

Town of Spring Lake
Regular Meeting of the Board of Aldermen
Municipal Building
300 Ruth Street
Spring Lake, NC 28390

March 25, 2013

MINUTES

7:00 p.m.

The Spring Lake Board of Aldermen held a regular scheduled meeting in the Grady Howard Conference Room of the Spring Lake Municipal Building with Mayor Chris V. Rey presiding.

Board Members Present: Mayor Pro Tem Napoleon Hogans
Alderman James Christian
Alderman Richard Higgins
Alderman James O'Garra
Alderwoman Fredricka Sutherland

Others Present:

Tony Buzzard, Town Attorney	Byron Blumenfeld, Water Resource Manager
Allen Coats, Finance Director	Troy McDuffie, Police Chief
Ken Metcalf, Recreation Director	Tina West, HR Director
Jason Williams, Asst. Fire Chief	Michael Futch, Fayetteville Observer
Rhonda Webb, Town Clerk	

2. Invocation

Alderman Christian gave a nonsectarian invocation.

3. Pledge of Allegiance

Mayor Rey led the meeting in the pledge of allegiance.

4. Additions or Deletions to Agenda

There were no additions or deletions to the agenda.

5. Approval of Agenda

The Board received an amended agenda prior to the meeting. The amended agenda was approved.

Action: The Board approved a motion to approve the proposed amended agenda.

Motion by: Alderman Higgins

Second by: Mayor Pro Tem Hogans

Vote: Unanimous

(A copy of the agenda is hereby incorporated by reference and made a part of these minutes – see attachment one.)

6. Approval of Consent Items

The Board approved the consent items:

- a. Minutes of the March 11, 2013 Regular Meeting

Action: The Board approved a motion to approve the consent items.

Motion by: Mayor Pro Tem Hogans

Second by: Alderman O'Garra

Vote: Unanimous

7. Public Forum

Leanne Lovett, 353 Sandclay Road, Spring Lake, spoke concerning parking on Main Street. She has a tobacco business on Main Street and would like to see time limitations on parking on Main Street.

8. Public Hearing

a. Initial Zoning of 2.65 +/- Acres to M1(P) Planned Light Industrial/CUD Conditional Use District for Mini-Warehousing or to a More Restrictive Zoning District

Mr. Scott presented Case P13-01 for the initial zoning of the Paramount Investments property located between Lillington Highway and Chapel Hill Road. The surrounding land use consists of residential, motor vehicle repair, religious worship, office, barbering and a strip mall. He advised the surrounding zoning is a mix of residential, commercial and some industrial to the north. This property was annexed recently by the Town.

Mayor Rey opened the Public Hearing. No one spoke for or against.

Action: The Board approved a motion to close public hearing.

Motion by: Alderman Higgins

Second by: Alderman O'Garra

Vote: Unanimous

(A copy of the agenda memo is hereby incorporated by reference and made a part of these minutes – see attachment two.)

9. New Business

a. Initial Zoning of 2.65 +/- Acres to M1(P) Planned Light Industrial/CUD Conditional Use District for Mini-Warehousing or to a More Restrictive Zoning District

Mr. Scott restated the case and reminded the Board because this is a conditional use district and permit, it will require two motions which must be stated exactly as the example provided. One is to approve the zoning and the other is to approve the permit.

Action: The Board approved a motion that the Board of Aldermen finds that the application for a conditional use district designated as case number P13-01 is reasonable, neither arbitrary nor unduly discriminatory, in the public interest, consistent with the current land use plan adopted by this Board of Aldermen and that the following conditional use(s) be approved.

Motion by: Alderman O'Garra

Second by: Mayor Pro Tem Hogans

Vote: Unanimous

Action: The Board approved a motion that the Board of Aldermen finds that this application for a conditional use permit designated as case number P13-01, if completed as proposed and subject to the conditions recommended by the Joint Planning Board and approved by

this Board of Aldermen:

- (I) Will not materially endanger the public health or safety; and
- (II) Will meet all required conditions and specifications; and
- (III) Will maintain or enhance the value of adjoining or abutting properties, or, alternatively, the use is a public necessity; and
- (IV) Will be in harmony with the area in which it is to be located; and
- (V) Will be in general conformity with the Town's most recent land use plan, and other planning policies adopted by the Board of Aldermen.

Motion by: Alderman Christian

Second by: Alderwoman Sutherland

Vote: Unanimous

(A copy of the agenda memo and the memorandum from Cumberland County Planning and Inspections Department is hereby incorporated by reference and made a part of these minutes – see attachment three.)

b. Budget Amendment 2013.14, Spring Fling

Mr. Coats advised Budget Amendment 2013.14 is to budget insurance proceeds for the Fire Department from damaged office equipment and the return of excess revenues to Phi Beta Sigma from the Spring Fling 5K run for education.

Action: The Board approved a motion to adopt Budget Amendment 2013.14.

Motion by: Alderman Higgins

Second by: Alderman O'Garra

Vote: Unanimous

(A copy of the agenda memo, revenue and expenditure breakdown for the 5K run and Budget Amendment 2013.14 is hereby incorporated by reference and made a part of these minutes – see attachment four.)

c. Discussion Regarding Proposed Sales Tax Interlocal Agreement

Mayor Rey advised that the Mayor's Coalition met last week to determine how to proceed regarding the sales tax agreement. He stated the County's proposal was to increase the percentage from 50% to 60% and the municipalities decided they could not agree to that. After a meeting of the Mayor's Coalition, each Mayor then asked their respective boards to approve a resolution extending the current agreement for one year. This proposal was not acceptable to the County. They came back with another proposal to keep the percentage the same but extend the agreement for three years. At the Mayor's Coalition meeting last week, a new proposal was created. It is a declining scale that over the course of twenty years terminates the agreement. The proposed agreement decreases the amount owed to the County by 2.5% each year, with the ability to renegotiate every four years. We hope this is the happy medium everyone can agree upon. He requested the Board grant him the authority to execute the agreement once it is created and reviewed by the Town Attorney.

Action: The Board approved a motion to authorize the Mayor to execute the Interlocal Agreement regarding the sales tax distribution on behalf of the Board once it is reviewed by the Town Attorney.

Motion by: Alderwoman Sutherland

Second by: Alderman Christian

Vote: Unanimous

(A copy of the key terms of proposed sales tax interlocal agreement created by the City of Fayetteville is hereby incorporated by reference and made a part of these minutes – see attachment five.)

10. Closing Comments.

Alderman Christian

- Sunday is Easter and I hope folks will remember what it is all about. I know personally what it means to me. So, I want to wish everyone a Happy Easter.

Alderwoman Sutherland

- I thank everyone for coming out.
- I walked behind IHop and the fence is destroyed. It is an eye sore and I feel it is a safety hazard and I would like town staff to look at this.
- The retreat went well.

Alderman Higgins

- I thank everyone for being here.
- I saw the animal control vehicle in my neighborhood early Sunday morning and that was a good sign.

Alderman O'Garra

- I'm glad everyone could come out.
- I hate to lose our Town Manager. I hope we do a good job like we did last time.

Mayor Pro Tem Hogans

- I thank the staff for your good work during the retreat. It was greatly appreciated.
- Have a nice day.

Mayor Rey

- Tommy is defending his thesis tonight for his Master's Degree and we wish him well.
- Again, I thank the Town for all the hard work during the retreat and for all the things we were able to get accomplished.

11. Closed Session G.S. 143-318.11(a)(6)-Personnel.

Action: The Board approved a motion to go into closed session pursuant to G.S. 143-318.11(a)(6) - Personnel.

Motion by: Mayor Pro Tem Hogans

Second by: Alderwoman Sutherland

Vote: Unanimous

Action: The Board approved a motion to go back into open session at 8:14 p.m.

Motion by: Alderman O'Garra

Second by: Mayor Pro Tem Hogans

Vote: Unanimous

Action: The Board approved a motion to appoint Ken Metcalf as Interim Town Manager beginning April 12, 2013.

Motion by: Alderwoman Sutherland

Second by: Alderman Christian

Vote: Unanimous

12. Adjournment.

Action: There being no further business to come before the Board, the meeting was adjourned at 8:16 p.m.

Motion: Mayor Pro Tem Hogans

Second by: Alderman O'Garra

Vote: Unanimous



Rhonda D. Webb

Rhonda D. Webb, MMC
Town Clerk

ATTEST:

Chris V. Rey
Mayor