

MINUTES

Regular Meeting of Shelby City Council
Don Gibson Theatre

October 21, 2024
Monday, 6:00 p.m.

Present: Mayor O. Stanhope Anthony, III, presiding; Council Members Andrew L. Hopper, Sr., David Causby, Charles Webber, Violet Arth, David White, and Emilie Bullock; City Manager Rick Howell, MPA, ICMA-CM, Assistant City Manager Ben Yarboro, Assistant City Manager Justin Longino, MBA, City Attorney Jason Lunsford, City Clerk Carol Williams, Director of Finance Elizabeth (Beth) Beam, CPA, Director of Human Resources Deborah (Deb) Jolly, Fire Chief William Hunt, EFO, Director of Planning and Development Services Brian Burgess, Director Parks and Recreation Charlie Holtzclaw, Public Works Director Scott Black, Director of Water Resources Brian Wilson, Public Information and Communications Officer Chip Nuhrah, Economic Developer Brandon Ruppe, and Jennipher H. Harrill, Social Media Manager, Blue Eyes Media Connections

Absent: Deputy City Clerk Breanna Jones

Mayor Anthony called the meeting to order at 6:00 p.m. and delivered the invocation.

Ms. Arth led the Pledge of Allegiance.

A. Approval of Agenda:

- 1) Motion to adopt the agenda as presented.

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

B. Public Comment:

- 1) Byron A. Moon, who resides at 308 McBrayer Street, Shelby, North Carolina introduced himself to City Council and stated he plans to be a regular at our City Council meetings. He acknowledged that many people his age don't get involved in local government matters but he intends to learn and be present. City Council members encouraged him to attend and to be involved.
- 2) Andrew Molinari, who resides at 624 S. Washington Street, Shelby, North

Carolina wanted to bring attention to the intersection of S. Washington Street and Gidney Street. Mr. Molinari stated that he witnesses frequent accidents at that intersection. Mr. Molinari gave City Council some ideas that may help reduce the number of accidents, such as, installing rumble strips, installing solar lights that flash on the stop signs, making the intersection a four-way stop, or reduce speeds by putting speed enforcement monitors on S. Washington Street for a period of time. Council appreciated Mr. Molinari bringing this matter to their attention.

C. Consent Agenda:

Mayor Anthony presented the consent agenda. Ms. Arth moved to approve the consent agenda, and the following items were unanimously adopted:

- 1) Approval of the Minutes of the Regular Meeting of October 7, 2024**
- 2) Approval of a resolution approving the local Alcohol Beverage Control (ABC) Board's use of the appointing authority's Travel Policy: Resolution No. 64-2024**
- 3) Approval of Special Event Applications:**
 - a) Downtown Hounds 5K, requested date: November 16, 2024**
- 4) Management Reports:**
 - a) Planning and Development Monthly summary – September 2024**

END OF CONSENT AGENDA

D. Unfinished Business:

None

E. New Business:

- 1) Extraterritorial Jurisdiction extension discussion**

Mr. Howell explained a current matter regarding an approximate 30-acre tract that Robert Johnson, a local developer, owns and wants to develop. Mr. Johnson would like to have water and sewer available in this new development.

Mr. Howell stated that Mr. Johnson initially requested a voluntary annexation into the City of Shelby, but Patterson Springs is the closest municipality to this parcel, so they would have to agree to annexing this property into the City of Shelby. Mr. Johnson communicated to Mr. Howell that Patterson Springs was not in favor of allowing the annexation, so he has withdrawn his voluntary annexation.

Mr. Howell stated that extending the ETJ would accomplish Mr. Johnson's desire to have water and sewer available at this development. The 30-acre tract is located outside of the current ETJ but adjacent to other city served subdivisions. Mr. Howell stated that if the City proceeds with this request, then the City has to notify the Cleveland County Commissioners for consideration, and then conduct a Public Hearing on the matter.

Mr. Howell also stated that City departments have the ability to supply City services to this 30-acre tract.

By consensus, City Council directed Mr. Howell to proceed with the request to the County Commissioners to extend the current ETJ to include this 30-acre property.

F. City Manager's Report:

Regarding County Home Road project: The removal of the Duke Energy pole is currently delayed due to Hurricane Helene and the recovery efforts being put in by Duke employees. No timeframe given at this time.

Regarding Webbley: DFI plans on conducting small group meetings with Council members the first part of November. Bre will schedule those appointments.

ARP project updates: Mr. Howell will send out these updates to Council next week.

Regarding Depot Park: Plans have been received and a recommendation to Council is upcoming.

Regarding City Hall Annex: Mr. Longino will update Council on this project, there have been some structural issues that need to be addressed.

Regarding Hurricane Helene debris removal: The volume of debris is significant, and people are going to need to be patient. The City has entered into an agreement with the County and third-party contractor to clean up the debris.

There will be no financial obligation from the City; the County will be reimbursed by FEMA funds. With leaf season approaching, it complicates the street clean up. Mr. Howell reiterated to please be patient.

Mr. Howell informed Council that former City Manager Dee Freeman underwent surgery today; our thoughts and prayers are extended to him and his family.

Also, sadly, Mr. Howell mentioned that former Planning and Development Director Walter Scharer passed away earlier today. Walt was a wonderful man, and we want to extend our thoughts and prayers to his family and friends.

G. Council Announcements and Remarks:

The Mayor and Council extended their thoughts to Mr. Freeman during his recovery and Mr. Scharer's family and friends on his sudden passing.

Ms. Arth wished our Deputy City Clerk a Happy Birthday today.

H. Adjournment:

- 1) Motion to adjourn

ACTION TAKEN: Upon a motion made by Ms. Arth, City Council voted unanimously to adjourn the meeting at 6:36 p.m.

Respectfully submitted,

Carol Williams
City Clerk

O. Stanhope Anthony, III
Mayor

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