

MINUTES OF MEETING OF THE
CITY COUNCIL OF THE CITY OF SANFORD
SANFORD, NORTH CAROLINA

The City Council met at the Sanford Municipal Center, 225 E. Weatherspoon Street, on Tuesday, March 6, 2007, at 1:00 P.M. The following people were present:

Mayor Cornelia P. Olive	Council Member Linwood S. Mann, Sr.
Mayor Pro Tem Walter H. McNeil, Jr.	Council Member James G. Williams
Council Member Steve Brewer	Council Member Joseph E. Martin
Council Member Dan Harrington	Council Member Mike Stone
City Manager Leonard Barefoot	City Attorney Susan C. Patterson
City Clerk Bonnie D. White	

Mayor Olive called the meeting to order and delivered the invocation.

APPROVAL OF AGENDA

City Manager Leonard Barefoot requested to add to the regular agenda as Item 5-G, "Consider Payment to Contractor for Demolition of 205 Maple Avenue." On motion of Council Member Joe Martin and seconded by Council Member Steve Brewer, the amended agenda was unanimously approved.

CONSENT AGENDA

Approval of February 6, 2007 City Council Minutes—(Filed in Minute Book 66)

Approval of Exclusive Advertising Agreement with direct hit media, llc—(Exhibit A)

Approval provides for the selection and placement of advertising on golf carts at the Municipal Golf Course. A maximum of two advertisements will be placed per cart, one on each side of cart.

Approval of Resolution Confirming the Request for a Local Bill in the North Carolina Legislature Allowing the City of Sanford to Annex by Voluntary Petition Areas That are More Than Three Miles from the City's Primary Corporate Limits if the Areas are Contiguous to the City's Satellite Corporate Limits—(Exhibit B)

City Manager Leonard Barefoot advised that this is a matter Council has been apprised of in the past, but because it is just now being added to the agenda, he wanted to explain that it is a resolution confirming a request for a Local Bill we have asked our local delegation to approve amending the law to allow non-contiguous annexations beyond three miles to be permitted in the case where they attach to an existing parcel.

The consent agenda was unanimously approved upon motion of Council Member James Williams and seconded by Mayor Pro Tem Walter McNeil.

REGULAR AGENDA

Consider Approval of Selection of Consultant for Timber Appraisal, Sale, Harvest, and Reforestation—(Exhibit C)

Operations Manager Tim Shaw explained that this is a request for the approval of a selection of a consultant for the timber appraisal, sale, harvest, and reforestation of the landfill property off of Valley Road. He also requests that Council delegate the city manager the authority to sign the contract. After studying the two agreements submitted, Mr. Shaw recommends that City go with Hales & Associates whose fee will be 5 percent of the sales generated.

Mayor Olive inquired if this were the going rate. Mr. Shaw replied that this was the lowest submitted. Council Member Williams mentioned that the matter had come up in one of their workshops, and the NC Forestry Association recommended that the City hire this consultant. Mr. Shaw agreed and explained that by using them, the price would be enough to pay for their services and more.

Council Member James Williams made the motion to approve the selection of Hales & Associates as consultant for the timber appraisal, sale, harvest, and reforestation of the landfill area off of Valley Road. Seconded by Council member Dan Harrington, the motion passed unanimously.

Consider Approval of Mowing Contract with the NC Department of Transportation—(Exhibit D)

Solid Waste Superintendent Larry Craig explained that this contract is for mowing all of the DOT rights-of-way within the city limits of Sanford with the exception of U. S. Highway #1. The bid came in this year at \$60 per shoulder mile. Mr. Craig recommends approval of this contract. City has a tractor on order and will probably begin mowing around the first of May. There are 148 shoulder miles and there are 5 cycles for mowing. The contract should be about \$44,000.

Council Member Steve Brewer made the motion to approve the mowing contract with the NC Department of Transportation. Seconded by Council Member Mike Stone, the motion passed unanimously.

Consider Renewal of Agreement for Communication Services—(Exhibit E)

Building and Grounds Superintendent Steve Stewart explained that this is a request to renew the Windstream Communications' contract with the City of Sanford for phone service. This will be a five-year contract with a 25 percent discount, and they have offered 50 Centrex voice mail boxes/service at no charge. Currently, we are paying for those first 50 voice mail boxes/service. If we are to go with a year-to-year service, we would only be able to obtain a 5 percent discount. Mr. Stewart says that Windstream has given the City good service in the past and that both he and ITS Director John Clayton recommend renewing the contract with Windstream Communications.

Council Member Mike Stone verified that the 25 percent discount comes off their regular pricing. Mr. Stewart said that we saved that amount on the last five-year contract, as well.

Mayor Pro Tem Walter McNeil made the motion to approve the renewal agreement with Windstream Communications for communication services. Seconded by Council Member Dan Harrington, the motion passed unanimously.

Consider Donation of Lot Adjacent to Daisy Street to the City of Sanford—(Exhibit F)

City Attorney Susan Patterson explained that the City had received a request form Joy Gilmour of the Wilkins Corporation to determine if we were interested in her donating a .30 acre lot to the City. The lot is an irregularly shaped lot which goes along the creek down in an area off of Sunflower Circle and Daisy Street. Ms. Gilmour is interested in donating the lot with no cost to the City; however, Council needs to decide whether to accept the request. The taxes on the property run about \$5.60 per year, both county and city. This lot does not appear suitable for a structure to be built upon it. City owns the lot next to it by virtue of a purchase through the FEMA buyout program because it was prone to flooding. City has bought other lots along that creek on Sunflower Circle with the same program. Obtaining this lot would allow us to increase the size of Lot 79 next to it on the right, or provide more property on which a structure would not be placed in the future. The lot is prone to flooding and joins the property of another owner.

Council Member Mike Stone asked if Ms. Gilmour had tried to give the lot to Brick Capital or someone like that who could improve the lot. She said that Scott Swindell had contacted all the adjacent property owners over the last three to four years, but no one was interested. Council Member Steve Brewer said Council had discussed getting rid of surplus property because it has to be maintained, but this is an opportunity to add it to the green space. Mr. Brewer said Council should decide what its policy is before accepting the property. City Manager Barefoot said that for practical matter, he believes it would be best for the City to accept this property. He said that if Ms. Gilmour didn't pay the taxes on the property, the City and County would have to go through foreclosure procedure and would obtain the property through some expense. Mayor Pro Tem McNeil said that we had to maintain the lot adjacent to it anyway, and this would be a way to assure the land is kept clean.

Council Member James Williams made the motion to accept the donation of Daisy Street Parcel 9642-87-0027-00. Seconded by Council Member Linwood Mann, the motion passed unanimously.

Consider Ordinance Amending the Annual Operating Budget of the City of Sanford FY 2006-2007—(Exhibit F)

Captain Kenneth Cotten of the Sanford Fire Department requested that the amount of \$2,897 be re-appropriated from revenue account to expenditure account. The money has been revolving money from the car seat program that the Fire Department has been involved with over the past seven years. Capt. Cotton explained that they have received grants in the past from the Office of State Fire Marshall Injury Prevention Department (OSFM). This year OSFM did not receive federal funding for this program; therefore, the City did not receive any seats from the state for our local program. For this reason, the revolving account needs to be used to help purchase car seats to continue the Safe Kids Program through our Fire Department. They have been providing the seats to parents of children with public assistance for a co-pay of \$20 and parents who do not receive public assistance for our cost of the seat. In 2006, they distributed

103 car seats. Mayor Pro Tem McNeil says that this is one of the City's most worthwhile programs.

Mayor Pro Tem Walter McNeil made the motion to approve the request to re-appropriate \$2,897 from revenue account to expenditure account for the Safe Kids' Program. Council Member Steve Brewer seconded the motion. Council Member Mike Stone inquired if government funding had been cut for just this year, or if he expected it to be cut in the future. If the project continues, Captain Cotten expects to have to make similar requests in the future for re-appropriation of money they have taken in from the sale of car seats. Council Member Joe Martin echoed Mayor Pro Tem McNeil's comments. Council Member Dan Harrington said that this is one of the best programs we have in the City because it touches so many lives. The motion passed unanimously.

Consider Authorizing Resolution by the City of Sanford City Council for Economic Infrastructure Grant and Approval for Mayor to Execute Grant Documents – (Exhibit –G)

Public Works Director Larry Thomas explained that Public Works recently received a grant of \$500,000 from the Rural Center to build a water pumping station near the Harkey Road water tank and the related waterline connections. They partnered with Coty to bring this about. The Rural Center offers this to help create jobs and it offers redundancy in our system so that the people on the south side of Lee County (including Jonesboro and Tramway) would have a way of continuing to be supplied with water if something should happen to the line that comes in from our single supply of water. It is a 50 percent matching grant. This resolution authorizes the mayor to sign the necessary papers to file the application. It has the usual assurances, but it also requires a commitment to fund the remaining 50 percent of the grant project. Coty would be adding 50 new jobs. With the performance agreement with Coty, if they fail to meet that target number, City would have to reimburse the Rural Center \$10,000 per job below the target number.

Finance Director Melissa Cardinali explained that a budget ordinance would be presented to Council after all the paper work had been completed. Council Member Williams asked if City could handle this amount. Ms. Cardinali said City could handle this request.

Council Member James Williams made the motion to approve the resolution for economic infrastructure grant and approve mayor to execute grant documents. Seconded by Mayor Pro Tem Walter McNeil, the motion passed unanimously.

Consider Payment to Contractor for Demolition of 205 Maple Avenue (Whitin-Roberts)—(Exhibit H)

City Manager Leonard Barefoot explained that the Whitin-Roberts Building had some structural problems and a large portion of the building fell into the street, posing an imminent danger. Carl Anglin, code officials, and members of the fire department worked to figure out how to fix this problem. They called both the owners of the company and Wayne Murchison of Central Carolina Grading, who agreed to come out and clear the material from the street and tear down a wall to remove an imminent threat to the citizens. For some period of time, staff has tried to get the owners of the property to pay Mr. Murchison to no avail. This is a request for Council to authorize payment to Mr. Murchison and to use whatever means we have to get that

money back from the owners of the property. Mr. Barefoot recommends that Council authorize payment of this \$2,550 bill.

Council Member Joe Martin made the motion to authorize payment to contractor for demolition of 205 Maple Avenue (Whitin-Roberts) and to pursue payment from the property owner. Seconded by Council Member Linwood Mann, the motion passed unanimously.

City Manager Barefoot directed Finance Director Melissa Cardinali to make the payment to Mr. Murchison immediately and directed Community Development Director Bob Bridwell to issue an apology to Mr. Murchison for the delay and to thank him on behalf of the Council.

PUBLIC COMMENT—(Exhibit I)

No one signed up to speak.

ALL EXHIBITS CONTAINED HEREIN ARE HEREBY INCORPORATED BY REFERENCE AND MADE A PART OF THESE MINUTES.

OTHER BUSINESS

Council Member Joe Martin thanked City Manager Barefoot and others who participated in the Council Retreat this year. He said it was very informational and Council had many challenges ahead, and it is exciting. On behalf of the Council, Council Member Linwood Mann thanked Wayne Murchison and his company for helping the City handle a very serious situation. Mayor Olive complimented the department heads and their colleagues who made presentations before the Board.

ADJOURNMENT

With no further business to come before the council, the meeting was adjourned on motion of Council Member Steve Brewer; seconded by Council Member James Williams, the motion carried unanimously.

The retreat will reconvene in the West End Conference Room immediately after the adjournment of this meeting.

Respectfully submitted,

CORNELIA P. OLIVE, MAYOR

ATTEST:

BONNIE D. WHITE, CITY CLERK

