

MINUTES

Regular Meeting
City Hall Council Chamber

February 20, 2012
Monday, 6:00 p.m.

Present: Mayor O. Stanhope Anthony III presiding; Council Members Christopher H. (Chris) Mabry, David W. White, Jeanette D. Patterson, Dennis C. Bailey, Joel R. Shores, Jr., Dicky Amaya; City Manager Rick Howell, City Attorney Robert W. (Bob) Yelton, City Clerk Bernadette A. Parduski, MMC, Interim Director of Finance Elizabeth B. (Beth) Beam, CPA, Director of Human Resources Deborah C. (Deb) Jolly, Police Chief Jeffrey H. (Jeff) Ledford, Fire Chief William P. Hunt, Director of Public Works Daniel C. (Danny) Darst, Director of Parks and Recreation Charlie Holtzclaw, Director of Planning Services Walter (Walt) Scharer, AICP; and media representatives

Mayor Anthony called the meeting to order at 6:04 p.m. and welcomed all who were in attendance. The Mayor gave the invocation and the Girl Scouts representing Troops 20308, 12031, 365, and 2290 led the *Pledge of Allegiance*.

A. Approval of agenda:

- 1) Motion to adopt the proposed agenda

ACTION TAKEN: Upon a motion by Mr. Amaya, second by Mr. White, City Council voted unanimously to approve the agenda as presented.

B. Special Presentation:

- 1) Recognition of the Girl Scouts of the United States of America (GSUSA) on their 100th Anniversary: Resolution No. 5-2012

Mayor Anthony called upon Girl Scout Troop Leader Liz Popwell and the girl scouts. The Mayor formally read and presented framed Resolution No. 5-2012 to Mrs. Popwell. The girl scouts introduced themselves: Ashley Popwell, Natreawna Kee, Grace Ribadeneyra, Bailey Strickland, Abbie Ribadeneyra, Amanda Lake Heath, Victoria Vess, Jenna Brame, Kori Still, and Anna Queen. Mrs. Popwell recognized the parents and troop leaders present and distributed the Girl Scouts 100th anniversary commemorative pins to Council.

C. Public Comment: None

D. Public Hearing:

- 1) **Consideration of the City of Shelby's participation in the Community Development Block Grant (CDBG) Program administered by the North Carolina Department of Commerce through Community Investment and Assistance (CI), the Commerce Finance Center (CFC), and the Office of Rural Development Programs (ORD)**

Mr. Howell stated the North Carolina Department of Commerce Division of Community Investment and Assistance has opened the 2012 round of CDBG funding assistance. This public hearing is required as part of the CDBG application process. The City must publicly state its intent to apply for CDBG funding and allow for members of the public to comment on community needs that should be addressed.

Mr. Howell further stated the City may be eligible for several CDBG opportunities including infrastructure (water and sewer) as well as catalyst projects (housing, community facilities and associated infrastructure). Staff plans to bring recommendations for an infrastructure project and a catalyst project for Council's consideration in the near future. Mr. Howell cited examples of CDBG funding and projects completed by the City in the last several years including the Suttle/Sumter Street Project and the Chestnut Street Sewer Project.

Mr. Howell concluded by stating that should the City choose to apply for any CDBG funds, a second public hearing will be held directly concerning that specific application and project.

Mayor Anthony opened the public hearing at 6:14 p.m. and invited comments from the public.

The public offered no comments and Mayor Anthony closed the public hearing at 6:15 p.m.

Council took no action.

E. Consent Agenda:

ACTION TAKEN: Mayor Anthony presented the consent agenda. Mrs. Patterson made a motion to approve the consent agenda and each item as presented. After a second from Mr. White, the consent agenda and following items were unanimously approved:

- 1) Approval of the Minutes of the Regular Meeting of February 6, 2012
- 2) Approval of the Minutes of the Special Meeting of February 10 – 11, 2012
- 3) Approval of Special Event Permit Applications:
 - a. 28th Annual Dixie Rodders Car Show, requested date: June 2, 2012
 - b. Foothills Farmers' Market 2012 Season, requested dates: Wednesdays and Saturdays, April 28 – November 24, 2012
 - c. Shelby High School Homecoming Parade, requested date: October 4, 2012
- 4) Approval of a resolution supporting the City of Shelby's application for the National Endowment for the Arts Placemaking Grant: Resolution No. 8-2012

END CONSENT AGENDA

F. Unfinished Business:

- 1) Consideration of appointments to City advisory boards and commissions:
 - a. Firefighters' Relief Fund Board of Trustees

Mrs. Parduski reported the Board of Trustees is restructuring its membership due to residency requirements in the fire district. Two vacancies with staggering terms, January 2013 and January 2014, exist for Council's consideration and appointment.

Applications on file in the Clerk's Office include that of Jimmy Wellmon, Cecil M. Burton, and Andrew L. Hopper, Sr.

Mr. Amaya nominated Cecil M. Burton for the January 2014 term.

Mr. Shores nominated Andrew L. Hopper, Sr. for the January 2013 term.

ACTION TAKEN: Upon a motion made by Mr. Bailey, seconded by Mr. White, City Council voted unanimously to close the nominations and to accept the nominees by acclamation.

G. New Business: None

H. City Manager's Report:

- 1) **Mr. Howell provided brief comments on the City's Monthly Financial Summary, fiscal year to date at January 31, 2012. He stated current property tax collections budgeted and collected in 2012 are on track with a normal collection rate and sales tax collections budgeted and collected in 2012 are slightly ahead of projection. All general fund expenditures by division are on par at this time. While water revenues are tracking slightly ahead of budget, sewer revenues are slightly behind. He added that due to the unseasonably warm winter, the electric and natural gas budgeted margins and actual margins are tracking behind, especially in terms of covering the City's operating costs.**

I. Council Announcements and Remarks:

- 1) **Mr. Mabry attended a meeting with Mr. Howell about working toward reactivating the Community Relations Council. He encouraged council members to recruit applicants for the City's advisory boards as discussed at their recent retreat.**
- 2) **By mentioning the volume of recycling generated from his household of two, Mr. White encouraged citizens to participate in the recycling program as well.**
- 3) **Mayor Anthony provided a follow-up to Council's retreat discussion concerning their voting procedure. Mrs. Parduski researched guidelines regarding motions and recordkeeping for review and consideration. The Mayor will provide this information with the expectation that these suggested changes will simply streamline the process and facilitate more discussion about issues that come before the governing board.**

Mayor Anthony initiated a discussion about the growing population of cats and the number of nuisance complaints about feral cats. The Mayor shared his research and requested staff to provide more information on the matter as it relates to the City's animal control ordinance. Mr. Howell explained the City has adopted Cleveland County's animal control ordinance by reference for enforcement purposes and contracts with the County for those services. He is aware of the complaints, will communicate with the County, and provide an update to Council. Mr. Shores commented any additional services requested may involve funding and resources which may not be available to accomplish the task.

Mr. Mabry also mentioned a nuisance with turkey vultures roosting in the surrounding neighborhoods of Peach Street. He requested staff research and provide information about these birds.

Mayor Anthony made the following announcements:

- US Senator Kay Hagan will be in Shelby on February 21, 2012 between 10:00 a.m. – 12:00 Noon at the Life Enrichment Adult Day Care Center
- Cleveland County Chamber's Legislative Breakfast is February 27, 2012 at 7:30 a.m., Cleveland Community College
- Shelby Post 82 will host the 2012 North Carolina American Legion Baseball Hall of Fame Banquet on March 24, 2012 at 6:00 p.m. at the Christian Life Center, Elizabeth Baptist Church
- Cleveland County Branch NAACP Annual Rev. Marshall Lee Campbell Membership Banquet is March 3, 2012 at 5:00 p.m., Shiloh Baptist Church

Lastly Mayor Anthony suggested Council discuss several legislative issues and/or goals and adopt a short list of high priority items significant to advocate for Shelby.

J. Adjournment:

1) Motion to adjourn

ACTION TAKEN: Upon a motion by Mr. Shores, second by Mr. Bailey, City Council voted unanimously to adjourn the meeting at 6:45 p.m.

Respectfully submitted,

Bernadette A. Parduski, MMC
City Clerk

O. Stanhope Anthony III
Mayor

Minutes of February 20, 2012