

MINUTES OF
CITY OF CREEDMOOR – BOARD OF COMMISSIONERS
REGULAR MEETING AND PUBLIC HEARING
APRIL 24, 2007
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.

Mayor Moss welcomed Ms. Vicki Cates the newly appointed member of the Butner Advisory Board. Mayor Moss also welcomed Boy Scout Troop #416 and noted that they will receive their Citizenship Badge for attending this evening.

INVOCATION:

Mayor Moss

PLEDGE OF ALLEGIANCE:

Dillon Taylor of Boy Scout Troop #416

PUBLIC HEARING:

Flood Damage Prevention Ordinance:

Mr. Dave Roesler, Planning Director addressed the Board to present the 2007 NC Model Flood Damage Prevention Ordinance. He said that the NC Floodplain Mapping program has produced new Flood Insurance Rate Maps. The mapping program has necessitated new language required in association with using and adopting these new maps. In order to comply with the NC Flood Act of 2000, the North Carolina Division of Emergency Management has revised the NC Model Flood Damage Prevention Ordinance. The model ordinance satisfies all current State and Federal minimum requirements for participation in the National Flood Insurance Program with regards to the adoption of required floodplain management regulations. Mr. Roesler referred to the handout of an e-mail received from Mr. M. J. Carpenter, Planner for National Flood Insurance Program incorporating minor changes to the ordinance. Mr. Dave Roesler, Planning Director

recommends approval of the Flood Damage Prevention Ordinance with the incorporated changes.

Mr. Roesler, Planning Director said he wants it entered into the record that the City would repeal the existing section and replace it with the incorporated changes of Section 152 as presented.

Mayor Moss opened the Public Hearing.

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

REQUESTS TO ADDRESS THE BOARD:

No one was scheduled to speak this evening.

MINUTES:

Moved by Commissioner Karan and seconded by Commissioner Piper approval of the March 27, 2007 minutes. The motion received a unanimous vote.

APPROVAL/ADDITIONS TO AGENDA:

Moved by Commissioner Karan and seconded by Commissioner Mangum approval of the agenda with the addition under Old Business, Item 10.1 – Update on the Butner Incorporation and under New Business, Item 11-d – Flood Damage Prevention Ordinance. The motion received a unanimous vote.

PUBLIC COMMENTS:

Ms. Velma Gooch of 306 Wilton Avenue addressed the Board about a water bill her tenant received for her rental property located on Park Avenue. She noted that the water bill has been high for the past two months and requested that the Board consider an adjustment of the bill. She noted that both bills have been paid. Ms. Gooch said that there were no toilets running and they could not find a leak.

Mr. Robert A. Schaumleffel, Jr., City Manager said that he talked with Ms. Gooch earlier in the week about this issue. He said that staff was sent out and found that the meter was running. This could have been caused by the malfunctioning of a toilet. Mr. Schaumleffel explained that the problem was not on the City side and he has no authority to waive a water/sewer bill. He said that he only has the authority to waive penalties or interest on a bill. He noted that the Board would have to direct staff to make such an adjustment.

Ms. Velma Gooch emphasized that her tenant has paid over \$200.00 more than she should pay. Ms. Gooch said that her tenant is a waitress and she does not know how she gets by and asked that the Board consider adjusting the bill.

Ms. Velma Gooch said that her rental property on Park Avenue has a dead tree on the 40' right-of-way. She requested that the City cut it down.

Mr. Robert A. Schaumleffel, Jr., City Manager said that he sent the Public Service Director to the property to research the problem.

Ms. Velma Gooch expressed that the City Manager said that he would get back with her the next day and she did not hear from him.

Mr. Bob Jones, Public Service Director said that he did not find out where the right-of-way was.

Ms. Velma Gooch said that she has the map that shows it is a 40' right-of-way. She noted that her son measured from the center of the highway and the tree is in the right-of-way.

Mr. Robert A. Schaumleffel, Jr., City Manager asked that Ms. Gooch give the Public Service Director a copy of the map showing the right-of-way.

Mayor Moss assured Ms. Gooch that if it is on the right-of-way the City will take care of this matter.

Ms. Velma Gooch advised that when the previous Public Service Director was working for the City, the pavement at RNS formally known as Stevenson's Grocery, was dug up and was never patched. Ms. Gooch said that she personally had it paved. Ms. Gooch said that she had the pavement dug up to hook up to the sewage line for the placement of a grease pit and asked if the City would patch this under maintenance.

Mr. Robert A. Schaumleffel, Jr., City Manager said that he previously discussed this issue with Ms. Gooch and she was informed that he has no back record of this event. Mr. Schaumleffel said that he would need direction from the Board because it is on private property.

Ms. Gooch said that she spoke with Ronnie Clayton about this issue because he knows they broke up the pavement and never patched the area.

Mr. Steve Colenda, City Inspector said that RNS was informed at the time of the grease trap installment that they would be responsible for the pavement.

Mayor Moss said that the City was not going to make a decision this evening. He said that Ms. Gooch would be notified before the end of the week of the City's decision.

Ms. Gooch said that if the City will fix the pavement they can call it even. Ms. Gooch thanked the Board for listening.

Mr. John Wilkerson of 308 S. Main Street addressed the Board and asked if the Board was trying to create a legacy of not moving forward with projects. He said that he came before this Board over a year ago and asked about sidewalks and at that time he was assured that the money was appropriated and a sidewalk was coming.

Mr. Robert A. Schaumleffel, Jr., City Manager said that this would be under the Manager's Report this evening and Mr. Wilkerson would be happy with what he has to say.

Mr. Wilkerson said that he has heard a lot in the past and would be happy to see some dirt moved and concrete poured. He said that he spoke with the City Manager about it and was told that they were waiting until the ground was dry. He said that he was concerned about his family's safety having to navigate that highway.

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

MANAGER'S REPORT:

Mr. Robert A. Schaumleffel, Jr., City Manager gave the Board a handout. He advised that the City opened the bids recently for the sidewalks and a portion of the work will be done by private contract (Ellington Landscaping) and a portion will be done by the Public Service Director along with any assistance needed from the Wooten Company. He said that any monies left can be applied to another area of the program. The components are as follows:

- Sidewalk Construction \$29,850.00
- Tree/Stub removal, backfill, seeding, traffic control 11,300.00

Ellington's Total Bid \$41,150.00

Mr. Schaumleffel said that the items contained in the bid proposal that will be performed by the City of Creedmoor are as follows:

- Traffic Control
- Storm drain facilities upgrade
- Wooden Bridge

Mr. Robert A. Schaumleffel, Jr. said that as an addition, he proposes to make the project better by pouring aprons.

Mr. Dave Roesler, Planning Director said that Attorney Currin suggested that this not be included. He said that this could be an option offered to the residents to eliminate the hump and provide a contiguous sidewalk. He said that it would be offered to the residents because it will keep the gravel from moving into the highway. Mr. Roesler said that there is plant material in the right of way and the City has offered to move or replace

some of the plants with similar plantings. Mr. Roesler said that this will be discussed during the neighborhood meeting.

Commissioner Karan asked when the meeting will take place.

Mr. Schaumleffel said that once the contract has been approved he will schedule a meeting with the residents. He said he feels it would be best to have the contractor available to answer any questions.

Commissioner Karan asked if the three items would be counted towards the \$20,000.00 matching funds.

Mr. Schaumleffel said that he feels that we need to find out whether we have to spend up to the \$80,000. He said that he anticipates doing the \$100,000 in this location or in one of the other locations that the Board has identified.

Commissioner Karan said that he feels the City should put the entire project in one contract and do it right.

Mr. Schaumleffel explained that they spent a lot of time waiting for NCDOT approval. He said that staff has also been working with the City Attorney as to the numbers and the contract.

Attorney Currin said that the contract is prepared as the base bid or to add on the three culverts, \$10,000 traffic control and to add the wooden bridge. He said that staff has voiced concern about the longevity and maintenance of the wooden bridge. Attorney Currin said that he will draft the final contract based upon the final decision of what is to be included.

Commissioner Karan said that based upon the amount of work that the City's Maintenance Department has doing other projects that they have been directed to do he feels that the City should take the \$80,000.00 from the Federal Government and the \$20,000.00 match and do this right.

Mr. Robert A. Schaumleffel, Jr., City Manager said that he was prepared to put it all under one contract but the Public Service Director said that he can do the job. Mr. Schaumleffel said that he has no objection if the Board wants to contract out the work. He said that the Public Service Director was trying to save the City money.

Commissioner Karan said that he does not agree with a bridge. He said that he has issues with the Board just receiving this information this evening after the application had been submitted for this project almost three years ago. He expressed that he put quadruple the expected cost into the amount requested in case there was extra work to be done. Commissioner Karan said the \$20,000.00 in matching money has been in the budget for two years and the City still has not gotten the sidewalk. He said that he will not vote to include \$20,000.00 matching funds in next year's budget.

Commissioner Robinson said that he agrees with Commissioner Karan. He said that he hopes to see a turn-key job. He expressed that he would like to see it bid for the entire job. Commissioner Robinson said that he does not want to see a wooden bridge. He would prefer a retaining wall.

Commissioner Karan asked how to get over the hole without a wooden bridge?

Mr. Robert A. Schaumleffel, Jr., City Manager said that they would eliminate the wooden bridge and instead use a concrete culvert at that intersection with a walkway.

Commissioner Mangum asked, if there is a vote tonight for approval can they expect work to begin within two weeks?

Mr. Robert A. Schaumleffel, Jr., City Manager said that if it is approved this evening they are ready to go. He expects completion within sixty days.

Commissioner Karan expressed concern of going over the \$20,000.00 City match.

Mr. Robert A. Schaumleffel, Jr., City Manager said that they can complete the project within the \$100,000.00.

Commissioner Karan said that if we go over by \$1.00 we do not get that back from the Federal Government. He asked if the City can do all of the engineering, put in the wall and storm water retention for the \$20,000.00 City match.

Commissioner Mangum said that the City has skilled people and she has been very pleased with everything that has been done at the lake. Commissioner Mangum said that the sidewalks have been pushed away. She expressed that Mr. Schaumleffel has empowered these gentlemen and they have researched and have a plan. Commissioner Mangum said that she feels the Board should let them go ahead and noted that this would be saving money to perhaps allow for a sidewalk by the Food Lion. She said to please go ahead with this project. Commissioner Mangum thanked them for the effort put forth.

Commissioner Ray said that he agrees with Commissioner Karan and Commissioner Robinson. He expressed that this is the first sidewalk that has been planned in many years and he feels the plan needs to be in black and white. He said that he promised his constituents this sidewalk would be done right and our maintenance staff is already short staffed.

Commissioner Piper said that he wants to see this project done right and completed soon. He said that he wants this project for the citizens of this town.

Commissioner Mangum inquired about the material to be used for the retaining wall.

Mr. Bob Jones, Public Service Director said that it would be a 2' wall on the NCDOT roadside and probably made of brick.

Mayor Moss said that part of the frustration is the fact that the Board received this information this evening.

Commissioner Karan said that he wants the City Manager to give an update on the status of the sidewalk contract by Friday.

Moved by Commissioner Karan and seconded by Commissioner Piper to authorize the City Manager and staff to negotiate a change in scope to delete the wooden bridge and to include a concrete sidewalk, extend culvert and retaining wall near Dogwood Avenue and with the City providing the storm water drainage upgrade and traffic control including a report on the status of in kind contribution toward the grant match and to proceed with haste. The motion received a unanimous vote.

Mayor Moss asked the Clerk to place this as item #1 on the To Do List.

Mr. Schaumleffel referred to the Planning Director's memorandum summarizing the ongoing discussions with the CVS project. Over the past year, he and the Planning Director has tried to work with the developer so that this project can proceed. The developer does not want to meet the City's high standards for this project and until the corrections are made staff will continue to oppose the project.

Commissioner Mangum referred to item #8, Parking.

Mr. Dave Roesler, Planning Director said that in order to make the site plan work, they do have to sacrifice some parking. He said that it is excessive that they allow other public parking. Mr. Roesler said that they are trying to put too much on that little piece of property.

Mr. Robert A. Schaumleffel, Jr., City Manager said that staff has also asked that they position the building to provide a design that enhances the vitality of the downtown business district.

Commissioner Ray expressed concern over the parking lot because it is easier to pave than landscape due to the runoff.

Commissioner Karan said that he asked the City Manager on April 10th to redline the site proposal for review. He said that he was told he would have it by April 13th. He noted that it was available on the 13th but he did not receive it until April 18th. Commissioner Karan said that he told the developer that he would have information for him on the 16th and he was unable to do so because he did not receive the information by that date. He referred to the last sentence of Mr. Roesler's memorandum and said that he wants the other Council members to know the history. He said that the developer is trying to go around staff but this Board is not allowing that to happen.

Mr. Schaumleffel said that he received information back from the recreation consultant pertaining to the current activity equipment at Lake Rogers. He said that he will be reviewing the proposal this weekend and combine this with information provided by the Public Service Director. Mr. Schaumleffel said that a recommendation will be forthcoming to the Board.

Mr. Robert A. Schaumleffel, Jr., City Manager said that he and the Public Service Director have gathered information and are finalizing the RFT for the ARM (Automatic Meter Reading) project and will present it to the Board in the near future.

Mr. Robert A. Schaumleffel, Jr. said that he met with the Granville County Manager, City's Public Service Director, Dan Boone of the Wooten Company, the contractor for Granville County and SGWASA to resolve the Mount Energy Lift Station project. He said that the County Manager informed him today that there is a letter stating that the lift station was granted to the City for maintenance. Mr. Schaumleffel asked the Attorney to work with him on this issue. He said that he will keep the Board updated.

Mr. Robert A. Schaumleffel, Jr., City Manager said that he has received an approval letter from the Public Service Director and therefore, he recommends approval of the public improvements for Phase II of Davenport Subdivision. He said that he also has a letter from Fowler Contracting to provide a one-year warranty to begin on April 14, 2007.

Mr. Dan Boone of the Wooten Company suggested that the City get a statement of Engineering Certification of completion for the facility.

Mayor Moss said that he spoke with Mr. Brad Mullins today and indicated to him that it was not necessary for him to attend this evening since the City Manager has the pertinent information needed.

Moved by Commissioner Mangum and seconded by Commissioner Piper approval of Final Plat, Phase II of Davenport Subdivision upon receipt of the Developer's Engineers Certification of Completion and to authorize signature of the Mayor. The motion received a unanimous vote.

Mr. Robert A. Schaumleffel, Jr., City Manager advised the Board that code violation letters are continuing to go out with enforcement action forthcoming.

Mayor Moss asked that the City Manager take the lead on the houses in violation on Lyon Street, North Main Street and Hillsboro Street.

Mr. Robert A. Schaumleffel, Jr., City Manager said the letters have been sent out. He noted that the house on Hillsboro Street has been sent notification with a civil citation.

Commissioner Karan asked about photographs of the areas in question.

Mr. Dave Roesler, Planning Director said that he may need to do so.

Commissioner Piper said that he has been contacted by concerned citizens about the cleanup of specific areas.

Mr. Robert A. Schaumleffel, Jr., City Manager said that some people have refused to pick up the letters. He advised that he is going to send the Police Chief to deliver the letters.

Mr. Dave Roesler, Planning Director gave an overview of the process. He said that overall he has had cooperation from the property owners.

Mr. Robert A. Schaumleffel, Jr., City Manager has forwarded to the Planning Board recommendations of improvements to the City's Mobile Home Appearance section of the Code of Ordinances.

Mr. Robert A. Schaumleffel, Jr., City Manager advised that he has received a Resolution for a Mutual Aid Agreement from the Police Chief.

Police Chief Tim Benware presented the Board with a Resolution Adopting A Policy For Mutual Aid Assistance With Other Municipal And County law Enforcement Agencies By The Creedmoor Police Department. He advised that pursuant to statutory amendments adopted by the 1977 General Assembly of North Carolina, the governing body of a City or County may adopt appropriate guidelines for the purpose of lending mutual aid assistance to other municipal and county law enforcement agencies, such authority being codified as Chapter 160-A, Section 288 of the General Assembly.

Moved by Commissioner Robinson and seconded by Commissioner Piper to adopt the Resolution Adopting A Policy For Mutual Aid Assistance With Other Municipal And County Law Enforcement Agencies By The Creedmoor Police Department. The motion received a unanimous vote.

Mr. Robert A. Schaumleffel, City Manager gave the Board a handout of the updated schedule for the dredging of Lake Rogers and announced that Mr. Dan Boone of the Wooten Company would be giving a presentation.

Mr. Dan Boone of the Wooten Company addressed the Board and advised that the plans and specifications will be submitted for the permitting in a couple of week. He noted that they are hopeful that the permits will be obtained by the end of July and advertise the project and receive bids thirty day thereafter. Mr. Boone added that the construction would begin shortly after with the construction ending at the end of February. He said that the town will be contracting with Goldstein and Associates to prepare an environmental assessment which is a requirement for part of the STAG Grant. Mr. Boone said they will be determining if there are any endangered plants and animals in and around the lake.

Mayor Moss said that everything looked encouraging and thanked Mr. Boone for his presentation.

OLD BUSINESS:

Department Head Reports:

Commissioner Ray thanked Police Chief Tim Benware for the revised mileage report as requested.

Butner Incorporation Update:

Mayor Moss gave a brief update on the Butner Incorporation and presented a map of Butner's proposed limits. He said that the land that the City recently purchased was within the map of Butner's limits. Mayor Moss said that he brought this to their attention and the property has been deleted from Butner's limits. Mayor Moss said that he has concern that the Creedmoor side of Hwy. 15 at Gate I up to Cash Road is being considered by Butner. He said that he has expressed to them that he feels this is an area within Creedmoor. Mayor Moss said that he would make copies for the Board of the official notification received today signed by Mr. Tom Lane that Butner intends to petition for incorporation under GS 120-164(a).

Mayor Moss said that the Board may want to think about the impact the incorporation will have on the Creedmoor Voluntary Fire District. He noted that it will also affect Stem. Mayor Moss said that there was a recent article in the paper about Mayor Al Woodlief not being happy because it will have an \$80,000.00 impact on their budget. He said that it would have approximately a \$60,000.00 plus impact on the City of Creedmoor. Mayor Moss reiterated that he is not opposed to Butner incorporating but feels they should exclude the area that is being contested in the City of Creedmoor's action.

Commissioner Mangum said that she does not understand why the map shows that they want to take all that rural land and come way down to Hwy. 15.

Commissioner Ray said that they have nowhere else to expand. He expressed that Butner backs up to Durham County. He said they have nowhere else to go except to go over towards Northside and expand into Wake County.

Mayor Moss said that they are claiming Gate I, Gate II, Hwy 56/I-85 and even Brogden Road.

Attorney Currin said that they had their area extending onto the east side of I-85 at Brogden Road but they have deleted that at the City's request. He said that they deleted the land that the City owns and also the parcels that lie north and east of the land that the City purchased.

Mr. Robert A. Schaumleffel, Jr., City Manager inquired about Altec.

Mayor Moss advised that Altec is still included in the proposed Butner area.

Mayor Moss said that with our local Legislative Delegation, Senator Berger and Representative Crawford supporting this matter, it will most likely pass in Legislation. He said that he feels that this Board should continue to exercise our rights as an elected body and as citizens to express our opinion on this matter.

Commissioner Mangum inquired about access into the City's conservatory land.

Attorney Currin said that they will have access to the land through the former Wellons property on Brogden Road. He said that from two former parcels that were in developers ownership there is access directly off Rogers Point. Attorney Currin said that there is an isolated area and the parties that he talked with hoped that something can be worked out

Commissioner Mangum asked if our City has to ask their City if we can do something to our property.

Attorney Currin said that is correct. However, this area is already extremely restricted by covenants. He said that this area is restricted to governmental education.

Commissioner Piper asked Mr. Jimmy Minor, Assistant Fire Chief inquired about the response to fire calls on I-85.

Mr. Minor said that they do not respond to fires but they do respond to extrication and Mutual Aid Fires. He expressed that if the Butner Incorporation is approved nothing will change on I-85. He said that we respond to Gate I which used to be in Butner's Fire District and they said they would no longer respond. Mr. Minor added that if there is a structural fire it is mandatory mutual aid.

Off Premise Signage:

Mr. Dave Roesler, Planning Director addressed the Board and noted that at the March meeting the Board referred this issue to the Planning Board. He said that staff talked with the Planning Board about various options. The Planning Board recommends that the Board direct the City Manager to investigate the cost of a freestanding Creedmoor sign(s) that would include an appropriate Creedmoor City message and spaces for business names. Mr. Roesler said that the signs would be wood. He expressed that such signs could complement the existing "Welcome to Creedmoor" signs with a "Welcome to Downtown" message and be placed at appropriate entrances to the central business district. Mr. Roesler said that if the Board is interested in this type of sign he would pursue the cost of a sign and propose locations for placement.

Commissioner Karan said that he appreciates the Planning Board and Planning Director's hard work and would like to follow their recommendation of directing the City Manager to delegate this project back to the Planning Director to investigate the cost and location of a freestanding Creedmoor sign.

Attorney Currin made reference to signs in France on a pole that have directional arrows.

Commissioner Robinson said that he prefers that the signs be simple and uniform so that the City has control.

Commissioner Karan said that at last month's meeting Commissioner Ray asked staff to speak with the landlord about placing a sign on site and inquired if this had been done.

Mr. Dave Roesler, Planning Director said he approached the landlord and asked if he would consider placing a sign on site for his tenants and he did not seem favorable.

Reschedule Town Hall Meeting:

Mayor Moss announced that he needs to change the Town Hall Meeting scheduled for Thursday, May 17th to Tuesday, May 15th. He said that this would be a field trip to Battle Roberts Ball Field. He noted that the Clerk has taken care of the legal notifications. Mayor Moss said that he was recently at this location and was appalled and embarrassed at the recycle center. Mayor Moss said that the Board has discussed other recycling options. He encouraged the Board to drive around the ball field area at their convenience to view the area before May 15th.

Mr. Robert A. Schaumleffel, Jr., City Manager said that a letter will be going out tomorrow morning notifying the recycling contractor that the City is closing the recycle center as of July 1st. He also advised that he will be meeting with Mr. Billy Williams of Waste Industries to discuss a new contract which will include mandatory recycling.

Commissioner Karan asked if the City could seek other bids within the County such as Wynn Sanitation.

Mr. Robert A. Schaumleffel, Jr., City Manager said that the City has to advertise for bids. He said that he is meeting with Billy Williams to listen to comments and educate himself on recycling. Mr. Schaumleffel said that he would like to request a standard North Carolina waste bid. He said that Waste Industries will have to present a bid and compete with other sanitation companies.

Commissioner Karan suggested that the City Manager contact Wynn Sanitation in Butner to see if they will place a bid.

Commissioner Ray agreed with Commissioner Karan that Wynn Sanitation should be contacted. He said that he has spoken with Wynn Sanitation and they have been trying to

get a bid into the City for some time and has not been able to do so because Waste Industries has the contract.

Mr. Robert A. Schaumleffel, Jr., City Manager said that in the past the City has been extending the contract for one year.

Commissioner Ray said that now that the process of the one-year extension has been eliminated he would like to see others in the County have the opportunity to bid and asked that the City Manager contact Wynn Sanitation.

Mayor Moss said that during the Town Hall field trip there will be a ballgame and the Board can see the parking situation.

Commissioner Karan inquired about charging for the use of the ball field to pay for the lighting of the field.

Mayor Moss said that discussion needs to take place with the associations and this can be facilitated as well.

NEW BUSINESS:

Taxi Cab Franchise Agreement Ordinance:

Mayor Moss said that there was an Taxi Cab Franchise Agreement Ordinance previously from 1997 to 1998 timeframe that has now expired. He said that he has been approached by senior citizens about a taxi service. Mayor Moss expressed that citizens are walking around town and would like a service available to drive them to such places as the new Food Lion. He said that he is not asking for any action this evening but asked the Board to give this some thought.

Attorney Currin said that one of the ordinances gives considerable authority to the Police Chief to regulate the services.

Proclamation - National Day of Prayer:

Moved by Commissioner Ray and seconded by Commissioner Mangum to adopt the Proclamation designating Thursday, May 3, 2007 as "A Day Of Prayer In Creedmoor." The motion received a unanimous vote.

Proclamation – Municipal Clerk’s Week:

Mayor Moss announced that April 29 through May 15, 2007 was Municipal Clerk’s Week.

Moved by Commissioner Mangum and seconded by Commissioner Karan to adopt the Proclamation for Municipal Clerks Week April 29 through May 5, 2007. The motion received a unanimous vote.

Flood Damage Prevention Ordinance:

Moved by Commissioner Karan and seconded by Commissioner Ray to adopt the Flood Damage Prevention Ordinance with the incorporated changes. The motion received a unanimous vote.

Mayor's Report:

Mayor Moss said that he and Commissioner Mangum has been communicating via e-mail about the Fall Festival.

Commissioner Mangum said that if they have the support of the Board she feels that the City should have the Fall Festival.

Commissioner Karan said that he was approached by Tommy Keith who organizes the car shows about the date of the festival.

Mayor Moss said that it is always the 3rd Saturday in September which falls on the 15th this year.

Commissioner Karan said that Mr. Keith is going to have a car show at Food Lion on Friday night and anticipates having approximately 200 cars. He would like to incorporate that car show into the Fall Festival.

Mayor Moss announced that the Alive After Five is scheduled for August 16, 2007 at Kayser Roth. Mayor Moss said that this year the Embers band will be performing.

Commissioner Karan said that the Chamber is looking for volunteers to help with the draft beer tap. He said that he participated last year and had a great time.

Mayor Moss announced that Creedmoor is involved in the Tour To Cure sponsored by the American Diabetes Association. He said there will be approximately 400 bicyclists coming through Creedmoor Saturday, June 9th and Sunday, June 10th. They will be starting in Cary, winding through Durham, Northside, Elm Street to Brassfield Road and going Hwy. 96 to Oxford. The City will be partnering with Ellington-Brim Chevrolet promoting a rest stop at Hawley School. Mayor Moss noted that the bicyclists will campout at the Masonic Home for Children Saturday night.

Commissioner Mangum said that the Board discussed at the Retreat about how to support our schools. She announced that SGHS is having a plant sale this weekend. She said the money they raise will stay at South Granville High School and help educate our children.

This fund raiser will be Friday, Saturday and Sunday and encouraged everyone to come out and support our children's education.

Commissioner Karan talked about the To Do List from last month. He inquired about the status of the Wilton water tank. He said it was noted last month about the concern of water quality, inability to fight fire and the financial issue of the water being dumped on the ground.

Mr. Robert A. Schaumleffel, Jr., City Manager said that they did not discuss this issue in their meeting. He said that he would have Mr. Bob Jones, the Public Service Director call Mr. Brian Alligood or Mr. Lindsay Mize, Executive Director of SGWASA in reference to this issue. He said there was a discussion of adding more chemicals on the sewer side and also adding a chemical drip to Mt. Energy.

Commissioner Karan said that at this point #1 and #2 will remain on the To Do List.

Mr. Robert A. Schaumleffel, Jr., City Manager said that this can not proceed until the Mt. Energy problem is corrected.

Commissioner Karan said that #3 on the list can be crossed off because we received an update on the dredging of Lake Rogers. He noted that the Planning Director and the Planning Board has done an excellent job on #4 the Sign Ordinance and will continue to review this. Commissioner Karan said that #5 Downtown Traffic was referred to the Planning Board and they will continue to review this issue.

Mr. Bob Jones, Public Service Director addressed the Board and said he spoke with Mr. Steve Johnson of NCDOT and he came to look at Main Street. He approved a crosswalk at Church Street and Masonic Street. Mr. Jones said that NCDOT says that there must be at least 50' on either side of the crosswalk. He said this is a minimum of 6' of no parking. Mr. Jones said the only place the City will lose a little parking is on the far side of Masonic Street. He advised that the City will be receiving a letter from Mr. Johnson this week with the findings.

Mr. Robert A. Schaumleffel, Jr., City Manager advised that NCDOT does not recommend reflectors.

Commissioner Karan inquired about #6 Contact Wally Bowman.

Mayor Moss said that he was to contact Mr. Bowman and he missed the CAMPO meeting last week. He said he will take care of this item.

Commissioner Karan said that #7 Community Meeting is to be forthcoming. He inquired about the status of #8 Paddington Recreation. He said that he saw that they have put down the final layer of asphalt.

Mr. Robert A. Schaumleffel, Jr., City Manager advised that the Mayor received a note from the developers saying that they are pulling out of the development. He said that they not only put the overlay on the first phase they put it in the whole development. Mayor Moss said that once all the houses are built in the new addition, it is going to be ripped up. He added that they have made the overlay flush with the gutter and this is going to cause the new overlay to be higher than the roll top curb. The second issue is that the recreation area has been moved to the Highlands. Mr. Schaumleffel said that if they do not build phase two there will be no recreation equipment. He said both these issues need to be resolved and suggested that they not let them build in the new phase until they build the recreation area.

Commissioner Karan expressed that he is concerned about the recreation area has been moved to the Highlands. He advised that he Preliminary Plat that he has shows it in both.

Mr. Robert A. Schaumleffel, Jr., City Manager said that he thinks there was a change at the Planning Board.

Commissioner Karan said that there is no way that a Board would have approved moving that site across the street to the Highlands.

Mr. Robert A. Schaumleffel, Jr., City Manager said that this section was in an original section. He said that it is on the same side of the road. Mr. Schaumleffel said that the Highlands development was to be more of an upper scale development than Phase One.

Mr. Steve Colenda, City Inspector said that there were differentiations in the addresses in Paddington a couple of weeks ago and during his research he found that the Preliminary Plat with staff notes and the state's approval for water/sewer installation is different from the Final Plat Approval.

Mr. Robert A. Schaumleffel, Jr., City Manager suggested that the City invite the Weisgerber Group to attend the next Board meeting to talk about the recreation and road issues.

Attorney Currin said that he feels that it is premature at this point to have them come back before the Board. He prefers to see that all of these issues are isolated. He said that these are issues that could stand in the way of further approvals and issuance of building permits and CO's. Attorney Currin expressed that they should be told that they need to talk with staff about these issues. He expressed that he prefers that staff report the findings to the Board.

Commissioner Karan asked if Attorney Currin's office would pursue the Paddington recreation and road issues.

Attorney Currin said that he would be glad to and suggested that Dave Roesler, Planning Director make a punch list of problems for all the various phases of the original

development and the Highlands. Once there is a punch list the developer should be notified and a meeting should take place between City staff and the developer.

Mayor Moss asked the Clerk to place on the To Do List Paddington/Highlands road bond and recreation area.

Commissioner Karan commented that the Public Hearings on the To Do List are for this evening and next month. He expressed that the To Do List is a good way to make sure that nothing is missed. Commissioner Karan said that he would like to add to this list 1) Waste Industries/Wynn Sanitation and to include curbside recycling, 2) he asked to also add that the City Manager contact Dr. Dudley about her property on Park Avenue for recreational space, 3) Commissioners Room sound system; two speakers for the back of the room. Commissioner Karan suggested that if we have the opportunity to get the recreational space on Park Avenue to name the park after Dr. Dudley.

Commissioner Karan inquired about the status of the tax collections being taken over by Granville County.

Mr. Robert A. Schaumleffel, Jr., City Manager said that this has been taken care of. He has submitted a letter to Granville County requesting that they take over the City's tax collections as of July 1, 2007.

Commissioner Karan announced that the City's Beautification Committee has partnered with Southern States to have a Creedmoor Yard-of-the-Month Contest. He advised that Commissioner Ray will be the judge. This contest will be from May through September and each month the committee will select a winning yard based on beauty and originality. The winner will receive a \$25.00 gift certificate from Southern States and a Yard-of-the-Month sign. The rules are as follows:

- Include a photo along with the name, address and phone number for each entry,
- Contestants must live within the city limits of Creedmoor,
- Entries need to be received by the 25th of each month for consideration,
- The yard or garden must be visible from the street,
- All work must be performed by a non-professional landscaper

The entry forms will be posted at Southern States with a lovely wrapped flowered box. The Butner Creedmoor News will be publicizing this contest.

Commissioner Karan inquired about the Parkway Project.

Mayor Moss said that according to the Butner map it will be in our area.

Mr. Bob Jones said that he attended a meeting with Mr. Lyle of the Parkway Project and they are trying to figure out how to get water to that project. Mr. Jones told Mr. Lyle that the Board has not made a decision.

Mr. Robert A. Schaumleffel, Jr., City Manager suggested that staff have a formal meeting with the developer and ask that they scrap the residential development and reconfigure it as a commercial development. He expressed that the City does not need 340 houses on the property.

Mr. Bob Jones said that at the meeting he shared with the developer the map of the 30 acre tract that was annexed into the City and there is only a small portion that can be built upon because of wetlands. He noted that there are also issues with the bypass that is going to come through. Mr. Jones said that they do not know where to locate the water line and whether to break it off prior to where the meter is located and run a parallel line down through the commercial.

Commissioner Karan asked about the realignment of the thoroughfare plan.

Mr. Dave Roesler, Planning Director said that CAMPO has worked with staff and the connector will run on the property line between the Parkway residential and the other adjoining property owner. This means that the Parkway residential project will have to make adjustments to their entrance road because it will no longer be straight out to Hwy. 56.

Attorney Currin said that as the Board is aware there has been recent correspondence from the HUD office. He asked if the Board would like to have a rehearing.

Moved by Commissioner Karan and seconded by Commissioner Ray that the City reconsider its previous motion on August 22, 2006 in rezoning the tract located on the south side of NC 56 west from residential-2 to Special Use Business-2 first holding a public hearing on May 22, 2007 at 7:00 p.m.; further authorizing Dave Roesler, Planning and Zoning Director to give notice of new hearing on reconsideration as provided by law and also to the owners and developers of the property. The motion received a unanimous vote.

Moved by Commissioner Karan and seconded by Commissioner Robinson to go into Closed Session for Attorney Client Privilege and the Matter of Personnel in accordance with GS 143-318.11. 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

