



## **City of Claremont Regular Meeting Minutes Monday, September 8, 2014**

The regular City Council meeting of the City of Claremont was held in the council chambers located at Claremont City Hall at 7:00 p.m. on Monday, September 8, 2014.

The following members of the Claremont City Council were present: Mayor Shawn Brown, Councilmember Timothy Lowrance, Councilmember Dayne Miller, Councilmember Nicky Setzer, Councilmember Dale Setzer and Councilmember Dale Sherrill.

The following personnel of the City of Claremont were present: City Manager Doug Barrick, City Attorney Bob Grant, Finance Officer Stephanie Corn, Administrative Support Clerk Wendy Helms, Rick Damron, Lieutenant Allen Long, Jessica Miller, Fire Chief Bart Travis, Melinda Bumgarner, Police Chief Gary Bost, and Public Works Director Tom Winkler.

Others in attendance were: Robert Smith, Scott Ramsey, Angela Brown, and Gene Monday.

### **1. CALL TO ORDER**

Mayor Shawn R. Brown called the Claremont City Council meeting to order at 7:00 p.m.

### **2. APPROVAL OF AGENDA**

The agenda was approved as presented.

### **3. INVOCATION & PLEDGE OF ALLEGIANCE**

The invocation was given by Councilmember Timothy Lowrance. Councilmember Dayne Miller led the pledge of allegiance.

### **4. MAYOR'S REPORT**

Mayor Brown spoke briefly about several thank you notes. He also recognized Sgt. David Clark and his wife Crystal for assisting Gene Monday's mother.

### **5. CONSENT AGENDA**

**A. August 4, 2014 Regular Meeting Minutes** – Councilmember Dale Sherrill made a motion to accept August 4, 2014 regular meeting minutes as presented. Councilmember Nicky Setzer seconded the motion. The motion passed unanimously.

**B. August 4, 2014 Closed Session Minutes**- Councilmember Dale Sherrill made a motion to accept August 4, 2014 closed session minutes with an amendment provided by Attorney Bob Grant. Councilmember Nicky Setzer seconded the motion. The motion passed unanimously.

## 6. CITIZEN'S CONCERN'S & COMMENTS- none

## 7. PUBLIC HEARING

**A. City of Claremont Voluntary Annexation 14-02-** Motion was made by Councilmember Timothy Lowrance to recess the regular meeting and go into a public hearing reference voluntary annexation 14-02, at 7:04 p.m. Second was made by Councilmember DB Setzer.

Motion was made by Councilmember Nicky Setzer to close the public hearing and go back into regular session at 7:05 p.m. Second was made by Councilmember Dayne Miller.

**8. OLD BUSINESS-** City Manger Barrick informed council that the back parcels at the Francis Sigmon Park have been closed on. He is now waiting on a date for closing of the front property to S & A Sports.

## 9. NEW BUSINESS-

**A. Ordinance 03-14 Fiscal Year 2015 Budget Amendment-** This budget amendment appropriates funds for the following projects:

NCDENR Grant

Two Cell Phone Tower Modification Permits

Claremont Daze Sponsorships

Christmas Parade Sponsorships

Fire Dept FEMA 800 MHz Radio Grant Mobile Radios & 15 Walkie Radios = A \$94,800 Value

Initial Contribution to the C-5195 Sidewalk Grant Project Fund

Motion was made by Councilmember Nicky Setzer to accept Ordinance 03-14. Second was made by Councilmember Timothy Lowrance. Motion passed unanimously.

**B. Ordinance 04-14 US 70 Speed Limit-** The City has been approached by NCDOT to clean up our existing City ordinance in regards to the 25mph speed limit area along US 70. When the City enacted the ordinance US & 0 was both US 70 & 64. Now that Main Street is no longer US 64, NCDOT has asked to remove that wording and clean up the files. The speed limits will remain the same.

Motion was made by Councilmember Nicky Setzer to accept Ordinance 04-14. Second was made by Councilmember Dayne Miller. Motion passed unanimously.

**C. Ordinance 05-14 BGA Drive Annexation (ANX 14-02) -** The owners of 2421 BGA Drive are requesting voluntary annexation into the Corporate Limits of the City of Claremont. This 9.310 acre tract is currently in the ETJ of the City of Claremont and is contiguous to current Corporate Limits, served by City Utilities, and is served by all other city services. The City Clerk certifies the sufficiency of the request as the City tries to honor voluntary annexation requests, the proposed annexation would expand the City's tax base, and the proposed annexation will not hamper the Cities ability to deliver public services to this parcel.

A Public Hearing has been held and all requirements to annex this contiguous parcel have been fulfilled.

Motion was made by Councilmember Timothy Lowrance to accept Ordinance 05-14. Second was made by Councilmember Dale Sherrill. Motion passed unanimously.

**D. Ordinance 07-14 Apple Inc. Development Agreement-** As required by NCGS 160A- 400.22 The City Council must formalize the completed Development Agreement by ordinance. Apple has now executed the agreement and we are ready to finalize the agreement via ordinance.

Motion was made by Councilmember Dale Sherrill to accept Ordinance 07-14. Second was made by Councilmember Nicky Setzer. Motion passed unanimously.

**E. Police Department Phase III Bid Tabulation-** On August 26<sup>th</sup> at 4pm the City Manager and Police Chief opened bids for the Police Station Phase III Up fit Project. At this time the apparent low bidder is Lail Builders Inc. The City is over budget on this project and will be working with the low bidder. Our approach will be to have the City Council approve these bids and engage NCGS 143-129(b) to allow the City to make some reasonable changes to allow the project to return closer to our budget. Our goal is to have meetings and conversations with the low bidder and bring back a contract to the October 6, 2014 City Council Meeting for approval and notice to proceed.

Motion was made by Councilmember DB Setzer to approve the bids for Phase III and allow City Manager Barrick to negotiate with Lail Builders per G.S. 143-129. Second was made by Councilmember Dayne Miller. Motion passed unanimously.

**F. Ordinance 06-14 C-5195 Sidewalk Project Fund-** The City of Claremont applied for and was awarded a CMAQ federally funded sidewalk project for the construction of sidewalks in various areas of the City to include:

1. Centennial Blvd from North Oxford Street to North Lookout Street
2. South Depot from terminus to Frazier Drive with a crosswalk
3. Calvin Street from North Depot to North Lookout
4. Yount Street from South Depot to Bethlehem
5. Bethlehem Street from Yount to Old Catawba Street
6. Calvin Street from North Lookout to School Street
7. School Street from Calvin Street to US 70

This grant award is for a total of \$650,000 with 80% federal money coming through NCDOT and 20% of the project funding coming from the City of Claremont. This breaks down to \$520,000 from NCDOT and the City funding \$130,000. The City Council Approved the NCDOT agreement on May 6, 2013 and approved an agreement with the Wooten Company for Engineering on July 7, 2014. At this time \$75,000 of Fund Balance is proposed to be moved into this Fund to cover engineering and the beginning of construction. More funds will be moved later.

Motion was made by Councilmember Nicky Setzer to accept Ordinance 06-14, to establish a sidewalk project fund. Second was made by Councilmember Dayne Miller. Motion passed unanimously.

## **10. DEPARTMENT & COMMITTEE REPORTS**

**A. Monthly Department Dashboard Report-**

**B. Parks and Recreation Committee-** Jessica Miller spoke on behalf of the Recreation Committee. She gave updates for movies in the park. The next movie will be held on September 20th at 9 p.m. In

case of rain the movie will be moved to the fire department. Plans are under way for this year's Scaremont Park, to be held October 25 and 26. September 26<sup>th</sup> will be the last tailgate market for this year. Applications for the Christmas Parade can be found on the city website.

## 11. CITY MANAGERS REPORT

City Manager Barrick informed council and those in attendance that there will be a Flu Shot Clinic held at City Hall on September 30<sup>th</sup> at 9:30 a.m. The city will again host a homecoming parade for Bunker Hill High School on October 7<sup>th</sup> at 6 p.m., with a pep rally to follow in the city park. City Manager Barrick also thanked the public works department for their work on installing a 12" water line and for the upgrades made to the cross country track at River Bend Middle School.

**12. CLOSED SESSION:** Motion was made by Councilmember Timothy Lowrance to go into a closed session in reference to G.S. 143-318.11(a) (4) at 7:27 p.m. Second was made by Councilmember Nicky Setzer. Motion passed unanimously.

Motion was made by Councilmember Nicky Setzer to recess the closed session at 7:45 p.m. Second was made by Councilmember Timothy Lowrance. Motion passed unanimously.

**13. ADJOURN-** Motion was made by Councilmember Dayne Miller to adjourn the meeting at 7:46 p.m. Second was made by Councilmember Dale Setzer. Motion passed unanimously.

Respectfully submitted,  
Wendy L. Helms, Administrative Support Clerk

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Shawn R. Brown, Mayor

Attested:

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Douglas L. Barrick, City Clerk