

REGULAR MEETING CITY COUNCIL
March 19, 2018

The City Council of the City of Albemarle met in a regular session on Monday, March 19, 2018 at 7:00 p.m. in the Council Chambers of City Hall. Mayor Ronnie Michael presided, and the following Councilmembers were present, to-wit: Mayor Pro Tem Martha Sue Hall, Bill Aldridge, Chris Bramlett, Benton H. Dry II, Martha E. Hughes, Dexter Townsend and Chris Whitley. Absent, none.

Mayor Michael called the meeting to order.

Upon a motion by Councilmember Hall, seconded by Councilmember Bramlett, and unanimously carried, the minutes of the March 5 regular session and March 5 closed session minutes were approved as submitted.

Agenda adjustments

1. Add Closed Session - Pursuant to NCGS 143-318.11(a) (3) – To Consult with the City Attorney and To Discuss City of Albemarle v. Chucky L. Nance, et al.

Upon a motion by Councilmember Hall, seconded by Councilmember Dry, and unanimously carried, the approved the agenda adjustments as stated.

Unannounced Delegations

Michael Greene, 32084 Pennington Road, Albemarle came before Council announcing that he is running for the office of Clerk of Superior Court in Stanly County.

Mike Upchurch, 1509 Moss Springs Road, Albemarle came before Council and stated his interest in Albemarle having a retirement community for older individuals

with no income restrictions. He stated that he was ineligible to rent at the Central Elementary School apartments because he makes \$100 a month too much money. The City needs available retirement housing for older individuals with no restrictions.

Mayor Michael stated that he definitely understands and agrees with the importance and the City is working on this with developers in building apartments for older individuals with no restrictions.

The Mayor and City Council received a copy of the February Monthly Departmental Reports and asked if anyone had any questions.

Unfinished Business

Second Reading Ordinance 18-04 - To Amend the Zoning Ordinance to Allow Tobacco Consumption Establishments in Multiple Commercial Zoning Districts.

This item passed first reading at the March 5 meeting by a 4-3 vote. The City is required to hold a second reading on any Ordinance that does not pass by 2/3 majority on first reading.

Text amendments to the following sections will allow for the establishment of businesses inside the City of Albemarle with the primary use of on-premises tobacco consumption:

§ 92.008 DEFINITIONS.

§ 92.080 GHBD GENERAL HIGHWAY BUSINESS DISTRICT.

§ 92.081 SCD SHOPPING CENTER DISTRICT.

Councilmember Townsend moved to approve Ordinance 18-04 on 2nd Reading. Councilmember Dry seconded the motion. Voting for the motion were Councilmembers Dry, Hughes, and Townsend. Voting against the motion were Councilmembers Aldridge, Bramlett, Hall, and Whitley. The motion was denied with a 3-4 vote.

(Ordinance 18-04. **DENIED** -Text Amendment to allow Hookah establishments.)

New business

1) Consider adoption of Ordinance 18-06 - Changes to Urban Archery

On January 17, 2018, a citizen came before Council requesting the ordinance for Urban Archery be changed from 5 acres to 1 acre.

On February 5, 2018, research was presented to Council about Urban Archery in North Carolina. Over 20 municipalities were researched to gain information about ordinances and restrictions for Urban Archery in those respective areas.

On March 5, 2018 a public input sessions was held to hear citizens' concerns and ideas about lessening the acreage for Urban Archery

Councilmember Hall moved to amend Ordinance 18-06 and to drop the restriction altogether of restricting hunting within 250 feet of the perimeter of the area of consent, last part of (C) (3), page 2. Councilmember Aldridge seconded the motion. Voting for the motion were Councilmembers Aldridge, Hall, Hughes, and Whitley. Voting against the motion were Councilmembers Bramlett, Dry, and Townsend. The motion was carried with a 4-3 vote.

Councilmember Bramlett moved to table approval of the ordinance until the April 2 meeting to allow for City Council to receive additional public input through email or phone before the April 2 meeting. Councilmember Dry seconded the motion. Voting for the motion were Councilmembers Bramlett, Dry, Hughes, Townsend and Whitley. Voting against the motion were Councilmembers Aldridge and Hall. The motion carried with a 5-2 vote.

2) Consider Request to Move Stop Signs at Intersection of Monza Dr. and Pond St.

Mr. Doug Craig came to the March 5, 2018 City Council meeting and voiced concerns about the stop sign at the intersection of Pond St. and Monza Dr. Chief Bowen was asked to investigate and report back to City Council. His memo is provided.

Staff has informed Mr. Craig the item will be discussed tonight as requested by City Council. Police Chief Danny Bowen noted to Council by memo that he has reviewed accidents and citation in that area and moving the stop sign requiring

motorists to stop on Monza Drive would allow the traffic on Pond Street to continue through without stopping and he does not see any safety concerns that would arise if the stop sign were relocated. The City Manager noted that if City Council would like to switch the stop streets and through intersections as requested by Mr. Craig, an ordinance would need to be drafted by the City Attorney and appear on a future agenda for formal consideration.

Upon a motion by Councilmember Bramlett, seconded by Councilmember Hall, and unanimously carried, the City Council approved the City Attorney drafting the ordinance, moving the stop sign requiring motorists to stop on Monza Drive and would allow the traffic on Pond Street to continue through without stopping and have formal consideration at a future meeting.

3) Consider Special Event Permit - Stanly YMCA

Stanly County YMCA will be hosting the first annual Kids Triathlon on May 19, 2018. They are requesting a waiver of the fee and for the following street closures for the event:

Road closures for the following roads are being requested:

- 1st St. from Chestnut- North St.
- Depot St. from Chestnut - North St.
- North St. from 1st - Depot St.
Chestnut from 1st - Depot St.

Upon a motion by Councilmember Hall, seconded by Councilmember Dry, and unanimously carried, the City Council approved a special event permit and closing of streets for the Stanly YMCA hosting the Kids Triathlon on May, 2018. This is contingent on NCDOT approval and to waive the application fee closing the streets mentioned above.

4) Information: Employee Picnic May 17, 2018

Councilmember Whitley gave an update from the last RPO meeting attended:

Roundabout to be built at Ridge St and Carter Acres.

Left turn lane to be built to turn off NE Connector onto Moss Springs Rd.

Pedestrian Sanctuary at Market Station funded but no timeline for construction.

CCOG is doing a project called The Intersection of Economic Development, Transportation & Land Use Planning. Meeting for Stanly County is April 30 and we need to review the invitation list with Mayor and Manager for additional invitees.

Councilmember Aldridge sent out condolences to the family of Woody Durham, the voice of the Carolina Tar heels who recently passed away.

Ms. Colleen Conroy came before City Council that she will be participating in the Stanly County Dancing with the Stars competition this year on September 9 at the Agri-Civic Center. This event raises funds for the Butterfly House, the Children's Advocacy Center for the Stanly County region. Ms. Conroy explained what The Butterfly House's role is in aiding children and she requested a donation from each Councilmember for this cause.

Upon a motion by Councilmember Dry, seconded by Councilmember Aldridge, and unanimously carried, the Mayor and City Council adjourned to a Closed Session Pursuant to NCGS 143-318.11(a) (3) – To Consult with the City Attorney and To Discuss City of Albemarle v. Chucky L. Nance, et al.

Upon a motion by Councilmember Hall, seconded by Councilmember Hughes, and unanimously carried, the Mayor and City Council reconvened to open session. Mayor Michael announced that a closed session was held Pursuant to NCGS 143-318.11(a) (3) -) – To Consult with the City Attorney and To Discuss City of Albemarle v. Chucky L. Nance, et al. and there is nothing to report at this time.

Mayor Michael stated that concerning the old Fire Station on Third Street, Council looked at issues concerning the station at the February work sessions. The preliminary cost figures for repairs were around \$400,000. We do not plan to do anything concerning the old Fire Station on 3rd street this fiscal year or possibly the next fiscal year.

Mayor Michael stated that he and the City Manager had planned a trip to Washington on Tuesday but they are calling for snow, so they will reschedule their visit. He stated that the City currently has grant applications submitted for fire equipment and apparatus and that we wanted to discuss as well as seek assistance for our business park and other economic development initiatives in Washington, DC.

Upon a motion by Councilmember Aldridge, seconded by Councilmember Dry, and unanimously carried, the meeting was adjourned.