

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, June 19, 2007, at 7:00 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 Dan Harrington	Council Member Joseph Martin
Council Member Mike Stone	Council Member Steve Brewer
City Manager Hal Hegwer	City Attorney Susan C. Patterson
City Clerk Bonnie D. White	

Mayor Olive called the meeting to order. Council Member Mike Stone delivered the invocation.

MOMENT OF SILENCE

Mayor Olive asked that a moment of silence be held for the nine firefighters that were killed in Charleston, South Carolina.

OATH OF OFFICE – Swearing in of New City Manager Hal Hegwer

Mayor Olive gave the oath of office to newly appointed City Manager Hal Hegwer.

APPROVAL OF AGENDA

City Manager Hal Hegwer requested that an item be added to the Regular Agenda 8G.- Consider Ordinance Amending the Annual Operating Budget of the City of Sanford FY 2006-2007. On motion of Council Member Mike Stone, seconded by Council Member Dan Harrington, the amended agenda was approved.

SPECIAL AGENDA

Presentation by Worth Pickard and Richard Hayes Representing the Railroad House

Worth Pickard stated that, as representatives from the Railroad House, they would like to present to council members postcards with Depot Park pictures on them as a token of their appreciation for making the Railroad House a beautiful museum for the citizens of Sanford. Mr. Hayes presented council members with the postcards. They are selling the cards as a fundraiser.

Introduction of Youth Council Interns

Planner II Karen Kennedy introduced the two summer youth council interns that will be working with the different departments of the city. There are approximately fifteen students in the youth council who are in the process of organizing and, hopefully by September, they will come back to council for chartering. The two youth council interns were Doris Clark and Rachel Stone. Mayor Olive presented Ms. Clark and Ms. Stone with key pins to the city.

CASES FOR PUBLIC HEARING: held jointly with the Planning Board.

Petition by W. E. Byrd - to rezone from Residential Mixed (R-12) district to Office & Institutional (O&I) district 0.49 +/- acre of land addressed as 2302 Woodland Ave. The property is the same as depicted on Tax Map 9652.18, Tax Parcel 9652-31-5006-00 Lee County Land Records Office – (Exhibit A)

Planner I Amy Bean advised that the subject property is developed with one single-family home and the adjoining property to the north, south, and west is zoned R-12 and the east is O&I. The R-12 zoning district allows for a mix of residential types. The O&I district is intended to provide for agencies and offices rendering specialized services and traditional institutional functions, both public and private, including, but not limited to governmental facilities, cultural and recreational facilities, educational facilities and charitable institutions.

Ms. Bean explained that the 2020 Land Use Plan Map has identified this property for mid-high density residential and office development.

Staff recommends that the Planning Board and City Council support the petition to rezone from Residential (R-12) to Office & Institutional (O&I) based on the availability of public utilities, the proximity of existing office and institutional zoning, the volume of traffic, and the mix of development in the immediate area. However, information as presented at the public hearing may provide additional information that should be considered regarding a final decision on the requested zoning map amendment.

Mayor Olive opened the public hearing. Scott Yow, representing W. E. Byrd, stated that he was present to answer any questions council may have regarding this petition. No one spoke in opposition. The public hearing was closed.

Petition by Stephen M. Brewer - to rezone from Residential Mixed (R-12) district to General Commercial (C-2) district 0.26 +/- acre of land addressed as 110 Park Avenue & a portion of 111 Carbonton Road. The property is the same as depicted on Tax Map 9642.01, being all of Tax Parcel 9642-38-8078-00 & a portion of 9642-38-9266-00 Lee County Land Records Office.- (Exhibit B)

Council Member Steve Brewer asked Council to excuse him from this item since part of this lot is his and there would be a conflict on this matter. So moved by Mayor Pro Tem Walter McNeil and seconded by Council Dan Harrington, the motion carried unanimously to excuse Council Member Steve Brewer from this item. Mr. Brewer took a seat in the audience.

Planner I Amy Bean advised that staff had received a rezoning petition from Stephen Brewer to rezone from Residential Mixed (R-12) district to General Commercial (C-2). The address is 110 Park Avenue and a portion of 111 Carbonton Road. The subject property is more specifically described as one 0.13 +/- acre lot addressed as 110 Park Avenue and developed with a conventional-style, single-family dwelling and a portion of a half-acre lot commercially developed and addressed as 111 Carbonton Road. The balance of the .54 acre tract is developed with The Flame Restaurant. The applicant currently owns and operates this business and would like to clean up the zoning on this parcel and have the zoning correspond with the property lines, hence the rezoning request for a portion of this parcel.

Ms. Bean stated that Residential (R-12) does allow for a mix of residential uses and the General Commercial district is established to provide areas for general commercial activities designed to serve the community such as shopping centers, repair shops, wholesale businesses, and retail sales.

The 2020 Land Use Plan Map does not identify a specific land use. When considering the zoning of this property, current development trends and the surrounding zoning of the neighborhood should be considered. Staff recommends that the Planning Board and City Council support the petition to rezone from Residential Mixed (R-12) to General Commercial (C-2). This recommendation is based on the availability of public utilities and the proximity of existing general commercial zoning and the existing commercial development in the immediate area. However, information as presented at the public hearing may provide additional information that should be considered regarding a final decision on the requested zoning map amendment.

Mayor Olive opened the public hearing. Steve Brewer, owner of The Flame Restaurant, spoke in favor. He stated that a portion of the lot that is next to The Flame (corner of The Flame Restaurant), is actually on this lot. When they surveyed his land for the building, the property stake was in the basement; that is why they purchased that small piece from the person at 110 Park Avenue in the beginning. There is a fence that runs between Ms. Freeman's land and this piece of property that somewhat acts as a buffer between the residential neighborhood and the commercial neighborhood. There is no thoroughfare between The Flame and Park Avenue and will not be in the future. Mr. Brewer spoke with the neighbor and her main concern was the tree, and he has no plans on cutting down the tree that she likes on the corner. Mr. Brewer added that they are just trying to clean it up and make it like it should be.

No one spoke in opposition. The public hearing was closed.

The Planning Board retired to the West End Conference Room and Council Member Steve Brewer rejoined the Council by taking his seat.

Mr. Joe Hinnant, from Broadway, stated that June is Dairy Month, and being in the dairy business, presented Council with a gift of ice cream.

Public Hearing Regarding Assessment Roll and Levying Assessments for the Paving of Property Abutting Currie Drive

City Engineer Vic Czar explained that a public hearing is being held regarding the paving of an unpaved portion of Currie Drive and the assessment of the cost against the abutting property owners. The project consisted of grading and paving approximately 500 feet of Currie Drive. The project is complete, and the final cost of the project was \$45,329.59 which equals \$43.28 per front footage compared to an estimate of \$45,210. The public hearing is for public input on the assessment roll concerning the project, and at the conclusion of the public hearing, a Resolution Confirming Assessment Roll and Levying Assessments is up for adoption.

Mayor Olive opened the public hearing. No one spoke in favor.

Joe Cameron spoke against the project. Mr. Cameron said he is associated with Webb Street, which Council also paved without a petition. He stated that he was surprised because Currie Drive was already paved and finished before work started on Webb Street. He added that he has made his first payment on the Webb Street assessment. Mr. Cameron said this is probably the last time he is coming here. He said council was not doing them right on the street paving. Mr. Cameron added that there have been three streets for which property owners have been assessed – Webb Street, Currie Drive, and Rand Street. He commented that he is not just here for the people that are hurting on Webb Street and Currie Drive; he is hurting. He received a bill for \$15,000 and it makes a difference when you run a business. Mr. Cameron commented that he has heard a lot about the golf course and the city budget. He stated that Council received a lot of grief on the golf course, but he said that people are not concerned about what Council is spending on the golf course; people are concerned about what you are spending on the golf course and not spending anywhere else. Mr. Cameron added that the residents did not ask for this paving to be done. Mr. Cameron made comments about the council members and that people would not forget what has been done.

Council Member Stone asked if staff talked with the residents on Currie Drive to find out what they wanted. Mr. Czar replied that this street was forced assessed. Council decided to pave it and assess it against the property owners. This has been brought several times in the past. Some people wanted it paved and some did not. Council felt it was in the public interest to force assess the street. Mr. Stone asked when Council decided to assess Currie Drive. Mr. Czar replied April 2005. Mayor Olive stated that one of the problems with Currie Drive is there was so much dust going to other neighborhoods from the portion of the road that had not been paved. She knew there were a lot of complaints from people who lived in the neighborhood about the dust. Mr. Czar added that, at one time, it was a dead-end street that was unpaved and then there was development further down past the dirt portion and that portion of the street was paved; so the traffic increased, and the complaints increased.

Mr. Czar clarified that the unpaved portion was done in the '70s and then the development further down was done in the '90s and they paved the portion that was within their project. Council Member Martin added that when those homes were built down at the end of Currie Drive, the developer proposed to pay 51 percent of the paving costs for this portion, and the residents would pay the balance and they did not want to pay it. The regulations are that the developers have to pave it now. Mr. Stone stated that one lady has to pay over \$12,000, and he does not know her financial condition and she was not asked.

Mayor Olive closed the public hearing.

- Consider Adoption of Resolution Confirming Assessment Roll and Levying Assessments – (Exhibit C)
Council Member James Williams made the motion to adopt the Resolution Confirming Assessment Roll and Levying Assessments. Seconded by Mayor Pro Tem McNeil, the motion carried six to one with Council Member Mike Stone casting the dissenting vote.

Public Hearing Regarding Voluntary Non-Contiguous Annexation Petition by Tramway 20, LLC, of Approximately 39.43 Acres Located Approximately 200 Linear Feet West of the Intersection of Brenda Street and Lemon Springs Road.

Planner I Liz Whitmore explained that on January 8, 2007, the City of Sanford received a petition from Tramway 20 LLC and an annexation survey map prepared by John Johnson for annexation of 39.43 acres of land located approximately 600 feet west of the intersection of Brenda Street and Lemon Springs Road.

On June 5, 2007, the City Council of Sanford adopted a resolution directing the City Clerk to investigate the sufficiency of the petition. On June 5, 2007, the Council received a Certificate of Sufficiency from the City Clerk and adopted a resolution on June 5 setting the date for a public hearing on the question of annexation of the property for June 19, 2007, at 7 P.M., in the Council Chambers, of the Sanford Municipal Building.

Notice of the public hearing was given by publication in the *Sanford Herald* on June 8, 2007 (10 days notice and the property owner was sent a copy of the notice on June 6, 2007).

Ms. Whitmore stated that the annexation area lies in the Tramway Rural Fire Protection District. N.C.G.S. 160A-58.2A requires a city to pay annually a proportionate share of any payments due on any debt (including principal and interest) relating to facilities or equipment of the rural fire department, if the debt was existing at the time of submission of the petition for annexation to the City. The City will have to pay a debt of \$453.51 until their debt is paid off. The Tramway Fire Department has \$890,000 in debt, and the City will have to pay a portion of that debt.

Ms. Whitmore explained that 101 single-family lots are proposed with a minimum lot size of 9,600 square feet. Public water and sewer are being proposed. This site would be accessed by Brenda Street and Currituck Drive. The site is currently undeveloped. Upon development, the City shall provide garbage, recyclables, leaf and limb, and bulk trash collection for the proposed subdivision. Police protection is already in the area.

The annual revenues to the City would be \$1,456.12 and will increase upon development. Council Members Williams and Stone questioned the amount the City pays to the fire department. City Attorney Susan Patterson explained that when property is in the county, it falls under the fire district tax so that the rural volunteer fire department has a tax base under which they can collect money to operate. The fire district tax is assessed against those properties based on whatever rate the County has. They use this to borrow money to buy equipment. They basically say to the bank this is the amount of money coming to us due to the fire district. When the city annexes out in the county, that property is added to the city limits; they will then be taxed as a city taxpayer. Because we remove that from the tax base of the fire department, the statutes have a formula under which you calculate how much of the rural fire department debt payment you compensate them for, for having taken part of their tax base.

Mayor Olive opened the public hearing. No one spoke in favor or in opposition. The public hearing was closed.

- Consider Adoption of Ordinance to Extend the Corporate Limits of the City of Sanford, North Carolina – (Exhibit D)
Council Member Steve Brewer made the motion to adopt the Ordinance to Extend the Corporate Limits of the City of Sanford, North Carolina. Seconded by Mayor Pro Tem Walter McNeil, Jr., the motion carried unanimously.

Public Hearing Regarding Voluntary Non-Contiguous Annexation Petition by William Frank Lee and Tina S. Lee and Roy Harrington and Rhonda Harrington Encompassing Approximately 13.51 Acres Located Approximately 2,350 Feet South of the Intersection of Avents Ferry Road and Broadway Road.

Planner I Liz Whitmore explained that the property is owned by William Frank Lee and wife Tina S. Lee and Roy Harrington and wife Rhonda Harrington.

On June 5, 2007, the resolution directing the City Clerk to investigate the sufficiency of the petition was adopted, along with the Certificate of Sufficiency and resolution setting the date for a public hearing on the question of annexation of the property for June 19, 2007, at 7 p.m. in the Council Chambers of the Sanford Municipal Building.

Notice of the public hearing was published in the *Sanford Herald* on June 8, 2007 (10 days notice and the property owners were sent a copy of the notice on June 8, 2007).

Ms. Whitmore advised that she sent a letter to the Cape Fear Rural Fire Department on June 6, 2007. She called them and left them a voice mail; she has not heard back from them about any debt at this time. Public water and sewer are not being proposed for this site. This site would be accessed by Broadway Road through a previously annexed site to the north of the subject site. The site is currently undeveloped and upon development, the city would provide services as well as police protection which is already being provided. No additional costs to the City are anticipated to serve the annexation area in its undeveloped state, unless a brush fire or some other activity occurs on the property that requires investigation. This property is assessed at \$25,900.

Council Member Williams raised the question that if we annex the property, can they have wells and septic tanks. Community Development Director Bob Bridwell replied that he thought they could but they would have to come to Council with a development proposal. The property is zoned Residential Agricultural (RA). Council Member Martin stated that he thought that the main purpose of annexation is to extend services, and he could not remember doing this. Council Member Harrington stated that he was on the Planning Board when this issue came up before. It was one piece of property owned by Bill Oldham, and he requested the city to put it in the city limits. Mr. Oldham held one piece of the property out, which is the 13 acres, and he was going to put his personal house on it. He sold the property to these owners, and these people are requesting to put the whole piece of property in the city limits. Mr. Bridwell stated that annexing raw land is not an unusual thing for the City to do. Council Member Mann added what advantage is it to the City to annex the property; he felt Council would want to wait until they want to develop the land.

City Attorney Patterson asked if RA zoning is a Lee County zoning, and it currently has Lee County zoning since it is outside the City limits, or does it have City zoning because it is in

the City's ETJ? Mr. Bridwell replied that RA is pretty much exclusively in Lee County. Attorney Patterson stated that if the property is annexed into the City, then the City would assign zoning within sixty days unless it is currently zoned by the City under our ETJ.

Mayor Olive opened the public hearing. Dale Young and Roy Harrington came to the podium to answer any questions. Mr. Young stated that he is representing Mr. Young and Mr. Lee on the property. At one point, it was a 75-acre tract of land but now it is only 13 acres. County water runs on the frontage of the property now.

Mr. Young added that their intentions right now are that they have it broken into nine properties and it is going to public auction on June 29. They have brochures in hand, and it was a matter of clearing it up and not having two different zoning districts. The tracts range from two acres to 13.5 acre tracts. It will be up to the city as to whether or not there are septic tanks.

No one spoke in opposition. The public hearing was closed.

Council Member Brewer asked if this can be rezoned to RA-20 also or do we leave it like it is. Mr. Bridwell stated that staff can rezone it if Council wants them to, but they do not see any reason to at this point. RA is more restricted than RA-20. Planner I Amy Bean stated that R-20 is for residential single-family homes with a minimum lot size of 20,000 sq ft. RA zoning has a minimum lot size of 0.92 of an acre, or 40,000 sq. ft., plus you are allowed to have the agricultural associated uses. Ms. Bean stated that she did not know if a formal petition would have to be filed by the City or how that would work if Council would decide they want to rezone the property. Attorney Patterson replied that Council has the ability to rezone property on its own initiative or upon a request from the property owner.

- Consider Adoption of Ordinance to Extend the Corporate Limits of the City of Sanford, North Carolina – (Exhibit E)
Council Member James Williams made the motion to adopt the Ordinance to Extend the Corporate Limits of the City of Sanford, North Carolina. Seconded by Council Member Dan Harrington, the motion carried unanimously.

REGULAR AGENDA

Consider Ordinance to Assign Recently Annexed Areas to a City Electoral Ward – (Exhibit F)

Planner I Liz Whitmore advised that this ordinance assigns four areas that have been recently annexed to City electoral wards. They are Spivey and Sturdivant Properties, Inc. - Ward 5; Albert C. Adcock – Ward 2; Tramway 20, LLC – Ward 5; and William Frank Lee and wife Tina S. Lee and Roy Harrington and wife Rhonda Harrington to Ward 3.

Council Member Steve Brewer made the motion to adopt the Ordinance to Assign Recently Annexed Areas to a City Electoral Ward. Seconded by Council Member Joseph Martin, the motion carried unanimously.

Consider Contract with the Lee County Board of Elections – (Exhibit G)

City Attorney Patterson explained that the contract would allow the Lee County Board of Elections to conduct our municipal election this fall. We have had a contract with the Board of Elections to conduct our elections for numerous years; this is basically them meeting their requirement to breakdown an estimate of what they think it will cost. The sum they estimated is \$18,000, and this figure is included in the City's budget. When the actual cost of the elections is figured out, they will revise these numbers to what is actually the city's cost. This figure could be reduced if the state shares some expense of the election if they put a referendum on the sales tax for the schools on the ballot, or if Broadway has an election.

Mayor Pro Tem McNeil made the motion to approve the Contract with the Lee County Board of Elections. Seconded by Council Member Linwood Mann, the motion carried unanimously.

Consider Award of Bid for Fire Pumper – (Exhibit H)

Fire Chief Wayne Barber advised that bids were received for a fire pumper. He reminded Council that last November bids were received, and there were some problems with one of the bidders and it was decided to rebid the fire pumper. The low bidder was a non-responsive bidder meaning that the company does not meet the specifications of being a single-source manufacturer as requested. Financing has been procured for the pumper, and they are a year behind on schedule securing the truck. Chief Barber stated that the difference between the truck that he recommends and the low bidder is very minimal being the dimensions in the cab which could be height or leg room. From the cab to everything else, it was identical. Chief Barber explained that one of the trucks has a 16-inch raised roof and the other a 10-inch raised roof. There is a possibility of having head room height, but you also have the possibility of some difference in leg room difference on the other truck. It is a matter of either having a truck that you would have one manufacturer to deal with if you had warranty issues or liability issues down the road, versus a manufacturer having to deal with two people tied together in building the complete unit.

Mayor Olive stated that in the memo to Council, he referenced the Fire Truck Committee preferred that the bids be rejected. Chief Barber replied that the committee really liked the truck from C. W. Williams, but they are not compliant with the specifications that the committee set out.

Mayor Pro Tem McNeil asked what is the discrepancy between the Fire Committee and the bid received now. Chief Barber replied that the cab and chassis of the truck that the Fire Committee currently likes is made by one company and the rest of the truck is made by another company. The other companies manufacture the entire unit - the cab, chassis, and fire body. The difference is one company manufactures the entire unit from raw material coming in to making the chassis, frame, and rails from raw aluminum to make the cab and body; where the other company makes the cab and chassis and sends it to another plant to finish putting the body on it and do all the plumbing and mounting of the pump and hardware.

Council Member Martin added that he felt the bids need to be rejected, and the project be rebid. Mayor Olive asked that if the project is rebid, would it create a problem for the loan the

City has on the fire pumper. Council Member Martin asked if Council has the right to rebid the project and is it okay on the financing end. City Attorney Patterson replied that Council has a choice to award it to the second low bidder, because the first low bidder did not meet the specifications, or they may reject all bids and rebid the project. She added that this is the second time staff has bid the project; the first time the low bidder made a clerical error and withdrew. Council chose at that time to rebid the project. The current second low bidder was the second low bidder in the first bid also. If Council rejects these bids and decides to rebid the truck, the committee would have to decide how to draw up the specifications to get what they want and whether it is important not to have multiple manufacturers to dispute over whether their warranty applies or the other warranty applies when something goes wrong, or whether you would want to allow people to quote bodies, chassis; and fire bodies from different manufacturers and not have it in as a requirement; just as long as the warranty work is provided by one entity. She advised that you run into the question as to how many times do you bid the same truck and do the bidders continue to give you bids when they have worked up a price several times and a bid has not been let yet.

Mayor Pro Tem McNeil stated that he thought it would be good to rebid it and the committee comes back with a clean bill; the committee needs to be together on everything because that is the reason for the committee. Council Member Brewer felt if you spend \$400,000 on a truck you want to last thirty years, and you have a committee that would like to rebid it, obviously, the committee has learned something along the way and they want to do it right. Mrs. Cardinali stated that the financing was secured in September 2006, and we have to have the money completely spent down by September 2009, so if the truck is here within the next eighteen months, we should be fine.

Council Member Stone asked what the bid was the first time it was bid. Chief Barber replied that the bids were: Pearce - \$443,000; KME - \$442,934; and with the error that American LaFrance made -\$430,000. Staff has refined the specifications to help offset the cost of that 2007 emission-compliant engine. City Manager Hal Hegwer cautioned council members that this is the third time the truck would be rebid, and it is very likely that we could receive only one bid the next time.

Mayor Olive asked the Fire Truck Committee members if they would like to speak. Bobby Riddle, a member of the truck committee, stated that for clarification, when they first sent the last bid specifications out, they were under the impression that single-source manufacturer would mean that we would have to go to one person for all of our warranty work and that is what they were under the misconception of. He added that just prior to accepting the low bid is when they found out that the technicality was that it had to be a single-source manufacturer and not warrantor. Attorney Patterson spoke with the committee and that is when the committee decided if they put it out for bids again, she would help them with the wording on the contract or bid specifications to get what they are looking for on the truck. Mr. Riddle stated that KME and American LaFrance manufacture all their fire truck whereas the Rosenbauer buys Spartan chassis and cab, and then they manufacturer everything else that goes on it. They do all of their own warranty work either at Rocky Mount, or they will send a service truck to Sanford to do the warranty work. Mr. Riddle said that when they had their meeting, the members were all unanimous in recommending that they rebid the truck, because they felt there would be three to

four that would rebid on the truck, but they also said they would be fine on whatever Council decided to do. Five voted to rebid the truck; there were seven members on the committee with Assistant Chief Lutterloh absent that night.

Council Member Steve Brewer made the motion to reject all bids and rebid the truck. Seconded by Council Member Dan Harrington, the motion carried six to one with Council Member Linwood Mann casting the dissenting vote.

Consider Renewal Contract for Inmate Labor- (Exhibit I)

Operations Manager Tim Shaw stated that this is a renewal of the contract for inmate labor between the City of Sanford and the North Carolina Department of Correction. This contract is for five inmates for the period of July 1, 2007 through June 30, 2008. The contract price of \$1 per day, per inmate, at a cost of \$1,300 each year is not set at that figure; it varies on the weather.

Council Member Martin made the motion to renew the contract for inmate labor. Seconded by Mayor Pro Tem McNeil, the motion carried unanimously.

Consider Appointments to Various Boards, Commissions and Committees – (Exhibit J)

ABC Board – (1 appointment)

Council Member Brewer made a motion to appoint Lisa McBryde. Seconded by Council Member Mike Stone, the motion carried unanimously.

Airport Authority – (1 appointment)

Mayor Pro Tem McNeil made a motion to appoint Linwood Mann. Seconded by Council Member Brewer, the motion passed unanimously.

ADA Committee – (3 appointments)

Council Member Steve Brewer made the motion to appoint Rebecca Hyland and Joseph Martin. Seconded by Council Member Stone, the motion passed unanimously.

Appearance Commission – (2 appointments)

Mayor Pro Tem McNeil made the motion to appoint Margaret Murchison and Kenneth Laughinghouse. Seconded by Council Member Brewer, the motion carried unanimously.

Historic Preservation Commission – (2 regular appointments and 1 appointment that expires June 30, 2008)

Council Member Joseph Martin made the motion to appoint Albert Roethlisberger and Peter Thompson to the regular appointments. Seconded by Council Member Linwood Mann, the motion carried unanimously.

Council Member Dan Harrington nominated Laura Younger to the appointment that expires June 30, 2008. Mayor Pro Tem Walter McNeil made the motion to close the nominations. Council Member Steve Brewer seconded the motion and it carried unanimously. Council Member Joseph Martin made the motion to appoint Laura Younger to the appointment

that expires June 30, 2008. Seconded by Council Member Dan Harrington, the motion carried unanimously.

Board of Adjustment /Housing Board of Appeals – (3 appointments)

Council Member Joseph Martin made the motion to appoint Alan Dossenbach and Joe DelVecchio, and move Joe Johnson from the alternate position to regular appointment. Seconded by Mayor Pro Tem McNeil, the motion carried unanimously.

Lee County Economic Development Corporation – (1 appointment)

Council Member Steve Brewer made the motion to appoint Albert Adcock. Seconded by Council Member Dan Harrington, the motion carried unanimously.

Lee County Environmental Affairs Board – (2 appointments)

Council Member Dan Harrington made the motion to appoint Robert E. Easterling and Richard V. Wright. Seconded by Council Member Stone, the motion carried unanimously.

Planning Board – (2 regular appointments and 1 alternate appointment)

Council Member Steve Brewer made the motion to appoint Jack McNeill and David Lloyd to the regular appointments. Seconded by Council Member Dan Harrington, the motion carried unanimously.

Council Member James Williams made the motion to appoint Charles Gary Dollar, Sr., to the alternate position. Seconded by Mayor Pro Tem McNeil, the motion carried unanimously.

Sanford Housing Authority – (2 appointments)

Council Member Linwood Mann made the motion to appoint Dr. Howard L. James and Jeffrey L. Smith. Seconded by Council Member Stone, the motion carried unanimously.

Mayor Olive asked the City Clerk to call the citizens that applied and were not appointed to a board and see if they would be interested in serving on the two boards that still have vacancies.

Development Report – (Exhibit K)

Community Development Director Bob Bridwell gave a summary of the development requests as listed on Exhibit K.

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

Financial Services Director Melissa Cardinali explained that this amendment appropriates and transfers funds to various departments in order to comply with year end.

Council Member Steve Brewer made the motion to adopt the Ordinance Amending the Annual Operating Budget of the City of Sanford FY 2006-2007. Seconded by Council Member Joseph Martin, the motion carried unanimously.

Closed Session

Council Member James Williams made a motion to go into closed session in accordance with N.C.G.S. 143-318.11(a)(4) to discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body. Seconded by Council Member Steve Brewer, the motion carried unanimously.

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

OTHER BUSINESS

ADJOURNMENT

With no further business to come before the council, the meeting was adjourned on motion of Council Member Joseph Martin; seconded by Council Member Linwood Mann, the motion carried unanimously.

Respectfully submitted,

CORNELIA P. OLIVE, MAYOR

ATTEST:

BONNIE D. WHITE, CITY CLERK