CITY OF MOUNT HOLLY
MOUNT HOLLY CITY COUNCIL MEETING
Monday, March 8, 2010
Council Chambers
7:00 pm

Call to Order
Mayor Bryan Hough called the meeting to order at 7:00 pm. The following were present:

Mayor Bryan Hough	
Mayor Pro-Tem Carolyn Breyare	Jamie Guffey, Co-Interim City Manager
Councilman Jerry Bishop	Danny Jackson, Co-Interim City Manager
Councilman Benny Brookshire	James Friday, Director of Utilities
Councilman Jim Hope	Dale Oplinger, Fire Chief
Councilman David Moore	David Belk, Chief of Police
Councilman Perry Toomey	Mike Santmire, Streets and Solid Waste Director
Kemp Michael, City Attorney	Mark Jusko, Interim Parks and Recreation Director

Call to Order by Mayor Hough
Mayor Hough called the Mount Holly City Council meeting to order at 7:00 p.m.

Invocation
Reverend Scott Whitener, pastor of the Crossroads Wesleyan Church, led the invocation.

Pledge of Allegiance
Boy Scout Troop 59 of the First United Methodist Church in Mount Holly led attendees in the Pledge of Allegiance.

Set Agenda
Mayor Hough asked Council for any additions or amendments to the meeting agenda. With no changes to the agenda, Mayor Pro Tem Breyare made a motion to approve the agenda as presented. Councilman Bishop seconded the motion. All Council Members present voted in favor. (Motion carried)

CONSENT AGENDA
1. Approval of a Resolution Opposing the Privatization of ABC Stores
2. Call for Public Hearing on Rezoning of the Marina Tract Located in the Riverfront Subdivision
3. Approval of a Resolution to Approve Advertising for Delinquent Taxes
4. Approval of Supplemental Appropriation for the Linear Park
5. Approval of Public Housing Policy Changes
6. Approval of Lien for Property Located at 200 River Street

Councilman Hope made a motion to approve the consent agenda. Councilman Bishop seconded the motion. All Council Members present voted in favor. (Motion carried)

MINUTES
1. Approval of the minutes for the February 8, 2010 business meeting.
   Councilman Toomey made a motion to approve the February 8, 2010 City Council Meeting Minutes as presented. Councilman Moore seconded the motion. (Motion carried)
2. Approval of the minutes for the February 15 and 16, 2010 Council retreat.

Mayor Pro Tem Breyare Councilman made a motion to approve the February 15th and 16th City Council Retreat Minutes as presented. Councilman Toomey seconded the motion. (Motion carried)

3. Approval of the minutes for the February 23, 2010 special meeting.
   Mayor Pro Tem Breyare made a motion to approve the February 23, 2010 Special Meeting Minutes as presented. Councilman Bishop seconded the motion. (Motion carried)
4. Approval of the minutes for the February 26, 2010 special meeting.
   Councilman Hope made a motion to approve the February 26, 2010 Special Meeting Minutes as presented. Councilman Bishop seconded the motion. (Motion carried)

PRESENTATIONS

1. Presentation from the Mount Holly Community Concert Choir regarding the Christmas Symphony in the Grand Hall

Mr. Ingle came before Council to request use of the Grand Hall for the annual Christmas Symphony. He advised that the concert is scheduled for the weekend of December 5, 2010. He advised that all proceeds from the concert would go to the Community Relief Organization (CRO) and that the number of tickets sold would be limited to the capacity limitations. However, additional showings could possibly be added if the ticket sales allow for it. Mr. Ingle added that his group would also like to reserve the weekend before the symphony to hold a dress rehearsal. Mayor Hough commented that it sounds like a great idea but his intentions are to reinstate the Grand Hall Committee and let the Committee make recommendations to Council in regard to event requests therefore Council will get back to him with a final decision.

2. Presentation/Update from Mount Hollydays on Upcoming Projects

Ms. Featherstone advised that she is present to inform Council of the upcoming events that Mount Hollydays are planning. She advised that they are currently working to replace the lights for the "Lighting Your Way to Mount Holly" campaign. Ms. Featherstone further advised that as donations come in they are replacing the blue tent lights with white lights. She added that after the lights are replaced the Mount Hollydays group would like to ask the City to take over maintenance on these lights. Ms. Featherstone further advised that an English High Tea is planned for May 22nd and a Band and BBQ is in the works for October 2nd. Mount Hollydays would like to request the use of the Grand Hall for their event scheduled in October. Ms. Featherstone added that the Annual Christmas Tree Lighting will be November 28th and the Fifth Annual Mount Hollydays will be December 11th. Mayor Hough commented that the City would have to check on the cost of the maintenance of the lights and the Council would get back with her in regard to using the Grand Hall for the Band and BBQ Event. Mayor Pro Tem Breyare advised that she would like to be excused from any decisions regarding Mount Hollydays due to her involvement with them.

PUBLIC COMMENT – Three (3) Minute Limit

Barbara Linster
Crestwood Drive
Mount Holly, NC 28120

Ms. Linster came before Council to request the use of the Training Room for two (2) nights in April for David Fogerty to teach a Carolina Yards and Neighborhood class. She advised that there would be a charge of $15 per person to cover the costs of materials and a Subway sandwich each night. Mayor Hough advised the Council would get back with her as soon as possible in regard to her request.

Sherry Wilson
East Chestnut Street
Shelby, NC

Ms. Wilson advised that she is here on behalf of the East Gaston Band Boosters upcoming Music Fair to be held at Tuck Park. She advised that the high school band has very little money for their programs and this all day event promises to bring in money to the band boosters as well as bring people in to the City.

Susan Ponder Chapman
Forest Hills Drive
Mount Holly, NC 28120

Ms. Chapman explained that the parents of the 8th grade middle school students are putting on an 8th grade dance for the students. She advised that she is before Council tonight to request that they be considered an Organization so they can rent the Grand Hall for the dance for $500. Mayor Hough advised that the request would go before the Grand Hall Committee and someone would get back with them as soon as possible.

Frank McLean
404 Lowe Street
Mount Holly, NC 28120

Mr. McLean commented that a few years ago the City put rubber down at the railroad crossing on Hawthorne and at the railroad crossing on Main Street. This rubber was put down so the crossing would not be so rough when passing through it. He advised that the rubber had been taken up and would like City to replace it.

<u>OLD BUSINESS</u>

1. Consideration and Approval of Appointments to the Tourism Development Authority

Mr. Guffey advised that several months ago, Council agreed to levy occupancy tax effective April 1st. As part of the Legislation to levy the tax, Council is required to develop a Tourism Development Authority (TDA). At this time, Mayor Hough opened the floor for nominations. Mayor Pro Tem Breyare nominated Jim Guin to serve on the TDA. Councilman Moore nominated Wendy Foster. Councilman Hope made a motion to close the nominations. Councilman Bishop seconded the motion. All Council members present voted in favor. Council further discussed the terms of each member and the chairmanship of the TDA. Councilman Bishop made a motion to appoint Jim Guin as Chairman of the TDA for a three (3) year term, Wendy Foster to a two (2) year term and a representative from Robin's Nest Bed and Breakfast to a 1 year term. Councilman Moore seconded the motion. All Council members voted in favor. (Motion carried)

2. Consideration and Approval of Recycling Containers for Churches

Mr. Santmire reported that several of the churches throughout the City have requested a roll out recycling container. He advised that the City currently has an extra 165 containers that can be used to distribute to the churches. Mr. Santmire explained that originally the plan was to give residential customers the recycling containers first and then next year phase in the churches and businesses. Mr. Santmire made the recommendation to give the churches that request a container one of the extra recycling containers and then supply the businesses with the recycling containers next year. Council agreed and Councilman Moore made the motion in that regard adding that the churches need to realize that their recycling containers would need to be rolled out on the scheduled pick up day. Councilman Bishop seconded the motion. All Council members voted in favor. (Motion carried)

3. Consideration and Approval of the Stonewater Bay Letter of Credit *Greg Beal*

Mr. Beal explained that the City requires a financial guarantee from Developers to cover the cost of infrastructure that could be left incomplete at the time the Developer pulls out of a subdivision. This financial guarantee is in the form of a letter of credit. Mr. Beal explained that the City recently cashed in a letter of credit from Stonewater Bay because they failed to get an extension on the letter of credit in the time frame of which it was required. Mr. Hopper is here to represent Stonewater Bay LLC. Mr. Hopper advised that they work with Regent Bank and the bank failed to get the letter of credit together by the deadline. Mr. Beal advised that it is the Developers responsibility to ask for the extension with the City. The City had to contact the Developer on several different occasions regarding the extension. Mayor Hough asked Mr. Hopper how he can place the blame on the bank for not extending the letter of credit in the timely manner when he never made any effort with the City to request an extension. Mr. Hopper admitted that it was the fault of the Developer that the letter of credit was not extended and asked that the City release the funds and allow the Developer to complete the infrastructure. After further discussion among the Council, Councilman Hope made the motion to retain the $118,000 and let the Developer complete the infrastructure and then release the funds. Councilman Bishop seconded the motion. All Council members voted in favor. (Motion carried)

5. Consideration and Approval of Contract for the Bar Screen at the Waste Treatment Plant

Mr. Friday advised that the cost of the bar screen was under estimated during the budget process. Therefore he is asking for approval of the contract for the bar screen that will include the additional amount. He advised that $200,000 was included in the budget for the bar screen but the actual cost is $300,000. He advised that there are funds within his budget to cover the additional costs. Councilman Toomey made a motion to approve the contractual changes regarding the bar screen contingent upon the City Attorney looking over the contract. Councilman Bishop seconded the motion. All Council members present voted in favor. (Motion carried)

NEW BUSINESS

1. Consideration and Approval of the 2010 Paving Project List

Mr. DuPont reported that he gave Council a copy of the study that Council adopted a few years ago that ranked the city streets starting with the worst in the City. Mr. Dupont added that the total costs for the proposed 2010 paving projects is estimated at a little over $300,000. He advised that tonight he is seeking Council's approval of one of the Cedar Lane Intersection options as well as one of the Woodland Park intersection options. There was discussion among Council regarding the right of way in the Cedar Lane area. There was also discussion regarding the need to reconfigure the intersection at Woodland Park. Councilman Bishop made a motion to move forward with the Cedar Lane Option I and get cost estimates on the intersection at Woodland Park. Councilman Moore seconded the motion. All council members voted in favor. (Motion carried)

OTHER BUSINESS

1. Discussion of Recreation Programs at the Citizens Center *Mark Jusko*

Mr. Jusko advised that he is looking for council direction on using the Grand Hall for Recreation. For instance things like ball room dancing. Mayor Hough advised that his request would be forwarded to the Grand Hall Committee. Mayor Hough then asked Mr. Jusko to look into replacing some of the park equipment, such as bats and helmets during the budget process.

REPORTS

Councilman Toomey advised that he has received a call from Mr. Ferrell regarding the services that he has been providing to the Housing Authority. Mr. Jackson commented that he would provide Council with an update as part of the weekly memo.

Councilman Brookshire tendered his resignation from his alternate position with the COG.

Mayor Hough advised that he is going to reinstate the Grand Hall Committee to make a recommendation to Council regarding requests made at tonight's meeting.

Mr. Guffey reported that several months ago it was brought before Council to acquire land for veterans park. Mr. Guffey asked for direction from Council in this regard. Mayor Pro Tem Breyare made a motion to move forward. Councilman Moore seconded the motion. All Council members voted in favor. (Motion carried)

CLOSED SESSION

At this time, Councilman Bishop made a motion to enter into closed session. Councilman Moore seconded the motion. All Council members present voted in favor. (Motion carried)

Councilman Moore made a motion to come out of closed session. Mayor Pro Tem Breyare seconded the motion. All Council members voted in favor. **(Motion carried)**

Mayor Hough advised that no action was taken during closed session.

ADJOURN

With no additional items for discussion, Mayor Hough entertained a motion to adjourn. Councilman Moore made the motion to adjourn the March 8, 2010 Council meeting. Councilman Toomey seconded the motion. All members voted in favor. **(Motion carried)**

The meeting adjourned at 8:56 p.m.