the structure was issued. The time in which the owners had to comply expired on July 12, 2021
Staff recommends the City Council direct the building inspector to demolish and remove the unsafe structure located at 2611 Alexander Street.

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

E. Unsafe structure located at 1120 E 1st Street – Ben Andrews, Inspections Director
The structure located at 1120 E 1st 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 3, 2021, in which the owners was present. An order to demolish the structure was issued. The time in which the owners had to comply expired on July 12, 2021.
Staff recommends the City Council direct the building inspector to demolish and remove the unsafe structure located at 1120 E 1st Street.

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. Unsafe structure located at 213 Bullard Street – Ben Andrews, Inspections Director
The structure located at 213 Bullard 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 1, 2021, 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 July 5, 2021.
Staff recommends the City Council direct the building inspector to demolish and remove the unsafe structure located at 213 Bullard Street.

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. Unsafe structure located at 305 Bullard Street – Ben Andrews, Inspections Director
The structure located at 305 Bullard 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 1, 2021, 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 July 5, 2021.
Staff recommends the City Council direct the building inspector to demolish and remove the unsafe structure located at 305 Bullard Street.

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. Unsafe structure located at 307 Bullard Street – Ben Andrews, Inspections Director
The structure located at 307 Bullard 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 8, 2021, 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 July 19, 2021. Staff recommends the City Council direct the building inspector to demolish and remove the unsafe structure located at 307 Bullard Street.

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

I. Unsafe structure located at 209 Hay Street – Ben Andrews, Inspections Director
The structure located at 209 Hay 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 8, 2021, 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 July 19, 2021.
Staff recommends the City Council direct the building inspector to demolish and remove the unsafe structure located at 209 Hay Street.

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. Unsafe structure located at 2310 Marshall Street – Ben Andrews, Inspections Director
The structure located at 2310 Marshall 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 2, 2021, 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 July 12, 2021. Staff recommends the City Council direct the building inspector to demolish and remove the unsafe structure located at 2310 Marshall Street.

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

K. Approval of Audit Contract for Lumberton Airport – Alisha Armstrong, Finance Director
Council awarded the professional auditing services for the City of Lumberton and the Lumberton Airport for FY20, FY21 and FY22 to Thompson, Price, Scott, Adams & Company. The Lumberton Airport receives federal and state grants that require additional work by our auditors. Thompson, Price, Scott, Adams & Company has requested to increase the audit fee from $1,500 to $2,500 for FY21 and FY22.
Recommend that Council approve the fee increase for FY21 and FY22 and approve the attached contract for the Lumberton Airport.

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

L. LCID Landfill Leaf and Limb Grinding – Rob Armstrong, Public Works Director
The City is allowed to temporarily store leaf and limb debris at our permitted LCID landfill on Saddletree Road. At least twice per year, the City is responsible for grinding and hauling off the leaf and limb debris created by our own operations, such as right of way clearing, powerline easement maintenance and park landscape maintenance. In the past, this debris was ground up at the same time the Waste Management collected yard debris was ground. Now, our permitting requires this to be kept separate. The City was only able to solicit two quotes for the grinding operation, Simmons and Simmons Management Inc and American Property Experts. The quote from American Property Experts was just and hourly fee with no estimated time for the work. Simmons and Simmons, who has ground at our site in the past, provided a quote of $61,792.50 to grind the debris and leave it on site and quoted an additional $92,688.75 to haul the grindings off. Public Works would like to grind the debris and leave it on site and use it as cover for the inert debris pile at the landfill.
Public Works is requesting Council approval to hire Simmons and Simmons to grind our LCID landfill leaf and limb debris and leave it on site for 61,792.50 to be paid for from the following funds: 1/3 from solid waste fund, 1/3 from the light and power fund, 1/3 from the parks and recreation fund.

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

M. Floodgate Environmental Assessment Consultant Selection – Rob Armstrong, Public Works Director

Approximately $5.8 Million in grant funds have been allocated to the floodgate project. $1,426,750 of this amount is in the form of a CDBG-DR grant from NCORR. In order to get the final award of this money, an environmental assessment must be conducted. The cost of the environmental assessment is reimbursed to the City by NCORR. The first step in this process is to select the most qualified firm to conduct the assessment. Once Council selects a firm, a contract will be negotiated with the firm and brought back to Council for approval.

On July 16th, the City received two responses to our Request for Qualifications. McGill and Timmons Group both submitted a qualification statement. These statements have been reviewed and scored by City Staff. We are recommending Council award the project to the Timmons Group.

City Staff is recommending Council award the Floodgate Environmental Assessment project to the Timmons Group

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

N. Floodgate Engineering Amendment – Rob Armstrong, Public Works Director

The original design located the floodgate on the east side of I-95 at the CSX railroad overpass. When NCDOT funded the I-95 widening and elevation project, the Federal Highway Administration required the floodgate to be relocated to the west side of I-95. The City is now in the process of redesigning the floodgate for the new location. Attached is an Engineering Contract Amendment from Atkins Global for $248,853.68 for the additional engineering services required to design the project on the west side of I-95. The additional engineering costs will be paid for by CDBG-DR funds through NCORR.

Public Works is requesting Council approval of the Engineering Contract Amendment #2 from Atkins Global for $248,853.68 for the additional engineering services required to design the floodgate project on the west side of I-95. The additional engineering costs will be paid for by CDBG-DR funds through NCORR.

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

O. Change Order #1 - Sanitary Sewer Rehab Project – Rob Armstrong, Public Works Director
Attached is Change Order #1 for the Sanitary Sewer Collection System Rehabilitation 2018 Priority Repairs project from Tri State Utilities for $15,000. This change order is for descaling a steel carrier pipe under the railroad on 7th Street so it could be slip lined. The Change Order will be paid for by the North Carolina Clean Water State Revolving Fund Grant and Loan the City received for the project.
Public Works is requesting Council approval of Change Order #1 for the Sanitary Sewer Collection System Rehabilitation 2018 Priority Repairs project from Tri State Utilities for $15,000 to be paid for by the North Carolina Clean Water State Revolving Fund Grant and Loan.

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

P. AIA Grant Water System Mapping Engineering Agreement – Rob Armstrong, Public Works Director
In May, Council selected The Wooten Company to provide mapping services for the first phase of the AIA Grant water mapping project. Attached is the actual engineering contract from the Wooten Company for $155,250 which will be paid for by the AIA grant.
Public Works is requesting Council approval of the engineering contract with the Wooten Company for $155,250 for phase 1 of the water system mapping project which will be paid for by a North Carolina Asset Inventory Assessment Grant.

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

Q. Tanglewood Drainage Project Engineering Contract Amendment 3: Construction Materials Testing – Rob Armstrong, Public Works Director
Attached is Amendment #3 from the Wooten Company for $44,000 to provide construction materials testing thru their sub consultant. The materials testing will evaluate the pipe bedding and backfill material as well as confirm the compaction of the trench excavation along the pipe route. This service will be paid for by the North Carolina Golden Leaf Grant Funds as part of the engineering services.
Public Works is requesting Council approval of Amendment #3 for $44,000 with the

Wooten Company to provide construction materials testing on the Tanglewood Drainage Project, to be paid for by the North Carolina Golden Leaf Grant Funds used for Engineering Services.

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

R. Approval of Bid for HMGP Home Reconstruction – Brian Nolley, CDBG Administration
The Planning Dept. is seeking approval to award a home reconstruction contract under the City's Hazard Mitigation Grant Program. A bid opening was held on July 22, 2021 with 7 bids received. The low bidder was Holland Construction Company with a bid price of $140,900. The property is located at 2020 Nevada St. This will be a complete demo and rebuild and paid for with grant funds.
We are recommending awarding the contract to the lowest bidder Holland Construction Co. (Owner Thomas Holland).

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

S. Robeson County Community Art Guild, Inc. Special Use Permit Request – Brian Nolley, CDBG Administration
The Robeson County Community Art Guild is requesting a special use permit to open and operate an art guild. The property is located at 109 W. 9th St. Deed book 2295, pg. 25-26. Parcel number 323202020. This request is to allow for the operation of an art guild that will hold meetings and classes, lunch and learn sessions, art exhibitions, special events for the community and house a gift shop. This property is currently zoned B3 (office/residential) and to operate an art gallery and related uses, a special use permit is required.
CPC review the request, refer the petition to the August 24, 2021 Planning Board meeting for their review, and authorize the Planning Director to set the date of the public hearing.

RESULT:	**REFERRED [8 TO 0]**	**Next: 9/8/2021 11:00 AM**
MOVER:	John Cantey, Precinct 5	
SECONDER:	Owen Thomas, Precinct 8	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

T. Bruce Davis is requesting a rezoning and Special Use Permit of property located on Griffin Street – 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.
CPC review the request, refer the petition to the August 24, 2021 Planning Board meeting for their review, and authorize the Planning Director to set the date of the public hearing.

RESULT:	**REFERRED [8 TO 0]**	**Next: 10/6/2021 11:00 AM**
MOVER:	Owen Thomas, Precinct 8	
SECONDER:	Karen Higley, Precinct 4	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

U. Bruce Davis is requesting a Special Use Permit for three parcels located on Griffin Street – 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).
CPC review the request, refer the petition to the August 24, 2021 Planning Board meeting for their review, and authorize the Planning Director to set the date of the public hearing.

RESULT:	**REFERRED [8 TO 0]**	**Next: 10/6/2021 11:00 AM**
MOVER:	Karen Higley, Precinct 4	
SECONDER:	Melissa Robinson, Precinct 2	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

V. Guillermo Baily Bail rezoning property located off Baxter Rd. parcel #101201021 – ArTriel Kirchner, Planning Director
Analysis: Guillermo Baily Bail is requesting a rezoning to purchase property and place a mobile home on the property. The property is located off Baxter Rd. parcel #101201021, deed book 10L, pg. 143. This request is to allow the applicant to place a mobile home on the land as a residence. This property is currently zoned R-20 (residential single family) and to place a mobile home on the parcel requires a rezoning to R-6 and a land use permit. The applicant is requesting a rezoning to R-6.
CPC review the request, refer the petition to the August 24, 2021 Planning Board meeting for their review, and authorize the Planning Director to set the date of the public hearing.

RESULT:	**REFERRED [8 TO 0]**	**Next: 9/8/2021 11:00 AM**
MOVER:	John Cantey, Precinct 5	
SECONDER:	Owen Thomas, Precinct 8	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

W. 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.
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 October 2021 meeting.

RESULT:	**REFERRED [8 TO 0]**	**Next: 9/8/2021 11:00 AM**
MOVER:	Leroy Rising, Mayor Pro Tem	
SECONDER:	John R. Carroll, Precinct 3	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

X. Proposed Rezoning of Portion of Industrial Park to M2 – Holt Moore, City Attorney
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.
Send petition for rezoning to Planning Board for review and recommendation, and set date of Public Hearing.

RESULT:	**REFERRED [8 TO 0]**	**Next: 9/8/2021 11:00 AM**
MOVER:	Eric Chavis, Precinct 7	
SECONDER:	Leroy Rising, Mayor Pro Tem	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

Y. Approval of I74 / I95 Industrial Park Overlay District Ordinance – Holt Moore, City Attorney
Please find attached the proposed I74 / I95 Industrial Park Overlay District Ordinance, and a memorandum describing said ordinance.
Approve and enact Overlay District Ordinance.

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

Z. Application of Industrial Park Overlay Ordinance to Portion of Park – Holt Moore, City Attorney
Assuming the Council approves and enacts the I95 / I74 Industrial Park Overly 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.

For the August 11th meeting, the action needed is to send this application step to the Planning Board for their review and recommendation. The item will then come back to Council on September 8, 2021, at which time Council will apply the ordinance to that section of the Park, if all appears appropriate.

RESULT:	**REFERRED [8 TO 0]**	**Next: 9/8/2021 11:00 AM**
MOVER:	Eric Chavis, Precinct 7	
SECONDER:	John R. Carroll, Precinct 3	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

AA. Approval of Special Use Permit - Major Subdivision - Industrial Park – Holt Moore, City Attorney

Lumberton City Code Section 35-46, as recently revised, requires that a special use permit be obtained from the City Council for a major subdivision. The development of the I95 / I74 Industrial Park has reached a stage where a special use permit is required. This is due to the fact that new infrastructure and new public streets are involved with the subdivision of land. The land which Elkay will occupy will also involve the division of existing parcels within the park.

This item is designed for Council to send the special use permit application to the Planning Board for review and recommendation, which shall come back to Council for approval on September 8, 2021.

Refer the special use permit application to the Planning Board for review and recommendation, and set the date for the public hearing.

RESULT:	**REFERRED [8 TO 0]**	**Next: 9/8/2021 11:00 AM**
MOVER:	Eric Chavis, Precinct 7	
SECONDER:	Owen Thomas, Precinct 8	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

AB. Amendment to E. Lumberton Mill Village Housing Agreement – Holt Moore, City Attorney

In a recent review of the East Lumberton Mill Village Housing Program, the NC Office of State Budget Management essentially concluded that, with the awesome contribution of free labor from NC Baptists on Mission, our program was self-supporting. Therefore, they are providing funding only for the purchase of lots or homes for renovation going forward, not for construction costs. The attached amendment to the agreement memorializes this. We believe that proceeds from sales of existing homes, which very roughly should equate to around $120,000 after expenses, will support the program for the near term. Staff would also like to set up a fund not to exceed $180,000 in line item code: 6300-9920-9940, which would be a revolving fund repaying itself by the sale of homes, to cover expenses as the program moves along.

Approve amendment to agreement as proposed by NC Office of State Budget Management.

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

AC. 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.

The Petition has been received, and by the date of your August 11, 2021 meeting, the Clerk will have verified the sufficiency of the petition. Assuming the petition is sufficient, staff requests that Council set the date of the public hearing to approve the annexations.

RESULT:	**REFERRED [8 TO 0]**	**Next: 9/8/2021 11:00 AM**
MOVER:	Leroy Rising, Mayor Pro Tem	
SECONDER:	John R. Carroll, Precinct 3	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

AD. Community -Based Crime Reduction Grant from the U.S .Department of Justice's Bureau of Justice Assistance. – Wayne Horne, City Manager

The NC Violence Prevention Center has been awarded a Community-Based Crime Reduction Grant from the U.S. Department of Justice's, Bureau of Justice Assistance. The goal of the grant is to reduce crime, especially violent crime, in Robeson County. The Robeson County Sheriff's Department and Lumberton Police Department are key collaborators in this initiative . The grant will provide Lumberton Police Department $25,000 per/year for 3 years for overtime pay as part of the grant initiative.

It is recommended that City Council accept the grant and authorize Finance to provide a local match of $2,250.

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

AE. Ratification of $ 1,000 of CRF to the Pentecostals for a Back to School Block Party – Wayne Horne, City Manager

Council made the following designations of CRF to The Pentecostals Back to School Block Party on July 31th. The funds were used in support of the event.

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- $100, Precinct 2 - $100, Precinct 3- $200, Precinct 4 -$200, Precinct 7 - $100, Precinct 8 - $200, and $100 from the Mayor's Discretionary Fund for a total of $1,000.

Ratify designations of CRF made during telephone poll.

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

AF. Ratification of $1,350 of CRF to the Lumberton Youth Baseball Association (LYBA) – Wayne Horne, City Manager

Council made the following designations of CRF to the Lumberton Youth Baseball Association (LYBA). The funds were used to defray the costs of team equipment needs, travel and hotel expenses for the Lumberton AAA Allstars Team to travel to the Dixie Youth World Series in Laurel, Mississippi.

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 3 $250, Precinct 4 $250, Precinct 7 $250, Precinct 8 $250, and $100 from the Mayor's Discretionary Fund for a total of $1,350.

Ratify designations of CRF made during telephone poll.

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

AG. Ratification of $1,700 to the Lumberton Softball Association – Wayne Horne, City Manager

Council made the following designations of CRF Lumberton Softball Association. The funds were used to defray the cost of two Dixie Youth Softball teams (8U Darlings and 12U Ponytail league) that represented the City of Lumberton during the North Carolina Dixie Youth Softball State Tournament. The tournament was hosted in Cherryville, NC, from July 9th through July 13th.

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 $150, Precinct 3

$250, Precinct 4 $250, Precinct 5 $150, P6 - $50, Precinct 7 $250, Precinct 8 $250, and $100 from the Mayor's Discretionary Fund for a total of $1,700.
Ratify designations of CRF made during telephone poll.

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

AH. Ratification of $1,650 Robeson United Program for Youth – Wayne Horne, City Manager
Council made the following designations of CRF to Robeson United. The funds were used to support 42 to 44 kids going to the National Travel Basketball Association (NTBA) sponsored by Robeson United program. The tournament was scheduled for July 12th-17th.
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 $200, Precinct 2 $200, Precinct 3 $200, Precinct 4 $200, Precinct 5 $150, P6 - $200, Precinct 7 $200, Precinct 8 $200, and $100 from the Mayor's Discretionary Fund for a total of $1,650.
Ratify designations of CRF made during telephone poll.

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

AI. Approve the Deobligaton of $435 in Precinct 1 – Leroy Rising, Mayor Pro Tem
Councilman Rising is requesting that $435 of CRF designated for Community Watch be deobligated and returned to unobligated funds in Precinct 1.
Deobligate $435 of CRF and return to unobligated funds in Precinct 1.

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

AJ. Approve the Deobligaton of $1340 in Precinct 5 – John Cantey, Precinct 5
Councilman Cantey is requesting that $800 of CRF designated for Easter Community Programming and that the remaining balance of $540 for a total of $1340 be deobligated in Precinct 5.
Deobligate $1340 of CRF in Precinct 5.

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

AK. Renaming South Lumberton Resource Center after the Late Councilman Dr. Robert Len Jones – Chris Howard, Precinct 6

Councilmen Howard & Cantey are asking that Council consider re-naming the South Lumberton Resource Center in South Lumberton after the Late City Councilman Dr. Robert Len Jones. As we all know, Dr. Jones served on Council from December 2, 1991 – December 14, 2015, 24 years of dedicated service. It would be fitting that we should do so. Perhaps it could read as so:

Councilman Dr. Robert Len Jones
South Lumberton Resource Center

Adopt a Resolution re-naming the South Lumberton Resource Center in honor of Councilman Dr. Robert Len Jones.

RESULT:	**TABLED [8 TO 0]**	**Next: 9/8/2021 11:00 AM**
MOVER:	Chris Howard, Precinct 6	
SECONDER:	John Cantey, Precinct 5	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

AL. Re-naming Parkview Activity Center after the Late Reverend T. Shedrick Byrd – Chris Howard, Precinct 6

Councilmen Howard & Cantey are asking that Council consider re-naming the Parkview Activity Center in South Lumberton after the Late Reverend T. Shedrick Byrd who was the Pastor of Sandy Grove Baptist Church for many years. As we all know, Rev. Byrd made a great impact in the South Lumberton Community as he served Sandy Grove and the citizens of this community for 18 years. Perhaps it could read as so:

T. Shedrick Byrd Center
Pastor, Sandy Grove Baptist Church

Adopt a Resolution re-naming the Parkview Activity Center in honor of the Late Reverend T. Shedrick Byrd.

Councilman Rising expressed that the Recreation Department feels they were left out of the decision. He stated that he was approached by his representative and felt they should have some type of authority in the decision. Councilman Rising asked if they would consider tabling the item until the Recreation Commission is consulted.

Councilmen Cantey & Howard asked Councilman Rising why didn’t he contact them ahead of time with this concern. He stated that this could have been avoided if he would have let them know or if he would have had the one with the concern to contact them.

Councilmen Howard stated that the item should be tabled based on the concern of the Recreation Commission.

City Attorney Moore stated that the item will come back to Council at the September meeting.

RESULT:	**TABLED [8 TO 0]**	**Next: 9/8/2021 11:00 AM**
MOVER:	Chris Howard, Precinct 6	
SECONDER:	John Cantey, Precinct 5	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

AM. Re-naming Inman Street to Shedrick Drive after the Late Reverend T. Shedrick Byrd – Chris Howard, Precinct 6

Councilmen Howard & Cantey are asking that Council consider re-naming Inman Street located directly off of Martin Luther King Jr. Drive down to Lee Circle in honor of the Late Reverend T. Shedrick Byrd to Shedrick Drive. If Council approve the re-naming of Parkview Activity Center in South Lumberton after the Late Reverend T. Shedrick Byrd, it would be fitting to rename the street Shedrick Drive.

Adopt a Ordinance re-naming Inman Street down to Lee Circle in honor of the Late Reverend T. Shedrick Byrd to Shedrick Drive.

There were concerns raised as to how renaming this street could affect the Inman residence. Councilman Cantey stated that they are only requesting from MLK down to Lee Circle and then the dirt road begins. Only changing MLK to Parkview. It will not affect residents on Inman Street.

Mayor Davis wanted to know who was Inman Street named after. Councilman Cantey stated that after speaking with Dixon Ivey, I am the only relative of the Inman Family in South Lumberton.

After a brief discussion, Councilman Howard made a motion to table this item.

RESULT:	**TABLED [8 TO 0]**	**Next: 9/8/2021 11:00 AM**
MOVER:	Chris Howard, Precinct 6	
SECONDER:	John Cantey, Precinct 5	
AYES:	Rising, Robinson, Carroll, Higley, Cantey, Howard, Chavis, Thomas	
ABSTAIN:	Davis	

AN. Approve the designation of $600.00 of CRF to be paid to the Builders Discount Center for a handicap ramp at 2961 Bragg Street – Eric Chavis, Precinct 7

Councilman Chavis requests $600.00 of Community Revitalization Funds to be paid to Builders Discount Center for a handicap ramp located at 2961 Bragg Street.

Designate $600.00 of CRF to Builders Discount Center for handicap ramp in Precinct 7.

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

AO. Approve the designation of $1400 of CRF for a Back to School Event in West Lumberton - August 14, 2021 – Eric Chavis, Precinct 7

Councilman Chavis is requesting $1400 of CRF for a Kids back to school day event along with West Lumberton Baptist Church On August 14, 2021, $900 for water slides and the rest for food and some school supplies.

Designate $1400 of CRF for a Back to School Event in West Lumberton on August 14, 2021.

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

AP. Approve the designation of $125.00 of CRF to Kiwanis of Robeson-Lumberton Sponsorship funds in Support of Children Programs in the Community – Owen Thomas, Precinct 8

Councilman Thomas requests $125.00 of Community Revitalization Funds to be given to the Kiwanis of Robeson-Lumberton for their Community work. The Kiwanis of Robeson-Lumberton serve many of the children in our communities and are highly recognized for the work that they do.

Designate $125.00 of CRF to the Kiwanis of Robeson-Lumberton Sponsorship funds in support of children programs in the community.

The following designations were made P1 - $100 P3 - $100 P4 - $125 P7 - $100 P8 - $125 and Mayor $100 for a total of $650.

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

AQ. Approve the designation of $100 of CRF to the Robeson County Community Art Guild - Precinct 8 – Owen Thomas, Precinct 8

Councilman Thomas is requesting $100 of CRF to be given to Arts County Community Art Guild as sponsorship funds to support the arts efforts.

Designate $100 of CRF from P8 to Robeson County Community Art Guild as sponsorship funds to support the arts efforts.

Designations to the Art Guild were made as follows: P)1 - $100 P3 - $1000 P4 - $100 P7 - $100 P8 - 100 and Mayor - $100 for a total of $600.00.

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

AR. Approve the Designation of $500.00 of CRF to Mayfair Home Owners' Association (HOA) for Beautification – Owen Thomas, Precinct 8

Councilman Thomas would like to designate $500.00 of CRF to the Mayfair HOA for beautification.
Designate $500.00 of CRF to Mayfair HOA.

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

AS. Approve the designation of $500.00 of Community Revitalization Funds to the Mayfair North Association for Beautification in Precinct 8 – Owen Thomas, Precinct 8
The Mayfair North entrance is maintained by the Mayfair North Association which was established by deed restrictions when Mayfair North was developed. I am requesting $500.00 of CRF to be given to the Mayfair North Association for entrance beautification.
Designate $500.00 of CRF to the Mayfair North Association for entrance beautification.

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

AT. Approve the designation of $150 from the Mayor's Discretionary Fund to the Robeson County Community Art Guild for a Handicap Ramp – Bruce Davis, Mayor
Mayor Davis is requesting $150 from the his discretionary fund to be given to the Robeson County Community Art Guild for a handicap ramp. It will be greatly appreciated if Council would join the Art Guild in building this much needed ramp.
Designate $150 of CRF from the Mayor's Discretionary Fund to the Robeson County Community Art Guild to assist with building a handicap ramp.

Designations were made as follows: P1 - $100 P2 - $100 P3 - $100 P4 - $150 P5 - $50 P6 - $50 P7 - $100 P8 - $100 and Mayor's discretionary fund $150 for a total of $900

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

AU. Approve the designation $300.00 of Community Revitalization Funds to Carolina Pines for Beautification – Leroy Rising, Mayor Pro Tem
Councilman Rising and Councilwoman Robinson request $150.00 each of Community Revitalization Funds for beautification at the entrance of Carolina Pines.
Recommend that Council designate $300.00 of Community Revitalization Funds to Carolina Pines for beautification as follows: P1 - $150 and P2 - $150.00 payable to Greenstate Landscape & Nursery of Lumberton, NC.

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

AV. Approve the designation of $200.00 of Community Revitalization Funds to Southern Sapphires Dance Company in Precinct 1 – Leroy Rising, Mayor Pro Tem

Councilman Rising requests $200.00 of Community Revitalization Funds to be given to Southern Sapphires Dance Company for support as they compete across NC against other dance companies.

Designate $200.00 of CRF to the Southern Sapphires Dance Company.

Designations were made as follows: P1 - $200 P2 - $100 P3 - $100 P4 - $200 P5 - $50 P6 - $50 P7 - $100 P8 - $100 and from the Mayor's discretionary fund - $100 for a total of $1,100.00

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

AW. Special Use Permit Application - Industrial Park subdivision, infrastructure – Holt Moore, City Attorney

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.

Refer Special Use Permit application to the Planning Board and ask the Planning Director to set the date of the public hearing.

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

AX. Interlocal Agreement / Inspections & Review / new Elkay site – Holt Moore, City Attorney

The Elkay site being developed in the new industrial park is currently in the unincorporated County. It is planned to be annexed very soon, and in order to make this as smooth a transition as possible, staff is recommending, the relevant County staff agree, that the City will handle inspections and plan review during this period before the annexation (and of course after the annexation). A draft agreement to this effect is enclosed, and staff seeks Council's approval. Staff would also request that they be allowed to conduct any

negotiations with the County as to any minor tweaking of the agreement that may be required.
Approve agreement with County as to inspections and plan review, including any slight amendments that may be necessary.

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

AY. Discussion of Options with Regards to Sweepstakes – Holt Moore, City Attorney
The City Attorney will discuss briefly the options with regard to electronic gaming as to enforcement and so forth.
Staff will discuss options with Council and seek guidance.

Will be discussed at Council's workshop on 8/25/21.

RESULT:	**WITHDRAWN**

VII. CLOSED SESSION

VIII. OPEN SESSION:

A. Authorize Staff to Opt Out of State HMGP Program – Wayne Horne, City Manager
The State has started a centralist approach to administer the HMGP program statewide. They have also given each municipality the option to stay in the program or opt-out as it concerns Hurricane Florence. We are very much familiar with Floyd & Adams Company who is doing a great job administering this program and our hope is that we can opt-out of the State Program and continue with Floyd & Adams as our own consultant for the HMGP-Florence program.
That Council allow Staff to continue working with Floyd & Adams as the consultant for the HMGP Program for Hurricane Florence.

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

IX. ADJOURNMENT