

## JUNE 3, 2008, CITY COUNCIL MEETING

The City Council of the City of Clinton, North Carolina, met in regular session at 7:00 PM on June 3, 2008, in the city hall auditorium. Mayor Starling presided. Councilmembers Becton, Harris, Stefanovich, Strickland, and Turlington were present. The city attorney Dale Johnson; city clerk Elaine F. Hunt; city manager John F. Connet; finance director Betty Brewer; fire chief Philip Miller; planning and community development director Jeff Vreugdenhil; planner Mary Rose; recreation director Judi Nicholson; public works director Chris Doherty; and police chief Mike Brim were present.

Rev. Ray Bolton , Pastor of Red Hill Missionary Baptist Church, Clinton, NC, gave the invocation.

### **CITY COUNCIL**

Upon a motion made by Councilmember Strickland, seconded by Councilmember Harris, the minutes of the May 6, 2008 regular city council meeting and May 13, and May 20, 2008 special city council meetings were approved unanimously.

### **P & Z -- REZONING -- COLONIAL HEIGHTS CHURCH**

Mayor Starling opened a public hearing on a request by Colonial Heights Church for the rezoning of approximately 2.5 acres located off W. Elizabeth Street, Colonial Drive, and Jefferson Street from R-8 Residential to O & I Office and Institutional. City Planner Mary Rose explained the request and gave the staff and Planning and Zoning Board recommendation to approve the request upon the findings of fact and zoning consistency statement. No one else appeared to be heard, and the hearing was closed.

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Strickland, the following amendment #2008.06.01 to the Zoning Ordinance was unanimously adopted:

**WHEREAS**, in accordance with the provisions of North Carolina General Statute 160A-383, the City of Clinton Planning Board does hereby find and determine that the recommendation of ordinance amendment RZ-5-08-1 is consistent with the goals and objectives of the City of Clinton Land Use Plan and other long range planning documents; and

**WHEREAS**, upon the recommendation of the Planning and Zoning Board and after public hearing and due notice thereof as required by law, the City Council of the City of Clinton, NC do enact as follows: The Zoning Ordinance of the City of Clinton be and the same is hereby amended as follows: That 2.5 acres located off W. Elizabeth Street, Colonial Drive, and Jefferson Street is hereby rezoned from R-8 Residential to O & I Office and Institutional.

**P & Z – 1140 W. ELIZABETH STREET – COLONIAL HEIGHTS CHURCH**

Mayor Starling opened a public hearing on a request by Colonial Heights Church for a conditional use permit to operate a daycare facility at 1140 West Elizabeth Street an O & I Office and Institutional district. City Planner Mary Rose explained the request and gave the staff and Planning and Zoning Board recommendation to approve the request. She stated that Council may impose conditions. No one else wished to be heard, and the hearing was closed.

Mayor Starling read Standard 1: The use will not endanger the public health, safety, or general welfare if located where proposed and developed according to plan. He then called for a vote on whether the requested use would meet this standard. Five voted that the standard would be met. No one voted no.

Mayor Starling read Standard 2: The use meets all required conditions and specifications as outlined in the conditional use application, and/or as imposed by the city council. He then called for a vote on whether the requested use would meet this standard. Five voted that the standard would be met. No one voted no.

Mayor Starling read Standard 3: The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, or substantially diminish and impair property values within the neighborhood, or is a public necessity. He then called for a vote on whether the requested use would meet this standard. Five voted that the standard would be met. No one voted no.

Mayor Starling read Standard 4: The location and character of the use if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and in conformity with the Clinton Development Plan. He then called for a vote on whether the requested use would meet this standard. Five voted that the standard would be met. No one voted no.

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Harris, and after determination that this request is in accordance with the provisions of NCGS 160A-383, a conditional use permit was unanimously approved for Colonial Heights Church to operate a daycare facility at 1140 West Elizabeth Street.

**P & Z – 617 STETSON STREET – CAROL COX**

Mayor Starling opened a public hearing on a request by Carol Cox for a conditional use permit to operate an in-home daycare at 617 Stetson Street, an R-8 Residential district. City Planner Mary Rose explained the request and gave the staff and Planning and Zoning Board recommendation to approve the request. She stated that Council may impose conditions. No one else wished to be heard, and the hearing was closed.

Mayor Starling read Standard 1: The use will not endanger the public health, safety, or general welfare if located where proposed and developed

according to plan. He then called for a vote on whether the requested use would meet this standard. Five voted that the standard would be met. No one voted no.

Mayor Starling read Standard 2: The use meets all required conditions and specifications as outlined in the conditional use application, and/or as imposed by the city council. He then called for a vote on whether the requested use would meet this standard. Five voted that the standard would be met. No one voted no.

Mayor Starling read Standard 3: The conditional use will not be injurious to the use and enjoyment of other property in the immediate vicinity for the purposes already permitted, or substantially diminish and impair property values within the neighborhood, or is a public necessity. He then called for a vote on whether the requested use would meet this standard. Five voted that the standard would be met. No one voted no.

Mayor Starling read Standard 4: The location and character of the use if developed according to the plan as submitted and approved, will be in harmony with the area in which it is to be located and in conformity with the Clinton Development Plan. He then called for a vote on whether the requested use would meet this standard. Five voted that the standard would be met. No one voted no.

Upon a motion made by Councilmember Becton, seconded by Councilmember Turlington, and after determination that this request is in accordance with the provisions of NCGS 160A-383, a conditional use permit was unanimously approved for Carol Cox to operate an in-home daycare at 617 Stetson Street.

### **P & Z – 209 BEAMAN STREET – TORWANA COE**

Mayor Starling opened a public hearing on a request by Torwana Coe for a conditional use permit to operate a daycare facility at 209 Beaman Street in a NS Neighborhood Shopping district. City Planner Mary Rose explained the request and gave the staff and Planning and Zoning Board recommendation to approve the request. She stated that Council may impose conditions.

Councilmember Stefanovich had concerns regarding health issues for the children because of the building. Previously, the building was used for dry cleaning. A brief discussion centered on safety and health issues. Ms. Coe was requested to submit a report to Council indicating that testing(s) showed there are no health or safety concerns regarding the building or its surroundings.

No one else wished to be heard, and the hearing was closed.

Upon a motion made by Councilmember Harris, seconded by Councilmember Stefanovich, and unanimously passed, this public hearing item was continued until the next city council meeting to be held on June 17, 2008 at 7:00 PM in the city hall auditorium.

## **BUDGET**

Mayor Starling opened a public hearing to receive input on the 2008-2009 Fiscal Year Budget. City Manager Connet reviewed the budget. He stated the tax rate is proposed to remain at \$.41, and there will be a slight increase in water, sewer, and garbage rates. Council had previously reviewed the budget at two work sessions on May 13 and May 20, 2008. No one else wished to be heard, and the hearing was closed. The budget ordinance will be considered on June 17, 2008.

## **APPOINTMENTS**

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Strickland, Deborah Johnson was unanimously appointed to the Environmental Affairs Advisory Board to serve for District 1 for a three-year term ending March 2011. Previously, Dick Osborne served for this district.

Upon a motion made by Councilmember Turlington, seconded by Councilmember Stefanovich, Harold Woodall was unanimously appointed to the Environmental Affairs Advisory Board to serve the unexpired term for the at-large appointment ending March 2011. Previously, Matt Green served for the at-large. This is a three-year term.

Upon a motion made by Councilmember Harris, seconded by Councilmember Strickland, David Nordin, District 1; Rose Gilford, District 3; and Dr. Gib Palmer, At-large were unanimously reappointed to the Recreation Advisory Board for a three-year term ending June 2011.

## **RESOLUTION -- DECLARING BADGE AND WEAPON SURPLUS**

Sergeant David Turner will be retiring from the Clinton Police Department effective July 31, 2008. The Police Department request that Sergeant Turner's badge and weapon be declared surplus, so that it may be awarded to him upon his retirement.

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Becton, the following resolution was unanimously adopted:

### **RESOLUTION DECLARING SURPLUS PROPERTY TO BE AWARDED TO RETIRING POLICE OFFICER**

WHEREAS, the City of Clinton, North Carolina, City Council desires to dispose of certain surplus property of the City of Clinton and to be awarded to retiring Police Officer as of August 5, 2008.

**NOW, THEREFORE BE IT RESOLVED**, the City of Clinton City Council declares the following police weapon and police badge of Police Sergeant David Turner as surplus and no longer has any additional use to the City of Clinton:

**Sergeant's badge**  
**Sergeant's weapon: Glock Model 23 Serial #GPX899**

**NOW, THEREFORE BE IT FURTHER RESOLVED** that the City of Clinton City Council authorize the City Manager to proceed with the procedures outlined in G.S. 20-187.2 regarding the service side arms of retiring members of city law enforcement agencies.

**CHANGE ORDER -- DOLLAR BRANCH OUTFALL REPLACEMENT PHASE**  
**2B PROJECT**

City Manager Connet presented a change order totaling -\$22,260.00 to the contract with Seaside Environmental Constructors, Inc. This change order includes several items that were omitted on the change order that was approved at the May 6, 2008 meeting. City Manager stated this change order would provide the final adjustment and close out Phase 2B of the Dollar Branch Outfall Replacement Project. He stated this phase was completed under budget. Upon a motion made by Councilmember Strickland, seconded by Councilmember Harris, the change order totaling -\$22,260.00 was approved unanimously.

**ORDINANCE -- BUDGET**

Upon a motion made by Councilmember Turlington, seconded by Councilmember Becton, the following amendment #2008.06.02 was unanimously adopted:

**Budget Ordinance Amendment 2008.06.02**

Be It Ordained by the City Council of the City of Clinton, NC, that the following amendments be made to the Annual Budget Ordinance for the fiscal year ending June 30, 2008:

**Section 1.** To amend the General Fund, the expenditures are to be changed as follows:

Account #	Account Title	Increase	Decrease
10-4100-0200	SALARIES		130
10-4100-0400	PROFESSIONAL SERVICE		100
10-4100-0500	FICA		1,000
10-4100-0600	GROUP INSURANCE		400
10-4100-1400	TRAVEL	700	
10-4100-1401	AUTO ALLOWANCE	225	
10-4100-2600	ADVERTISING		300
10-4100-5300	DUES & SUBSCRIPTION	405	
10-4100-5700	MISCELLANEOUS	600	
		1,930	1,930
10-4200-0200	SALARIES		18,000
10-4200-0500	FICA		1,400

10-4200-0600	GROUP INSURANCE		3,500
10-4200-0700	RETIREMENT		1,900
10-4200-0701	401(K)		100
10-4200-1100	TELEPHONE	1,600	
10-4200-1200	OFFICE SUPPLIES	4,800	
10-4200-1400	TRAVEL & EDUCATION	4,600	
10-4200-1401	AUTO ALLOWANCE MAINT & REPAIR		1,000
10-4200-1600	EQUIPMENT	800	
10-4200-2600	LEGAL ADVERTISING	1,200	
10-4200-2700	MINUTE INDEXING	2,350	
10-4200-5300	DUES & SUBSCRIPTION	100	
10-4200-5401	WORKER'S COMP		1,400
10-4200-5402	INSURANCE		100
		15,450	27,400
10-4400-0200	SALARIES		12,300
10-4400-0201	TEMPORARY SALARIES	7,500	
10-4400-0500	FICA		1,500
10-4400-600	GROUP INSURANCE	200	
10-4400-0700	RETIREMENT		1,200
10-4400-1400	TRAVEL & EDUCATION		500
10-4400-4500	CONTRACTED SERVICES	300	
10-4400-5400	BOND		1,000
10-4400-5401	WORKER'S COMP		1,200
		8,000	17,700
10-4900-0200	SALARIES	600	
10-4900-0202	SALARIES INTERIM		3,500
10-4900-0400	PROFESSIONAL SERVICE	500	
10-4900-0500	FICA		1,500
10-4900-0600	GROUP INSURANCE		2,000
10-4900-0700	RETIREMENT		700
10-4900-0701	401(K)		400
10-4900-1100	TELEPHONE	200	
10-4900-1400	TRAVEL & EDUCATION		2,000
10-4900-1402	BOARD EXPENSE		1,425
10-4900-1500	MAINTENANCE	7,500	
10-4900-2600	LEGAL ADVERTISING	2,100	
10-4900-4500	CONTRACT SERVICE	2,000	
10-4900-5300	DUES & SUBSCRIPTION	100	
10-4900-5401	WORKER'S COMP		1,200
10-4900-5402	AUTO INSURANCE		275
		13,000	13,000
10-5100-0200	SALARIES		38,000
10-5100-0203	SCHOOL POLICE OFFICER		3,000
10-5100-0500	FICA		7,000

10-5100-0600	GROUP INSURANCE		6,000
10-5100-0700	RETIREMENT		2,000
10-5100-0701	401(K)		3,500
10-5100-1000	EMPLOYEE TRAINING		6,200
10-5100-1300	UTILITIES	2,500	
10-5100-2100	EQUIPMENT RENTAL	3,800	
10-5100-3100	AUTO SUPPLIES	30,000	
10-5100-3600	UNIFORMS	1,000	
10-5100-5402	AUTO INSURANCE		10,000
	PUBLIC LIABILITY		
10-5100-5404	INSURANCE		5,000
10-5100-7400	CAPITAL OUTLAY	50,000	
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		87,300	80,700
10-5300-0200	SALARIES		10,000
10-5300-0203	PARTTIME SALARIES	26,000	
10-5300-0500	FICA		1,800
10-5300-0600	GROUP INSURANCE		1,500
10-5300-0700	RETIREMENT		500
10-5300-0701	401(K)		400
	TRANSFER TO FIREMAN		
10-5300-1000	FUND	2,767	
10-5300-1100	TELEPHONE		800
	PRINTING & OFFICE		
10-5300-1200	SUPPLIES	2,650	
10-5300-1300	UTILITIES	600	
10-5300-1402	FIRE & LIFE SAFETY	600	
10-5300-1500	MAINT & REPAIR BLDG.		2,500
	MAINT & REPAIR		
10-5300-1600	EQUIPMENT	9,400	
10-5300-2600	ADVERTISING	500	
10-5300-3100	AUTO SUPPLIES	4,000	
10-5300-3300	DEPARTMENTAL SUPPLIES	1,800	
10-5300-3600	UNIFORMS	600	
10-5300-3601	TURN OUT EQUIPMENT	5,400	
10-5300-4500	CONTRACTED SERVICES	16,000	
10-5300-5401	WORKER'S COMP		3,500
10-5300-5700	MISC EXPENSE	1,000	
10-5300-7400	CAPITAL OUTLAY		1,700
10-5300-7400	TRUCK CHASSIS PAYMENT	101,472	
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		172,789	22,700
10-5550-0200	SALARIES		1,600
	MAINT. TOOLS &		
10-5550-1600	EQUIPMENT	300	
10-5550-3100	AUTO SUPPLIES	200	
10-5550-3300	SUPPLIES & MATERIALS	600	
10-5550-3600	UNIFORMS	500	
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		1,600	1,600

10-5600-0200	SALARIES		3,000
10-5600-0201	TEMPORARY SALARIES	1,000	
10-5600-0400	PROFESSIONAL SERVICE	2,000	
10-5600-0500	FICA		1,500
	MAINT & REPAIR		
10-5600-1600	EQUIPMENT		3,000
10-5600-3100	AUTO SUPPLIES	25,000	
10-5600-3202	ASPHALT & CONCRETE	4,500	
10-5600-3301	STREET MAINT & SUPPLIES		1,000
10-5600-3302	SIGNS SIGNALS & PAINT	500	
10-5600-3400	SMALL TOOLS & EQUIPMENT	100	
10-5600-3600	UNIFORMS		1,000
10-5600-4502	CONTRACT SERVICE	3,000	
10-5600-4503	HAULING SERVICES		800
	STREET LIGHTING		
10-5600-5000	CONTRACT	12,000	
10-5600-5401	WORKER'S COMP		4,000
10-5600-5700	MISC EXPENSE	200	
	CAPITAL OUTLAY		
10-5600-7300	IMPROVEMENTS	11,000	
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		59,300	14,300
10-5610-0200	SALARIES		1,000
10-5610-0600	GROUP INSURANCE		200
10-5610-1100	TELEPHONE		500
10-5610-1300	UTILITIES	2,500	
	PW COMPLEX		
10-5610-1500	MAINTENANCE	6,000	
10-5610-3200	OFFICE SUPPLIES	600	
10-5610-5402	AUTO INSURANCE		267
10-5610-5403	BUILDING INSURANCE		368
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		9,100	2,335
10-5900-1200	CITIZENS PUBLICATIONS		1,000
10-5900-1400	TRAVEL & EDUCATION		2,000
10-5900-1601	RECYCLING CONTAINERS	5,800	
10-5900-3100	AUTO SUPPLIES	20,000	
10-5900-3600	UNIFORMS	800	
10-5900-4600	LANDFILL TIPPING FEES		9,000
10-5900-5401	WORKER'S COMP		3,000
10-5900-5402	AUTO INSURANCE		2,648
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		26,600	17,648
10-6200-0200	SALARIES		18,000
10-6200-0201	PARTTIME SALARIES		20,000
10-6200-0500	FICA		3,000
10-6200-0600	GROUP INSURANCE		7,500
10-6200-0700	RETIREMENT		1,500

10-6200-1100	TELEPHONE	1,000	
10-6200-1200	PRINTING/OFFICE SUPPLIES		1,500
10-6200-1400	TRAVEL & EDUCATION MAINT & REPAIR	1,500	
10-6200-1500	EQUIPMENT		4,000
10-6200-1600	MAINT EQUIPMENT & FIELDS	8,000	
10-6200-1601	POOL SUPPLIES & MAINT.	6,000	
10-6200-3100	AUTO SUPPLIES PROGRAM & SERVICE	4,500	
10-6200-3300	SUPPLIES	6,400	
10-6200-3700	TEAM UNIFORMS CONTRACTED SERVICE	20,000	
10-6200-4500	(POOL)	26,000	
10-6200-4902	OFFICIALS	1,000	
10-6200-5300	DUES & SUBSCRIPTION		500
10-6200-5402	AUTO INSURANCE		3,600
10-6200-5403	BUILDING INSURANCE	1,700	
10-6200-5700	MISCELLANEOUS CAPITAL OUTLAY	500	
10-6200-7300	IMPROVEMENTS CAPITAL OUTLAY		6,000
10-6200-7400	EQUIPMENT		5,000
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		76,600	70,600
10-6400-0600	GROUP INSURANCE		800
10-6400-1100	TELEPHONE	75	
10-6400-1300	UTILITIES	150	
10-6400-1400	TRAVEL & EDUCATION		400
10-6400-3100	AUTO SUPPLIES	4,500	
10-6400-3300	SUPPLIES & MATERIALS	2,000	
10-6400-3400	SMALL TOOLS	550	
10-6400-3600	UNIFORMS	550	
10-6400-4500	CONTRACTED SERVICE	6,500	
10-6400-5401	WORKER'S COMP	930	
10-6400-5402	AUTO INSURANCE		600
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		15,255	1,800
10-6600-0300	OVERPAYMENT ON TAXES SAMPSON AIRPORT	1,100	
10-6600-0600	EXPENSE MEDICAL INSURANCE	13,912	
10-6600-0601	REIMBURSE RETIREE'S MEDICAL	3,000	
10-6600-0602	INSURANCE		3,000
10-6600-0604	EMPLOYEE WELLNESS MISC PROFESSIONAL		1,000
10-6600-1000	SERVICE	5,500	
10-6600-1100	POSTAGE REVERSE 911/CONNECT	500	
10-6600-1900	CITY	74	
10-6600-3700	OUT OF STATE SALES TAX	700	

10-6600-5403	BUILDING INSURANCE	4,900	
	GENERAL LIABILITY		
10-6600-5404	INSURANCE		7,000
10-6600-5600	SAFETY COMMITTEE/OSHA	2,000	
10-6600-5700	MISCELLANEOUS		5,000
10-6600-5800	CITIZEN NEWSLETTER		3,000
10-6600-5900	EMPLOYEE RELATIONS	3,000	
10-6600-9010	USDA PAYMENT		57,121
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		34,686	76,121

**TOTAL** **521,610** **347,834**

**Section 2.** The revenues are to be changed as follows:

Account #	Account Title	Increase	Decrease
10-3021-0000	CITY SCHOOL POLICE OFFICER	7,400	
10-3040-0200	INSURANCE REVENUE	705	
10-3160-000	LOT CLEANING	7,960	
10-3290-0000	INTEREST EARNED	8,344	
10-3350-0000	MISC. REVENUE	3,767	
10-3370-0000	FRANCHISE TAX	8,488	
10-3500-0000	TAXI PERMITS/FINGER PRINTS	762	
10-3560-0000	STATE BLDG FIRE PROTECTION	664	
10-3560-0100	FIREMEN'S RELIEF TAX	502	
10-3560-0400	FALSE ALARM	4,700	
10-3570-0500	TIPPING FEE	10,000	
10-3580-0000	GARBAGE COLLECTION	6,457	
10-3612-0323	RENTAL STAFF FEE	184	
10-3670-0100	REFUND ON SALES TAX	3,548	
10-3810-0000	SALE OF SERVICE & MATERIALS	1,268	
10-3900-0000	RELAY FOR LIFE	1,309	
10-3910-0300	TRANSF FROM CEMETERY	6,246	
10-3920-0000	LOAN PROCEEDS	101,472	
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<b>TOTAL</b>		<b>173,776</b>	

**SECTION 3.** To amend Water and Sewer, the expenditures are to be changed as follows:

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT TITLE</u>	<u>INCREASE</u>	<u>DECREASE</u>
30-6600-1900	REVERSE 911/CONNECT CITY	74	
30-6600-2600	ADVERTISING	1,000	
30-6600-5404	PUBLIC LIABILITY	1,400	

30-6600-5600	SAFETY COMMITTEE/OSHA	2,400	
30-6600-5700	MISC EXPENSE	2,000	
30-6600-6400	TRANSFER TO PUGH ROAD SEWER	251,030	
30-6600-8300	PRINCIPAL REVOLVING LOAN		8,000
30-6600-8400	INTEREST REVOLVING LOAN		10,000
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		257,904	18,000
30-8100-0200	SALARIES		5,000
30-8100-0201	TEMPORARY SALARIES		6,000
30-8100-0500	FICA		1,400
30-8100-0600	GROUP INSURANCE		2,000
30-8100-1400	TRAVEL & EDUCATION		1,000
30-8100-3100	AUTO SUPPLIES	6,000	
30-8100-3300	METER & REPAIRS		3,000
30-8100-3301	SMALL TOOLS & EQUIPMENT	500	
30-8100-3302	CEMENT & CONCRETE	3,500	
30-8100-4500	CONTRACTED SERVICE	5,500	
30-8100-4501	SEWER MAIN INSPECTION	5,500	
30-8100-5401	WORKER'S COMP		4,500
30-8100-5402	AUTO INSURANCE		3,000
30-8100-5403	INSURANCE BLDG/EQUIPMENT		1,800
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		21,000	27,700
30-8200-0200	SALARIES	4,700	
30-8200-0400	INSTRUMENT CONTRACT	2,500	
30-8200-0600	GROUP INSURANCE		2,400
30-8200-1100	TELEPHONE		1,000
30-8200-1300	UTILITIES	39,000	
30-8200-1301	TIPPING FEE	5,800	

30-8200-3100	AUTO SUPPLIES	3,200	
30-8200-3101	SLUDGE DISPOSAL	2,000	
30-8200-3301	LAB CHEMICALS	4,200	
30-8200-3304	SLUDGE SITE COMPLIANCE	300	
30-8200-5401	WORKER'S COMP	1,120	
30-8200-5402	AUTO INSURANCE		1,290
30-8300-5403	INSURANCE BLDG & EQUIPMENT	14,038	
30-8200-7400	CAPITAL OUTLAY		3,996
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		76,858	8,686
30-8300-0500	FICA		1,800
30-8300-0600	GROUP INSURANCE		812
30-8300-0700	RETIREMENT		1,000
30-8300-1100	TELEPHONE		1,500
30-8300-1300	WELL UTILITIES	2,000	
30-8300-1500	MAINT & REPAIR BLDG		800
30-8300-1600	MAINT & REPAIR WELLS		4,000
30-8300-3100	AUTO SUPPLIES	3,000	
30-8300-3300	DEPARTMENTAL SUPPLIES	500	
30-8300-5401	WORKER'S COMP		1,424
30-8300-5403	INSURANCE BLDG & EQUIPMENT		5,351
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		5,500	16,687
30-8400-0200	SALARIES		4,000
30-8400-0500	FICA		500
30-8400-1100	TELEPHONE		3,000
30-8400-1300	LIFT STATION UTILITIES		3,000
30-8400-1600	MAINT LIFT STATION		2,000
30-8400-3400	SMALL TOOLS & EQUIPMENT	200	

30-8400-5401	WORKER'S COMP	81	
30-8400-5403	INSURANCE BLDG & EQUIPMENT		2,017
		281	14,517
<b>TOTAL</b>		<b>361,543</b>	<b>85,590</b>

**SECTION 4.** The following revenue is anticipated to be available to complete this project.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT TITLE</u>	<u>INCREASE</u>	<u>DECREASE</u>
30-3040-0000	INSURANCE REVENUE	24,923	
30-3990-0000	FUND BAL APPROPR.	251,030	
<b>TOTAL</b>		<b>275,953</b>	

**SECTION 5.** To amend Cemetery, the expenditures are to be changed as follows:

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT TITLE</u>	<u>INCREASE</u>	<u>DECREASE</u>
60-4970-9100	Transfer to General Fund	6,246	
<b>TOTAL</b>		<b>\$ 6,246</b>	

**SECTION 6.** The following revenue is anticipated to be available to complete this project.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT TITLE</u>	<u>INCREASE</u>	<u>DECREASE</u>
60-3330-0000	From Savings	6,246	
<b>TOTAL</b>		<b>\$ 6,246</b>	

**SECTION 7.** To amend Downtown Special Tax District, the expenditures are to be changed as follows:

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT TITLE</u>	<u>INCREASE</u>	<u>DECREASE</u>
71-6910-3300	Supplies and Materials	550	
71-6910-4500	Contracted Service	200	
71-6910-5700	Miscellaneous		750
71-6910-7300	Projects	3,900	
71-6910-8100	Special Events	900	

71-6910-8300	College Street Parking Lot	600	
<b>TOTAL</b>		<b>\$ 6,150</b>	<b>750</b>

**SECTION 8.** The following revenue is anticipated to be available to complete this project.

<u>ACCOUNT NUMBER</u>	<u>ACCOUNT TITLE</u>	<u>INCREASE</u>	<u>DECREASE</u>
71-3250-0000	Craft Street Fair Fees	825	
FUND BALANCE	APPROPRIATION	4,575	
<b>TOTAL</b>		<b>\$ 5,400</b>	

**Section 9.** Copies of this budget amendment shall be furnished to the City Clerk, City Manager, and Finance Director for their direction.

**RESOLUTIONS – CONDEMNATION -- PUGH ROAD SEWER PROJECT**

City Manager Connet stated that the City of Clinton has been able to acquire all easements for the Pugh Road Sewer Project except for two. He stated that two of the property owners refuse to provide easements. City Manager Connet asked Council to approve resolutions of condemnation so that the two easements might be obtained.

Upon a motion made by Councilmember Strickland, seconded by Councilmember Becton, the following resolution was unanimously adopted:

**RESOLUTIONS TO INSTITUTE CONDEMNATION PROCEEDINGS**

**WHEREAS**, the City Council of the City of Clinton hereby determines that it is necessary and in the public interest to acquire a permanent sewer easement in, on, and over certain real property owned by Kim Lamonte Carr and Kim L. Carr, for use in meeting the following public purposes: sewer improvements along Pugh Road, Clinton, NC; and

**WHEREAS**, the City of Clinton has been unable, through negotiations, to obtain said property from its owners by means other than through condemnation; and

**WHEREAS**, it appears to the City of Clinton that the condemnation of the property is necessary to provide suitable sites for sewer improvements and is located within the City of Clinton’s extraterritorial jurisdiction;

**NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLINTON:**

1. That the City Council of the City of Clinton finds it a public purpose, based upon the needs of the citizens of the City of Clinton, for the City of Clinton

to acquire a permanent sewer easement and necessary appurtenances within the extraterritorial jurisdiction of the City of Clinton.

2. That the City of Clinton shall acquire by condemnation a permanent sewer easement in, on, and over that property described and known for title history in the Sampson County Registry and Estate File No. 00-E-498, Sampson County Clerk's Office in Deed Book 738, Page 37 for the public purpose described above.

3. That the City Council of the City of Clinton hereby instructs the Mayor, City Manager and City Attorney to act on behalf of the City Council, in their respective capacities, to institute the necessary proceedings, including those available pursuant to NC Gen. Stat. §40A through 42 authorizing condemnation, to acquire that property shown in Deed Book 738, Page 37 in the Sampson County Registry and Estate File No. 00-E-498, Sampson County Clerk's Office belonging to Kim Lamonte Carr and Kim L. Carr.

Upon a motion made by Councilmember Strickland, seconded by Councilmember Becton, the following resolution was unanimously adopted:

**RESOLUTION TO INSTITUTE CONDEMNATION PROCEEDINGS**

**WHEREAS**, the City Council of the City of Clinton hereby determines that it is necessary and in the public interest to acquire a permanent sewer easement in, on, and over certain real property owned by Blonnie Delois Carr, for use in meeting the following public purposes: sewer improvements along Pugh Road, Clinton, NC; and

**WHEREAS**, the City of Clinton has been unable, through negotiations, to obtain said property from its owners by means other than through condemnation; and

**WHEREAS**, it appears to the City of Clinton that the condemnation of the property is necessary to provide suitable sites for sewer improvements and is located within the City of Clinton's extraterritorial jurisdiction;

**NOW, THEREFORE, BE IT HEREBY RESOLVED BY THE CITY COUNCIL OF THE CITY OF CLINTON:**

1. That the City Council of the City of Clinton finds it a public purpose, based upon the needs of the citizens of the City of Clinton, for the City of Clinton to acquire a permanent sewer easement and necessary appurtenances within the extraterritorial jurisdiction of the City of Clinton.

2. That the City of Clinton shall acquire by condemnation a permanent sewer easement in, on, and over that property described and known for title history in the Sampson County Registry in Deed Book 1424, Page 563 for the public purpose described above.

3. That the City Council of the City of Clinton hereby instructs the Mayor, City Manager and City Attorney to act on behalf of the City Council, in their respective capacities, to institute the necessary proceedings, including

those available pursuant to NC Gen. Stat. §40A through 42 authorizing condemnation, to acquire that property shown in Deed Book 1424, Page 563 in the Sampson County Registry belonging to Blonnie Delois Carr.

**RESOLUTIONS – FUND BALANCE POLICY – GENERAL FUND**

City Manager Connet stated that in an effort to improve fiscal management, he and Finance Director Betty Brewer were recommending that City Council adopt a fund balance policy. He stated that this policy stipulates that it is the City’s goal to maintain an undesignated fund balance level equal to 38% of the general fund expenditures. He further stated that any funds in excess of this 38% shall be credited to a capital reserve fund and monies from this reserve may only be spent upon approval from City Council.

Councilmember Stefanovich stated this effort is a step in the right direction; however, he would like to see the Water and Sewer Fund also reviewed and more detailed information regarding the fund balance policy for the City of Clinton General Fund. This request was unanimous among the councilmembers.

**CAPITAL PROJECT AMENDMENT – PUGH ROAD SEWER PROJECT**

Upon a motion made by Councilmember Stefanovich, seconded by Councilmember Strickland, the following amendment #2008.06.03 was unanimously adopted:

**CAPITAL PROJECT BUDGET AMENDMENT  
Pugh Road Sewer Line Extension 2008.06.03**

**BE IT ORDAINED** by the City Council of the City of Clinton, North Carolina, that the following amendment be made to the Capital Project Budget Ordinance adopted September 4, 2007:

**SECTION 1.** To amend the Capital Project Budget Ordinance, the expenditures are to be changed as follows:

<b><u>ACCOUNT NUMBER</u></b>	<b><u>ACCOUNT TITLE</u></b>	<b><u>INCREASE</u></b>	<b><u>DECREASE</u></b>
47-7140-0400	ENGINEERING/INSPECTION	42,000	
47-7140-7300	CONSTRUCTION		209,030
<b>TOTAL</b>		<b>\$ 251,030</b>	

**SECTION 2.** The following revenue is anticipated to be available to complete this project.

<b><u>ACCOUNT NUMBER</u></b>	<b><u>ACCOUNT TITLE</u></b>	<b><u>INCREASE</u></b>	<b><u>DECREASE</u></b>
47-3714-0500	From Water and Sewer	251,030	

TOTAL

\$ 251,030

**SECTION 3.** Copies of this budget amendment shall be furnished to the Clerk, to the Council and the Finance Officer for further direction in carrying out this project.

### **CLINTON ABC BOARD – CAPITAL IMPROVEMENTS**

Upon a motion made by Councilmember Harris, seconded by Councilmember Turlington, a request by the Clinton ABC Board regarding setting aside \$5,000 of its gross receipts to paint and carpet the ABC Store was unanimously approved.

### **REPORTS**

City Manager Connet acknowledged that the fire, minimum housing, financial, police, personnel, and public works reports were received and he stands ready to answer any questions from City Council regarding the reports.

City Manager Connet informed Council that Town Hall Day would be on tomorrow and some of them would be driving up and attending this annual event. He further stated that our representatives had been contacted, Senator Albertson and Representative Bell and he hoped to visit with them while at Town Hall Day.

### **CLOSED SESSION**

Mayor Starling stated that no closed session was necessary for this city council meeting.

### **ADJOURNMENT/CONTINUATION**

Upon a motion made by Councilmember Harris, seconded by Councilmember Becton, and passed, this meeting was continued until June 17, 2008, at 7:00 PM.

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City Clerk

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Mayor