

MINUTES OF
CITY OF CREEDMOOR – BOARD OF COMMISSIONERS
REGULAR MEETING AND PUBLIC HEARINGS
NOVEMBER 28, 2006
7:00 P.M.

PRESENT:

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

QUORUM:

Mayor Moss called the meeting to order at 7:00 p.m. in the Commissioner's Room at City Hall.

INVOCATION:

Mayor Moss

PLEDGE OF ALLEGIANCE:

Commissioner Robinson

NLC PRESENTATION:

Mayor Moss presented the Board with a plaque from The National League of Cities and read the following:

The National League of Cities Honors the *City of Creedmoor, North Carolina* for *10 Years* of Membership and Dedicated service in Shaping and Advocating National Municipal Policy and Helping to Strengthen and Promote Communities of all sizes.

Mayor Moss noted that the plaque was signed by Mr. Don Borut, Executive Director of the National League of Cities and Mr. Jim Hunt, President and Councilmember of Clarksburg, West Virginia.

PUBLIC HEARINGS:

Application for Zoning Atlas Amendment: R-2 to R-4 & R-4 to R-2 (Brassfield Rd.)

Mayor Moss opened the Public Hearing.

Mr. Dave Roesler, Planning Board Director addressed the Board and advised that the Board had before them for consideration a proposal to amend the Zoning Atlas to change the zoning of a tract of land located on the north side of Brassfield Road from Residential-2 (R-2) to Residential-4 (R-4) and a tract of land located on the south side of Brassfield Road from Residential-4 (R-4) to Residential-2 (R-2). Mr. Roesler advised that he submitted pertinent information for the Board's review in their packets. This proposal involves property identified as Dutchville Township Tax Map No. 089502889359. This site is located outside of Creedmoor's Corporate Limits in the Creedmoor Planning Transition Area.

Mr. Roesler said that he would like the following staff recommendation and Planning Board recommendation to be entered into the record.

Staff's Preliminary Recommendation: Staff believes that this rezoning could be justified based on the finding that a rezoning is necessary to achieve the purposes of the Comprehensive Plan and changes or changing conditions in the area. Staff's preliminary recommendation is that the Planning Board consider recommending to the Board of Commissioners approval of the application and to adopt the provided ordinance rezoning the property of the tract of land located on the north side of Brassfield Road from Residential-2 to Residential-4 and a tract of land located on the south side of Brassfield Road from Residential-4 to Residential-2.

Planning Board Recommendation: At the October 12, 2006 Planning Board meeting they voted unanimously 7-0 to recommend to the Board of Commissioners to approve the rezoning requests.

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

REQUESTS TO ADDRESS THE BOARD:

Mayor Moss advised that there was no one to address the Board this evening.

MINUTES:

Moved by Commissioner Karan and seconded by Commissioner Piper approval of the October 24, 2006 minutes. The motion received a unanimous vote.

APPROVAL/ADDITIONS TO AGENDA:

Moved by Commissioner Karan and seconded by Commissioner Robinson to adopt the agenda with additions under New Business Item 12-b as Application for Zoning Atlas Amendment: R-2 to R-4 & R-4 to R-2 (Brassfield Rd.) and Item 12-c as Resolution Of Intent to Annex 7.2238 acres owned by the City of Creedmoor (formerly the Roberts property) and scheduling of the Public Hearing. The motion received a unanimous vote.

PUBLIC COMMENTS:

Mr. John Wilkerson of 308 S. Main Street addressed the Board and thanked them for their service and achievements this year. After reading a recent newspaper article Mr. Wilkerson also suggested that the City consider having representation on the County Planning Board.

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

MANAGER’S REPORT:

Mr. Robert A. Schaumleffel, Jr., City Manager addressed the Board and gave a handout of the following:

1. Last week there was a large amount of rain over several days and it caused major infiltration to the City’s sewer system. If this major problem is not addressed and solved, the City will face major sewer spills in the near future. He requested approval to move forward with the assistance of the Wooten Company on development of a Storm Sewer District. Mr. Schaumleffel gave the Board a handout of pictures of the recent infiltration problems. He noted that the Public Service Department has to be taken away from the daily water/sewer activities to pursue the infiltration problems and said that there is a need for separate personnel to work specifically for this purpose.

2. Mr. Dan Boone and Mr. Clarence Lockamy from the Wooten Company were present to provide the Board with an update and revised schedule of the Lake Rogers Sediment Removal project.

Mr. Clarence Lockamy addressed the Board and presented an update of the revised schedule for completion of the Lake Rogers Sediment Remove Project as follows:

- Identify Dewatering Sites.....December 31, 2006
- Secure the Use of Dewatering Sites.....February 28, 2007
- Complete Plans and Specifications.....March 31, 2007
- Obtain Permits.....May 31, 2007
- Advertise for Bids.....May 31, 2007
- Receive Bids.....June 30, 2007
- Begin Construction.....July 31, 2007
- End Construction.....December 1, 2007

Mr. Lockamy advised that with the disposal site issue now being addressed they anticipate that the entire project will move forward. He noted that they have contacted a dredging contractor and asked that they evaluate the suitability of the proposed disposal sites. Once this has been done, the most appropriate sites will be pursued.

Mayor Moss thanked Mr. Boone and Mr. Clarence for the presentation this evening.

3. Mr. Schaumleffel said that he would give the Board an update on a personnel request during Closed Session.
4. Mr. Schaumleffel provided the Board a handout of the Report of Limited Site Assessment for City Hall from TerraTech Engineers, Inc. He said that he has a full report on file in his office of the monitoring well construction performed on July 27, 2006. TerraTech reported that based upon the findings during this investigation, it is their opinion that no further investigation or remediation at the property is warranted.
5. Mr. Schaumleffel advised that Mr. Dan Boone will be making a presentation on the GO Bond Issue at the December, 06 Board meeting. He noted that Mr. Boone will also provide a comprehensive report to include the City's long range water/sewer connections with the City of Oxford.
6. Mr. Schaumleffel said that he asked the City Attorney to draft a Grease Ordinance and gave the Board a copy for review. He said that the State requires a permit and it is the responsibility of the City to protect the system from fats, oil and grease. Mr. Schaumleffel asked the City Attorney to change the title of Public Works Director to Public Service Director in the ordinance.

Attorney Currin said that the title appears in Subsection 31.20 of the City's Code Book as Public Works Director.

Mr. Schaumleffel emphasized that this ordinance needs to be adopted and the Board can change the title in the Code Book at another time.

Attorney Currin said that the Grease Ordinance was proposing that it will meet the Public Works Director's requirements as set out in the City's handbook that meet the Plumbing Code and DENR regulations. He advised that this would pertain to any food service provider that has oil or grease discharge. Attorney Currin noted that Cary and Wilmington adopted ordinances that are more specific and require grease traps be large enough to retain specific amounts of flow and specific times of flow before they start overflowing and dumping. He said that this requires a determination by an engineer.

Mayor Moss recommended that the Board not act on this item this evening and referred this to Commissioner Ray, Chairman of the City's Energy, Environment and Natural Resources Committee.

Commissioner Ray suggested that the City have a DENR representative present a Public Information Session to explain State Regulations and the necessity of this ordinance. He recommended that all businesses and Churches be notified of this meeting. Commissioner Ray said that he would like for this to be a January agenda item.

Commissioner Piper agreed with Commissioner Ray and said the City needs to educate citizens about the State's need to mandate the discharge of oil and grease.

Mayor Moss requested that the City Manager draft a letter and send out to the community businesses and Churches within the next week to ten (10) days notifying them that the Board has discussed this ordinance and has postponed taking action until further discussion at the January, 2007 meeting.

Attorney Currin said that as a provision in the proposed Ordinance, there is a requirement for a water/oil separator and also solids collector, therefore, notices should also go out to car wash owners. He suggested that the City contact DENR and ask permission to place the information provided in the handout on the City's website.

Commissioner Robinson noted that some municipalities are sending out pamphlets with the water bills to homeowners as well.

Mayor Moss asked the City Clerk to place this item on the December agenda for discussion under Old Business.

7. Mr. Schaumleffel gave the Board an update on the City's renovations. He said within the next couple of weeks the renovations would be on schedule.

OLD BUSINESS:

Department Head Reports:

Provided in the Board packets were monthly reports from the Water Treatment Plant, Public Service Department, Police Department and Planning Department.

Mayor Moss inquired about the stormwater complaint filed by Mr. Hanzel Green of 104 North Street and also the complaints received from Housing and Urban Development about the recent rezoning of Hwy. 56 West.

Attorney Currin advised that his office filed formal responses to each of the complaints.

Mayor Moss advised that the City had the possibility of receiving grants for a Traffic Officer and a Drug Officer. He noted that the City Manager, Chief of Police, Commissioner Robinson, Chair and Commissioner Piper, Vice Chair of the Public Safety Committee would work together on the preparation of the grant.

Mayor Moss advised that Mr. Dave Roesler, Planning Director prepared A Resolution In Support Of Pedestrian Planning and A Resolution In Support Of Truck Route Signage.

Mr. Dave Roesler, Planning Director said that if the Board chooses to approve the resolutions he will submit the grant tomorrow.

CITY OF CREEDMOOR
A RESOLUTION IN SUPPORT OF PEDESTRIAN PLANNING

WHEREAS, the City of Creedmoor desires to address local demands for a more walkable community; and

WHEREAS, a focus on smart growth initiatives has highlighted our need for better, more complete pedestrian transportation systems; and

WHEREAS, the City of Creedmoor desires to place more emphasis on providing facilities for walking in an effort to create a sense of community; and

WHEREAS, the development of comprehensive planning documents plays an integral part in creating pedestrian systems, and guides both local and state initiatives to improve conditions for walking; and

WHEREAS, the City of Creedmoor, through its elected city council, recognizes the North Carolina Department of Transportation supports a common goal through its special allocation funds that assist cities with pedestrian planning programs;

NOW, THEREFORE, BE IT RESOLVED, THAT the City of Creedmoor is pleased to support and submit a grant application for funding assistance to develop a comprehensive pedestrian plan to the NCDOT Division of Bicycle and Pedestrian Transportation (DBPT) and the Transportation Planning Branch (TPB) and the Institute for Transportation Research and Education (ITRE) at NC State University.

Moved by Commissioner Karan and seconded by Commissioner Piper to approve A Resolution In Support Of Pedestrian Planning. The motion received a unanimous vote.

CITY OF CREEDMOOR
A RESOLUTION IN SUPPORT OF TRUCK ROUTE SIGNAGE

WHEREAS, the City of Creedmoor has experienced increased traffic demands on NC Highway 50, especially in the City's central business district; and

WHEREAS, a significant portion of the traffic is the result of increased large truck and tractor trailer traffic; and

WHEREAS, NC Highway 50 is designated on the City's and the Department of Transportation's Thoroughfare Plan as an arterial roadway, though it is not presently constructed to arterial road standards; and

WHEREAS, significant safety problems, including poor sight distance and visibility and narrow travel lanes through the City's central business district, have resulted in recent accidents and conflicts between pedestrians and large truck traffic; and

WHEREAS, The North Carolina Department of Transportation recently completed significant road improvements south of Creedmoor to Old Weaver Trail, and Cash Road (SR-1103) from NC 50 to Interchange Number 189 of Interstate-85; and

WHEREAS, these recent improvements to the above State roads provide an excellent truck route to access markets north, south west and east; and

WHEREAS, creating a truck route from NC 50 to Old Weaver Trail and Cash Road would provide a safer and more efficient transportation system, reduce traffic congestion in our central business district, and improve air quality in downtown Creedmoor;

NOW THEREFORE, BE IT RESOLVED, THAT The City of Creedmoor requests the North Carolina Department of Transportation to make the newly improved route known to truckers by placing appropriate signage at the intersection of Old Weaver Trail and North Carolina Highway 50, and at Interstate-85 Interchange Number 189.

Moved by Commissioner Karan and seconded by Commissioner Robinson to approve A Resolution In Support Of Truck Route Signage. The motion received a unanimous vote.

Ms. Eleanor Fowler, Finance Director advised that she received a letter from the City's auditors. She noted that Ms. Evans submitted the findings to the Local Government Commission and it will be approximately two weeks before further information is received.

Petition for Voluntary Annexation – 211 Acres on Brassfield Road:

Attorney Currin advised that he informed the City Clerk earlier today that the updated search has been completed and now have all of the necessary signatures and it would be appropriate for her to Certify the Sufficiency. The Clerk presented the Certificate of Sufficiency and Attorney Currin said that if the Board so chooses they can proceed by scheduling a Public Hearing.

Moved by Commissioner Karan and seconded by Commissioner Ray to schedule the Public Hearing for December 19, 2006 at 7:00 p.m. for the Voluntary Annexation request for 211 acres on Brassfield Road. The motion received a unanimous vote.

Commissioner Karan asked about the status of a resolution to expand the City's ETJ.

Attorney Currin advised that his office drafted a Resolution of Intent for Expansion of the City's ETJ. The County indicated that prior to considering the matter they would like to have a recommendation from the County's Planning Board along with representatives from each of the Municipalities as to what the policy should be for the extension of ETJs.

He noted that there have been two meetings and he and Bob Jones, Public Service Director were in attendance at the second meeting. Attorney Currin said that there is a draft by County staff which indicates considerations by the County to whether they are going to act favorable to the request of expansion of an ETJ. Attorney Currin said that the City has asked that they modify those considerations to a small extent and include another consideration of where the City has rapidly expanded the City limits due to development, the City limits have expanded close to or beyond existing ETJs and that there should be in the absence of some reason to the contrary a presumption that they would favorably consider a request by a City that has a professional staff and the other requirements. Attorney Currin said that this will go back before the Committee for discussion and to make a recommendation. He noted that the County Board will consider adoption of this recommendation once they have a policy in place.

Commissioner Karan asked if the City had formally asked for an ETJ expansion and if the County had formally tabled the City's request.

Attorney Currin said no. He said that the lengthy discussions took place on an informal basis in the spring and we informed them that we would be making a formal request. He said that he has prepared a Resolution requesting expansion but have not made a formal request.

Commissioner Karan said that he would like for the City to make a formal request for ETJ Expansion as well as permission to go before the Legislation for further ETJ expansion. He noted that he has concern that the Planning Board Chairman is also an elected official of the Butner Advisory Board.

Attorney Currin said that the statutes provide rules regarding the manner in which approval of ETJ extension has to be handled by the County. The County is not required to have any additional rules or regulations that the City has to comply with.

By consensus of the Board, Attorney Currin to draft a Resolution of Intent to Expand the City's ETJ and to have this available for the December, 2006 Board meeting.

NEW BUSINESS:

Mayor Moss presented the Board with a Resolution supporting the League's mission and strategic vision for the future.

RESOLUTION

WHEREAS, the North Carolina League of Municipalities has undertaken a strategic visioning process to determine how to continue to meet the needs of its members as the League approaches its second century of operation;

WHEREAS, the Strategic Directions Initiative Steering Committee studied the history of the organization, the forces that shaped the League and trends that are likely to occur;

WHEREAS, the NCLM Strategic Directions Initiative Steering Committee has examined the strengths, weaknesses, opportunities and threats that face the League in the years ahead;

WHEREAS, the committee has talked with municipal elected and appointed officials, as well as, NCLM staff members, to determine what members value about the League;

WHEREAS, the committee has proposed to strengthen the League by developing a mission statement that makes explicit why the League exists;

WHEREAS, the committee is proposing core values that define how the League lives its mission, with these being: ethical; fair and equitable; financially sound; good government and public service are valuable; inclusive, collaborative, engage partners, stakeholders and external actors; innovative and forward thinking; municipalities matter; nonpartisan; open and transparent; and unity;

WHEREAS, the committee is proposing that the League focus on strengthening member communication, participation and engagement; strengthening the League's governance capacity; and strengthening policy development and representation of municipal interests in an increasingly regional, global and intergovernmental world; and

WHEREAS, the governing board of the City of Creedmoor has reviewed the proposed mission statement, core values and strategic directions, developed by the Strategic Directions Initiative Steering Committee;

Moved by Commissioner Piper and seconded by Commissioner Karan to adopt the Resolution supporting the North Carolina League of Municipalities. The motion received a unanimous vote.

Application for Zoning Atlas Amendment: R-2 to R-4 & R-4 to R-2 (Brassfield Rd.)

Moved by Commissioner Ray and seconded by Commissioner Karan to approve the application to the Zoning Atlas amendment to change the zoning of a tract of land located on the north side of Brassfield Road from Residential-2 (R-2) to Residential-4 (R-4) and a tract of land located on the south side of Brassfield Road from Residential-4 (R-4) to Residential-2 (R-2) as recommended by the Planning Board in a finding that the change is consistent with the City's Comprehensive Plan. The motion received a unanimous vote.

Resolution of Intent to Annex 7.2238 Acres -The City of Creedmoor:

Moved by Commissioner Ray and seconded by Commissioner Piper to adopt the Resolution of Intent to Annex 7.2238 acres of City owned property and to schedule the Public Hearing for December 19, 2006 at 7:00 p.m. The motion received a unanimous vote.

Mayor Moss advised that he was told that there is a second cemetery located on this property, which is a black slave cemetery.

Ms. Mildred Goss was in attendance and commented that no other cemetery is located on this parcel. She said that the Cemetery Committee has walked this property and could find no evidence of a second cemetery.

MAYOR'S REPORT:

Mayor Moss announced that the inaugural Mayor's Youth Council was held here at City Hall on November 18, 2006. He said the kids did a great job and there were approximately 20 kids in attendance. Mayor Moss said that there was youth representation from Christian Faith Center, South Granville High School, Hawley Middle School and Home School kids. Mayor Moss said that the kids did not advocate complaints and surprisingly discussed what youth can contribute to our community.

Mayor Moss announced that starting next spring there will be a Farmer's Market at the flagpole at the corner of Hwy. 56 and Main Street. He noted that anyone interested should contact Mr. Carl Lupe of the Cooperative Extension Service.

Mayor Moss announced that he would be representing the City at the CAMPO meeting. He noted that this would be a regional meeting with Durham/Chapel Hill Metropolitan Planning Organization.

Mayor Moss announced that The Lighting Of The Greens will be Friday at Lake Rogers beginning at 7:00 p.m.

Mayor Moss announced that the Creedmoor Christmas Parade is scheduled for Saturday at 11:00 a.m. and the Butner Parade will begin at 2:00 p.m.

Mayor Moss announced that the Family Resource Center of Granville County is located at 1003 North Durham Avenue and the Open House is scheduled for December 5, 2006 at 5:30 p.m. Mayor Moss said that he and Commissioner Karan would be out of town and asked if any of the other Board members could attend.

Commissioner Piper and Commissioner Robinson said that they would attend the Open House.

Mayor Moss asked that the City Clerk place on the December agenda that a date needs to be scheduled for the January Retreat.

The City Clerk said that she would be glad to do so.

Mayor Moss said that although he was sad that Commissioner Karan was not successful in his venture to become a County Commissioner, he was extremely happy that Commissioner Karan would still be on this Board representing the citizens of Creedmoor.

COMMISSIONER'S REPORTS:

Commissioner Karan asked about the status of the sidewalks.

Mr. Dave Roesler, Planning Director gave an update and advised that the City contracted a local surveyor to do the necessary surveying.

Commissioner Karan inquired about the buoy system at the lake.

Mr. Robert A. Schaumleffel, Jr. said that he and Bob Jones, Public Service Director researched the amount of money it would cost for the buoy system and realized that it would not be cost efficient. He said that they felt it would be best to put up the sign and close the lake to boating because it did not seem justifiable to spend approximately \$2,000.00 for a 90 day period. Mr. Schaumleffel expressed that he initially thought that the cost of the buoy system would be paid by the hunters. He noted that he had the Clerk research this and it was not noted on tape. Mr. Schaumleffel emphasized that citizens are not prohibited from fishing.

Commissioner Karan suggested that they try the inexpensive method of Clorox jugs and rope to place across the lake.

Commissioner Mangum said that closing the lake was opposite of what they decided. She said that the purpose was to have the lake open to all citizens. She expressed that the duck hunters may pay a fee but the tax payers pay a lot of money to use this beautiful lake.

Mr. Schaumleffel apologized for going in a different direction but he felt that the cost was not feasible. He said that if the Board did not have a concern of cost he would be glad to oblige the request.

Commissioner Mangum said that her main concern was that the City has this wonderful resource for our citizens to enjoy and they should not be deprived during this time. She said that she realized that it was uncertain as to whether we would provide the peddle boats but citizens should be allowed to use their own boats. Commissioner Mangum asked that they put up the sign that they voted upon noting the days that the hunters may be shooting.

Commissioner Karan asked that the City Manager research cost efficient materials that would work such as jugs tied to cinderblocks during the 90 days of duck hunting.

Commissioner Robinson suggested going to a swimming pool supplier to purchase rope and buoys to stretch across that area. He emphasized that the intent was to share the lake and not close the lake. Commissioner Robinson said that he thought that it was discussed that the duck hunters would share the expense.

Commissioner Karan said that the discussion about the duck hunters paying for the buoys was during Closed Session and would not be listed in the regular session minutes.

Commissioner Karan asked that the City Manager give an update later this week about the buoys. He also noted that he appreciates that the City Manager was being cautious of the City's funds.

Commissioner Karan thanked the Board for their support during his time running for County Commissioner. He expressed disappointment of the outcome but was more disappointed at the number of citizens that did not go to the polls to vote.

Commissioner Mangum asked about the status of the street light she requested by the Food Lion on Hwy. 56 East. She said that she has mentioned this issue for several months because this area is very dark and she has concern of safety.

Mr. Schaumleffel said that he will check with Mr. Bob Jones, Public Safety Director about the status of the lighting at the Food Lion on Hwy. 56 East.

Commissioner Mangum gave an update of the proposed Recreation Center. She noted that Mr. Mayo advised that Ms. Helen Walker will be assisting in the grant writing to help this project move forward. Commissioner Mangum asked Attorney Currin about the status of the Pre-agreement Lease.

Attorney Currin said that there were issues regarding the City's acquisition of certain rights in association with the long-term leasing. He said that it would be appropriate to discuss this issue during Closed Session.

Commissioner Mangum said that she attended Granville County's Board meetings this month. She said that at the first meeting of the month Millridge gave a presentation on the large proposed subdivision. She expressed excitement about their neo-traditional planning. Commissioner Mangum said sidewalks are proposed as an interactive neighborhood. She said that even though the County did not approve the subdivision she really enjoyed their presentation. Commissioner Mangum said that the idea was to have a wonderful community with nice homes that are interactive. She noted that there was recreation, 12 miles of pedestrian walkways, 8 miles of sidewalks and 4 miles of trails. Commissioner Mangum said that the concern was whether there would be adequate schools for the children and adequate fire service. The Granville County Board's thoughts were that they would not be able to provide adequate schools for the addition of this large subdivision. Commissioner Mangum noted that the Granville County School System wrote a letter in reference to the frightening situation of the overcrowding of our

schools. She said that this is something that this Board needs to think about and discuss with the school system. Commissioner Mangum said that one of the citizens attending this meeting asked if the children would have to attend school in a trailer park.

Commissioner Mangum said that at the second monthly Granville County Board meeting the decision was made to send a representative to the RPO meeting on December 1, 2006 about getting Hwy. 50 on the TIP. She said that the County would like our thoughts on this issue. She said that at this meeting they also awarded the bid to begin the expansion of Jonesland, Phase II.

Commissioner Mangum said that curbside recycling is needed in our community. She emphasized that recycling is “here and now” and noted that it is time to take action. She asked that the Board think about this issue and place this item on the agenda for the January Retreat.

Commissioner Ray agreed that curbside recycling is needed with the amount of growth in our community.

Mayor Moss advised that the recycle center looks like a dumping ground. He announced that he took pictures of the outside of the Creedmoor recycling center before he asked Mr. Bob Jones, Public Service Director to have his crew cleanup this area. He noted that he plans to also take pictures after the clean-up. Mayor Moss said that his intention is to have the Butner-Creedmoor News print the before and after pictures along with a good article.

Mayor Moss said that the City needs to make a decision about leaves. He said that several citizens have contacted him about this issue. He said that the City does not have leaf pickup and are not allowed to burn them. Mayor Moss said that the City does not have a contract with Waste Industries for leaf pickup. Mayor Moss noted that the City recently purchased a chipper, which may resolve the problem by using mulch at the lake. Mayor Moss emphasized that the Division of Air Quality has banned burning.

Mr. Robert Schaumleffel, City Manager gave the Board a handout from the Division of Air Quality. This brochure states that if it doesn't grow you can't burn it. The basic message of the state open-burning rule states that only leaves, branches and other plant growth can be burned. He said this means no trash, lumber, tires or old newspapers. If local pickup is available, you can't even burn leaves and branches. He advised that the City does have branch and debris pickup, therefore burning is banned in Creedmoor. The brochure states that violating these rules can be expensive with fines as high as \$10,000 or more for serious cases or repeat violations.

Commissioner Piper suggested allowing citizens to bag the leaves neatly and the City pick up the bags as a courtesy.

Commissioner Mangum suggested possibly using the land from the conservatory to place the leaves.

Mayor Moss said that the Board will continue to review this issue.

Commissioner Ray announced that SGWSA formally joined the Upper Neuse River Basin Association (UNRBA).

Ms. Eleanor Fowler, Finance Director announced that Leadership Granville will be meeting with Council at City Hall, Tuesday, December 19, 2006 at 6:30 p.m. before the Board meeting.

Moved by Commissioner Karan and seconded by Commissioner Mangum to go into Closed Session on the Matter of Personnel in accordance with NCGS 143-318.11(a)(6) and pursuant to Subsection 5 of the City's Code to instruct City's Negotiation Agent with regards to terms of Acquisition of Real Property by Lease in accordance with NCGS 143-318.11(a)(5). The motion received a unanimous vote.

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

Mayor

City Clerk