

**MINUTE BOOK 23, PAGE 227
CITY OF STATESVILLE COUNCIL MEETING – August 3, 2009
CITY HALL COUNCIL CHAMBERS – 7:00 P.M.
STATESVILLE, NORTH CAROLINA**

Mayor Kutteh presiding:

Council Present: Eisele, M Johnson, Matthews, J Johnson, Gregory, Stallard, Huggins

Staff Present: Hites, Craddock, Salmon, Currier, Anderson, Davis, Hutchins, Pressley, Stephens, Miglin

Media Present: D Vieser – Charlotte Observer;
J McNally – Record & Landmark

Visitors: 2

Invocation:

The invocation was given by the City Clerk.

Pledge of Allegiance

Mayor Kutteh led the Pledge of Allegiance.

CONSENT AGENDA

- A. Approve minutes of the pre-agenda meeting of July 16, 2009, and Council meeting of July 20, 2009.**
- B. Authorize the rollover of outstanding purchase orders and approve BA#4.**
- C. Second reading of ZC09-09 filed by Martin Marietta for the properties located at 224 and 230 Quarry Road; Tax Maps 4735-22-6709 and 4735-02-6026 pt. from B-2 to HI CU and HI CU to HI CU Change of Conditions. (Ord. 30-09)**
- D. Consider passing a motion closing Jefferson St. at the Rickert St. intersection for a distance of 150 ft. west of Rickert St. on Jefferson St. on Saturday August 29, 2009 between 10:00 a.m. and 10:00 p.m.**
- E. 1. Consider passing a resolution directing the City Clerk to investigate a petition of annexation. Martin Marietta (Reso. #27-09)**
 - 2. Receive City Clerk's Certificate of Sufficiency**
 - 3. Consider passing a resolution fixing a date (8-17-09) for a public hearing on the questions of the petitioned annexation. (Reso. #28-09)**
- F. Consider approval of non-capital purchase in the Police Department.**
- G. Receive a report from the Carolina Balloonfest to use the same location at the Statesville Regional Airport for their 2009 event.**

Upon a motion by Council member Eisele, seconded by Council member J Johnson, the Consent Agenda was unanimously approved.

**PAGE 228
REGULAR AGENDA**

Mayor Kutteh added the following item:

Consider a request from Diakonos to write a letter of support for the HPRP Grant.

Finance Director Salmon stated she received a request on Thursday for a letter of support from the city. This is a 3 year grant which will be used for rent and/or utilities to prevent them from becoming homeless and to provide housing assistance to homeless individuals for up to 18 months so they can get back on their feet. They will collaborate with Salvation Army to carry out this grant.

Council member Matthews advised that he sits on that board and asked if it was a conflict. Attorney Gaines advised that it was not.

Upon a motion by Council member Stallard, seconded by Council member Gregory, the request from Diakonos for a letter of support for the HPRP Grant was unanimously approved.

Conduct a public hearing and consider passing of the first reading of an ordinance to annex the Packmen Property located on the west side of the Old Mocksville Road.

Planning Director Carrier stated the property being considered for annexation is located to the west of Old Mocksville Road. The subject property is approximately 7.53 acres in size and encompasses Iredell County Parcel Identification Number (PIN) 4755-79-1379. The developer of the property is proposing to develop the property as a dentist's office. The zoning of the subject property is Iredell County Residential Office which would permit such a use. However, an equivalent City of Statesville zoning designation must be placed on the subject property subsequent to annexation. The subject property is contiguous to a satellite area of the municipal limits of the City of Statesville. Therefore, this request is being processed as a voluntary satellite annexation.

Mayor Kutteh declared the public hearing open.

There being no speakers, Mayor Kutteh closed the public hearing and asked for a motion from Council.

Upon a motion by Council member Huggins, seconded by Council member J Johnson, the first reading of an ordinance to annex the Packmen Property located on the west side of the Old Mocksville Road was unanimously approved.

Consider a request from Michael Waltrip Racing to place two storage containers on the lease area.

This item was pulled.

Consider passing a Resolution of Intent to close an unopened right-of-way between Industrial Drive and I-40. (Reso. #29-09)

Planning Director Carrier stated the owners of the property abutting the unopened right-of-way have petitioned for the closure. International Drive runs parallel to I-40 north of the bowling alley on Davie Avenue. The passage of the Resolution of Intent would set up a public hearing before the City Council in late August or September.

Upon a motion by Council member Stallard, seconded by Council member Gregory, the Resolution of Intent to close an unopened right-of-way between Industrial Drive and I-40 was unanimously approved.

Request permission to complete a full application to the NC Governor's Highway Safety Program (GHSP) to pursue grant funding for the addition of two (2) Traffic Officers, which includes salaries, benefits, vehicles, equipment, uniforms, and training expenses.

I also request that Sergeant Daniel Miglin be authorized to represent the City as Project Manager for this grant; that the City adopt the Local Governmental Resolution Form GHSP-2A; approve the Traffic Safety Project Contract form GHSP-2, approve ordinance establishing the Traffic Safety Grant Project Ordinance and approve BA#5. (Reso. #30-09) (Ord. #31-09)

In March, 2008, the Statesville Police Department submitted a concept statement to the NC GHSP seeking funding assistance to add two (2) Traffic Officers (including all related equipment, vehicles, uniforms, salaries & benefits, and training expenses) to the Department to compliment its existing 2-person Traffic Unit. In March, 2009, we were advised by the NC GHSP to update our proposal due to the fact that State funds, which were previously unavailable, were now in place to fund projects such as ours.

On July 8, 2009, the Department received notification from the NC GHSP that our proposal was approved for further consideration and we were requested to submit a complete application for this project. If awarded, the grant would go into effect on October 1, 2009, and would be subject to renewal on September 30th in 2010 and 2011.

The proposed 1st year budget for this project is as follows:

1. Personnel (incl. 2 new officers including salary, benefits, and probationary increase after 6 months from October 1, 2009 to September 30, 2010): \$82,317 (85% GHSP funds) + \$14,526 (15% City matching funds) = \$96,843 Total. \$72,144 of total 1st year salary and benefits (85% GHSP funds @ \$61,322; 15% matching funds @ \$10,822) will apply towards the City's FY 09-10 budget.
2. Equipment (incl. 2 new police vehicles with police-related accessories; 2 complete sets of uniforms and accessories; 2 Mobile Data Terminals; 2 dual antenna radar systems; 2 in-car camera systems to be purchased between October 1, 2009 and June 30, 2010): \$84,150 (85% GHSP funds) + \$14,850 (15% City matching funds) = \$99,000 Total.
3. In-State Travel & Training (incl. 2 officers to attend Intro to Traffic Crash Investigation, At-Scene Traffic Crash Investigation, Advanced Traffic Crash Investigation, Traffic Crash Reconstruction, Pedestrian Crash Reconstruction, Motorcycle Crash Investigation, Traffic Homicide Case File Preparation, Comprehensive Traffic Crash Investigation, and Using Laser Technology & "Crash Zone" Software... all at NC Justice Academy between October 1, 2009 and June 30, 2010): \$2,856 (85% GHSP funds) + \$504 (15% City matching funds) = \$3,360 Total.

All equipment purchases and travel / training are expected to be complete by June 30, 2010

4. Total Budget for 1st Year: \$169,322 (85% GHSP funds) + \$29,881 (15% City matching funds) = \$199,203 1st year (October 1, 2009-September 30, 2010... Federal fiscal year) budget.

Upon a motion by Council member Huggins, seconded by Council member Stallard, Sergeant Daniel Miglin was authorized to represent the City as Project Manager for this grant; the City adopted the Local Governmental Resolution Form GHSP-2A; approved the Traffic Safety Project Contract

PAGE 230

from GHSP-2, approved an ordinance establishing the Traffic Safety Grant Project Ordinance and approved BA#5.

Consider approval of a Municipal Agreement with NCDOT for signal upgrade for proposed Fire Station #4 at US 64 and Martin Lane.

City Engineer Pressley advised that staff has worked with NCDOT to modify the traffic signal at US 64 and Martin Lane.

The purpose is to allow fire personnel to control the signal when responding to emergency calls.

The details of the agreement are as follows:

1. The estimated cost is \$5,000, payable upon execution of the agreement by the City.
2. The City will bear the maintenance costs of emergency pre-emption equipment and all work will be within existing rights-of-way.
3. The City will be responsible for conduit installation from the signal cabinet to the station.
4. The City will bear the actual costs, if the cost is less we will be refunded the difference or pay any cost incurred above \$5,000.
5. The agreement is attached for your information.

Staff recommends approval of the reimbursable agreement for a signal upgrade at US64 and Martin Lane at an estimated cost of \$5,000.

Upon a motion by Council member J Johnson, seconded by Council member Eisele, the Municipal Agreement with NCDOT for signal upgrade for proposed Fire Station #4 at US 64 and Martin Lane was unanimously approved.

Receive report from Police Chief Anderson regarding officer safety.

Chief Anderson advised that he met with Sheriff Redmond. He noted this was a very good, positive and productive meeting. Chief Anderson advised that Sheriff Redmond has invited the police department to be part of a county wide task force aimed at cracking down on illegal drugs. Chief Anderson added that he expects the relationships between the two agencies to improve drastically in the future.

There being no other business Council member Matthews made a motion, seconded by Council member Eisele to adjourn.

Mayor

ATTEST:

City Clerk

