

MINUTES OF
CITY OF CREEDMOOR – BOARD OF COMMISSIONERS
REGULAR MEETING
JULY 25, 2006
7:30 P.M.

PRESENT:

Mayor Darryl D. Moss, Mayor Pro-tem Tim Karan, Commissioner Otha Piper, Jr., Commissioner Kent Ray. Also present was Robert A. Schaumleffel, Jr., City Manager, Sandra Harper, City Clerk and Attorney Tom Currin. Absent were Commissioner Angela Mangum and Commissioner Larry Robinson.

QUORUM:

Mayor Moss called the meeting to order at 7:30 p.m. in the Commissioner's Room at City Hall.

Mayor Moss announced that Commissioner Mangum and Commissioner Robinson were on vacation this week and would not be attending this evening. He noted for the record that the Board was a five member Board and there were three Commissioners present which constituted a quorum.

Mayor Moss said that he found it interesting that Creedmoor received press from Newsweek Magazine and wanted to share this information. He read a brief article about a quote from Eric Turner, Assistant Pastor of Bible Baptist Church of Creedmoor. The article can be found in the July 31st, 2006 issue of News Week Magazine, page 11, under Beliefwatch, Hip-Hop Churches in America.

INVOCATION:

Mayor Moss

PLEDGE OF ALLEGIANCE:

Commissioner Piper

REQUESTS TO ADDRESS THE BOARD:

Mayor Moss advised that there were no requests to address the Board this evening.

MINUTES:

Moved by Commissioner Piper and seconded by Commissioner Karan to adopt the June 25, 2006 minutes as written. The motion received a unanimous vote.

APPROVAL/ADDITIONS TO AGENDA:

Mayor Moss announced that there would be a brief report by the Police Department and another report from Dan Boone of the Wooten Company this evening.

Moved by Commissioner Karan and seconded by Commissioner Ray to add item 9-b under Old Business - Mr. Deuard Bowden - Property located at 301 N. Main Street. The motion received a unanimous vote.

Moved by Commissioner Karan and seconded by Commissioner Piper to adopt the agenda. The motion received a unanimous vote.

PUBLIC COMMENTS:

Mr. Bill Heidenger, 1644 Country Lane addressed the Board and said that he was a licensed plumber and had worked as a plumbing contractor for over twenty-three years. He advised that he received a \$500.00 fine on June 30, 2006 for plumbing repair performed at 112 Fleming Street. Mr. Heidenger said that he started what was to be a repair job on June 26, 2006 and found that it required the replacement of several lines. He said that he had performed work in Granville County and other jurisdictions but this was his first time working in the City of Creedmoor. Mr. Heidenger said that he was fined for doing plumbing work without a permit from the City. He said that he looked at the state code book and there was a zero dollar amount for a fine. He said that it was up to the City as to the dollar amount he should pay. Mr. Heidenger explained that he was trying to help an elderly resident of Creedmoor and felt a harsh reprimand could have been given instead of a \$500.00 fine.

Mr. Robert A. Schaumleffel, Jr. addressed the Board and said that the Commissioners adopted a fee schedule which included the \$500.00 fine and Mr. Steve Colenda, City Inspector was upholding that decision. Mr. Schaumleffel advised that he previously talked with Mr. Heidenger and asked if the County would allow him to start a job without a permit and his answer was no. Mr. Schaumleffel said that the fee was adopted by the Board therefore, the fine had to be enforced.

No one else wished to speak so Mayor Moss closed the Public Comments section.

MANAGER'S REPORT:

Mr. Robert A. Schaumleffel, Jr. announced that he had been out of town to attend a funeral and that he would provide a report to the Board within 24 hours.

OLD BUSINESS:

Sergeant John Younts announced that the Police Department was applying for a grant from the North Carolina Governor's Highway Safety Program and presented the Board with a Resolution and asked for their support. He advised that the total amount of the grant would be \$22,128.00 and that the City would be responsible for \$2,839.00. Sergeant Younts conveyed that the checkpoint equipment would be funded 100% and the

highway safety equipment cost was a 75/25 percent grant and conveyed a breakdown of the cost as follows:

	<u>Total Project</u>	<u>Federal Amount</u>	<u>Local Amount</u>
Checkpoint Equipment -	\$12,574.00	\$12,574.00	-0-
Equipment Costs	\$ 9,554.00	\$ 7,165.00	\$2,389.00

Commissioner Piper thanked Sergeant Younts for his hard work on the preparation of this grant.

Moved by Commissioner Piper and seconded by Commissioner Karan authorization of the \$2,389.00 for the North Carolina Governor’s Highway Safety Program grant. The motion received a unanimous vote.

Mayor Moss noted, as he mentioned for the past two years, he was again disappointed that the City was not participating in National Night Out Tuesday, August 1, 2006 and asked the City Manager to place it on the City’s calendar for next year.

Mr. Deuard Bowden - Property located at 301 N. Main Street:

Mr. Deuard Bowden, property owner of 301 North Main Street presented the Board with the proposed site plan for the renovations of the Southern States that will be relocating to this building. He said that he had met with Mr. Dave Roesler, Planning Director on several occasions to discuss this project and gave an overview of the plans. Mr. Bowden said that Southern States was anxious to move forward.

Mr. Todd Flear, Vice President of Store Development of Richmond, Virginia was present and said that Southern States had been in Creedmoor for a very long time and would like to improve the store by relocating to the building owned by Mr. Bowden.

Commissioner Ray said that there was debate last month about whether the arbors should be constructed of wood or iron and also concern of the appearance being that it is located in the Downtown District. He asked Mr. Flear of Southern States if they would be objective to metal materials.

Mr. Flear replied that they are spending a lot of money on renovations but they would be willing to consider the request.

Commissioner Karan said that he didn’t see the fire district presenting a problem.

Commissioner Ray said that he was in favor of the project but preferred rod iron instead of wood to enhance the appearance of the Downtown District. He noted that the Board had adopted policies and the City needed to be consistent.

Mr. Steve Colenda, City Inspector said that the Primary Fire District Regulations do not restrict the particular use of products. He noted that the use of wood is fine as long as it meets the North Carolina Building Codes.

Commissioner Piper said that he agreed with Commissioner Ray about policies but also expressed that the City Hall building was taken out of the Fire District. He said that he had the opportunity to look at the Southern States building located in Louisburg as recommended by Mr. Fler at the last meeting and felt that it was an appealing structure. Commissioner Piper said that if the building needed to be taken out of the Fire District the Board should do so because this project would be a great asset to Creedmoor.

Moved by Commissioner Piper and seconded by Commissioner Karan approval of the project layout which is to be built in accordance with North Carolina State Building Codes. The motion received a unanimous vote.

Mr. Steve Colenda, City Inspector requested that he receive three sets of plans for this project.

NEW BUSINESS:

AMR Presentation:

Mr. Danny Gray and Mr. Steve Fuller of Pipeline Supply, which are representatives for Master Meter addressed the Board, gave a handout and presentation on a wireless automated meter reading (AMR) Dialog 3G system. Dialog 3G is an innovative AMR solution offering several unique and patented advantages. The system features a wireless two way RF transceiver incorporated inside the meter register. The RF unit is enclosed within a hermetically sealed register providing absolute protection against water intrusion and eliminating the need for external connections. The Dialog 3G is the solution for specific problems facing water utility and sub metering customers. A unique miniature transmitter receiver utilizes the most recent technology to provide the meter reader with reliable, accurate readings as well as alert notifications. The Dialog 3G mimics an absolute encoder by determining the actual position of the odometer wheels, so the electronic reading will always match the odometer reading. Meters equipped with Dialog 3G are pre-programmed at the factory so they arrive ready for installation. The two way communication enables programming in the field, if desired.

Dialog 3G features are as follows:

- Digital Encoder
- Superior moisture protection
- No external connections
- Detects tamper, leaks, backflow
- Easy installation
- No programming

Mr. Fuller said that reading meters is a difficult job and this system would cut down on manpower. This system allows the meter reader to drive 35 miles an hour and receive accurate readings. He explained that the meter readers would be provided with a receiver and a lap top computer. It was also noted that this system is a good customer service tool because it meters the date and time of water usage.

Mr. Gray said that the cost would be approximately \$175.00 per residential meter and \$22,000.00 for a reading system, software, two days of on-site training and unlimited phone support for one year. Mr. Gray noted that after the first year the cost for phone support would be \$900.00 per year.

Mayor Moss thanked Mr. Gray and Mr. Fuller for their presentation.

Tractor Trailer Motor Vehicles in Residential Areas:

Mr. Dave Roesler, Planning Director addressed the Board and said that at the May 23, 2006 Board of Commissioners meeting there were concerns related to large truck traffic on residential streets. The concerns were related to traffic and pedestrian safety, damage to city streets in residential areas, parking on public residential streets and lots, and living environment within residential subdivisions. At this meeting, the Board of Commissioners directed the Planning Board to look at ways to address trailer truck traffic in residential streets and neighborhoods.

Mr. Roesler said that staff investigated the concerns of the Commissioners and presented the following information to the Planning Board:

1. Large truck traffic within residential areas and subdivisions; and
2. Parking of large trucks overnight on residential city streets and lots

1) Tractor-Trailer traffic within residential areas and subdivisions: Large truck traffic within residential streets and neighborhoods pose several safety and long-range street maintenance concerns. Local residential streets are not geometrically designed for steady large truck traffic. Curves of the streets are shorter, intersection radii and sight distance allowances are based on motor vehicles with a capacity of less than one ton. Larger trucks need larger street curves and increased sight distance at intersections. Large trucks traveling on residential streets often cross the center line due to inadequate curve allowances and have a difficult time turning at intersections.

Local residential streets are constructed to a standard with a pavement depth that is designed to accommodate residential type vehicular traffic. On streets classified as collector or arterial streets, those street base courses and pavement depth are geometrically designed and constructed to facilitate daily large traffic as well as smaller motor vehicles. Daily large truck traffic on residential streets will lead to greatly increased city maintenance costs due to the unanticipated weight placed on these streets.

2) Parking of large trucks overnight on residential city streets and lots: In addition to the concerns raised above, the parking and/or storage of tractor-trailer trucks within residential neighborhoods detract from the appearance of neighborhoods. Inconveniences to neighbors are experienced such as increased vehicle noise, and the trucks idling, which sometimes occur during late night hours, all detract from the expected quality of life within residential neighborhoods.

Mr. Roesler advised that on July 13, 2006 the Planning Board met and discussed ways to address restricting tractor trailer motor carriers on streets and the parking and/or storage of tractor trucks in residential neighborhoods. The Planning Board, by a 6-0 unanimous vote, recommends approval of the recommended change to the City of Creedmoor Code of Ordinances as follows:

Title VII Traffic Code:

72.22 Tractor Trailer Parking Restricted

No truck tractor, truck trailer or truck tractor trailer rig, or any truck with 3 or more axels, shall park or store their rig on any residential local street, right-of-way, athletic field, public property, playground, vacant lot, public or private school, church premises, or residential property or residential lot within the City of Creedmoor except such vehicle that is engaged in a temporary delivery of goods or pickups on a residential street.

Cross Reference: North Carolina General Statutes Commercial Motor Vehicle: Section 20-04.01 (2b); Section 20-4.01(3d).

Cross Reference: City of Creedmoor Design Manual & Standard Details: local street.

Commissioner Karan said that he made the request for the ordinance pertaining to tractor trailers and thanked Mr. Roesler and the Planning Board for their hard work on this issue.

Moved by Commissioner Karan and seconded by Commissioner Piper to schedule a Public Hearing for August 22, 2006 at 7:30 p.m. The motion received a unanimous vote.

MAYOR'S REPORT:

Mayor Moss announced that he had presented the Partnership for Working Toward Inclusive Communities Resolution that the Board adopted last month to Stoval, Granville County, City of Oxford and Stem. He noted that he was scheduled to present it to the Butner Advisory Council, Granville County Human Relations Commission, South Granville Exchange Club and the Granville County School Board. He reported that there was positive response to the resolution.

Mayor Moss announced that he was receiving commitments for the Candidates Forum scheduled for the Town Hall Meeting of August 17, 2006 at 6:30 p.m. and invited everyone to attend.

Mayor Moss announced that the City will be hosting the Southern Granville Growth Summit scheduled for September 7, 2006 and September 14, 2006 was scheduled as an alternate date. He said that Dave Roesler, Planning Director would be helping to plan this event.

Mayor Moss announced that last week he attended the National League of Cities Board of Director's meeting in Clarksville, West Virginia.

COMMISSIONER'S REPORT:

Commissioner Piper said that he appreciated the work of this Board during the budget process. He said that he would also like to thank the Board for the action taken this evening to help Southern States move forward with their project.

Commissioner Karan asked about the status of the CMAQ grant.

Mr. Robert A. Schaumleffel, Jr. City Manager said that staff had met with the state and were awaiting approval for the state right-of-way. He noted that after approval, staff may request one location for sidewalks instead of the three proposed locations.

Commissioner Karan inquired about the Douglas Drive issue.

Mr. Schaumleffel said that he talked with the City Attorney and it was being reviewed.

Commissioner Karan made reference to the sewer issue of the Mt. Energy Lift Station and asked if the City Manager had met with SGWASA to take care of the odor problem.

Mr. Schaumleffel, City Manager said that he and Bob Jones, Public Service Director needed to contact Mr. Lindsay Mize, Executive Director of SGWASA. He said that he and Bob Jones went to observe the site and they are making plans to resolve the problem.

Mayor Moss announced that he attended the Upper Neuse River Meeting this month.

Mayor Moss gave a brief update of the Creedmoor Music Festival scheduled for Saturday, September 16, 2006. He said that Commissioner Mangum was working diligently planning this event.

Mayor Moss announced that Mr. Dudley Watts was leaving his position of Granville County Manager. By consensus of the Board, Mayor Moss to send a letter to Mr. Watts wishing him well in his new position as Forsyth County Manager.

Mayor Moss recognized that Mr. Chuck Stires of Youngsville was in attendance. Mayor Moss announced that Mr. Stires was a candidate for NC State Senate.

Mr. Chuck Stires addressed the Board and spoke briefly about state imposed taxes, local government independence, school choice and other issues faced in a community. He also praised Voluntary Fire Departments. Mr. Stires asked for the community's support and said that hopefully he would soon be in a position to help the community achieve goals.

Presentation by Mr. Dan Boone – The Wooten Company:

Mr. Dan Boone addressed the Board and presented a Resolution By Governing Body Of Applicant and said that he and the City Manager had been working with construction grants and loans trying to find the best means of financing for the work required to construct a wastewater collection system project for the expansion of pumping capacity to Butner. He said that the recommendation was to make an application for a low interest

loan to the state through a revolving loan program. Mr. Boone said that the loan for construction of the booster station would be in the amount of \$765,000 and the provision for this loan would be one-half of the Bond Buyers Index, which is 2.2% for twenty-years. Mr. Boone said that if the Board would like to proceed with this application they must adopt the resolution which authorizes the Mayor to execute the loan on behalf of the City of Creedmoor.

Moved by Commissioner Karan and seconded by Commissioner Ray approval of the adoption of the Resolution By The Governing Body Of Applicant. The motion received a unanimous vote.

RESOLUTION BY GOVERNING BODY OF APPLICANT

WHEREAS, the Federal Clean Water Act Amendments of 1987 and the North Carolina Clean Water Revolving Loan and Grant Act of 1987 have authorized the making of loans and grants to aid eligible units of government of financing the cost of construction of a wastewater collection system.

WHEREAS, the **City of Creedmoor** has need for and intends to construct a wastewater collection system project described as **Expansion of pumping capacity to Butner through the construction of a booster pumping station and upgrade of Joe Peed Road Sewage Pumping Station.**

WHEREAS, the **City of Creedmoor** intends to request state loan assistance for the project.

NOW THEREFORE BE IT RESOLVED, BY THE BOARD OF COMMISSIONERS OF THE CITY OF CREEDMOOR:

That the **City of Creedmoor** will arrange financing for all remaining costs of the project, if approved for a State loan award.

That the **City of Creedmoor** will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the **City of Creedmoor** agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the **City of Creedmoor** to make scheduled repayment of the loan, to withhold from the **City of Creedmoor** any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

That the **City of Creedmoor** will provide for efficient operation and maintenance of the project on completion of construction thereof.

That **Darryl D. Moss, Mayor**, and successors so titled, is hereby authorized to execute and file an application on behalf of the **City of Creedmoor** with the State of North Carolina for a loan to aid in the construction of the project described above.

That **Darryl D. Moss, Mayor** and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency may request in connection with such application or the project: to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

That the **City of Creedmoor** has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted this the **25th day of July, 2006** at **Creedmoor**, North Carolina.

Moved by Commissioner Ray and seconded by Commissioner Piper to go into Closed Session for the Acquisition of Real Property in accordance with NCGS 143-318.11. The motion received a unanimous vote.

Upon return from Closed Session, moved by Commissioner Piper and seconded by Commissioner Ray to adjourn. The motion received a unanimous vote.

Mayor

City Clerk