

## MINUTES

Regular Meeting: Organizational  
City Hall Council Chamber

December 7, 2015  
Monday, 6:00 p.m.

**Present:** Mayor O. Stanhope Anthony III, presiding; Council Members Eric B. Hendrick, David W. White, Jeanette D. Patterson, Dennis C. Bailey, Dicky Amaya; Council Member Elect David Causby; City Manager Rick Howell, City Attorney Robert W. (Bob) Yelton, City Clerk Bernadette A. Parduski, NCCMC, MMC, Director of Finance Justin S. Merritt, MPA, Assistant Director of Finance Elizabeth B. (Beth) Beam, CPA, Director of Human Resources Deborah C. (Deb) Jolly, Police Chief Jeffrey H. (Jeff) Ledford, Fire Chief William P. Hunt, MPA, EFO, Director of Public Works Daniel C. (Danny) Darst, Jr., Director of Parks and Recreation Charlie Holtzclaw, Director of Planning and Development Services Walter (Walt) Scharer, AICP; and Reporter Casey White of The Shelby Star and Director of Cable Programming Greg Tillman of Cleveland Community College

**Absent:** Council Member Ben Kittrell

Mayor Anthony called the meeting to order at 6:00 p.m. and welcomed all to Council's organizational meeting and oath ceremonies. The Mayor recognized distinguished guests in attendance: Former Mayor Ted Alexander, former Council Member Chris Mabry, former Cleveland County Commissioner Willie McIntosh, and Judge Larry Wilson as well as family members.

Mayor Anthony gave the invocation and Mr. Howell led the *Pledge of Allegiance*.

**A. Approval of Agenda:**

**ACTION TAKEN:** Upon a motion by Mrs. Patterson, City Council voted unanimously to approve the agenda as presented.

**B. Recognition of Jeanette Duncan Patterson for her service to the City of Shelby: Resolution No. 70-2015**

Mayor Anthony called upon Mrs. Patterson and formally read and presented framed Resolution No. 70-2015 to her. With heartfelt appreciation, he then presented a shadow box to Mrs. Patterson as a remembrance of her 12 years in public service to the City of Shelby and City Council.

Mrs. Patterson acknowledged her family and friends in attendance. She

expressed her gratitude to the City of Shelby for the opportunity to serve and to help people with their problems during several terms in office, adding her personal thanks to many she worked with over the years.

**C. Assumption of Office:**

**1) Oath of Office administered to Mayor Oliver Stanhope Anthony III**

Judge Wilson administered the Oath of Office to Mayor Anthony who was assisted by his wife, Ann Anthony.

**2) Oath of Office administered to Council Member Eric Byron Hendrick, Ward 1**

City Clerk Bernadette Parduski administered the Oath of Office to Mr. Hendrick who was assisted by his wife, Laurie Hendrick, and their two sons, Blake and Logan.

**3) Oath of Office administered to Council Member David Walton White, Ward 2**

Judge Wilson administered the Oath of Office to Mr. White who was assisted by his daughter, Dana Scoggin.

**4) Oath of Office administered to Council Member David Causby, Ward 3**

City Clerk Bernadette Parduski administered the Oath of Office to Mr. Causby who was assisted by his wife, Becca Causby.

**5) Oath of Office administered to Council Member Ricardo (Dicky) Amaya, Ward 6**

Judge Wilson administered the Oath of Office to Mr. Amaya who was assisted by his wife, Marywinn Amaya.

**D. Election of Mayor Pro Tempore:**

Mayor Anthony explained in accordance with statute and tradition Council elects a member to serve as Mayor Pro Tempore until the organizational meeting following the next election cycle. The direct role of the Mayor Pro Tempore is to preside over Council meetings in the Mayor's absence.

Mr. Amaya nominated Mr. Bailey.

**ACTION TAKEN:** Upon a motion by Mr. Amaya, City Council voted unanimously to close the nominations and to accept Mr. Bailey as Mayor Pro Tempore for a two-year term concluding December 2017 by acclamation.

**E. Special Presentation:**

**1) Presentation of 2015 North Carolina Public Power Awards –  
Roy L. Jones, Chief Executive Officer, ElectriCities of North Carolina**

Mr. Howell introduced Mr. Jones, who was recently named the new Chief Executive Officer of ElectriCities of North Carolina effective November 1, 2015. He joined ElectriCities in 2009 and had served in numerous leadership roles, including as the Chief Operating Officer since 2011. Mr. Jones is extremely familiar with ElectriCities' operations, having significant experience in public power and investor-owned utilities.

Next, Mayor Anthony recognized Rick Howell, Cale Wright, Justin Merritt, and Julie McMurry (absent) as Mr. Jones presented the 2015 North Carolina Public Power Awards of Excellence in the Competitive Business Environment, Energy Efficiency, Financial Stability, and Service Excellence categories to the City of Shelby.

Mr. Jones began by expressing his appreciation to Council for their continued support of ElectriCities, acknowledging Mr. Howell's service as a North Carolina Municipal Power Agency Number 1 (NCMPA1) officer.

Mr. Jones stated each award presented is in recognition of Shelby's efforts for that particular category. He specified the Competitive Business Environment award recognizes efforts by Shelby to create a strong business climate, including economic development planning and community/regional partnering. The Energy Efficiency award recognizes the City's ability to promote and educate on energy efficiency. The Financial Stability award recognizes assistance with customer billing, such as providing multiple payment options and programs to help customers in need. The Service Excellence award recognizes methods for customer communication and community public power celebrations.

Mr. Jones concluded his presentation by introducing a new ElectriCities campaign of "1.2 Million Strong" which represents the 1.2 million people in North Carolina who rely on public power. He acknowledged Shelby's employees and leaders who are dedicated to the tradition of public power and the 1.2 million citizens served in North Carolina. Mr. Jones again

congratulated Shelby as one of twenty public power communities recognized in the State of North Carolina with Awards of Excellence. He also mentioned Shelby is included in the 193 of the nation's more the 2,100 public power utilities having earned the American Public Power Association's Reliable Public Power Provider (RP3) recognition for providing consumers with the highest degree of reliable and safe electric service.

**F. Consent Agenda:**

**ACTION TAKEN:** Mayor Anthony presented the consent agenda. Mr. White made a motion to approve the consent agenda and each item as presented. The consent agenda and following items were unanimously approved:

- 1) Approval of the Minutes of the Regular Meeting of November 16, 2015
- 2) Approval of Special Event Permit Applications:
  - a. Shelby Christmas Parade, requested date: December 13, 2015
  - b. Arts on the Square, requested date: April 30, 2016
- 3) Adoption of Fiscal Year (FY) 2015-2016 Budget Ordinance Amendment No. 10: Ordinance No. 63-2015
- 4) Adoption of Fiscal Year (FY) 2015-2016 Budget Ordinance Amendment No. 11: Ordinance No. 64-2015

**END CONSENT AGENDA**

**G. Unfinished Business:**

- 1) Consideration of Council liaison appointments to City advisory boards

Mayor Anthony led the discussion regarding Council liaison appointments to the City's advisory boards. The Mayor provided handouts consisting of liaison duties, the current method of rotation established in 2002, and the 2016 calendar of advisory board meeting dates for review and feedback. Mayor Anthony welcomed and encouraged Council members to attend any advisory board meetings they choose.

Mr. Amaya suggested a Council liaison contact another Council member if a scheduling conflict occurs.

**Mr. White suggested an annual rotation method and that all Council members be invited to all advisory board meetings.**

**Mr. Bailey suggested a Council liaison's schedule agree with the schedule of the advisory board.**

**Mr. Bailey also mentioned he serves as Vice Chair of the Gaston-Cleveland-Lincoln Metropolitan Planning Organization (GCL-MPO), which is an active role and requires time for preparation. For discussion purposes, it was noted the MPO is not a City advisory board.**

**By consensus, Mayor Anthony will take the comments heard under consideration, consult with the City Clerk, and report back to Council with a modified rotation appointment method.**

#### **H. New Business: None**

#### **I. City Manager's Report:**

- 1) Mr. Howell mentioned the Professional Service Agreement between Woolpert North Carolina and the City of Shelby for the development of the Hanna property into a multi-purpose recreation complex is in the final stages of negotiations. A capital project budget ordinance has been prepared. The matter will be brought to Council for consideration at the meeting of December 21, 2015.**
- 2) With regard to the Court Square Public Improvement Project, Mr. Howell informed Council the project is in negotiations with the most qualified design engineer and will be brought to Council for consideration in the very near future.**
- 3) Mr. Howell reminded Council the engineers and designers of the East Gateway Enhancement Project will present a conceptual design on December 9, 2015 to the Keep Shelby Beautiful (KSB) Commission members in order to obtain feedback for Council's consideration. He anticipated receiving the completed design, North Carolina Department of Transportation (NCDOT) approvals, and project cost estimates within several months.**
- 4) With regard to the East Water Tank Project, Mr. Howell expected groundbreaking sometime in early 2016 with construction to follow in Spring 2016.**
- 5) Mr. Howell provided an update on the Brushy Creek Sewer Project. The**

upper portion has been designed and permitted and the project is ready to bid. The lower portion is in the design phase. Mr. Howell added there is a potential economic development prospect which will require the project to be in place.

- 6) Mr. Howell reported the site grading project at the Foothills Commerce Center is proceeding with an anticipated completion date in March 2016.
- 7) Mr. Howell congratulated the newly sworn Council members, expressing his appreciation for their support.

**J. Council Announcements and Remarks:**

- 1) Mayor Anthony made the following announcements of upcoming events:
  - City Center Master Plan Input Opportunity – December 8, 2015 at 6:00 p.m., Don Gibson Theatre
  - City employees Christmas luncheon – December 10, 2015 from 11:00 a.m. to 2:00 p.m., Shelby City Park
  - Cleveland Association of Government Officials (CAGO) Holiday Gathering and Meeting – December 10, 2015 at 6:30 p.m., LeGrand Center
  - Shelby Christmas Parade – December 13, 2015 at 3:00 p.m.
  - Shelby luncheon hosting the legislative delegation – December 22, 2015 at 12:00 noon, Don Gibson Theatre
- 2) Mr. Causby wished all a Merry Christmas and a Happy New Year.
- 3) Mr. White had questions for staff with regard to the funding of the Keep Shelby Beautiful (KSB) Commission as to its annual service award.
- 4) Mr. Hendrick welcomed Mr. Causby as a member of City Council.

**K. Closed Session:**

- 1) To conduct the annual performance evaluation of the City Manager pursuant to North Carolina General Statute 143-318.11(a) (6)

**ACTION TAKEN:** Mr. Amaya made a motion to enter into a closed session pursuant to the appropriate North Carolina General Statute as cited. Mayor Anthony consulted with Mr. Yelton who advised the topic met the statutory requirements for a closed session. The Mayor invited all Council members present and Mr. Howell to attend. The motion passed unanimously and Council moved into closed session at 6:54 p.m.

Council returned to the regular session at 7:19 p.m.

**L. Adjournment:**

**1) Motion to adjourn**

**ACTION TAKEN:** Upon a motion by Mr. White, City Council voted unanimously to adjourn the meeting at 7:24 p.m.

Respectfully submitted,

Bernadette A. Parduski, NCCMC, MMC  
City Clerk

O. Stanhope Anthony, III  
Mayor

Minutes of December 7, 2015