

MINUTES

Regular Meeting
City Hall Council Chamber

November 6, 2017
Monday, 6:00 p.m.

Present: Mayor O. Stanhope Anthony III, presiding; Council Members Eric B. Hendrick, David W. White, David Causby, Dennis C. Bailey, Ben Kittrell, Dicky Amaya; City Manager Rick Howell, City Attorney Robert W. (Bob) Yelton, City Clerk Bernadette A. Parduski, Director of Finance Justin S. Merritt, MPA, Director of Human Resources Deborah C. (Deb) Jolly, Director of Energy Services Julie R. McMurry, Police Chief Jeffrey H. (Jeff) Ledford, Fire Chief William P. Hunt, MPA, EFO, Director of Public Works Daniel C. (Danny) Darst, and Planner Lucas A. Shires, MUD, PLA, Planning and Development Services Department

Mayor Anthony called the meeting to order at 6:00 p.m. and welcomed all who were in attendance. The Mayor called for a moment of silence in memory of the victims of the attack in Sutherland Springs, Texas and gave the invocation. Boy Scout Kipling Simpson of Troop 411 chartered by The Church of Jesus Christ of Latter-day Saints led the *Pledge of Allegiance*.

A. Approval of agenda:

- 1) Motion to adopt the proposed agenda

ACTION TAKEN: Upon a motion made by Mr. Bailey, City Council voted unanimously to approve the agenda as presented.

B. Special Presentation:

- 1) Uptown Shelby Association (USA) update – Audrey Whetten, Executive Director

Referring to her handout, Miss Whetten reported her quarterly update included highlights of ongoing projects, recent and upcoming events, business news, and property news.

With regard to ongoing projects, Miss Whetten stated USA is in the process of selecting a videographer to produce a promotional video about Uptown Shelby to be utilized as a universal marketing tool to reach the local audience as well as audiences beyond Shelby. A public art project is in progress with an artist who is designing and producing a metal sculpture. She continues to gather data for a business clustering strategy for business recruitment and expansion by seeking approaches that are sustainable for Shelby. There is a

continuing effort by USA to build a relationship with the Tryon International Equestrian Center (TIEC) to increase traffic from TIEC to Shelby in advance of the Federation Equestre Internationale (FEI) World Equestrian Games in September 2018. Miss Whetten mentioned disseminating updates and information to Uptown businesses and property owners especially with regard to the City's infrastructure construction projects as shared by the City's utilities staff. USA is working with the City's Public Works staff to launch the Pedestrian Recycling Program in Uptown Shelby. A ribbon cutting event to make public the installation of the new split trash/recycling inserts in some of the waste receptacles along the sidewalks in the district will be scheduled in the very near future. USA will continue with its efforts to make this project a success.

With regard to recent events, Miss Whetten stated this fall season has been full of activity and included the Seeds to Silverware dinner, an Uptown Litter Sweep, the Mush, Music, & Mutts Festival, an art walk, and a zombie crawl.

Next, Miss Whetten highlighted several upcoming holiday events which include the lighting of the Uptown Shelby Christmas tree (November 24), carriage rides (November 24, December 1, 8, and 15), Small Business Saturday (November 25), and the annual Christmas parade (December 17).

Miss Whetten concluded her presentation by stating since July 1, 2017, six new businesses have opened and three business relocations and expansions have taken place in Uptown Shelby. She reported in this fiscal year \$750,000 in acquisitions and nearly \$700,000 in privately-funded renovations have occurred. Miss Whetten further stated this does not include the eight major renovation projects which are underway, totaling approximately \$4 million in private investment.

Council received the information. No action was required.

C. Consent Agenda:

ACTION TAKEN: Mayor Anthony presented the consent agenda. Mr. Amaya made a motion to approve the consent agenda. The consent agenda and following items were unanimously approved:

- 1) Approval of the Minutes of the Regular Meeting of October 16, 2017
- 2) Approval of Special Event Permit Applications:
 - a. Uptown Shelby Carriage Rides, requested dates: November 24, December 1, December 8, and December 15, 2017

- b. **Shelby Christmas Parade, requested date: December 17, 2017**
- 3) **Approval of a resolution accepting property from Chitty Young Family Partnership: Resolution No. 68-2017**
- 4) **Approval of a resolution supporting the City of Shelby's application for North Carolina Department of Transportation Bicycle Planning Grant Funds: Resolution No. 69-2017**

END CONSENT AGENDA

D. Unfinished Business: None

E. New Business:

- 1) **Consideration of an ordinance establishing a capital project ordinance and budgets for the City of Shelby's Substation 11 Circuit Addition Project: Ordinance No. 68-2017**

Mr. Howell introduced Ordinance No. 68-2017 for Council's consideration. As background information, he stated Substation 11 is located on Grover Street just east of the City's Public Works facility. Currently, the City facilities on Grover Street and the Foothills Commerce Center are served by Circuit 11-4 from this substation as well as portions of residential neighborhoods in West Shelby. Mr. Howell explained the proposed project helps to address a power reliability issue for the area located west of the City's Utility Operations Center including Randolph Road and the Foothills Commerce Center service area. He noted that on several occasions the industrial customers on this circuit have experienced "blips". This is not usually problematic for residential customers since those customers may only experience lights flickering; however, it is very different for industrial customers with industrial equipment and machinery which is sensitive to these momentary service interruptions. These interruptions can be costly and disruptive to those industrial customers.

Mr. Howell concluded by stating the recommendation for the creation of an additional circuit from Substation 11 was based on potential load growth and economic development at the Foothills Commerce Center and surrounding area. It was also determined that there is a limit on the capacity of the distribution line that serves the Foothills Commerce Center based on the load on the distribution line that currently serves this area. By creating an additional circuit from Substation 11 that serves toward the west of the substation only, load will be reduced allowing for growth and less

interruptions from situations to the east and south of Substation 11, and will not affect the Foothills Commerce Center.

Mr. Howell recommended approval of the project budget ordinance to construct the additional circuit from Substation 11 to serve the Foothills Commerce Center.

ACTION TAKEN: Upon a motion made by Mr. White, City Council voted unanimously to approve and adopt Ordinance No. 68-2017 entitled, “AN ORDINANCE ESTABLISHING A CAPITAL PROJECT ORDINANCE AND BUDGETS FOR THE CITY OF SHELBY’S SUBSTATION 11 CIRCUIT ADDITION PROJECT”.

F. City Manager’s Report:

- 1) Mr. Howell reminded Council a proposed text amendment changing the development standards for bars, nightclubs, and taverns within the Central Business (CB) District will require their consideration at the next meeting of November 20, 2017.
- 2) Mr. Howell informed Council that several utility line relocations associated with the North Carolina Department of Transportation (NCDOT) are anticipated for several current and future projects. Although the North Carolina General Assembly has provided relief for small municipalities from the costs of municipal utility relocation related to State transportation projects, the City of Shelby will be responsible for 25 percent of those costs. He said staff will prepare project budget ordinances for Council’s consideration as required.
- 3) Mr. Howell mentioned that he and the Director of Engineering Services, Ben Yarboro, are working with NCDOT to prepare a City ordinance prohibiting the excessive noise due to engine compression brakes referred to as “Jake” brakes along the western City limits of the 74 Bypass.
- 4) Mr. Howell provided brief updates as to the following:
 - 911 Communications Center Addition Project – construction is on track for completion at the end of January 2018
 - Hanna Property Multi-purpose Recreation Complex Project – construction and progress continues with an anticipated ribbon cutting tentatively planned for September 2018
 - East Gateway Improvements Project – construction is moving along and the last item for Council’s consideration will be the final design

and cost of the gateway sign

G. Council Announcements and Remarks:

- 1) **Mr. Bailey reported receiving a phone call from a citizen inquiring as to who was responsible for the maintenance and upkeep of a vacant property.**

Mr. Howell responded the City's code enforcement officers receive and investigate concerns and complaints regarding overgrown, littered vacant lots as well as high grass, weeds, etc. through due process.

- 2) **Mr. Amaya reported he recently recorded video of an accident on his dash cam at the intersection of College Avenue/Highway 150 and Charles Road involving a vehicle and a truck. He said this is a dangerous intersection which is in need of a traffic control device or devices.**

Mr. Howell responded and offered to address the matter with the North Carolina Department of Transportation (NCDOT).

- 3) **Mayor Anthony encouraged all voters to exercise their right to vote tomorrow, November 7, 2017, which is Election Day.**

H. Adjournment:

- 1) **Motion to adjourn**

ACTION TAKEN: Upon a motion made by Mr.White, City Council voted unanimously to adjourn the meeting at 6:31 p.m.

Respectfully submitted,

**Bernadette A. Parduski, NCCMC, MMC
City Clerk**

**O. Stanhope Anthony III
Mayor**