

## MINUTES OF CLOSED SESSION HELD DECEMBER 7, 2010

The December 7, 2010, meeting of the City Council of the City of Clinton, North Carolina, entered closed session at 7:50 PM. Mayor Starling presided. Councilmembers Stefanovich, Strickland, Turlington, Becton, Mayor Pro Tem Harris, and City Attorney Dale Johnson were present. Also City Clerk Elaine Hunt, City Manager John Connet, Assistant City Manager Shawn Purvis, and Public Works Director Jeff Vreugdenhil were present.

City Manager Connet briefed City Council on two items:

- (1) Mr. Spell is interested in selling his property located behind the museum. He stated that Mr. Spell is requesting \$35,000; however, he will go as low as \$30,000.
- (2) Lanier Construction Company, Inc. is the lowest bidder on the Downtown Project. Paul Howard Construction is the next lowest bidder. City Manager Connet stated that references have been checked for both contractors.

City Manager Connet recommended disqualifying Lanier Construction Company because of Lanier's history and awarding the bid of the Downtown Project to Paul Howard Construction.

City Manager John Connet presented the City Council with a notebook that included information he had collected during his investigation of the performance history of both contractors. The notebook contained information documenting the performance of both contractors that had been obtained from previous clients.

City Attorney Dale Johnson stated that the City of Clinton can indeed reject Lanier's bid based on the fact that Lanier is not the lowest responsible bidder. He stated that Lanier was behind 365 days on one project. City Attorney Johnson stated that time is of the essence.

City Manager Connet stated that there is a difference in the bids of Lanier Construction and Paul Howard Construction in the amount of approximately \$40,000.

Council exited closed session at 8:05 PM.

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Elaine F. Hunt, MMC, City Clerk

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Lew Starling, Mayor