

TOWN OF ELIZABETHTOWN

Scheduled Meeting

February 6, 2012

The Elizabethtown Town Council met for their scheduled meeting on Monday, February 6, 2012 at 7:00 p.m. in the Council Chamber of the Elizabethtown Municipal Building. Those in attendance were Mayor Sylvia Campbell, Mayor Pro Tem Rufus Lloyd, Council Members, Herman Lewis, Dicky Glenn, Ray Allen, Ricky Leinwand, Charles DeVane, and Town Attorney Goldston Womble. Department Heads present included Public Services Director Pat DeVane, Police Chief Bobby Kinlaw, Zoning/Code Enforcement Officer Bryan Martin, Fire Chief Byron Graham and Town Manager Eddie Madden. Absent: Finance Director Jan Lennon

Mayor Campbell called the meeting to order and asked Mayor Pro Tem Rufus Lloyd to give the invocation.

Mayor Campbell presented the February 6, 2012 agenda for approval. A motion was made by Council Member Herman Lewis, and seconded by Council Member Dicky Glenn to approve the agenda as presented (Unanimous).

Item #1: Approval of Previous Minutes

Mayor Campbell presented to Council, the minutes of October 3, 2011 Closed Session, January 9, 2012 Regular Work Session, January 9, 2012 Regular Meeting and January 9, 2012 Closed Session. A motion was made by Mayor Pro Tem Rufus Lloyd, and seconded by Council Member Herman Lewis to approve the minutes as presented (Unanimous).

Item #2: Resolution of Recognition-Eagle Scout Xavier Daniels

Mayor Campbell recognized Xavier Daniels in which a framed Resolution of Recognition was read and presented by the Mayor. Mr. Daniels was recognized for community projects that he participated in, in an effort to earn his Eagle Scout badge. Mayor Campbell stated that Mr. Daniels participated in a cleanup project at the Paul R. Brown building which is located on Martin Luther King

Drive. Mr. Daniels project also consisted of construction of two picnic tables as well as planting of trees and shrubbery. Mayor Campbell and Council Members congratulated Mr. Daniels on a job well done.

Item #3: Public Hearing: Close-out of CDBG Project for Swanzy Ridge

Mayor Campbell opened the public hearing and recognized Mr. Floyd Adams of The Adams Company to present the close-out of CDBG project for Swanzy Ridge.

Mr. Adams stated that this public hearing is in regards to a close-out of the CDBG Project for Swanzy Ridge. Mr. Adams stated that the total grant was \$240,000 with two categories; Sewer Improvement (main activity) budget line item funds of \$216,000 with administrative line item of \$24,000 as of to-date all budget line items have been expended. Mr. Adams reported that a sureline was installed (367 liner feet of 8" sanitary sewer with manholes and connections to the multi-family). Two lift-stations were upgraded this included one on Swanzy Street and Lower Street and this included two new generators.

Mayor Campbell asked for questions or comments regarding this agenda item, but none were noted; therefore, the public hearing was closed.

Item #4: Public Hearing: CDBG/Catalyst Grant

Mayor Campbell opened this public hearing and recognized Mr. Floyd Adams of The Adams Company to present the CDBG/Catalyst Grant; this will be the first of two public hearings that are required for this project.

Mr. Adams stated that this is the first of two required public hearings, if the Town of Elizabethtown wishes to file for Community Development funds, this opportunity would allow the Town to apply for three (3) categories, and they are as follows:

1. Scattered Site Housing Application

Houses would be selected throughout the community, this is only offered to County agencies; therefore, the Town could not apply.

2. Infrastructure Application

The Town can apply for this application; however, the application deadline is the end of February, if the Town pursued, this would include water/sewer improvements and benefit a high percentage of low to moderate income taxes.

3. NC Catalyst Application

This application is due the end of April and the Town may consider participating. There are three categories that are involved and the Town may select a combination of all three, one of the three in order to create a catalyst for neighbors to help them grow and thrive, they are as follows:

- a. Housing Development - Help fund water/sewer or streets to that project.
- b. Housing Activity - Include housing rehabilitation, clearance of dilapidated homes, clearance of commercial structures, relocation of family, temporary relocation for families that need to move out while work is being done, this also includes emergency repairs.
- c. Special Projects Public Facilities-This includes shelters victims of domestic violence or homeless, transitional housing facility, housing for the homeless

Senior Centers and Community/Neighborhood/Recreation buildings.

Mr. Adams asked if there were questions or comments. Council members asked what the deadline was on the NC Catalyst Application. Mr. Adams stated the deadline is April 30th. Mr. Adams conveyed to Council that a second public hearing is required in order to identify what the Town proposes to do, informing the Town citizens of what the project would include prior to submission.

Mayor Campbell stated that no other individuals had sign up to speak; therefore, the public hearing was closed.

Item #5: Public Hearing: 120-day Moratorium

Mayor Campbell opened this public hearing regarding the 120-day Moratorium on Central Commercial Businesses and recognized Town Manager Eddie Madden to present.

Mr. Madden stated that a request comes from Zoning/Code Enforcement Officer Bryan Martin to propose a moratorium for the C-2 business district. Beginning in January, the Planning Board in conjunction with the Town Council, and Shanelle Bullock of the NC Department of Commerce started work on reviewing recommended changes to the Elizabethtown Zoning Ordinance. Mr. Madden stated that in reviewing and making changes in the Zoning Ordinance, an item that is being concentrated on is a more restrictive downtown particularly the commercial district that was recently revitalized in 2011, these businesses are listed in the proposed Moratorium. Mr. Madden stipulated to Council that they would be reviewing the proposed Central Business District as a part of the re-write process which includes district boundaries, classifications, etc. Mr. Madden stated that it was recommended by the NC Department of Commerce that during the review process that Council consider a 120-day Moratorium

for uses that, if adopted, could not be permitted in the Central Business District. Mr. Madden recognized Zoning Officer Bryan Martin to expound on this agenda item. Mr. Martin stated in the evening Planning Board meeting, it was a unanimous decision to approve the 120-day Moratorium, this decision was forwarded to Town Council for their consideration in their evening meeting.

Mayor Campbell recognized Mr. Ray Burrton of Intrepid Tattoos, who signed up to speak.

Mr. Burrton stated that he was making plans to bring a new business to Elizabethtown, Intrepid Tattoos. Mr. Burrton reported that currently he has two tattoo businesses which are located in Fayetteville and Raeford. Mr. Burrton gave a brief description of his businesses in that, they are well maintained by very reputable owners, they are clean, and these businesses are very careful as to their clientele, such as no gang tattoos will be considered. Mr. Burrton stated that they have been successful in running their businesses for 19 years and are a reputable business. Mr. Burrton also stated that their tattoo business is community oriented in which they support high schools, police departments and recreation. Mr. Burrton asked that Council please consider Intrepid Tattoo to locate in the downtown district of Elizabethtown.

Mayor Campbell stated that no other individuals had signed up to speak; therefore, the public hearing was closed.

Council Member Charles DeVane asked Mr. Burrton if he could possibly locate to another area in Elizabethtown rather than downtown.

Mr. Burrton stated that currently his two businesses that he operates, are in a business district.

Item #6: Moratorium in the Proposed Central Commercial Business District

Mayor Campbell presented this agenda item regarding the 120-day Moratorium for Council's consideration. A motion was made by Council Member Charles DeVane, and seconded by Council Member Herman Lewis to approve the 120-day Moratorium to the C-2 Zoning District (Unanimous).

Item #7: Close-out of 2009 CDBG-Swanzy Ridge Project

Mayor Campbell presented this agenda item regarding the close-out of 2009 CDBG Swanzy Ridge Project for Council's consideration. A motion was made by Mayor Pro Tem Rufus Lloyd, and seconded by Council Member Ricky Leinwand to approve the close-out of 2009 CDBG for Swanzy Ridge Project (Unanimous).

Item #8: Regional Wastewater System Preliminary Engineer Report between the Town of Elizabethtown and White Lake

Mayor Campbell recognized W.K. Dickson Representative Carter Hubard to present this agenda item regarding the Regional Wastewater System PER between the Town of Elizabethtown and White Lake.

Mr. Hubard stated that W.K. Dickson will be responsible for the Regional evaluation for the Town of Elizabethtown and the Town of White Lake together, will submit an application to the NC Rural Center for a planning grant, this will assist White Lake with waste water treatment. Mr. Hubard stated that the current conditions consisting of 1900 customers in Elizabethtown and capacity of a treatment plant is 1.225 (million gallons per day), the flow on an average daily basis is approximately 660,000 gallons per day and the monthly rate for residential customers per sewer is \$24.00. In the Town of White Lake there is the potential for 1800, average daily flow .48 (million gallons per day) monthly rate of \$26.00. Mr. Hubard distributed aerial photos of the Elizabethtown facility which was constructed in the 1970's with secondary treatment systems, and also there is considerable value to the assets in which it continues to operate. Overall, Mr. Hubard agreed that the Elizabethtown facility operates well based on the Preliminary Engineering Report however; some modifications and improvements could be made. Mr. Hubard stated that it would be wise to utilize as much of the existing infrastructure as possible and in doing so, pump stations can be placed in designated areas, collect waste water and bring the waste water over to Elizabethtown. Mr. Hubard gave an in-depth presentation regarding the Preliminary Engineer report and requested that Council consider accepting the report for approval but would not obligate either party to the results of the study.

Mayor Campbell asked what time frame the Town was looking at.

Mr. Hubard stated that a 1 1/2 year design period would be involved, construction period of 1 1/2 a total of 3 years.

A motion was made by Council Member Herman Lewis, and seconded by Council Member Dicky Glenn to accept PER for Regional Wastewater System with White Lake (Unanimous).

Item #9: Awnings over Downtown Sidewalks

Mayor Campbell reported a conflict with the downtown business awnings and the newly planted trees. During the Downtown Revitalization project, various awnings, specifically on Poplar Street, extended over the sidewalk placing the awnings in the path of outstretched branches. Mayor Campbell stated that this matter was discussed in a previous Council meeting and the Code of Ordinance stipulates language that prohibits awnings that extend more than six (6) feet from the building wall and are not at least eight (8) feet above the sidewalk. Property owners were made aware of this matter prior to downtown renovations. Council Member Dicky Glenn made a motion to table this agenda item, seconded by Council Member Herman Lewis (Unanimous).

Item #10: Grant Request from Bladen County Library

Mayor Campbell recognized Bladen County Librarian Director Rhea Hebert to present a request on behalf of the Bladen County Library Board of Trustees.

Board of Trustees member Susan Carter approached Council and thanked them for allowing the Library to present a request on behalf of the Library Board of Trustees.

Ms. Hebert stated that the Bladen County Library is moving forward to apply for a collections improvements grant that would be in the amount of \$10,000 for books. Mr. Hebert stated that several books needed to be replaced, simply because they were worn out and by replacing with a newer book; therefore, upgrading the classic section would enhance more readers, rather than keeping worn and torn books that otherwise would be left on the shelf and not read. Ms. Herbert stated that the book budget had dropped considerably over the last four (4) years. Ms. Herbert stated that the Town of Elizabethtown has not contributed to the Library fund in over three (3) years and the Maintenance of Effort Formula that the State Library uses, if local support drops, State Aid is dropped as well. Ms. Herbert requested that Council consider supporting the Bladen County Library in the grant proposal to obtain book money.

Mayor Campbell asked Ms. Herbert if the \$2,500 was the matching portion of the grant the Library has requested.

Ms. Herbert stated that \$2,500 is requested on behalf of the Town of Elizabethtown, this is considered a 25% match.

Council asked when the grant deadline was.

Ms. Herbert stated that the grant had to be in Raleigh on February 15th.

A motion was made by Council Member Dicky Glenn, and seconded by Mayor Pro Tem Rufus Lloyd to donate \$2,500 to the Bladen County Library for submission of their grant application (Unanimous).

Item #11: 2011 Tax Lien Advertisement

Mayor Campbell stated that the 2011 Tax Lien Advertisement has been submitted for Council's consideration. A motion was made by Council Member Herman Lewis, and seconded by Council Member Dicky Glenn to approve the advertisement for 2011 Taxes Liens (Unanimous).

Item #12: Pedestrian Grant Steering Committee

Mayor Campbell stated that a \$25,000 NCDOT Pedestrian Grant was awarded to the Town of Elizabethtown to develop a comprehensive pedestrian and bike plan; in doing this a steering committee is required. The Steering Committee includes the following:

-Town Manager Eddie Madden

-Erin Kinlaw

-Withers & Ravenel (Greg Lambert & Jeff Thompson)

-Bob Mundy

-Drew Cox

-Dawn Maynard

-Ashley Benton

-Cathy Kinlaw

-Jennifer Carroll

-Elizabethtown Cole

-Dr. Darrell Page

-David Wall

-Mark Gillespie

-Bryan Martin

-Hope Carroll

-Rev. Chris Denny

A motion was made by Council Member Dicky Glenn, and seconded by Mayor Pro Tem Rufus Lloyd to approve the Pedestrian Grant Steering Committee as presented (Unanimous).

Item #13: Glenwood Drive Matter

Mayor Campbell stated that Council has discussed the situation of garbage trucks and leaf & limb trucks turning around in residential driveways on Glenwood Drive, in which residents would not allow this because of damage that was occurring to their driveways and the possibility of a child being hurt when trucks were backing up. Staff contacted Mr. Joey Taylor of Geographic Solutions to possibly design a workable situation for the residents of Glenwood Drive and the Town. Mayor Campbell asked for comments or discussion regarding this matter.

Council Member Dicky Glenn stated that a proposal was submitted to Council on the construction of a cul-de-sac at the end of Glenwood Drive in the amount of \$42,000 a motion was made by Council Member Glenn, seconded by Council Member Herman Lewis to approve the cul-de-sac for Glenwood Drive.

Mayor Campbell requested that Council Member Glenn include in the motion that funds for the construction of the cul-de-sac would come from Powell Bill Funds.

Council Member Glenn stated that funds for the cul-de-sac would come from Powell Bill Funds and to incorporate this into the motion previously made.

Mayor Campbell called for a vote regarding this matter, motion carried to construct a cul-de-sac at the end of Glenwood Drive in the amount of \$42,000 and funds would come from the Powell Bill.

Item #14: "Briefly"

Mayor Campbell recognized Town Manager Eddie Madden to give an update on upcoming events.

- Mr. Madden stated that a Zoning Ordinance Update meeting would take place on Monday, February 13th at 6pm.

-MCAB Meeting on Tuesday, February 28th at 7 pm, location of the meeting will take place at S & J Grill in Dublin.

-Chamber of Commerce Meeting on February 14th at noon, Front Porch Restaurant.

-Annual Budget Retreat will take place on Monday, February 27th at the Airport Terminal Building.

Item #15: Open Forum

Mayor Campbell opened the meeting to anyone wishing to present comments or concerns to Council.

-Mr. Blane Massey approached Council and stated that he attended the January meeting and presented his request to conduct a Civil War Re-enactment in the Town of Elizabethtown. Mr. Massey presented dates for Council's consideration to perform the re-enactment; Council is requested to choose a date:

April 13th & 15

April 21 & 22

August 24 & 25

Mr. Madden stated that the Town of Elizabethtown suggested in last month's meeting that in conjunction to the Civil War Re-enactment to conduct a ceremony in the relocating of the DAR Revolutionary Monument. This matter was presented to Wells Fargo Bank and the Town is still waiting on their decision (monument is currently located at Wells Fargo Bank).

-Mr. Arthur Bullock approached Council and conveyed his appreciation for Council's support on January 16th in which Dr. Martin Luther King, Jr. parade took place in downtown Elizabethtown.

Mayor Campbell asked for further comments, questions or concerns, but none were noted. A motion was made by Council Member Herman Lewis, and seconded by Mayor Pro Tem Rufus Lloyd to adjourn (Unanimous).

Sylvia Campbell, Mayor

ATTEST:

Sarah L. Baysden, Deputy Town Clerk