

## MINUTES

Regular Meeting  
City Hall Council Chamber

November 5, 2018  
Monday, 6:00 p.m.

**Present:** Mayor O. Stanhope Anthony III, presiding; Council Members Eric B. Hendrick, David W. White, David Causby, Violet Arth Dukes, Charles Webber, Dicky Amaya; City Manager Rick Howell, ICMA-CM, City Attorney Robert W. (Bob) Yelton, City Clerk Bernadette A. Parduski, Director of Finance Justin S. Merritt, MPA, Director of Energy Services Julie R. McMurry, Police Chief Jeffrey H. (Jeff) Ledford, Fire Chief William P. Hunt, MPA, EFO, Director of Parks and Recreation Charlie Holtzclaw, and Director of Planning and Development Services Department Walter (Walt) Scharer, AICP

Mayor Anthony called the meeting to order at 6:00 p.m. and welcomed all who were in attendance. The Mayor gave the invocation and members of Boy Scout Troop 104 chartered by Central Methodist United Church led the *Pledge of Allegiance*.

### A. Approval of agenda:

- 1) Motion to adopt the proposed agenda

At the request of Mr. Howell, Mr. Amaya added the following items:

- Under Special Presentations, Item B-3: A video entitled, “The Energy behind Public Power”, produced by ElectriCities of North Carolina, Inc.
- Under Unfinished Business, Item D-1: Consideration of a resolution authorizing submission of a revised loan application to the North Carolina Department of Environmental Quality – Division of Water Infrastructure for funding related to the First Broad River Wastewater Treatment Plant Solids Handling Upgrades.

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

### B. Special Presentations:

- 1) A Proclamation declaring November 10-18, 2018 as Hunger and Homelessness Awareness Week in Shelby, North Carolina

Mayor Anthony formally read and presented this proclamation to Sonja Bristol, Housing Choice Voucher Program Director with the Isothermal Planning and Development Commission, who was present along with her colleagues, Bre Griffin and Stephen Crane, all representatives of the Gaston-Lincoln-Cleveland Continuum of Care.

Miss Griffin stated the Gaston-Lincoln-Cleveland Continuum of Care (CoC) is a regional tri-county collaboration of local government, non-profit, and community organizations designed to promote community-wide commitment to identify and address issues related to homelessness. The fundamental mission is to aid homeless individuals and families by providing access to available services and resources that lead to long-term permanent housing and self-sufficiency.

Miss Griffin added the CoC goal is to bring awareness to homelessness and requested assistance to be involved in planning and solutions for the future with the City of Shelby.

2) Cleveland County Tourism update – Jackie Sibley-Newton, BS,TMP, Vice President of Tourism, Cleveland County Chamber

Mrs. Sibley-Newton began her presentation by providing the 2017 Year in Review. According to research conducted by the North Carolina Department of Commerce, she submitted the following statistical information:

- Domestic tourism in Cleveland County generated an economic impact of \$110.11 million, noting a 2.89 percent change from 2016
- Cleveland County ranked 40<sup>th</sup> in travel impact among North Carolina's 100 counties
- More than 730 jobs in Cleveland County were directly attributable to travel and tourism with more than 900 jobs indirectly related to travel
- Travel generated a \$17.09 million payroll
- State tax revenues from travel to Cleveland County were \$6.53 million
- Local tax revenues from travel to Cleveland County amounted to \$1.96 million, representing a \$86.10 tax savings to each Cleveland County resident

Mrs. Sibley-Newton mentioned with an increased marketing budget, promotions and advertising can be made through major media outlets including "The Chronical of the Horse", "2018 Federation for Equestrian Sports World Equestrian Games Official Souvenir Program", "USA Today", and others. Social media continues to be widely utilized.

With regard to sporting events, Mrs. Sibley-Newton was pleased the American Legion World Series contract has been renewed. She also assists the Shelby Parks and Recreation Department with the hosting of various tournaments at Shelby City Park. She noted the economic impact of youth and amateur sports in Cleveland County is over \$20 million regionally and \$10.5 million locally.

Mrs. Sibley-Newton described and gave the details as to her main responsibilities as follows:

- Promote Cleveland County as a desirable destination through all media resources
- Work with existing organizations to help organize and create events, work cooperatively and cross promote attractions
- Report to the County Commissioners on progress of tourism attractions, events, and cooperative efforts
- Represent Cleveland County on a statewide level through Visit NC

Specifically, for the City of Shelby, Mrs. Sibley-Newton works with attractions, events, organizations, and businesses to:

- Create desirable tourism packages
- Learn the details that need to be promoted
- Offer assistance in marketing, promotion, or organization
- Create partnership opportunities
- Represent the City of Shelby on a State level through Visit NC
- Represent the City of Shelby to the Cleveland County Board of Commissioners
- Advertise the City of Shelby through various media outlets
- Organize and direct the Official Liver Mush Festival of North Carolina in Uptown Shelby

Mrs. Sibley-Newton concluded by sharing the success stories from the past year:

- The Official Liver Mush Festival of North Carolina hosted over 16,000 people in 2017 and due to rainy weather conditions over 6,000 people attended in 2018
- The American Legion World Series contract renewal every five years in perpetuity
- Shelby was represented at the World Equestrian Games with a huge backdrop and information booth showcasing the area attractions

- Four journalist visits in 2018 resulted in articles or blogs in Australia, Pennsylvania, Canada, and North Carolina
- Shelby has entertained two travel writers following the NC Media Mission and promoted Cleveland County Tourism
- The local tax income from overnight stays in Shelby has increased 46.19 percent over this same quarter last year

Council received the information and took no action.

- 3) The video entitled, “The Energy behind Public Power”, produced by ElectriCities of North Carolina, Inc., was played for the viewing pleasure of Council and the audience.

#### C. Consent Agenda:

**ACTION TAKEN:** Mayor Anthony presented the consent agenda. Mr. White 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 15, 2018
- 2) Approval of a Special Event Permit Application:
  - a. Community Thanksgiving Meal, requested date: November 17, 2018
- 3) Approval of a resolution directing the City Clerk to determine sufficiency of a voluntary annexation petition from the Broadway Group, LLC: Resolution No. 57-2018
- 4) Adoption of Fiscal Year (FY) 2018-2019 Budget Ordinance Amendment No. 4: Ordinance No. 60-2018
- 5) Adoption of Fiscal Year (FY) 2018-2019 Budget Ordinance Amendment No. 5: Ordinance No. 61-2018
- 6) Adoption of an ordinance concurring with the North Carolina Department of Transportation for speed limit revisions on portions of SR 1950 (Wyke Road) inside the corporate limits of Shelby, North Carolina: Ordinance No. 62-2018
- 7) Adoption of an ordinance authorizing demolition of a dwelling: Ordinance No. 63-2018

- 8) Approval of a resolution requesting the North Carolina Department of Transportation (NCDOT) to abandon the right-of-way and transfer the ownership of a portion of County Home Road, SR 2049: Resolution No. 58-2018

#### END CONSENT AGENDA

#### D. Unfinished Business:

- 1) Consideration of a resolution authorizing submission of a revised loan application to the North Carolina Department of Environmental Quality – Division of Water Infrastructure for funding related to the First Broad River Wastewater Treatment Plant Solids Handling Upgrades: Resolution No. 59-2018

Mr. Howell introduced Resolution No. 59-2018 for Council's consideration. He stated the City of Shelby previously applied for and accepted a loan from the State of North Carolina Clean Water State Revolving Fund in the amount of \$10,500,000 for the design and construction of the Solids Handling Upgrades. Subsequently, the City of Shelby designed, value engineered to reduce costs, and bid the project entitled the First Broad River Wastewater Treatment Plant Solids Handling Upgrades. A competitive public bid opening was held on November 1, 2018 consistent with the applicable North Carolina General Statutes for bidding of public construction contracts. The City of Shelby received bids from three qualified contractors for the completion of the upgrades. The City's consulting engineer, HDR Engineering of the Carolinas, and the City have reviewed the bids with the lowest responsive bid being in amount of \$18,007,000. Mr. Howell further stated the North Carolina Clean Water Loan from the State Revolving Fund is not enough to cover the applicable costs associated with the design and construction and the City of Shelby intends to request a loan modification from the North Carolina Clean Water State Revolving Fund.

Mr. Howell requested Council's approval for the City of Shelby to arrange additional financing by requesting a modification of the current \$10,500,000, zero interest loan from the Clean Water State Revolving Fund.

**ACTION TAKEN:** Upon a motion made by Mr. Amaya, City Council voted unanimously to approve and adopt Resolution No. 59-2018 entitled, "A RESOLUTION AUTHORIZING SUBMISSION OF A REVISED LOAN APPLICATION TO THE NORTH CAROLINA DEPARTMENT OF ENVIRONMENTAL QUALITY – DIVISION OF WATER INFRASTRUCTURE FOR FUNDING RELATED TO THE FIRST BROAD RIVER WASTEWATER TREATMENT PLANT SOLIDS HANDLING UPGRADES".

**E. New Business: None**

**F. City Manager's Report:**

**1) Mr. Howell provided the following information:**

- **With regard to the future Shell Building No. 3 at the Foothills Commerce Center, Mr. Howell informed Council of the tentative construction schedule beginning in December 2018 and a projected completion in September 2019.**
- **With regard to sanitary sewer overflows, Mr. Howell reported a Notice of Violation and Intent to Issue a Civil Penalty was received from the North Carolina Department of Environmental Quality in October 2018. The notice involves a sanitary sewer overflow (SSO) that occurred in August 2018 just off the end of West Sumter Street. The notice informs the City of the violation and notes a civil fine is probable. It is important for Council to be aware when the City experiences these events especially when they rise to the level of a potential fine.**
- **Mr. Howell reported vandalism issues at Optimist Park that have become an issue of concern and are under investigation. He reminded Council Optimist Park is a facility that has been leased by the City for many years.**
- **Mr. Howell said the Shelby Fire and Rescue Department's new Fire Heavy Rescue Truck has been delivered. Once it is fully equipped, he will have it parked outside Council Chamber prior to the next meeting for viewing.**
- **With regard to the Uptown Streetscape Project, Mr. Howell informed Council of the proposed schedule showing key dates beginning with the bid opening in December 2018 and a projected completion date of November 2019. This project will be much less disruptive for Uptown businesses than the Water and Sewer Infrastructure Project but will require some street intersection and sidewalk closures on a temporary basis.**

**2) Mr. Howell made the following announcements:**

- **The City of Shelby Veterans Day Luncheon will be held on November 7, 2018 beginning at 12 Noon, Don Gibson Theatre**

- The Salvation Army kick-off event will be held at the Cleveland County Chamber on November 8, 2018 at 12 Noon

**G. Council Announcements and Remarks:**

- 1) Mayor Anthony invited Council members to attend the Wreaths Across America Wreath Passing Ceremony on December 15, 2018 at 9:00 a.m., LeGrand Center.
- 2) The Mayor commended City staff and attendees for their good work on Planting Day, November 3, 2018, at the First Broad River Trail which was hosted by the Keep Shelby Beautiful Commission with support from the North Carolina Urban Forestry Council and the City of Shelby.

**H. Adjournment:**

- 1) Motion to adjourn

**ACTION TAKEN:** Upon a motion made by Mr. White, City Council voted unanimously to adjourn the meeting at 6:30 p.m.

Respectfully submitted,

Bernadette A. Parduski, NCCMC, MMC  
City Clerk

O. Stanhope Anthony III  
Mayor

Minutes of November 5, 2018