



Butner Town Council Meeting Agenda

7:00 PM Thursday, February 7, 2019
Council Meeting Room – Butner Town Hall
415 Central Avenue
Butner, NC 27509

1. Welcome, Remarks and Call to Order - Mayor Turner
2. Roll Call - Clerk Rote
3. Invocation and Pledge of Allegiance - Mayor Pro Temp McKellar
4. Adjustments to and/or Approval of the Meeting Agenda
5. Approval of December 6, 2018 Meeting Minutes (Attachment 5)
6. Public Comment Period
Citizens wishing to address the Board must sign in on the form located on the podium prior to the beginning of the meeting.
7. Proclamation recognizing the 100th Birthday of Mr Richard (Hank) Plott. (Attachment 7)
8. Public Hearing to consider rezoning 19.76 acres off Gate #1 Road from Rural Residential (RR) to Mixed Residential (RMX) as requested by C3 Design and Engineering to allow for more dense residential development. (REZ-19-01)

The rezoning would increase the allowable density for residential development. The RR district accommodates low density, single family residential development and the RMX district accommodates moderate density single family and duplex residential development. The property is more specifically identified as MAP# 0865-0472-4735. This application is commonly referred to as Wynnwood Acres. **(Attachment 8)**

9. Consider rezoning 19.76 acres off Gate #1 Road from Rural Residential (RR) to Mixed Residential (RMX) as requested by C3 Design and Engineering (REZ-19-01).

The Planning Board reviewed the request on January 10, 2019. Statutory requirements have been met in order to proceed.

Recommended Action: The Planning Board and Ordinance Administrator recommend approval of REZ-19-01 as presented.

10. Consistency Statement for Zoning Map Text Amendment REZ-19-01.

Recommended Action: Town Council must adopt a statement indicating if the amendment is/is not consistent with Town's 2020 Comprehensive Land Use Plan and Small Scale Rezoning Analysis and relative to public interest.

11. Consider the following appointments and changes to the Planning Board:

Appoint Bill Cheek as a regular Planning Board Member to fill a vacant seat (Patricia Thorpe) with term expiring 2020. Mr. Cheek is currently an alternate. The Planning Director would like to make him a regular member.

Appoint Iris Allen as an alternate to the Planning Board with a term expiring 2022. Ms. Allen is an advocate for Butner, walkability, and Town ordinances. She would fill the term of Bill Cheek who was recommended to become a regular member of the Planning Board. **(Attachment 11)**

Recommended Action: Staff recommends appointing Bill Cheek to the Planning Board as a regular member and Iris Allen as an alternate.

12. Consider the following appointments to the Zoning Board of Adjustment (BOA)

Appoint Wyrette Thompson to the BOA to fill a vacant seat (Bill Russell) with term expiring 2021. Ms. Thompson is interested in serving her community and would be an asset to the BOA.

Appoint Brian H. Weaver to the BOA for a three year term expiring 2022. Mr. Weaver has expressed interest in serving on BOA and his background in real estate would be beneficial to the Board.

Appoint Phyllis Sanders as an alternate to the BOA for a three-year term expiring 2022. Ms. Sanders is interested in serving her community and would be an asset to the BOA:

Appoint Edwardo Sosa as an alternate to the BOA with a term expiring 2022. Mr. Sosa has expressed interest in serving on multiple boards and is willing to serve as an alternate to the BOA. **(Attachment 12)**

Recommended Action: Staff recommends appointing Wyrette Thompson and Brian Weaver as regular members to the BOA; and Phyllis Sanders and Edwardo Sosa as alternates to the BOA.

13. Consider appointing Edwardo Sosa to the Parks and Recreation Advisory Committee to fill a vacancy with a term expiring 2021.

Mr. Sosa has expressed interest in serving on the Parks and Rec. Committee and has served on various State and County Commissions. **(Attachment 13)**

Recommended Action: Staff recommends appointing Edwardo Sosa to the Parks and Recreation Advisory Committee.

14. November 2018 Financial Report – Finance Director Hiscocks(Attachment 14)

Recommended Action: Accept Financial Report

15. Consider Budget Calendar for Fiscal Year 2019-2020 (Attachment 15)

Recommended Action: Staff recommends approving the budget calendar for FY 2019-2020 in order to begin the budget process.

16. Consider awarding the contract for renovating the Old Fire Station (701 Bld.) to lowest, responsive, responsible bidder Endeavor Construction Services, Inc., in the amount of \$990,873, approve a 5% contingency in the amount of \$49,544 (\$1,040,417 total); authorize the Town Attorney to finalize and the Town Manager to execute the contract.

The cost includes Dutch Lap Vinyl Siding and a Standing Seam Metal Roof. Five bids were received ranging from \$990,873 to \$1,558,830. Construction should begin by March 1. The new building will house the BPS Training Center. The Finance Committee discussed this item at their January 29, 2019 meeting. **(Attachment 16)**

Recommended Action: The Finance Committee recommends awarding the contract for renovating the Old Fire Station to lowest, responsive, responsible bidder Endeavor Construction Services, in the amount of \$990,873, approve a 5% contingency in the amount of \$49,544 (\$1,040,417 total); authorize the Town Attorney to finalize and the Town Manager to execute the contract.

17. Consider Capital Project Ordinance in the amount of \$1,151,117 for costs associated with renovating the Old Fire Station.

A project ordinance is needed because the renovations to the Old Fire Station and the purchase of furnishings and equipment will cross fiscal years. **(Attachment 17)**

Recommended Action: Staff recommends approving a Capital Project Ordinance for renovations of the Old Fire Station in the amount of \$1,151,117.

18. Consider budget amendment 006-2019, in the amount of \$592,917 to fund the difference in the original estimate for the cost of renovation, equipment, and furnishings for the BPS Training Center that will be located in the Old Fire Station at 701 Central Avenue.

The total cost of the project will be \$1,151,117, with \$558,200 already having been appropriated in the current operating budget. BA 006-2019 accomplishes three things: 1) to appropriate an additional \$592,917, 2) to remove the appropriation of \$558,200 from the current operating budget, and 3) to appropriate the transfer of funds from the General Fund to the Capital Projects Fund for the entire cost of the project (\$1,151,117). This item was discussed at the January 29, 2019 Finance Meeting. **(Attachment 18)**

Recommended Action: The Finance Committee recommends approving budget amendment 006-2019, in the amount of \$592,917, to fund the difference in the original estimate for the cost of renovation, equipment, and furnishings for the BPS training center that will be located in the old fire station at 701 Central Avenue.

19. Consider approving Arborists, Leaf & Limb Inc., to prune the large Red Cedar Tree in Gazebo Park in the amount of \$2,295 and add an additional tree to be used as a future Christmas tree in the amount of \$550. (\$2,845 total)

Leaf & Limb evaluated the Eastern Red Cedar Tree in Gazebo Park for pruning or removal. The tree is healthy and can be pruned. Planting a faster growing variety of tree near the entrance was also recommended. This tree could be decorated for Christmas in few years. In the meantime, once pruned, the large Cedar Tree can be decorated in a way to more closely resemble a Christmas tree. The Finance Committee discussed this item at their January 29, 2019 meeting. **(Attachment 19)**

Recommended Action: Finance Committee recommends approving Leaf & Limb Arborists to prune the Eastern Red Cedar Tree in Gazebo Park and add an additional tree to be used as a future Christmas tree for a total of \$2,845.

20. Consider *Government Agency Standing Response to Waiver/Remission of Court Costs and Fines.*

The Town was sent a notice that it has been identified as a state or local government entity that may receive court costs or fines imposed in criminal and infraction cases. The attached document is the form that is to be completed if the Town wants to issue a standing objection OR lack of objection to any waiver or

remission of court costs. The idea behind it is to try to make the court system more efficient by allowing judges to know a governmental entity's position prior to rendering a decision. Without completing the form or by issuing a permanent objection, it may require an attorney from our firm to attend a criminal session of court to explain our position. For your information, the County has recently filed a standing lack of objection to any waiver or remission. **(Attachment 20)**

Recommended Action: Authorize the Town Attorney to file a lack of objection to any waiver or remission, for which the agency defers to the court's discretion as a Standing Response to Waiver/Remission of Court Costs and Fines.

21. Consider resolution awarding Retiring BPS Captain Donald Slaughter his badge, service sidearm and fire helmet.

Captain Slaughter will be retiring on February 28, 2019, Chief Roberts would like to present him with the items upon retirement. **(Attachment 21)**

Recommended Action: Staff recommends adopting the resolution for retiring BPS Captain Donald Slaughter.

22. Reports (Attachment 22)
- Manager
 - Planning/Parks & Recreation Director
 - Public Safety Director
23. Other matters
24. Mayor and Council Comments
25. Closed Session if needed
26. Adjournment

REMINDERS:

If you need additional information about the following items, please visit **Butnenc.org** for updates and additions.

- Feb. 11 Military Holiday Committee – Town Hall, 7:00 pm
Feb. 28 Zoning Board of Adjustment – Town Hall 7:00 pm