

FEBRUARY 2, 2010, CITY COUNCIL MEETING

The City Council of the City of Clinton, North Carolina, met in regular session at 7:00 PM on February 2, 2010, in the City Hall Auditorium. Mayor Starling presided. Councilmembers Becton, Harris, Stefanovich, Strickland, Turlington, and City Attorney Dale Johnson were present. Also City Clerk Elaine F. Hunt; City Manager John Connet; Assistant City Manager Shawn Purvis; Finance Director Betty Brewer; Fire Chief Todd Solice; Planning and Community Development Director Jeff Vreugdenhil; Planner Mary Rose; Human Resource Manager Lisa Carter; Police Chief Mike Brim; Recreation Director Judi Nicholson; and Public Works Director Chris Doherty were present. Chris Berendt, of the Sampson Independent, was also present.

Rev. Michael Shook, Pastor of Grove Park Baptist Church, gave the invocation.

Upon a motion made by Councilmember Strickland, seconded by Mayor Pro Tem Harris, the minutes of the October 7, 2008 and December 2, 2008 closed sessions; January 5, 2010 regular meetings; and January 21, 2010 special city council meeting, were unanimously approved.

RECOGNITION(S)

Police Chief Mike Brim recognized Darryl Grady as "Police Officer of the Year." Chief Brim stated Master Police Officer Grady has been with the city since January 6, 1995. He stated that Master Officer Grady has helped to decrease the crime rate in public housing and has been involved in over 400 felony drug arrests. Chief Brim stated that one of Grady's noteworthy cases came via a federal investigation that dissolved a major cocaine distribution organization in the Jacobs Street area.

Police Chief Brim informed City Council that Officer Grady was the lead officer in creating and structuring the Neighborhood Improvement Team, a group formed to combat drugs, felons with guns, and to deal with quality of life issues in the neighborhoods. Brim further stated that Master Officer Grady designed the training, policies, and work methods for the Neighborhood Improvement Team.

Brim told of a recent vehicle accident in the spring of 2009, in which Grady was involved. Grady was out of work for several months; however upon his return, he began work on a new evidence management system. Chief Brim praised Grady upon being a great resource for the Police Department—a walking encyclopedia about the criminal element in Clinton.

Mayor Starling commended Master Officer Grady and the entire Police Department for the great job that they perform. Mayor Starling and Police Chief Brim concluded the recognition by presenting Grady with a plaque—surrounded by wife, daughter and family.

PAY PLAN – AMENDMENT -- GROUNDS & CEMETERY DIVISION

City Manager Connet stated that two of the last three supervisors were terminated and the third supervisor was demoted to an entry-level position. He stated that after reviewing the needs of the Cemetery and Grounds Division and the hiring criteria of the supervisor position, he would like to recommend to City Council to approve reorganizing of the Cemetery and Grounds Division to include direct responsibility for maintenance of public properties, cemeteries, and buildings. He stated that City Council is being asked to reclassify and rename the Cemetery and Grounds Supervisor position from Pay Grade 14 to Pay Grade 16 and rename to Grounds and Building Supervisor. City Manager Connet further stated that additional education, certifications, licenses and experience would be required for this proposed Grounds and Building Supervisor position.

Upon a motion made by Councilmember Turlington, seconded by Councilmember Becton, the following amendment to the 2009 City of Clinton Staff Compensations Job Titles and Salary Ranges was unanimously adopted:

Staff Compensations Job Titles and Salary Ranges Amendment

City of Clinton Assignment of Classes to Salary Grade is hereby amended as follows:

Remove: Salary Grade 14 Cemetery & Grounds Supervisor

Add: Salary Grade 16 Grounds & Building Supervisor

CITY CODE -- ORDINANCE-- FIRE PREVENTION CODE -- ADOPTION

Fire Chief Solice spoke regarding amending Chapter 9, Article II. Fire Prevention Code. Section 9-16 of the Clinton City Code of 1987. He stated that the City has requested the County perform fire inspections within the city limit; however to do so, the City must adopt an effective fire code. He recommended adopting the International Fire Code with North Carolina amendments to coincide with the County. Fire Chief Solice also recommended adopting Appendices C and D which the County has not adopted which provide for additional regulations regarding hydrants and accessibility for fire apparatus. He stated that the Fire Marshal will be responsible for enforcing the code.

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Strickland, the following ordinance was unanimously adopted:

Ordinance # 2010.02.01

**AN ORDINANCE AMENDING CHAPTER 9, ARTICLE II
OF THE CITY CODE**

Be it ordained that the Clinton City Code of 1987 is hereby amended by amending the below section to read as follows:

ARTICLE II. FIRE PREVENTION CODE

Section 9-16. Adoption.

There is hereby adopted by Clinton City Council for the purpose of prescribing regulations governing conditions hazardous to life and property from fire or explosion, that certain code known as the International Fire Code, 2006 edition, including Appendices B-F with North Carolina amendments, as recommended by the North Carolina Department of Insurance, being particularly the 2009 edition thereof amended, of which code a copy is now filed in the office of the City Clerk; and the same is hereby adopted and incorporated as fully as if set out at length in this section, and the provisions thereof shall be controlling within the city limits.

BIDS —SAMPSON SQUARE APARTMENTS – COLLEGE STREET

City Manager asked that this item, consideration of award of bid for infrastructure for Sampson Square Apartments located on College Street be continued. He stated that a special meeting might possibly be necessary.

Upon a motion made by Councilmember Becton, seconded by Mayor Pro Tem Harris, and unanimously passed, the meeting was continued until Tuesday, February 16, 2010 at 5:30 PM in the City Hall Auditorium for the purpose of consideration of award of bid for infrastructure for Sampson Square Apartments located on College Street.

OFFICIAL TRAFFIC MAP—BEAVERDAM DRIVE, CAROLINA AVENUE, FAIRFAX STREET, & UNDERWOOD STREET

Chief Brim stated that a study is in progress for all neighborhood streets within the City of Clinton. He stated that because a complaint first came from the Beaverdam Drive area, the study began here. He stated that presently the speed limit is 35 mph and he feels that this speed should be reduced because this is a residential area.

Councilmember Strickland questioned how citizens will be made aware of this change. Chief Brim stated that the change will be advertised, calls informing citizens will take place, and new signs will be installed.

Upon a motion made by Mayor Pro Tem Harris, and seconded by Councilmember Becton, the following amendment to the traffic map was unanimously adopted:

RESOLUTION AMENDING OFFICIAL TRAFFIC MAP TO REDUCE THE SPEED LIMIT ON BEAVERDAM DRIVE, CAROLINA AVENUE, UNDERWOOD STREET, AND FAIRFAX STREET

BE IT RESOLVED that it shall be unlawful for any motor vehicle to exceed a speed limit of 25 miles per hour on Beaverdam Drive, Carolina Avenue, Underwood Street, and Fairfax Street.

BE IT FURTHER RESOLVED that the Chief of Police be and he is hereby directed to post the appropriate signs prohibiting speed above 25 miles per hour in the areas designated above.

BE IT FURTHER RESOLVED that the above change be appropriately reflected on the Official Traffic Map of the City of Clinton.

ORDINANCES—BUDGET

Finance Director Betty Brewer briefed City Council regarding this item. She stated these are mid-term budget amendments.

Upon a motion made by Councilmember Strickland, seconded by Mayor Pro Tem Harris, the following amendment **#2010.02.02** was unanimously adopted:

**Budget Ordinance Amendment
Fiscal Year 2009-2010**

2010.02.02

Be it Ordained by the City Council of the City of Clinton, NC, that the following amendment be made to the Annual Budget Ordinance adopted June 23, 2009, and amended October 6, 2009, hereby amended as follows:

Section 1. To amend the General Fund, the expenditures are to be changed as follows:

Account #	Account Title	Increase	Decrease
104400.1600	Maintenance & Repair Equipment		750.00
104400.7400	Capital Outlay/Software	750.00	
105100.5401	Worker's Comp		2,097.00
105100.5402	Auto Insurance	326.00	
105100.5403	Insurance Building	1,171.00	
105100.5404	Public Liability Insurance	600.00	
105100.7200	K-9 Dog Expense	1,000.00	
105300.1000	Transfer Firemen's Relief Fund	214.00	
105300.1500	Maintenance & Repair Building	3,000.00	
105300.2600	Advertising	2,000.00	
105300.3300	Department Supplies		4,500.00
105300.3301	Fire Hose	5,100.00	
105300.5401	Worker's Comp		5,000.00
105300.5402	Insurance Auto		660.00
105300.5403	Insurance Building	60.00	
105300.5700	Miscellaneous	2,000.00	
105300.7400	Capital Outlay/Equipment	6,000.00	
105600.7000	Street Paving	196,760.00	
105610.1500	Public Works Complex Maint	1,500.00	
105900.5401	Worker's Comp	2,226.00	
105900.5402	Insurance Auto		2,226.00

105900.7400	Capital Outlay Equipment	118,060.00	
106200.5402	Auto Insurance		1,000.00
106200.5403	Insurance Building	700.00	
106400.7000	Paving	19,950.00	
106600.0800	Other Agency Contribution	7,750.00	
106600.5403	Insurance Building	4,160.00	
106600.5404	Public Liability Insurance	4,330.00	
106600.5405	Unemployment Benefits	6,751.00	
106600.5700	Miscellaneous	15,000.00	
106600.6500	Transfer to Storm Drainage	<u>18,332.00</u>	
TOTAL EXPENDITURES		417,740.00	\$16,233.00

Section 2. The revenues are to be changed as follows:

<u>Account #</u>	<u>Account Title</u>	<u>Increase</u>	<u>Decrease</u>
103040.0200	Insurance Revenue	13,000.00	
103560.0100	Firemen's Relief Fund	214.00	
103920.0000	Loan Proceeds	116,431.00	
103990.0000	Fund Balance Appropriation	<u>271,862.00</u>	
Total Revenues:		\$ 401,507.00	

Section 3. To amend the Water and Sewer Fund, the expenditures are to be changed as follows:

<u>Account #</u>	<u>Account Title</u>	<u>Increase</u>	<u>Decrease</u>
306600.5405	Unemployment Benefits	3,600.00	
306600.5600	Safety/OSHA	1,000.00	
308100.7400	Capital Outlay/Equipment	<u>48,640.00</u>	
Total Expenditures:		\$ 53,240.00	

Section 4. The revenues are to be changed as follows:

<u>Account #</u>	<u>Account Title</u>	<u>Increase</u>	<u>Decrease</u>
303990.0000	Retained Earnings Approp	<u>53,240.00</u>	
Total Revenues:		\$ 53,240.00	

Section 5. To amend the Downtown Special District, the expenditures are to be changed as follows:

<u>Account #</u>	<u>Account Title</u>	<u>Increase</u>	<u>Decrease</u>
716910.7300	Projects/Decorations	<u>5,500.00</u>	
Total Expenditures:		\$ 5,500.00	

Section 6. The revenues are to be changed as follows:

<u>Account #</u>	<u>Account Title</u>	<u>Increase</u>	<u>Decrease</u>
713010.8200	Current Year Taxes	<u>5,500.00</u>	
Total Revenues:		\$ 5,500.00	

Section 7. Copies of this budget amendment shall be furnished to the City Clerk, City Manager, and Finance Director for their direction.

Upon a motion made by Councilmember Strickland, seconded by Mayor Pro Tem Harris, the following amendment **#2010.02.03** was unanimously adopted:

Storm Drainage Budget Ordinance Amendment

#2010.02.03

BE IT ORDAINED by the City Council of the City of Clinton, North Carolina, that, pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the capital project ordinance adopted December 12, 2006, and amended on March 4, 2008 and June 17, 2008 is hereby amended as follows:

Section 1. To amend the Capital Project Budget Ordinance, the expenditures are to be changed as follows:

<u>Account Number</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
634730.7200	Drainage Improvements	<u>68,332.00</u>	
Total Expenditures		\$ 68,332.00	

Section 2. The following revenues are anticipated to be available for this project.

<u>Account Number</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
633473.0000	Transfer from General Fund	<u>68,332.00</u>	
Total Revenues		\$ 68,332.00	

Section 3. Copies of this amendment shall be furnished to the City Clerk, City Manager, and Finance Director for their direction.

Upon a motion made by Councilmember Strickland, seconded by Mayor Pro Tem Harris, the following amendment **#2010.02.04** was unanimously adopted:

**Airport Capital Reserve Fund
Budget Ordinance Amendment**

#2010.02.04

BE IT ORDAINED by the City Council of the City of Clinton, North Carolina, that, pursuant to Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the capital project ordinance adopted June 6, 2006, is hereby amended as follows:

Section 1. To amend the Capital Project Budget Ordinance, the expenditures are to be changed as follows:

<u>Account Number</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
664530.0000	Airport Capital Reserve Fund	<u>50,000.00</u>	
	Total Expenditures	\$ 50,000.00	

Section 2. The following revenues are anticipated to be available for this project.

<u>Account Number</u>	<u>Description</u>	<u>Increase</u>	<u>Decrease</u>
663020.0000	Transfer from General Fund	<u>50,000.00</u>	
	Total Revenues	\$ 50,000.00	

Section 3. Copies of this amendment shall be furnished to the City Clerk, City Manager, and Finance Director for their direction.

**CLINTON DOWNTOWN SPECIAL TAX DISTRICT INCENTIVE PROGRAM –
BURGESS GROUP CONSOLIDATED, LLC – 412 VANCE STREET**

Planning and Zoning Director Jeff Vreugdenhil stated that at the November 5, 2008 city council meeting, City Council adopted a resolution approving the Clinton Downtown Special Tax District Incentive Program. He stated that the purpose of this program is to encourage rehabilitation of existing buildings and to promote infill development with new commercial development within the Clinton Downtown Special Tax District. Mr. Vreugdenhil further stated that the objective of this program is to provide an incentive to property owners and individuals for the purpose of improving the appearance and viability of downtown Clinton and to stimulate long-term investment.

Planning and Zoning Director Vreugdenhil stated that Vince Burgess has completed his dance studio project -- Gotta Dance-- which is located at 412 Vance Street and now requests incentive grant approval. He stated that this grant incentive will be applicable for five (5) concurrent tax years. He further stated that after taxes have been paid each year, Mr. Burgess will be reimbursed

the difference between the pre-construction and current due taxes. Mr. Vreugdenhil recommended approval from City Council.

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Strickland, the approval of the grant incentive to Vince Burgess, of Burgess Group Consolidated, LLC, passed unanimously.

REPORTS

The finance, police, personnel, fire, public works, and code reports were acknowledged. City Manager Connet mentioned that in General Fund, revenues are higher than last year and expenditures are lower than last year.

City Manager presented to City Council a tentative budget calendar. He stated each department is asked to develop a mission statement, goals, objectives, and performance measures for his/her department. He stated that a CIP Workshop has been proposed for March 30, 2010 and budget workshops have been scheduled tentatively for the month of May.

City Manager informed Council that he would be attending the Annual North Carolina City and County Management Association Meeting beginning Wednesday, February 3rd through Friday, February 5th.

City Manager announced with great sadness the retirement of Finance Director Betty Brewer on December 31, 2010. He stated that someone will be hired by July 1, 2010 so that Ms. Brewer might train this individual for at least six months.

OTHER BUSINESS

Before adjourning, Mayor Starling thanked the staff for our readiness and preparedness toward the winter storm that was predicted to bring great damage to the City of Clinton and surrounding areas the past weekend. In actuality, it was indeed a much milder storm.

CONTINUATION

Upon a motion made by Councilmember Becton, seconded by Mayor Pro Tem Harris, and unanimously passed, the meeting was continued until Tuesday, February 16, 2010 at 5:30 PM in the City Hall Auditorium for the purpose of consideration of award of bid for infrastructure for Sampson Square Apartments located on College Street.

ADJOURNED AT 7:23 PM.

Elaine F. Hunt, City Clerk

Lew Starling, Mayor