

REGULAR MEETING CITY COUNCIL

September 19, 2011

The City Council of the City of Albemarle met in a regular session on Monday, September 19, 2011 at 7:00 p.m. in the City Hall. Mayor Elbert L. "Whit" Whitley, Jr. presided, and the following Councilmembers were present, to-wit: Troy E. Alexander, Martha Sue Hall, Judy Holcomb, Jeanette M. Napier, Jack F. Neel, Dexter Townsend and T. Ed Underwood. Absent, none.

The Mayor presented a resolution to Nancy Jolly honoring her service of 28 years on the Albemarle Planning and Zoning Board.

Upon a motion by Councilmember Underwood, seconded by Councilmember Holcomb and unanimously carried, the minutes of September 6 regular session, September 6 closed session, and September 7 emergency session minutes were approved as submitted.

Kathy Almond, Executive Director of the Albemarle Downtown Development Corporation came before City Council to request the approval for street closings for the Albemarle Downtown Christmas and the Albemarle Christmas Parade. Ms. Almond also requested the use of the Annex restrooms for the Downtown Christmas event and any vendor fees that are generated for the parade to help offset the cost of the event as has been the City's custom.

Ms. Almond stated that the Uwharrie Storytelling will be held on October 1 from 1-7 pm and the Fall Festival will be held on October 27 from 4-6 pm.

Upon a motion by Councilmember Hall, seconded by Councilmember Holcomb and unanimously carried, the City Council approved street closings for the Albemarle Downtown Christmas and the use of the Annex restrooms from 5-9.

Upon a motion by Councilmember Underwood, seconded by Councilmember Napier and unanimously carried, the City Council approved street

closings for the Albemarle Christmas Parade and allocation of any vendor fees that are generated for the parade to help offset the cost of the event as has been the City's custom.

Mr. Stephen Chambers, Chambers Engineering came before Council to present the US 52 Water Treatment Plant Residuals Treatment and Disposal Study. The City Manager noted that City Council engaged Chambers Engineering of Albemarle to conduct this study, which it did with assistance from subcontractor HDR Engineering. Mr. Chambers and City staff has reviewed the Special Order by Consent (SOC) and recommend its approval to City Council. Council received a copy of the report and a proposed SOC from the state which would reduce the penalties for violations of the NPDES permit by 50%.

Mr. Chambers covered the alternatives to address this issue, with a recommendation for Alternate 1. This project will enable the City to comply with current environmental regulations which were not in effect when the plant was constructed. Mr. Pete D'Adamo with HDR Engineering answered several questions that Council had.

Councilmember Neel asked how this project would be paid for. The City Manager stated that this would probably be done with bank financing or a combination of reserves and financing. The financing term will hopefully be no longer than 5-10 years.

Upon a motion by Councilmember Holcomb, seconded by Councilmember Napier and unanimously carried, the City Council approved Alternate 1 for residual handling treatment and disposal alternatives for waste streams generated at the US Highway 52 Water Treatment Plant and approved the Special Order by Consent (SOC) for the wastewater discharge from the City's US Hwy. 52 Water Treatment Plant.

Mr. Joe Speights came before City Council as an unannounced delegation to speak about Box Tops for Education program. Many of the Stanly County schools are participating in this program, including Central Elementary School. This is a program where schools collect box tops that can be redeemed. All of the box tops will be divided among the schools that are participating. Mr. Speight answered any questions that Council had about the program.

Upon a motion by Councilmember Holcomb, seconded by Councilmember Napier and unanimously carried, the City Council approved the placement of containers to collect box tops for this program in buildings on City property.

Mayor Whitley stated that City Council has a copy of the monthly departmental reports in their agenda packets and asked if there were any questions.

Upon a motion by Councilmember Neel, seconded by Councilmember Underwood and unanimously carried, the following ordinances passed second reading and were duly adopted:

(Ordinance 11-28.) To amend the 2011-2012 budget to reflect receipt of Install Debt Funds for two Fire Pumpers and apparatus.

(Ordinance 11-29. To set up a budget to appropriate funds from the 2011 Jag Grant.)

(Ordinance 11-30. A 2011 Grant Ordinance for a Public Housing Capital Fund Program.)

The Mayor and City Council reviewed a No Parking Zone on Leonard Avenue. The City Manager noted that at the June 20 meeting Council discussed the newly established parking zone on Leonard Avenue but decided not to make any changes at that time. It was requested this item be placed back on the agenda in three months time so Council could discuss and review the situation.

City Manager Raymond Allen stated that Police CEO Ronnie Michael is present and will answer any questions that Council may have. Mr. Allen also stated that Council received a copy of the letter from Acting Police Chief Ted Smith about the no parking zone on Leonard Avenue. Mr. Smith noted we have encountered very few violations in the new restricted areas. He had conducted numerous checks for violators as well as contacts with citizens in the area. He noted that traffic flow has been greatly improved with the restricted parking on Leonard Avenue.

Police CEO Ronnie Michael answered any questions that Council had.

The Mayor and City Council considered appointment of an alternate to the Zoning Board of Adjustment. At its meeting on September 6, the City Council appointed Terry Pleasant to fill the unexpired term of Bill Sells on the Zoning Board of Adjustment, who had resigned. The City Manager noted that Mr. Pleasant held the position of first alternate, which is now vacant. Typically, City Council has moved the existing alternates up when a vacancy of this nature occurs, and appoints someone to complete the term in the third Alternate position. Council received a list of the current ZBA members and volunteers for this board.

Upon a motion by Councilmember Neel, seconded by Councilmember Holcomb and unanimously carried, the City Council approved Reverend Harold McDonald as third alternate to the Zoning Board of Adjustment. This will allow moving Max Bogle up to 1st alternate and Benjamin Lisk up to 2nd alternate.

The Mayor and City Council discussed fire department marketing assistance for Reflexite Corporation. The City Manager noted that the fire department is seeking permission from City Council to use its name, photos of apparatus and possible endorsement to assist Reflexite Corporation with marketing a reflective material they manufacture. The Council received a letter from Chief Oke regarding this. Chief Oke stated that in exchange for assisting Reflexite Corporation, materials for creating the required chevron markings on our new fire apparatus will be donated to the fire department. This donation will provide a cost savings of approximately \$2,800 for both fire apparatus.

Upon a motion by Councilmember Alexander, seconded by Councilmember Hall and unanimously carried, the City Council approved the fire department using its name, photos of apparatus and possible endorsement to assist Reflexite Corporation with marketing a reflective material they manufacture. By doing so, materials for creating the required chevron markings on our new fire apparatus will be donated to the fire department at a cost savings of approximately \$2,800 for both fire apparatus.

The Mayor and City Council considered designation of a voting delegate and alternate for the NC League of Municipalities Annual Meeting. Councilmembers Hall and Neel are registered for the League meeting this year, and could be designated as

the voting delegate and alternate as Council wishes. Council received information regarding the League's Business Meeting which will be on October 24 at 2:15 pm.

Upon a motion by Councilmember Neel, seconded by Councilmember Holcomb and unanimously carried, the City Council approved Councilmember Hall as the voting delegate and Councilmember Neel as the alternate voting delegate for the ElectriCities Board of Directors.

The Mayor and City Council discussed nominations for the ElectriCities Board of Directors. The City Manager noted that NCMIPA#1 has two candidates who are up for reelection to the Board of Directors, as noted in a memo Council received from Chairman Jack Neel. Mr. Neel stated in his letter nominations have to be made by October 11 and elections will take place on November 15 at the Power Agency I meeting. These are Don Mitchell from Monroe, and John Walser from Lexington. The City Manager noted that he would like to request authority to vote for these two members for reelection as the Agency One commissioner for Albemarle.

Council made no decisions at this time and will continue discussions at a future meeting before October 11.

The Mayor and City Council received a reminder of the Uwharrie Storytelling Festival in Downtown Albemarle on October 1, 2011.

Councilmember Townsend stated that he had a complaint about Waste Management due to nine properties he had observed and taken photos of. He stated that trash on these properties has been there over a month. He asked when Waste Management's contract is up for review again and hopes they value their contract with the City.

City Manager Raymond Allen stated most of the debris on the photos are construction materials and are not included in the City's contract with Waste Management. Councilmember Alexander stated that he had noticed near where he lives that furniture placed at the curb for pickup, is not readily picked up by Waste Management. Mr. Allen also stated that if Council will place any complaint they may

have on the City's E-GOV Link, then Public Works will send a letter out to those homeowners if items are not to be picked up by Waste Management.

Councilmember Hall thanked Interim Public Works Director Judy Redwine on participation in the Day of Caring to be held on October 4 during Public Power Week. Ms. Hall also stated that later the same day around 5:30 pm that there will be an education program at the EE Waddell Center on Weatherization.

The City Manager stated that with Council wanting the City to emphasize Economic Development and the City not having an economic director only the county having a director, the City is partnering with ElectriCities to be more visible in this area. Preformed Line Products and Albemarle Prime Power Park were highlighted and the City of Albemarle had a full page ad in the Charlotte Regional Partnership Economic Development Magazine . He had a copy of the magazine with pages marked of these events for Council to view. Also, he stated that he can get a copy of the magazine for any Councilmember that would be interested.

Upon a motion by Councilmember Underwood, seconded by Councilmember Hall and unanimously carried, the City Council adjourned to a closed session pursuant to NCGS 143-318.11 (a) 3 to consult with the City Attorney.

Upon a motion by Councilmember Alexander, seconded by Councilmember Underwood, and unanimously carried, the City Council reconvened to open session. Mayor Whitley announced a closed session was held pursuant to NCGS 143-318.11 (a) 3 to consult with the City Attorney and there was nothing to report at this time.

Upon a motion by Councilmember Underwood, seconded by Councilmember Alexander, the meeting was adjourned.