

**CITY OF LAURINBURG
COUNCIL MEETING
FEBRUARY 16, 2010
MUNICIPAL BUILDING
303 WEST CHURCH ST.
LAURINBURG, NC
7:00 P.M.**

Minutes

The City Council of the City of Laurinburg held its regular monthly meeting February 16, 2010 at 7:00 p.m. in the council room of the Municipal Building with the Honorable Matthew Block, Mayor, presiding. The following Councilmembers were present: Amanda F. Doerffel, Curtis B. Leak, Thomas W. Parker, III, Herbert M. Rainer, Jr., and Kenton T. Spencer

Also present were: Edward F. Burchins, City Manager, Dolores A. Hammond, City Clerk, and Charles L. Hicks, Jr., Assistant City Attorney.

Mayor Block called the meeting to order at 7:00 p.m. Councilmember Spencer gave the invocation.

CONSENT AGENDA

The City Manager presented the Consent Agenda indicating that all items were discussed at the agenda workshop and considered to be routine and could be enacted simultaneously with one motion and a roll call vote. He explained that if a Councilmember so requested, any item could be removed from the Consent Agenda and discussed and considered separately. He further added that the remaining item(s) on the Consent Agenda would be acted on with one motion and roll call vote.

The items on the Consent Agenda were as follows:

- a. Minutes from the meetings of October 20, 2009 and the December 15, 2009 workshop
- b. Set public hearing to be held March 16, 2010 for a request to rezone an 8.97 acre tract of land off McColl Road from General Business to Residential-15 to be held Tuesday, March 16, 2010 in the upstairs council room of the Municipal Building located at 303 W. Church St.
- c. Set public hearing to be held March 16, 2010 for a request to rezone from General Business to Industrial a 1.38 acre tract of land along 401 South (McColl Rd.) to be held Tuesday, March 16, 2010 in the upstairs council room of the Municipal Building located at 303 W. Church St.
- d. Set public hearing to be held March 16, 2010 for a request for a conditional use permit to operate carnival at 900 US 15/401 bypass to be held Tuesday, March 16, 2010 in the upstairs council room of the Municipal Building located at 303 W. Church St.
- e. Set public hearing on the City of Laurinburg's Water Response Plan to be held Tuesday, March 6, 2010 in the upstairs council room of the Municipal Building located at 303 W. Church St.
- f. Accept low bidder (Insituform Technologies, Inc.–Lexington, SC) for the Rural Center Grant extension of the McKay Street Project in the amount of \$261,745.00
- g. Resolution authorizing City Manager to sign documents authorizing participation in the Mosquito Program
- h. Tax liens – Authorize order to advertise tax liens March 9, 2010
- i. Adjustment to the 2009 tax levy
- j. Approve contract between the City of Laurinburg and Marlowe & Company for lobbying services for the Laurinburg/Maxton Airport
- k. Budget Amendment Ordinance (O-2010-03)
 1. \$1,000 from Contingency (990-509900)-to Non-Departmental-Public Relations (660-5505800)-Market Force Brochure
 2. \$2,000 from the Contingency (990-509900)-to Non-Departmental-Contract Services (660-504500)-

Marlowe & Co.

Upon question by Mayor Block, Ms. Janice Morrison, Tax Collector, stated that the last day someone could pay their taxes and not appear in the newspaper listing was March 5, 2010.

Councilmember Leak moved for the approval of the Consent Agenda. Councilmember Parker seconded the motion, and it was approved by the following vote:

Ayes: Leak, Doerffel, Rainer, Spencer, Parker

Nays: None

REQUEST TO REZONE TEN-ACRES (10) OF PROPERTY ALONG EMILY DRIVE FROM RESIDENTIAL-15/GENERAL BUSINESS TO RESIDENTIAL-6

Mayor Block explained that the petitioner had withdrawn this request; and therefore, no action is necessary by City Council.

The Assistant City Attorney stated that since a public hearing was advertised, the Mayor needed to open the public hearing.

Mayor Block opened the public hearing.

Mr. Bill Peele, City Planner and Zoning Officer, read a letter from Ms. Cindee Wolf of Withers and Ravenel as follows:

As authorized, and on behalf of the property owner for the referenced case, Donald Ray Barringer, we request that the petitions for rezoning and conditional use permit be withdrawn from the February 16th City Council agenda. The owner understands that any future proposals would require submittal of new applications.

Please do not hesitate to contact me if you have any questions or need additional information. Thank you for your assistance and cooperation.

Respectfully

Cynthia Wolf

There was no one present to speak in favor of or against this request.

REQUEST A REQUEST FOR A CONDITIONAL USE DISTRICT FOR THE DEVELOPMENT OF TEN-ACRES (10) OF PROPERTY FOR A PLANNED RESIDENTIAL COMMUNITY OF THIRTY (30) DWELLING UNITS ALONG EMILY DRIVE

Mayor Block explained that the petitioner had withdrawn this requests; and therefore, no action is necessary.

This item was withdrawn per the reading of the letter in the previous request.

DELEGATION

Mr. Mark English appeared before Council and explained that he was concerned about Council's intent to demolish the old Market Furniture Building. He presented a handout to Council discussing the Market Furniture Building, which he stated should be called the McDougald Building, a copy of which is attached to these minutes and incorporated herein. He requested that Council reconsider its decision in order to maintain the historical designation of the

downtown district. He offered to assist with researching and writing grants to preserve the old Market Furniture Building (McDougald Building).

LAURINBURG DOWNTOWN REVITALIZATION CORPORATION (LDRC) – MARY ROBINSON

Ms. Mary Robinson, Administrative Assistant for Laurinburg Downtown Revitalization Corporation (LDRC) appeared before Council and reported on LDRC activities for the past quarter.

ORDINANCE AMENDING THE SCHEDULE OF PRIVILEGE LICENSE TAXES OF THE CITY OF LAURINBURG

The City Manager explained that this ordinance amends the schedule of privilege license taxes for internet cafes, cyber sweepstakes, video poker, and precious metal dealers. He added that the City Attorney has prepared an ordinance to amend the schedule of privilege license taxes.

The Assistant City Attorney explained that following Council discussions, he was asked to prepare a proposed privilege tax ordinance that would charge \$2,000.00 per computer gaming establishment and \$2,500.00 for each and every “computer” at any such establishment.

Following a brief discussion, Councilmember Rainer moved for the adoption of Ordinance No. O-2010-02 which amends the schedule of privilege license taxes of the City of Laurinburg Councilmember Spencer seconded the motion, and it was approved by the following vote:

Ayes: Rainer, Spencer, Parker, Doerffel

Nays: Leak

(Ordinance No. O-2010-02 on file in the City Clerk’s Office)

YOUTH COUNCIL ADULT ADVISOR NOMINEES

The City Manager explained that at Council’s work session, Council approved establishing the City of Laurinburg Youth Council and adopted guidelines. He added that there would be three (3) adult members each serving a three (3) year term. He further added that Council would appoint a Chairperson from the adult members. Councilmember Spencer suggested Mrs. Kay Fuller, principal of the Scotland County Leadership and Public Service Department; Mrs. Penny Craner, teacher in Leadership and Public Service; and Pastor B. J. Gibson to be appointed the adult members. He explained that the Youth Council would be subject to all open meetings laws and minutes of the meetings would be necessary.

Motion was made by Councilmember Doreffel, seconded by Councilmember Leak, and unanimously approved to appoint Mrs. Kay Fuller, Mrs. Penny Craner and Pastor B. J. Gibson to three-year (3) terms.

RESOLUTION NO. R-2010-05 WHICH SUPPORTS THE NORTH CAROLINA ARMED FORCES COMMUNITY COVENANT

The City Manager explained that Resolution No. R-2010-05 supports the North Carolina Armed Forces Community Covenant.

Councilmember Spencer explained supports our veterans and those members in the armed forces and those in ROTC planning to serve. As a community, signing the covenant to support our veterans and armed forces members.

Councilmember Parker moved for the adoption of Resolution No. R-2010-05 which supports the North Carolina Armed Forces Community Covenant. Councilmember Doerffel seconded the motion, and it was approved by the following vote:

Ayes: Rainer, Spencer, Parker, Leak, Doerffel

Nays: None

(Resolution No. R-2010-05 on file in the City Clerk's Office)

COMMUNITY WELLNESS TASKFORCE

The City Manager explained that he had been working with members of the Police Department gathering information concerning gang activity and problems associated with gangs. He requested that a committee comprised of himself, Chief Evans, Captain Monroe and Councilmember Spencer be formed to develop more information concerning this matter.

Councilmember Leak expressed concern that the Court system and the Juvenile Justice Division be included in these discussions.

Mayor Block stated that this matter will be on the agenda for the next Council work session.

CITIZEN INPUT SESSION

The City Manager explained that in an effort to move forward in the strategic planning process, a workshop between Council and the Management Team would be held on Monday, March 8, 2010 at 5:00 p.m. in order to develop priorities for the 2010-2011 budget. He added that the Citizen Input Session to receive citizen comments would be held on Thursday, March 18, 2010 at 7:00 p.m. at the A.B. Gibson Center. He discussed the groups contacted to participate in the session and requested that Council provide other contacts who may be interested in participating.

Councilmember Leak requested that information from previous Citizen Input Sessions be available at the March 18, 2010 meeting.

COMMENTS FROM MAYOR AND/OR COUNCILMEMBERS

Councilmember Parker explained that the Lumber River Council of Government was holding its annual retreat and he, the City Manager and Councilmember Spencer would be attending. He added that there would be in-depth discussions about water and an economist from North Carolina State University will also provide information about the economy.

PUBLIC COMMENT

There was no one present to speak.

CLOSED SESSION

At 8:09 p.m. motion was made by Councilmember Parker, seconded by Councilmember Rainer and unanimously carried to go into closed session pursuant to G.S. 143-318.11(a)(3) to consult with attorneys employed by and/or retained by the City in order to preserve the attorney-client privilege between the attorneys and the town regarding Schoollink, Inc.

At 8:39 p.m., upon returning to the council room, motion was made by Councilmember Parker, seconded by Councilmember Rainer, and unanimously carried to adjourn the closed session and resume the open meeting.

ADJOURNMENT

Motion was made by Councilmember Parker, seconded by Councilmember Leak, and unanimously carried adjourn the meeting.

The meeting adjourned at 8:40 p.m.

Matthew Block, Mayor

Dolores A. Hammond, City Clerk