



**Trinity NC City Council
Regular Meeting
Agenda
4/21/09**

Members Present: Mayor Fran Andrews, Council members; Kelly Grooms, Barry Lambeth, Barbara Ewings, Tyler Earnst, Karen Bridges, Edith Reddick and Linda Gantt.

Members Absent: Robbie Sikes

Call to Order

- Pledge of Allegiance

Mayor Andrews led the Pledge of Allegiance.

- Invocation

Council member Lambeth gave the invocation.

- Welcome Guests and Visitors

Mayor Andrews welcomed those present and called the meeting order.

- Approve Agenda

Mayor Andrews asked for the agenda to be amended to include the Proclamation for National Nursing Home Week.

Motion to approve the agenda by Council member Lambeth, seconded by Council member Reddick, approved unanimously by all Council members present.

Public Concerns and Commendations

Mayor Andrews opened the public comments session and speaking were:

Phil Taylor – 4247 Forest Manor

Mr. Taylor stated that his neighbors have a loud barking dog. He advised that he can hear the dogs from 2 houses down. Mr. Taylor said he has called the Sheriff Department and still the problem with the barking dogs exists. He stated he feels like no one is willing to help with this problem.

Steve Reece - 4231 Forest Manor

Mr. Reece stated that he is disappointed with the response to the barking dog problem in his neighborhood. He advised that he felt like someone should talk to the neighbors about the problem.

Lois Bohnsack - 224 Allison Ln. Archdale, NC

Ms. Bohnsack stated that she was present as the President of Northwestern Randolph County Arts Council. She stated that she wanted to personally invite everyone to the Lollapalooza Musical Festival. The festival will be held Saturday May 2, 2009 at the performance center of the Trindale

Community Church on Surrett Dr.. Featured will be musicians that live in Randolph County or have connections to Randolph County. The concert is a free event for the community.

Proclamations

1. Proclamation declaring May 3 – 9 as Municipal Clerks Week (*Mayor Fran Andrews*)

Mayor Andrews recognized the City Clerk Debbie Hinson and the Assistant City Clerk Lori Hunt and she thanked them for their hard work.

2. Proclamation declaring May 1, 2009 as Silver Star Banner Day to honor wounded members of the Armed Forces (Mayor Andrews)

Mayor Andrews stated that the Silver Star Families have designed a silver star banner to be given to the families of wounded military personnel.

3. Proclamation for National Nursing Home Week

Mayor Andrews stated that the proclamation was requested by the Graybriar Nursing Home in Archdale, NC.

Reports & Requests

4. Report and funding request for Piedmont Triad Partnership (*Don Kirkman, President & CEO*)

Mr. Kirkman thanked the Council for the support of the Piedmont Triad Partnership. He stated that it is very gratifying to have the local governments invest in the Piedmont Triad Partnership in recognition of the importance of regional collaboration. The assets here in the Piedmont are disbursed among multiple communities. The work force commutes from various counties and cities around the 12 county region. Mr. Kirkman advised that the Piedmont Triad Partnership is part of a state wide system of delivering economic development services at the regional level and are expected by the NC General Assembly to raise public and private funding to support the regional economic development effort.

Mr. Kirkman advised that he would like to emphasize two very important points:

1. we have huge challenges with unemployment
2. we must address challenges as regional challenges

Mr. Kirkman stated that we need to identify and address the challenges and leverage the opportunities we have. The Piedmont Triad Partnership is leading two regional initiatives that are new. One is around the Piedmont Aerotropolis which is an initiative to hold up the unique assets: our Mid Atlantic location, five interstate highways, the airport and the Fed Ex Hub. The other initiative is furnishings. The Piedmont has been a global furnishings leader for generations. We are seeing some manufacturing coming back to the United States.

Mr. Kirkman requested continued support from the City.

Motion to grant \$500 to the Piedmont Triad Partnership by Council member Grooms, seconded by Council member Ewings, approved unanimously by all Council members present.

5. Report and funding request for Randolph County Senior Adults Assoc. (*Candie Rudzinski, Executive Director*)

Ms. Rudzinski stated that in 2007-2008 Randolph County Senior Adults Association served over 93,000 meals to seniors in Randolph County. Over 67,000 were home delivered meals. There were over 2000 volunteers assisting with the meals on wheels program. There are 20 meals routes and four of those are coordinated out of the Archdale Senior Center and one of those routes serves Trinity residents. The request for 2009 – 2010 is the same as last year for the amount of \$9,975. This will purchase over 3,400 meals for residents of the Trinity area that will be delivered by volunteers. Over half of the seniors served are below the poverty level and the meals that are delivered help the residents to stretch their budgets. The funds received from Trinity last year accounted for 5% of the total cost to operate.

Motion to approve the funding request in the amount of \$9,975 to Randolph County Senior Adults Association by Council member Ewings, seconded by Council member Lambeth, approved unanimously by all Council members present.

6. Annual report on Carl & Linda Grubb Family YMCA serving Archdale and Trinity (George Laguerella)

Mr. Laguerella stated that the YMCA is being built and that ground has already been broken where the building will be located. The place where the YMCA is being built is an 11 acre tract on highway 62. A lot of hard work has been put into building a YMCA and even without a building yet, some activities are being provided for the youth. There are approximately 1240 youth playing sports this year. Community Christmas brought in 125 families. The new facility will be a FEMA disaster shelter.

7. Report and funding request for Archdale Public Library (George Taylor, Branch Manager)

Mr. Taylor gave the following statistics for the year 2008:

- 97,784 checkouts
- 19,726 cardholders
- 126 programs
- 30,152 computer users

Mr. Taylor advised that the library had purchased 2 new computers for a total of 14 computers. The library also purchased 2 new laser printers to help with resumes'. The third Friday of each month the library shows a family movie at no cost to the public.

Mr. Taylor stated that the funding request is the same as last year in the amount of \$5,000 and will be used to purchase books.

Motion to grant funding request in the amount of \$5,000 by Council member Earnst, seconded by Council member Bridges, approved unanimously by all Council members present.

8. Infrastructure Projects update (Randy McNeill, Davis-Martin-Powell & Assoc.)

Mr. McNeill gave the following updates:

- Phase 3 is under construction
- Phase 4A is under design
- Projects are on schedule

Mr. McNeill stated that Trinity's stimulus application is highly rated but that we still needed to obtain some easements. Approximately 65% of the 70 million dollars in

stimulus money is for sewer projects. If approved, Trinity's share of that money would be 3 million dollar grant of which ½ would be a grant and ½ would be a zero interest loan.

Public Hearing*

9. **Zoning Request Z2009-01 from R-40 to M2-CZ (light manufacturing-conditional zoning); PIN: 7708529497; Parcel size: .83 acres; Location: Mendenhall Rd. Ext. between Surrett Dr. and Rockford Dr. Petitioner: Robert Bishop.** (*Adam Stumb, Planning & Zoning Administrator*)

Mr. Stumb advised that the site is a little less than an acre and is zoned R40 (residential). The intended use is to place a building in which restaurant equipment can be repaired. Some of the conditions if approved are; eliminate all uses other than the desired industrial equipment sales and repair of products sold in the same district and no outdoor storage or repair of equipment or parts.

Mr. Stumb stated that the property is in the designated Old Town area in the adopted Land Development Plan is included in the Center City planning study area. For that reason the staff is reluctant to approve the rezoning until the Center City Plan is complete. The Planning Board gave a recommendation that the request be approved.

Applicant – Robert Bishop – 2545 Old Mountain Rd.

Mr. Bishop stated that he wanted to repair restaurant equipment and that all work would be done inside the building.

Mayor Andrews opened the public hearing.

For – none

Against

Fran Thompson- P.O. Box 20503 Raleigh, NC

Ms. Thompson stated that she has some property in the area and may develop it. She does not want this business in that area until the Center City Plans are complete.

Motion to deny rezoning request by Council member Grooms, seconded by Council member Bridges, approved by majority vote with Council member Earnst voting in favor of the rezoning request.

Consent Agenda

10. Approve minutes: March 10, 2009 City Council Pre-agenda Meeting (*Lori Hunt, Assistant City Clerk*)
11. Approve minutes: March 17, 2009 Regular City Council Meeting (*Hunt*)
12. Approve minutes: March 31, 2009 Trash & Recycling Public Information Meeting (*Hunt*)
13. Approve Budget Amendment 12 which transfers \$1,000 to Travel/Training from Contracted Services in Stormwater Department (*Debbie Hinson, Finance Officer/City Clerk*)

14. Approve technical correction to Resolution Requesting Certain Streets be Released from the NC DOT Street System adopted March 17, 2009 (*Ann Bailie, City Manager*)
15. Adopt Fair Housing Resolution and authorize City Manager to receive and document complaints for transmittal to the North Carolina Human Relations Board of Commissioners for investigation, conciliation and resolution. (*Bailie*)

Motion to approve the consent agenda by Council member Ewings, seconded by Council member Earnst, approved unanimously by all Council members present.

New Business

16. Consider citywide curbside trash & recycling service (*Bailie*)

Manager Bailie stated that the trash & recycling was first brought up in 2005. There was considerable work done in talking with haulers and securing their agreement to form a corporation. The City could then contract for curbside trash and recycling services. The service was later tabled and brought back up in the fall of 2008. On March 31, 2009 a public information meeting was held. The speakers at the meeting had mixed responses as did those who called City Hall.

Ms. Bailie advised that since the recycling centers have closed, City Hall has been receiving calls about recycling. Curbside collection would reduce environmental health hazards including illegal dumping and water contamination as well as open burning and air pollution. Noise pollution would also be reduced by reducing the number of trucks in the neighborhoods. Curbside service would enhance services that most already receive at little or no additional cost. Recycling reduces the amount of waste going into landfills. The City is facing state and federal regulations on recycling. If the City had a recycling program in place the City would be eligible for certain grants.

The City has a Stormwater Administrator, Rich Baker, and his job is to see that the water runoff is clean to avoid drinking water contamination. Illegal dumping contributes to pollution in stormwater runoff. There are a number of residents who burn their trash and curbside trash pick up would eliminate the need to burn trash which is illegal to do, anyway. There are approximately six haulers who service the Trinity area. If the City contracted with the haulers corporation, this would reduce the heavy truck traffic in neighborhoods.

In the surveys conducted at City Haul about 73% of people surveyed said they have trash service. About 25 % of those polled stated they do not have garbage service. Some of the residents' concerns at the March 31, 2009 meeting were:

- The mandatory service
- Service for the elderly and disabled
- Cost of service

Most people that have trash service are paying approximately \$15 per month. The proposed fee amount for curbside trash and recycling would be approximately \$10 per month. The staff recommendation is for the City to commit to 2 years at \$10 per month with no tax increase. The fee of \$10 per month would cover both trash collection and recycling.

The actual cost to provide curbside trash and recycling is \$486,000 per year. The revenues that the City would take in at \$10 per month per household would be \$324,000. This leaves a difference of \$162,000. To cover this difference the city could use remaining \$50,000 from franchise fees, the miscellaneous income which is about \$50,000 and for the 2 years committed to the rate of \$10 per month the City could take \$62,000 from the savings account.

The service of curbside trash and recycling should be mandatory for all households with a few exceptions that may be granted. Residences with driveway access from a private road would be exempt. For owners of residences contracting with a hauler other than Handy, Roadside or Smiths could be exempt with proof of contract with other hauler. Service for the elderly and disabled could be discounted or the City could offer door to door service in lieu of a discount.

Haulers have agreed to phase in the use of the toters and the City would apply for grants to pay for the toters. The City would provide toters to residents at no charge. The projected starting date, if approved, would be July 1, 2010.

The City could offer gift certificates for a month of service. This would allow someone to do something nice for a neighbor or friend. Another program would be to allow the Stormwater Administrator to check the recycle bins and give recognition awards or possibly monetary awards at the Council meetings.

Rick Ivey - 5610 Meadowbrook Dr.

Mr. Ivey stated that he is opposed to mandatory curbside trash collection and recycling because of his concern for the elderly. He is concerned that many will not be able to afford the service. Mr. Ivey stated that he would rather see a recycling center on City property.

Alton Ivey- 5558 Meadowbrook Dr.

Mr. Ivey advised that Mr. Handy has picked up trash for years and the collection price went up and he made other arrangements. He does not feel like he needs to pay more for trash service than he is paying now.

Richard McNabb - 6923 Stone Gable

Mr. McNabb stated that he is opposed and does not want this service. He said there is enough government in people's business without adding more. He stated that he is also concerned about those not able to afford the service.

James Baker - 4615 Hwy 62

Mr. Baker agreed with previous speakers stating that he does not know what the price increase will be after the initial two years.

Miles Talbert – 6512 Cedarberry Dr.

Mr. Talbert said that the curbside service would not stop roadside dumping. He advised that he would like to see a manned recycle center on City property. He requested that the Council turn down this service.

Mickey Childers - 6901 Stone Gables

Mr. Childers voiced that he would not want the trash service but would like to see a recycle center.

Melvin Reece - 5012 Elmwood

Mr. Reece stated that he has lived in Trinity for over 40 years and has no problems with trash service. He does state that he recycles cardboard, plastics and tin. He said he does like the idea of a manned recycle site.

Teresa Taylor – 3863 Fox Meadow

Ms. Taylor advised that she is big on recycling and would like to see the trash and recycling service as a service for residents. She stated that those who want a manned recycle center have in the past not been satisfied with the attempts to have such a place. She stated that Forsyth County reduced their landfill consumption by 27% over 2 years. Ms. Taylor advised that she thought it would be good for the community.

There was discussion about the trash and recycle service and what would be best for the community.

Motion to approve the Citywide curbside trash and recycling service by Council member Grooms, seconded by Council member Earnst, with motion voted down by Council members Bridges, Ewings, Lambeth, Gantt and Reddick with Council member Sikes being absent.

17. CDBG Hook Up Project: Approve contract award to Cenelco (formerly Brewster’s Plumbing) for connection of 19 homes to public sewer system (Bailie)

Manager Bailie advised that the City had requested bids to make sewer connections for 19 homes. This was a result of a Community Development Block Grant of \$75,000 dollars that Trinity received to hook up low- and moderate-income homeowners to the public sewer line. Cenelco was the lowest responsible bidder and the grant administrator recommends that the contract be awarded to them.

Motion to award contract for CDBG hook up grant to Cenelco by Council member Lambeth, seconded by Council member Reddick, approved unanimously by all Council members present.

18. Consider Resolutions pertaining to certain pending State legislation (Bailie):

- A. SB 1001, HB 881 and SB 758 – Transferring Responsibility for State Roads to Local Governments
Mayor Andrews stated that if the responsibility of the roads were transferred to the municipalities, Trinity would have 82.75 additional road miles.

Motion to approve resolution in opposition to transfer of roads to the City by Council member Bridges, seconded by Council member Gantt, approved unanimously by all Council members present.

- B. SB 1004 and HB 1252 – “Level Playing Field” for providing communications services
Mayor Andrews advised that “Level Playing Field” would make it almost impossible for municipalities to provide communications service.

Motion to approve resolution in opposition to “Level Playing Field” by Council member Reddick, seconded by Council member Lambeth, approved unanimously by all Council members present.

- C. Legislation that would unduly restrict or eliminate municipal annexation authority.

Motion to approve the resolution by Council member Reddick, seconded by Council member Earnst, approved by a majority vote with Council member Bridges being opposed.

19. Consider adopting guidelines for use of City Hall parking lot for Farmers Market (Debbie Hinson, City Clerk)

Mayor Andrews advised that the Farmers’ Market will begin the first Saturday in June.

Ms. Hinson explained the guidelines for the use of the parking lot.

Attorney Wilhoit advised that the hours of operation should be added to the guidelines.

Motion to table adoption of guidelines until the May Pre-agenda meeting by Council member Grooms, seconded by Council member Lambeth, approved unanimously by all Council members present.

20. Consider appointment of Tim Kelly to Center City Project Steering Committee (Bailie)

Motion to approve appointment of Tim Kelly to Center City Project Steering Committee by Council member Reddick, seconded by Council member Bridges, approved unanimously by all Council members present.

Business from City Manager

Ms. Bailie reminded those present of the Center City Kickoff which will be held Monday April 27, 2009. The hotdog supper will begin at 6:00 pm. and the meeting will follow at 7:00 pm. The meeting will allow an opportunity for ideas on what residents would like to see the Center City area look like.

Manager Bailie advised that Town Hall Day in Raleigh will be held on Wednesday May 6, 2009. Those wishing the manager to register them , need to let her know. At this meeting those attending will meet with their legislators.

Ms. Bailie stated that the property that was offered to the City at no cost on Link Court, received a good report from staff and the attorney. The paperwork for this property transfer will be ready at the next Council meeting. *General consensus was to move forward with the acquisition of the property.*

Ms. Bailie gave a draft question and answer sheet for the acquisition of greenway easements and asked that Council members read them and offer suggestions. The questions are some that may be frequently asked by property owners from whom we are seeking utility/public access easements.

Business and Closing Comments from Mayor and Council

Mayor Andrews announced that there will be a safety and security work shop for senior citizens on May 20, 2009 at 3:00 pm. at the Asheboro library. The program is free and the public is invited.

Mayor Andrews invited those present to attend the dedication of the Civil War Trails marker Saturday April 25, 2009 at 11:00 at the gazebo at Braxton Craven School.

Adjournment

Motion to adjourn by Council member Ewings, seconded by Council member Earnst, approved unanimously by all Council members present.

These minutes were approved at the May 2009 regular Council meeting with a motion by Council member Earnst, seconded by Council member Ewings, approved unanimously by all Council members present.