

# DIGEST OF CITY COUNCIL ACTION

## CITY OF LEXINGTON LEXINGTON, NORTH CAROLINA

CITY COUNCIL MEETING  
7:00 P.M.

MARCH 14, 2011  
CITY HALL

I. CALL TO ORDER

II. INVOCATION (Councilor Donald K. McBride)

III. PLEDGE OF ALLEGIANCE

IV. APPROVAL OF MINUTES

1. City Council Regular Meeting – February 14, 2011  
Approved.

V. PETITIONS FROM CITIZENS - Members of the public may address the City Council on items not listed on the printed agenda. Please state your name and address and observe the three-minute time limit.  
There were none.

VI. ADOPT AGENDA  
Adopted agenda.

VII. RECOGNITIONS/PROCLAMATIONS

1. Recognitions – Lexington Area Chamber of Commerce, Lexington City Schools and Uptown Lexington, Inc. Representatives  
Recognized Chamber Board Member Sol Coltrane representing Lexington Area Chamber of Commerce, School Board Member Miles Cleckley representing Lexington City Schools and Uptown Board Member JoEllen Edwards representing Uptown Lexington, Inc.
2. Proclamation – American Red Cross Month – March 2011  
Councilor Alley read the proclamation and presented it to American Red Cross Volunteer Jim Barger - Lexington-Davidson County Red Cross Service Center.

3. Proclamation – The American Legion’s 92<sup>nd</sup> Anniversary – March 15-17, 2011  
**Councilor Beck read the proclamation and presented it to Mr. George Clifton, former City Councilor and active member of The American Legion, Post #8.**

## VIII. **PUBLIC HEARINGS**

1. Call for Public Hearing and Second Reading – Amendment to City’s Code of Ordinances, Chapter 20, Section 20-37, with reference to Appendix D, Section 101, Stop Streets; Intersections Where Stop Required – Moore Drive at Garden Drive – Ordinance No. 11-23 – Public Works Department  
**Held Public Hearing.**  
**There were no speakers.**

**Adopted Ordinance No. 11-23 to amend the City’s Code of Ordinances Chapter 20, Traffic, Section 20-37, with reference to Appendix D, Section 101, Stop streets; intersections where stop required by adding *Moore Drive, eastbound direction at Garden Drive.***

## IX. **REGULAR BUSINESS**

1. Neighborhood Revitalization Program – Allocate Funds from Various City Councilors’ Neighborhood Allotment for Donation to Lexington Housing Community Development Corporation (LHCDC) for 2011 Group Workcamps – Budget Ordinance No. 11-30 – Finance Department  
**Adopted Budget Ordinance No. 11-30 to allocate neighborhood funds in the total amount of \$5,000 (\$560 from Mayor Walser; \$555 each from Councilors Alley, Beck, Bunce, Klass, Lanier, McBride, Reid and Ward) to the Lexington Housing CDC’s 2011 Group Workcamp Project.**
2. Application for Major Zoning Permit – Nightclub in Uptown Zoning District – High Rock Outfitters, LLC – 13 South Main Street – Chris Phelps – Community Development Department  
**Approved issuance of a Major Zoning Permit to High Rock Outfitters, LLC, for the purpose of operating as a nightclub during special events at 13 South Main Street within the Uptown District.**
3. NC Department of Commerce, Division of Community Assistance, Community Development Block Grant (CDBG) – Cow Palace Phase I Sewer Infrastructure Improvements Project – Public Works and Finance

## Departments

- A. Adopt Policies, Procedures, Plans, Resolutions and Ordinances – Resolution No. 25-11  
**Adopted Resolution No. 25-11 to establish a set of Policies, Procedures, Plans, Resolutions, and Ordinances for the Community Development Block Grant (CDBG) with the NC Department of Commerce, Division of Community Assistance, for the Cow Palace Phase I Sewer Infrastructure Improvements Project.**
  
- B. Accept and Record CDBG and Transfer Matching Funds in the Water and Sewer Fund – Budget Ordinance No. 11-24  
**Adopted Budget Ordinance No. 11-24 to accept and record CDBG grant in the amount of \$305,900, and transfer the City’s matching funds of \$16,100 in the Water and Sewer Fund for a total project amount of \$322,000.**
  
- C. Approve Contract for Administrative Services with Hobbs, Upchurch and Associates, PA, as Grant Administrator  
**Approved the Contract for Administrative Services with Hobbs, Upchurch, and Associates, PA, as Grant Administrator for the Cow Palace Phase I Sewer Infrastructure Project and authorized the Mayor to execute all necessary documentation, contingent upon release of funds by the NC Department of Commerce, Division of Community Assistance, and City Attorney approval.**
  
4. Request to Merge Piedmont Triad Council of Governments (PTCOG) and Northwest Piedmont Council of Governments (NPCOG) to form Piedmont Triad Regional Council (PTRC)
  - A. Dissolve Piedmont Triad Council of Governments and Provide for Distribution of Assets and Obligations – Resolution No. 27-11  
**Adopted Resolution No. 27-11 to dissolve the Piedmont Triad Council of Governments and distribute assets and obligations to the new council of governments.**
  
  - B. Formation and Membership in Piedmont Triad Regional Council – Resolution No. 28-11  
**Adopted Resolution No. 28-11 to approve the formation and membership in the new Piedmont Triad Regional Council, including adoption of the Charter of the Piedmont Triad Regional Council.**

5. Neighborhood Revitalization Program – Allocate Funds from Various City Councilors’ Neighborhood Allotment for Donation to Lexington/DC Education Support Association (LDC/ESA) Scholarship Fund – Budget Ordinance No. 11-31 – Finance Department  
**Approved Budget Ordinance No. 11-31 to allocate neighborhood funds in the amount of \$50 from Mayor Walser and Councilors Linwood Bunce, Becky Klass, Tonya Lanier, Donnie McBride and Ronald Reid for a total donation of \$300 to the Lexington/DC Education Support Association Scholarship Fund.**

X. **CONSENT AGENDA**

The following item(s) have either been recommended by the Lexington Utilities Commission, require a call for public hearing, or are routine, non-controversial items. Consent Agenda item(s) will be enacted by one motion and one vote. There will be no separate discussion of item(s). If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

**All items under the Consent Agenda were unanimously approved by one vote.**

1. Approve Natural Gas Business Plan for Fiscal Years 2011-2013 – Natural Gas Department  
**Approved Natural Gas Department Business Plan for Fiscal Years 2011-2013.**
2. Amendment to Asset Management Arrangement (AMA) with Hess Corporation for Transaction Confirmations – Natural Gas Department  
**Approved the Amendment to the Asset Management Arrangement (AMA) Proposal with Hess Corporation (Hess), for the period of January 1, 2011, through March 31, 2013, to include a new paragraph B.17 addressing Excess Swing Quantities and authorized the Mayor to execute the Amendment, contingent upon City Attorney review and approval.**
3. Ratify Execution of NC Department of Transportation (NCDOT) Right-of-Way Encroachment Agreement for Natural Gas Line Extension – Kurz Transfer Products, LLC (Kurz)– NC Highway 150 North at Reedy Creek – Natural Gas Department  
**Ratified the execution of the NC Department of Transportation Right-of-Way Encroachment Agreement between the NC Department of Transportation and the City of Lexington for natural gas line extension for Kurz Transfer Products, LLC, along NC Highway 150 North at Reedy Creek.**

4. Call for Public Hearing and First Reading – Amendment to City Code of Ordinances – Consumption of Alcohol on Public Property – Ordinance No. 11-29 – Community Development Department  
**Public Hearing will be held on March 28, 2011, at 7:00 p.m. at City Hall.**
  
5. Call for Public Hearing and First Reading – City’s Intent to Apply for Future Community Development Block Grant (CDBG) Funds – Community Development Department  
**Public Hearing will be held on March 28, 2011, at 7:00 p.m. at City Hall.**

## **XI. CITY MANAGER’S REPORTS**

1. Fire Department Annual Report for 2010 – Phillip Hartley, Fire Chief  
**For information only.**
  
2. Set Date for 2011 City Council Goal Setting Exercise  
**Set date of March 29, 2011, at 5:00 p.m. for City Council Goal Setting Exercise.**
  
3. United Way of Davidson County Annual Meeting and Awards Banquet – Tuesday, March 22, 2011, at 6:00 p.m. at J. Smith Young YMCA  
**For information only.**
  
4. NC League of Municipalities (NCLM) Regional Meeting – Wednesday, April 6, 2011, at 4:00 p.m. – Archdale Public Library  
**For information only.**
  
5. City Council Budget Work Sessions – Tuesday, May 3; Thursday, May 5; and Friday, May 6, 2011, from 2:00 to 5:00 p.m. – City Manager’s Conference Room  
**For information only.**

## **XII. ADJOURNMENT**

*Anyone who needs an accommodation to participate in the meeting should notify the City Manager's Office at 336-248-3910 at least forty-eight (48) hours prior to the meeting or call North Carolina Relay at 1-800-735-8262.*