

JULY 10, 2007 CITY COUNCIL MEETING

The City Council of the City of Clinton, North Carolina met in regular session at 7:00 p.m. on July 10, 2007 at city hall auditorium. Mayor Starling presided. Councilmembers Becton, Harris, Stefanovich, and Turlington were present. Councilmember Strickland was absent. The city attorney Dale Johnson; city clerk Betty Fortner; deputy clerk Elaine Hunt; city manager John Connet; finance director Betty Brewer; fire chief Philip Miller; planning and development director Jeff Vreugdenhil; planner Mary Rose, police chief Mike Brim; public works director Chris Doherty; and recreation director Judi Nicholson were present.

Elaine Hunt gave the invocation.

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Becton, the minutes of the June 12 regular and closed session and 19, 2007 city council meeting were unanimously approved.

**APPOINTMENTS**

Notification was given of the expiration of Perry Solice’s term on the ABC Board.

**BIDS—CATTAIL**

City Manager Connet presented bids received for the Cattail Branch restoration project and recommended accepting the low bid from Land Mechanical Design, Inc.

<u>Firm</u>	<u>Bid Amount</u>
Backwater Environmental	\$51,602.50
Land Mechanical Design, Inc.	\$35,609.00
Shamrock Environmental	\$78,390.00

Councilmember Harris moved to award the bid to Land Mechanical Design, Inc. in the amount of \$35,609.00. Councilmember Turlington seconded the motion, and it passed unanimously.

**ORDINANCES—BUDGET**

**CAPITAL PROJECT BUDGET AMENDMENT  
Lundy’s Sewer Line**

**BE IT ORDAINED** by the City Council of the City of Clinton, North Carolina that the following amendment be made to the Capital Project Budget Ordinance adopted March 2006 and amended June 12, 2007.

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

**ACCOUNT NUMBER      ACCOUNT TITLE      DECREASE      INCREASE**

467140.0500	Inspections/Permits	\$ 96,980.00
467140.7300	Construction	2,522,661.00
467140.8000	Contingency	126,134.00
<b>TOTAL</b>		<b>\$ 2,745,775.00</b>

**SECTION 2.** The following revenue is anticipated to be available to complete this project.

<b><u>ACCOUNT NUMBER</u></b>	<b><u>ACCOUNT TITLE</u></b>	<b><u>DECREASE</u></b>	<b><u>INCREASE</u></b>
463714.0300	State Revolving Loan		\$ 2,745,775.00

**SECTION 3.** Copies of this budget amendment shall be furnished to the Clerk to the Council and the Finance Officer for further direction in carrying out this project.

**ORDINANCES—BUDGET—SCHOOLS**

Upon a motion made by Councilmember Stefanovich seconded by Councilmember Harris, the following ordinance #2007.07.02 was unanimously adopted:

**CAPITAL PROJECTS ORDINANCE  
Clinton High School Lift Station**

**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 following capital project ordinance is hereby adopted:

**Section 1.** The project authorized is the construction of a sewer lift station to serve the new Clinton High School.

**Section 2.** The officers of this unit are hereby directed to proceed with the capital project within the terms of the grant documents and the budget contained herein.

**Section 3.** The following amounts are appropriated for the project:

697140.0400	Engineering and Design	34,104
697140.7400	Construction	212,624
697140.8000	Contingency	10,631
	<b>TOTAL</b>	<b>\$257,359</b>

**Section 4.** The following revenues are anticipated to be available to complete this project.

693714.0500	Clinton City Schools	\$257,359
	<b>TOTAL</b>	<b>\$257,359</b>

**Section 5.** Copies of this budget amendment shall be furnished to the Clerk to the Council and the Finance Officer for further direction in carrying out this project.

## **OFFICIAL TRAFFIC MAP**

Planning and Development Director Vreugdenhil asked to postpone consideration of adopting a revised traffic map until the August regular meeting.

## **REPORTS**

The code violations, finance, fire, and police were acknowledged.

City Manager Connet reported that the city will meet with Smithfield Packing on July 16 to discuss pretreatment and odor controls at the plant.

City Manager Connet commended staff for their work preparing for the July 4<sup>th</sup> activities.

Mayor Starling reported the city was recognized on July 9 by the North Carolina General Assembly for being named a 2007 All-America City.

## **ANNEXATION—FOX LAKE**

City Manager Connet presented a petition for contiguous annexation property owned by Christopher and Stacey Hardison at 306 Fox Lake Drive. He asked council to adopt a resolution instructing the clerk to investigate the petition. Upon a motion made by Councilmember Harris, seconded by Councilmember Becton, the following resolution was unanimously adopted:

### **RESOLUTION DIRECTING THE CLERK TO INVESTIGATE A PETITION RECEIVED UNDER G.S. 160A-31**

Whereas, a petition requesting annexation of an area described in said petition was received on July 10, 2007 by the City Council of the City of Clinton, N. C.; and

Whereas, G. S. 160A-31 provides that the sufficiency of the petition shall be investigated by the City Clerk before further annexation proceedings may take place; and

Whereas, the City Council of the City of Clinton, NC deems it advisable to proceed in response to this request for annexation;

Now, Therefore, Be It Resolved by the City Council of the City of Clinton, NC that:  
The City Clerk is hereby directed to investigate the sufficiency of the above described petition and to certify as soon as possible to the City Council the result of her investigation.

City Manager Connet said the clerk investigated the petition upon receipt, and presented a Certificate of Sufficiency. He presented for consideration a resolution calling for a public hearing on the annexation. Upon a motion made by Councilmember Harris, seconded by Councilmember Becton, the following resolution was unanimously adopted:

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION  
OF ANNEXATION PURSUANT TO G.S. 160A-31**

**WHEREAS**, a petition requesting annexation of the non-contiguous area described herein has been received; and

**WHEREAS**, the City Council of the City of Clinton, North Carolina has by resolution directed the City Clerk to investigate the sufficiency of the petition; and

**WHEREAS**, certification by the City Clerk as to the sufficiency of the petition has been made;

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Clinton, North Carolina that:

**Section 1.** A public hearing on the question of annexation of the contiguous area described herein will be held at City Hall Auditorium at 7:00 P.M. on August 7, 20076.

**Section 2.** The area proposed for annexation is described as follows: BEING ALL OF LOT NO. 2, containing .59 of an acre, more or less, in the Cooper's Mill Subdivision, "Section One", according to a map prepared by Owens Surveying, dated September, 1990 and recorded in Map Book 24 , Page 68, of the Sampson County Registry, to which map reference is hereby made for a more complete description by metes and bounds.

**Section 3.** Notice of the public hearing shall be published once in The Sampson Independent, a newspaper having general circulation in the City of Clinton, at least ten (10) days prior to the date of the public hearing.

Upon a motion duly made, seconded and passed the meeting adjourned at 7:12 p.m.

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Clerk

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Mayor