



### May 3, 2022, CITY COUNCIL MEETING

The City Council of the City of Clinton, North Carolina, met in regular session at 7:00 PM on May 3, 2022, in the City Hall Auditorium. Mayor Starling presided. Present were Councilmembers Ruggles, Strickland, Corbett, and Mayor Pro Tem Becton.

Councilmember DuBose was absent, due to a prior engagement.

City Attorney Tim Howard, of Howard, and Carr, PLLC, was present.

Also, present were City Clerk Elaine F. Hunt; Planning Director Mary Rose; Interim City Manager Scott Elliott; Police Chief Anthony Davis; Finance Director Kristin Stafford; Public Works Director Chris Medlin; Public Works Engineer Russell Byrd; HR Director Shelvia Ashford; Fire Chief Stephen Lovette; and Recreation and Parks Director Jonathan Allen.

Assistant Police Chief Adrian Mathews was absent.

Emily M. Williams, of the Sampson Independent and Sylvia Chestnutt, of the Sampson Weekly, were present.

Mayor Starling called the meeting to order.

Mayor Starling called upon Councilmember Wanda W. Corbett to give the invocation.

### CITY COUNCIL

Upon a motion made by Councilmember Ruggles, and seconded by Councilmember Strickland, the minutes of the April 5, 2022, regular and April 26, 2022, special city council meetings were approved unanimously.

### **RECOGNITION – GIRL SCOUT TROOP 1552 – NC COASTAL PINES**

Mayor Starling asked Mrs. Lydia Fryar to come forth and introduce the young ladies. She stated that they were Girl Scouts Troop 1552 North Carolina Coastal Pines, from Garland, NC. Mrs. Fryar stated that last year, the ten (10) girls raised \$12,000 and this year, they sold \$24,000 in cookies. Mrs. Fryar stated that they will be going to Washington, DC and will visit all of the museums.

Mayor Starling asked, “When is the Washington trip?” They spoke in unison, “July 14<sup>th</sup>.” He praised the young ladies for their hard work. The group requested a picture with Mayor Starling. He welcomed the young girls, along with their leaders, Mrs. Lydia Fryar, Mrs. Mary Herring-Lee, and Ms. Octavia McKoy to the dais for picture taking. Mayor Starling allowed Mrs. Fryar to sit in his seat for the picture taking.

### **RECOGNITION – SELECTION OF FIRE CHIEF STEPHEN LOVETTE –NATIONAL FALLEN FIREFIGHTERS FOUNDATION FELLOWSHIP PROGRAM, WASHINGTON, DC**

As Fire Chief Lovette approached the podium, Interim City Manager Elliott introduced this item. He stated that staff wanted to take the opportunity to recognize Chief Lovette for recently, being selected one (1) of eleven (11) among the nation to the National Fallen Firefighters Foundation Fellowship Program, in Washington, DC.

Chief Lovette stated that was the reason he was absent from last month’s city council meeting. He stated that the term in this Program is three years. Chief Lovette stated the mission of the Fellowship Program: “To educate members of Congress about fire and life safety issues.” He concluded by stating that he is the representative for the State of North Carolina.

Mayor Starling thanked Fire Chief Stephen Lovette for all that he does for the City of Clinton.

### **RECOGNITION – OFFICE OF STATE FIRE MARSHAL (OSFM) FIRE RATINGS**

Fire Chief Stephen Lovette announced the improvement in the various fire ratings. He presented fire ratings certificates for the City Council to view as he spoke. He stated that these certificates were issued by Insurance Commissioner Mike Causey. Chief Lovette informed the group that municipal rating dropped from a 5 to a 3, and the rural rating dropped from a 9 to a 5. He stated that these decreases are substantial savings.

Mayor Starling asked Fire Chief Lovette to further explain the ratings. Chief Lovette stated that North Carolina rating system ranks from 1 to 10—1 being the best and 10 being without fire protection. He stated that with these improved ratings, homeowners’ costs are

reduced, and commercial occupancies costs are reduced. Chief Lovette stated taxpayers save money.

**PROCLAMATION – TOURETTE SYNDROME AWARENESS DAY**

Upon a motion made by Mayor Pro Tem Becton, seconded by Councilmember Strickland, the following proclamation passed unanimously:

**PROCLAMATION**

**WHEREAS**, Tourette Syndrome is an inherited neurodevelopment disorder that is characterized by involuntary physical and vocal tics that occur many times a day; and

**WHEREAS**, Tourette Syndrome is often accompanied by other mental health disorders such as attention deficit and obsessive-compulsive disorder, learning disabilities, and anxiety; and

**WHEREAS**, Tourette Syndrome and tic disorders affect 1 in 100 children. More than 23,000 school age children in the State of North Carolina alone are dealing with Tourette Syndrome and although some of these cases are aided by medication, there is no standard treatment or known cure for the disorder; and

**WHEREAS**, there is an important need for more professional help with interest and expertise to identify, counsel, and treat people with Tourette Syndrome, a disorder that is often misdiagnosed and misunderstood; and

**WHEREAS**, positive actions to assist children and families living with Tourette Syndrome would result from a broadening of public and professional knowledge and acceptance of Tourette Syndrome; and

**WHEREAS**, the Tourette Association of America is actively providing services to families, educating medical professionals and teachers, and supporting research to better understand the signs and treatments of TS.

**NOW, THEREFORE, I, Luther D. Starling, Jr., and Clinton City Council, do hereby proclaim June 4, 2022, as:**

**“Tourette Syndrome Awareness Day”**

in the City of Clinton—a special day to promote understanding, compassion, and acceptance for all of our fellow citizens who deserve and need our support to break the stigma that surrounds Tourette Syndrome.

### PROCLAMATION – PUBLIC WORKS WEEK

Upon a motion made by Mayor Pro Tem Becton, seconded by Councilmember Strickland, the following proclamation passed unanimously:



### **National Public Works Week Proclamation May 15 – 21, 2022 “Ready and Resilient”**

**WHEREAS**, Public Works professionals focus on infrastructure, facilities and services that are of vital importance to sustainable and resilient communities and to the public health, high quality of life and well-being of the people of the City of Clinton; and

**WHEREAS**, these infrastructure, facilities and services could not be provided without the dedicated efforts of Public Works professionals, who are engineers, managers, and employees at all levels of government and the private sector, who are responsible for rebuilding, improving, and protecting our nation’s transportation, water supply, water treatment and solid waste systems, public buildings, and other structures and facilities essential for our citizens; and

**WHEREAS**, it is in the public interest for the citizens, civic leaders and children in the City of Clinton, North Carolina, to gain knowledge of and to maintain an ongoing interest and understanding of the importance of Public Works and Public Works programs in their respective communities; and

**WHEREAS**, 2022 marks the **62<sup>nd</sup> Annual National Public Works Week**, sponsored by the American Public Works Association be it,

**NOW, THEREFORE, I, Luther D. Starling, Jr., Mayor of the City of Clinton do hereby designate the week of May 15 – 21, 2022, as National Public Works Week.** I urge all citizens to join with representatives of the American Public Works Association and government agencies in activities, events, and ceremonies designed to pay tribute to our Public Works professionals,

engineers, managers, and employees and to recognize the substantial contributions they make to protecting our national health, safety, and quality of life.

PROCLAMATION – NATIONAL POLICE WEEK

Upon a motion made by Mayor Pro Tem Becton, seconded by Councilmember Strickland, the following proclamation passed unanimously:



**Proclamation  
National Police Week  
May 15-21, 2022**

**WHEREAS**, in 1962, President Kennedy proclaimed May 15 as National Peace Officers Memorial Day and the calendar week in which May 15 falls, as National Police Week; and

**WHEREAS**, the members of the law enforcement agency of the City of Clinton play an important role in safeguarding the rights and freedoms of the citizens of our community; and

**WHEREAS**, it is important that all citizens know and understand the problems, duties, and responsibilities of their police department; and

**WHEREAS**, members of our department recognize their duty to serve the people by safeguarding life and property, protecting them against violence or disorder, and protecting the innocent against deception and the weak against oppression or intimidation; and

**WHEREAS**, our police department has grown to be a modern and scientific law enforcement agency which unceasingly provides a vital public service.

**NOW, THEREFORE, I, Luther D. Starling, Jr., Mayor of the City of Clinton, do recognize the week of May 15- 21, 2022, as:**

## NATIONAL POLICE WEEK

and further extend appreciation to our Police Chief Anthony Davis, Assistant Chief Adrian Mathews, and to all City of Clinton Law Enforcement personnel for the vital services they perform and their exemplary dedication to the city and the community they serve.

### PROCLAMATION – SMOKE ALARM SATURDAY

Upon a motion made by Mayor Pro Tem Becton, seconded by Councilmember Strickland, the following proclamation passed unanimously:

### Proclamation Smoke Alarm Saturday

**Whereas**, the City of Clinton is committed to ensuring the safety and security of all those living in and visiting our City; and

**Whereas**, fire is a serious public safety concern both locally and nationally, and homes are the locations where people are at the greatest risk from fire. Home fires killed 134 people in 2021 in North Carolina according to the North Carolina Office of the State Fire Marshall; and

**Whereas**, cooking is the leading cause of home fires in the United States. Two of every five home fires start in the kitchen and unattended equipment was a factor in one-third of the reported cooking fires. Fifty-seven percent (57%) of reported non-fatal home cooking fire injuries occurred when the victims tried to fight the fire themselves; and

**Whereas**, working smoke alarms cut the risk of dying in reported home fires in half and residents who have planned and practiced a home fire escape plan are more prepared and will therefore be more likely to survive a fire; and

**Whereas**, Clinton's Fire Department is dedicated to reducing the occurrence of home fires and home fire injuries through prevention and protection education; and

**Whereas**, the 2022 Smoke Alarm Saturday is a one-day smoke alarm canvassing event. Installing smoke alarms in as few as five homes, gets us that much closer to being able to say, "We had zero fire fatalities this year."

Now Therefore, I, Lew Starling, Mayor of the City Clinton, NC, do hereby proclaim Saturday, June 4, 2022, as:

**“SMOKE ALARM SATURDAY”**

In conjunction with the North Carolina Office of the State Fire Marshall. I urge all citizens to contact the Clinton Fire Department for a smoke detector check to be performed this day and in the coming weeks.

**PROCLAMATION – MUNICIPAL CLERKS WEEK**

Upon a motion made by Mayor Pro Tem Becton, seconded by Councilmember Strickland, the following proclamation passed unanimously:

***Proclamation***

***53<sup>rd</sup> ANNUAL PROFESSIONAL MUNICIPAL CLERKS WEEK  
May 1 - May 7, 2022***

*Whereas, The Office of the Professional Municipal Clerk, a time honored and vital part of local government exists throughout the world; and*

*Whereas, The Office of the Professional Municipal Clerk is the oldest among public servants; and*

*Whereas, The Office of the Professional Municipal Clerk provides the professional link between the citizens, the local governing bodies, and agencies of government at other levels; and*

*Whereas, Professional Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and*

*Whereas, The Professional Municipal Clerk serves as the information center on functions of local government and community; and*

*Whereas, Professional Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Professional Municipal Clerk*

*through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county, and international professional organizations; and*

*Whereas, it is most appropriate that we recognize the accomplishments of the Office of the Professional Municipal Clerk.*

*Now, Therefore, I, Luther D. Starling, Jr., Mayor, and the Clinton City Council, do recognize the week of May 1 through May 7, 2022, as Professional Municipal Clerks Week, and further extend appreciation to our Professional Municipal Clerk, Elaine F. Hunt, and to all Professional Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.*

**OLD BUSINESS – UPDATE BY THE SAMPSON HIGH SCHOOL ALUMNI ASSOCIATION REGARDING THE BUILDING LOCATED AT 615 MCKOY STREET**

Mayor Starling stated that this item was continued from the December 7, 2021, city council meeting. He invited the speakers to the podium. Mr. Robert Bennett, Business Manager for the Sampson High School Alumni Association, came forth. He stated that the Association had:

- contracted with The Wooten Company to assist as an advisor; and
- obtained a real estate attorney; and
- three (3) developers visited the property, and each assessed that the project is too small; and
- discussions addressing trying to secure more land and package this project with two (2) other projects.

Mr. Bennett informed the group that they contacted Richard Angino, Multi-Family Housing Development, Winston-Salem, NC, who wants to come to Clinton in May and give an assessment. He stated that the Association will need to seek other revenues if they cannot obtain a developer.

Mr. Bennett thanked the City Council for its assistance. He announced that in August, the Association will celebrate fifty (50) years. He stated that at the reunion, this item will be the priority. Mr. Bennett asked for more time regarding this matter—possibly until September.



Councilmember Strickland questioned any updated physical improvements to the property. Mr. Bennett stated that nothing physically has been done. He stated that the fire marshal has padlocked the gate and they need to get a developer to stabilize the building. He stated that once the building is stabilized, someone can go inside and perform renovations.

Mayor Pro Tem Becton voiced his concern regarding the fencing deteriorating and the building possibly falling on a house. He stated that he understands the importance of keeping this building intact. Mr. Bennett stated that if the building were to fall, it would likely cause damage to the street.

Councilmember Corbett agreed that there was quite a bit of distance between the building and the street.

Councilmember Strickland stressed the need for “soul searching” at the SHSAA’s reunion in August.

Upon a motion made by Councilmember Ruggles, seconded by Mayor Pro Tem Becton, it passed unanimously to revisit this matter at the September 6, 2022, city council meeting.

### **BUDGET AMENDMENT**

Upon a motion made by Mayor Pro Tem Becton, seconded by Councilmember Ruggles, it passed unanimously to adopt the following budget amendment:

**Budget Ordinance Amendment  
Fiscal Year 2021-2022 Budget  
#2022.05.01**

**BE IT ORDAINED** by the City Council of the City of Clinton, NC, that the following amendment be made to the Annual Budget Ordinance for the Fiscal Year ending June 30, 2022; amended on October 5, 2021; December 7, 2021; and March 1, 2022; is hereby amended as follows:

**Section 1.** To amend the General Fund, the expenditures are to be changed as follows:

<b>Account #</b>	<b>Account Title</b>	<b>Increase</b>	<b>Decrease</b>	<b>Total</b>
10-4100-0600	Group insurance		\$8,000	

10-4100-1400	Travel		2,500
10-4100-4500	Election expense		5,000
10-4100-5700	Miscellaneous	\$ 1,600	
10-4200-0201	Part-time salaries	18,000	
10-4200-0500	FICA	1,000	
10-4200-0600	Group insurance		5,000
10-4200-1500	Maint/repair building	700	
10-4200-4500	Contract service	2,000	
10-4200-5700	Miscellaneous	600	
10-4400-0700	Retirement	1,200	
10-4400-4500	Contract service	10,500	
10-4400-5700	Miscellaneous	6,500	
10-4500-0200	Salaries	1,000	
10-4500-0600	Group insurance	4,000	
10-4500-0700	Retirement		1,200
10-4500-4000	Employee wellness		6,000
10-4900-0200	Salaries	2,100	
10-5100-0201	Part-time salaries		12,000
10-5100-0203	SRO salaries		25,000
10-5100-0500	FICA	24,000	
10-5100-0600	Group insurance		35,000
10-5100-0701	401K		4,500
10-5300-0203	Part-time salaries	5,100	
10-5300-1700	Maint/repair auto	11,500	
10-5300-5401	Workmen's comp	1,000	
10-5300-7400	Capital outlay	15,000	
10-5600-0200	Salaries		15,000
10-5600-0600	Group insurance		5,000
10-5600-1600	Maint/repair equipment	2,000	
10-5600-1700	Maint/repair auto	1,500	
10-5600-3100	Fuel	6,200	
10-5600-7200	Storm drainage	25,500	
10-5900-0200	Salaries		5,000
10-5900-0600	Group insurance		19,000
10-5900-1600	Maint/repair equipment	1,500	
10-5900-1602	Residential containers	1,700	
10-5900-1603	Commercial containers	1,500	
10-5900-3100	Fuel	15,000	
10-5900-5401	Workmen's comp	1,000	
10-5900-5402	Auto insurance	1,000	
10-5900-5700	Miscellaneous	1,000	

10-6200-0200	Salaries		35,000	
10-6200-0600	Group insurance		6,000	
10-6200-0700	Retirement	6,200		
10-6200-1300	Utilities	15,000		
10-6200-1500	Maint/repair building	2,000		
10-6200-1602	Maint/repair fields		3,500	
10-6200-1700	Maint/repair auto	1,100		
10-6200-3100	Fuel	6,000		
10-6200-3500	Kiwanis Fisher Drive playground	1,500		
10-6200-3700	Team uniforms	9,900		
10-6200-4500	Contract service	8,500		
10-6200-5401	Workmen's comp	2,500		
10-6200-5403	Building insurance	1,800		
10-6200-7400	Capital outlay	36,900		
10-6400-0400	Professional service	2,000		
10-6400-3300	Department supplies	5,500		
10-6400-7400	Capital outlay	23,000		
10-6600-0400	Professional service		5,000	
10-6600-3700	Out of state sales tax	17,000		
10-6600-5403	Building insurance	2,000		
10-6600-5404	General liability	3,500		
10-6600-5700	Miscellaneous	7,000		
10-6600-8000	Contingency		22,000	
<b>TOTAL EXPENDITURES</b>			<b>\$315,100</b>	<b>\$219,700</b>
				<b>\$95,400</b>

**Section 2.** To amend the General Fund, the revenues are to be changed as follows:

Account #	Account Title	Increase	Decrease	Total
10-3350-0000	Miscellaneous	\$ 15,000		
10-3470-0000	ABC revenue	35,000		
10-3612-0320	Rec donation	5,800		
10-3612-0321	Rental fees	5,700		
10-3612-0331	Naming rights	1,500		
10-3612-0335	Rec miscellaneous	5,200		
10-3820-0000	Sale of recyclables	7,200		
10-3910-0300	Transfer from Cemetery	20,000		
<b>TOTAL REVENUES</b>		<b>\$ 95,400</b>	<b>\$ 0</b>	<b>\$95,400</b>

**Section 3.** To amend the Water and Sewer Fund, the expenditures are to be changed as follows:

Account #	Account Title	Increase	Decrease	Total
30-6600-0602	Retiree medical insurance		\$ 5,000	
30-6600-4500	Contract service		12,000	
30-6600-5700	Miscellaneous	\$ 500		
30-6600-8000	Contingency		7,000	
30-8100-0200	Salaries		20,000	
30-8100-0600	Group insurance		17,000	
30-8100-0700	Retirement		5,000	
30-8100-1700	Maint/repair auto	4,500		
30-8100-1900	Lift station maintenance		4,000	
30-8100-3302	Cement and concrete		2,000	
30-8100-5300	Dues and subscriptions		1,000	
30-8100-5700	Miscellaneous		1,000	
30-8100-7400	Capital outlay		1,500	
30-8200-0200	Salaries	7,000		
30-8200-0400	Professional service	10,000		
30-8200-0500	FICA	3,000		
30-8200-0700	Retirement	6,500		
30-8200-1300	Utilities	34,000		
30-8200-1601	Lift station & pump maintenance		15,000	
30-8200-3101	Special sludge disposal	57,000		
30-8200-3300	Department supplies		1,000	
30-8200-4500	Contract service		5,000	
30-8200-7300	Capital outlay/improvements		34,000	
30-8200-7400	Capital outlay	65,100		
30-8300-0200	Salaries		10,000	
30-8300-0400	Professional service		1,000	
30-8300-0600	Group insurance		8,000	
30-8300-1300	Utilities		5,000	
30-8300-3302	Water chemicals		9,000	
30-8300-3303	Water analysis		10,000	
30-8300-4500	Contract service		10,000	
30-8400-0201	Part-time salaries	18,000		
30-8400-0600	Group insurance		6,000	
30-8400-0700	Retirement		2,500	
30-8400-1400	Travel		1,500	
30-8400-1500	Utility billing maintenance		8,500	
30-8400-4000	Employee wellness		4,800	
30-8400-4500	Contract service	13,500		
30-8400-5700	Miscellaneous	16,000		
<b>TOTAL EXPENDITURES</b>		<b>\$235,100</b>	<b>\$206,800</b>	<b>\$28,300</b>

Section 4. To amend the Water and Sewer Fund, the revenues are to be changed as follows:

Account #	Account Title	Increase	Decrease	Total
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30-3040-0000	Insurance	\$ 3,800		
30-3350-0000	Miscellaneous	7,000		
30-3750-0000	Service fees	10,000		
30-3730-0000	Tap fees	7,500		
<b>TOTAL REVENUES</b>		<b>\$28,300</b>	<b>\$0</b>	<b>\$28,300</b>

Section 5. To amend the Cemetery Fund, the expenditures are to be changed as follows:

Account #	Account Title	Increase	Decrease	Total
60-4970-9100	Transfer to General Fund	\$20,000		
<b>TOTAL EXPENDITURES</b>		<b>\$20,000</b>	<b>\$0</b>	<b>\$20,000</b>

Section 6. To amend the Cemetery Fund, the revenues are to be changed as follows:

Account #	Account Title	Increase	Decrease	Total
60-3040-0000	Lot sales	\$20,000		
<b>TOTAL REVENUES</b>		<b>\$20,000</b>	<b>\$0</b>	<b>\$20,000</b>

Section 7. Copies of this budget amendment shall be furnished to the City Clerk, to the City Manager, and Finance Director for their direction.

**PRELIMINARY SUBDIVISION PLAT -- LOCATED OFF MARTHA LANE – MINNIE WEBB**

Planning Director Rose presented this item, a 50-lot preliminary subdivision plat request by Minnie Webb located off Martha Lane with a request to waive sidewalks in exchange for a payment in lieu of 230 linear feet of sidewalk which may be used to install sidewalks in other areas of the City with access to our existing sidewalk network per Section 10.1.3 E, of the Clinton Land Development Ordinance. Mrs. Rose stated that the proposed subdivision meets the minimum requirements of the R-8 Residential zoning

requirements found in the Clinton Land Development Ordinance with regard to lot dimension and square footage.

Furthermore, Planning Director Rose stated that:

- The lots included in the proposed subdivision will front streets which will be constructed to an NCDOT standard and accepted by the City for maintenance upon completion.
- The lots will access and extend City water and sewer. There will be approximately 2,265 linear feet of water and sewer line installed.
- The subdivision will be submitted for voluntary annexation as required by the City Utility Extension Policy.
- The proposed preliminary subdivision plat meets all development requirements set forth in the City Land Development Ordinance and has been reviewed by the Technical Review Committee.

Lastly, Mrs. Rose stated that the developer has met the standards of Section 10.1.3 E of the Clinton Land Development Ordinance in order to request a sidewalk waiver as follows:

1. The development would not connect to existing sidewalk networks.
2. The development is not located within 1000 feet of an existing sidewalk network. (The proposed preliminary subdivision is approximately 7,400 feet from the nearest City sidewalk network.)
3. The developer agrees to a payment in lieu of, equal to the length of sidewalk that would be required along any existing public street directly accessed by the proposed development. Fees collected in lieu of sidewalk installation shall be used by the City for the purposes of completing existing or installing new sidewalk networks identified in the Clinton Pedestrian Plan.
4. The developer provides the necessary right-of-way needed for the installation of sidewalk the future.

Mrs. Rose stated that the applicants were present, and Mayor Starling welcomed Ms. Betty Robbins.

Ms. Betty Robbins stated her address- 258 Weeks Road, Dunn, NC 28334. She summarized how we got to this point. She contacted a Ms. Kristy Hargrove to see if there was a need for homes in Clinton and Mrs. Hargrove responded that there was. Ms. Robbins informed the group that they are requesting approval for fifty (50) homes at this time, but a

potential of 300 homes in total.

Ms. Robbins shared her vision of putting in a park and a walking trail. She stated that they are trying to build quality affordable houses and these proposed 50 homes, will yield the City, \$70,000 approximately annually.

Mayor Starling asked the timeframe to complete these 50 houses and Ms. Robbins replied, “within a year and a half.” She stated that there will be an office onsite.

Councilmember Strickland asked who the builders will be, and Ms. Robbins replied, that she will be building the houses.

Mayor Pro Tem Becton mentioned the sidewalks and Planning Director Rose stated that they will seek to find the best locations for the sidewalks. She stated that this waiver option was approved by the City Council in May 2021.

Ms. Robbins stated that, “If the waiver was not in place, we would have walked away.” Afterwards, her engineer, Mr. Joe Godwin spoke.

Mr. Joe Godwin, Enoch Engineers, PA, Benson, NC, stated that he understood and appreciated sidewalks; however, he had not installed any developments with sidewalks. He stated areas in which he had worked—Wilmington, Raleigh, and Cary. He spoke briefly regarding curb and gutter being the “knock on effect.” He stated that he was not understanding why they were talking about requesting the waiver, because they were told a waiver process was in place.

Mayor Starling asked Mr. Godwin to educate them on the drainage. He stated that the north side and the west side have small creeks. Also, he stated that there are runoffs when it rains. He stated that there are pros and cons to having infrastructure.

Mayor Starling asked Public Works Engineer Russell Byrd, “Are we going to be running into problems?” Mr. Byrd stated it is all in the design. He did not have any concerns regarding the presentation.

Upon a motion made by Councilmember Strickland, seconded by Mayor Pro Tem Becton, it passed unanimously to approve the 50-lot preliminary subdivision plat request by Minnie Webb located off Martha Lane allowing the waiving of sidewalks.

**ANNEXATION— 1305 SOUTHWEST BOULEVARD – COTTON FARMS, INC. –  
CHRISTOPHER P. WARREN**

Interim City Manager Elliott said at the April 5, 2022, city council meeting, City

Clerk Hunt was instructed to investigate the sufficiency of the petition of property owner, Cotton Farms, Inc., for property located at 1305 Southwest Boulevard. He stated that at this time, we present to Council the following City Clerk's Certificate of Sufficiency:

**CERTIFICATE OF SUFFICIENCY**  
**(1305 Southwest Boulevard – COTTON FARMS, INC.)**

TO: City Council of the City of Clinton, North Carolina

I, Elaine F. Hunt, City Clerk, do hereby certify that I have investigated the petition attached hereto and have found as a fact that said petition is signed by the property owner of the real property lying in the area described therein, in accordance with G.S. 160A-31.

Upon a motion made by Councilmember Strickland, seconded by Councilmember Ruggles, the Report of Sufficiency from City Clerk Hunt was approved unanimously.

Interim City Manager Elliott presented for consideration a resolution fixing the date for a public hearing on the voluntary contiguous annexation of property located at 1305 Southwest Boulevard – Cotton Farms, Inc.

Upon a motion made by Councilmember Strickland, seconded by Councilmember Ruggles, the following resolution was unanimously adopted:

**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION  
OF CONTIGUOUS ANNEXATION PURSUANT TO G.S. 160A-31**

**WHEREAS**, a petition requesting annexation of the contiguous area described herein has been received; and

**WHEREAS**, the City Council of the City of Clinton, North Carolina has by resolution directed the City Clerk to investigate the sufficiency of the petition; and

**WHEREAS**, certification by the City Clerk as to the sufficiency of the petition has been made;

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Clinton, North Carolina that:



**Section 1.** A public hearing on the question of annexation of the contiguous area described herein will be held in the City Hall Auditorium at 7:00 PM during the June 7, 2022, city council meeting.

**Section 2.** The area proposed for annexation is described as follows:

**Owner:** Mr. Christopher P. Warren  
Cotton Farms, Inc.  
1305 Southwest Boulevard  
Clinton, North Carolina 28328  
Deed Book: 2111 Page: 0031  
Pin: 12-0702120.02

**Legal Description:**

1305 Southwest Boulevard, COTTON FARMS, INC. located in NORTH CLINTON TOWNSHIP, SAMPSON COUNTY, NORTH CAROLINA, and being more particularly described by metes and bounds as follows:

BEGINNING at a computed point on the northern right-of-way of S.R. 1276 (Southwest Boulevard) in Clinton, North Carolina, said point being located N 32-24-24 E, 18.52 feet from an existing iron pipe which is the beginning point in Deed Book 2111 Page 31 of the Sampson County Registry; thence with the eastern line of Pedro Bueno as described in Deed Book 2056 Page 687 of the Sampson County Registry N 32-24-24 E, 129.28 feet to a computed point in the approximate center of an existing ditch, said point being in the southern line of Frederick Davis as described in Deed Book 2022 Page 89 of the Sampson County Registry ; thence with Davis' southern line and generally with the ditch S 57-51-00 E, 125.000 feet to a computed point in the western line of Forest G. Owen as described in Deed Book 1209 Page 562 of the Sampson County Registry; thence with Owen's western line S 40-30-57 W, 130.36 feet to an existing rebar stake in the northern right-of-way of S.R. 1276; said rebar stake being located N 39-49-39 E, 18.70 feet from an existing iron pipe; thence with the northern right-of-way of S.R. 1276 N 58-00-43 W, 106.62 feet to the point of BEGINNING and containing approximately 14,953 square feet or 0.34 acres.

**Section 3.** Notice of the public hearing shall be published once in The Sampson Independent, a newspaper having general circulation in the City of Clinton, at least ten (10) days prior to the date of the public hearing.

**AWARD OF BID/REBID – RUNWAY 24 OBSTRUCTION REMOVAL PROJECT – CLINTON-SAMPSON COUNTY AIRPORT**

Mayor Starling invited Mr. Marty Wynn, AVCON Engineer, to brief the City Council on this item. It was stated that previously, this item was bid upon, rescinded, and now being asked to be awarded again. Mr. Wynn stated that previously, the lowest bidder, had been determined to have been non-responsive by the Consulting Engineer, AVCON, due to not meeting the Women Business Enterprise WBE requirements in their bid documents.

Mr. Wynn stated that again Carolina Cleaning and Restoration had been determined as the lowest bidder:

KBS Earthworks, Inc. ....	\$ 318,718.32
Carolina Cleaning and Restoration.....	\$ 346,995.05
Spell Construction .....	\$ 360,250.00

Mr. Wynn asked the City Council to award the Runway 24 Obstruction Removal Project at the Clinton-Sampson County Airport to Carolina Cleaning and Restoration. Councilmember Strickland questioned KBS Earthworks, Inc., actually showing as the lowest bidder and Mr. Wynn explained why they were not being recommended. According to the bid requirement checklist, KBS Earthworks, Inc., was in the negative regarding AV-508 DBE/MBE/WBE Goal Notification and Certification.

Upon a motion made by Councilmember Ruggles, seconded by Councilmember Strickland, the following Resolution of Award of Bid/Rebid for the Runway 24 Obstruction Removal Project at the Clinton-Sampson County Airport passed unanimously:

**CLINTON CITY COUNCIL  
CITY OF CLINTON  
RESOLUTION OF AWARD OF REBID  
FOR THE  
RUNWAY 24 OBSTRUCTION REMOVAL PROJECT  
AT THE  
CLINTON-SAMPSON COUNTY AIRPORT**

**WHEREAS**, on April 26, 2022, a rebid opening took place for the Clinton-Sampson Airport Runway 24 Obstruction Removal Project; and

WHEREAS, three (3) bidders responded; however, Carolina Cleaning and Restoration is the apparent low bidder with a base bid of \$346,995.05 based on the criteria included in the Request for proposal (RFP); and

WHEREAS, the Clinton City Council authorizes the City Manager to negotiate and execute a contract with the appropriate RFP respondent; and

WHEREAS, the Clinton City Council acknowledges that the construction contract for the Runway 24 Obstruction Removal Project to Carolina Cleaning and Restoration be in accordance with the approved plans and specifications.

**NOW THEREFORE BE IT RESOLVED, BY THE CLINTON CITY COUNCIL OF THE CITY OF CLINTON THAT:**

The City Manager is hereby authorized to negotiate and with, the concurrence of the City Attorney, execute a contract in the amount aforementioned with Carolina Cleaning and Restoration.

**CONTRACT AMENDMENT NO. 1 – RUNWAY 24 OBSTRUCTION REMOVAL PROJECT,  
TASK ORDER NO. 2021.01 -- CLINTON-SAMPSON AIRPORT**

Being that the City Council approved the award of bid for the Runway 24 Obstruction Removal Project, a contract amendment was necessary. He requested approval of Contract Amendment No. 1 for the Runway 24 Obstruction Removal Project for Construction Administration Phase Services totaling \$30,306.00; Grant Administration Services totaling \$4,987.00; and Part-Time Inspection Services totaling \$35,125.00.

Upon a motion made by Councilmember Ruggles, seconded by Councilmember Strickland, a contract amendment -Amendment No. 1 – Runway 24 Obstruction Removal Project, Task Order No. 2021.01 for \$70,418.00 between Sampson County, the City of Clinton, and AVCON Engineers & Planners, Inc., was approved unanimously.

**CONSENT TO CUT TIMBER AND RELEASE OF LIABILITY**

Mayor Starling stated that trees are growing on the Clinton-Sampson Airport property and are interfering with the automated weather observing system (AWOS). He

stated that Prestage Farms, Inc. has given its consent to the cutting of the timber and has signed a “Consent to Cut Timber and Release of Liability.”

Mayor Starling that the cost to clear the timber will be split between the County and the City and will equal to about \$10,000 each. He thanked Mr. Wynn for taking time out of his schedule to attend the city council meeting.

Upon a motion made by Councilmember Ruggles, seconded by Mayor Pro Tem Becton, it passed unanimously to approve the “Consent to Cut Timber and Release of Liability.”

### **APPOINTMENTS**

Notification of appointment/reappointment to the Fireman’s Relief Board was given for Jamie Little. This is an appointment for two years. At the June 7, 2022, City Council meeting, City Council will be asked to appoint/reappoint an individual to this Board.

Notification of appointment/reappointment to the Sampson County Tourism Development Authority was given for Kay Raynor. This appointment is for a three-year term. Mrs. Raynor was in attendance and previously had made known, her desire to remain on this Board; therefore, she was reappointed to the Sampson County Tourism Development Authority for a term of three years.

Notification of appointment to the Airport Advisory Board was given to appoint someone to the unexpired term of Nash Johnson. This appointment is for a three-year term. At the June 7, 2022, City Council meeting, City Council will be asked to appoint someone to the Board.

### **REPORTS**

The monthly combined staff report was placed within the agenda packet.

### **STAFF REPORTS**

Planning Director Rose was asked to give an update regarding the Bicentennial Event scheduled to take place in November 2022. She acknowledged several of her committee members—Johnny Pridgen, Kay Raynor, Joel Rose, and Meredith Horne. Mrs. Rose stated that recently, she met with Sherry Matthews and Ms. Matthews has volunteered to do a publication for the Event. Mrs. Rose made mention of the Rotary Clubs dedicating a clock for Downtown Clinton at the upcoming Court Square Fair. She informed the group that a time capsule is being considered and a concert scheduled for the Friday night before the Annual Saturday Court Square Fair.

Mrs. Rose stated that the committee plans to meet monthly until the Event.

### CITY MANAGER REPORTS

Interim City Manager Elliott's report consisted of several items. He informed the group of the following activities:

- Closure of Sunset Avenue, bridge area, May 13, 2022, to May 16, 2022, from 8:00 PM until 8:00 AM;
- Update regarding municipal tax liens and developing a policy to address the impact on foreclosure proceedings;
- City Council Meetings to be played on Star Cable Government Channel;
- Letter of Commitment from Lowe's Home Improvement for 120 smoke detectors, and 54 smoke detectors from the State Fire Marshall; and
- Planning Director Rose has applied for a façade grant for the Sampson Community Theatre. No action is required by the City.

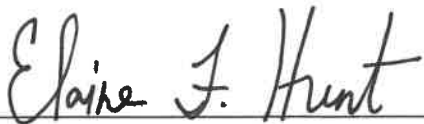
### PUBLIC COMMENTS

No one appeared to voice public comments.

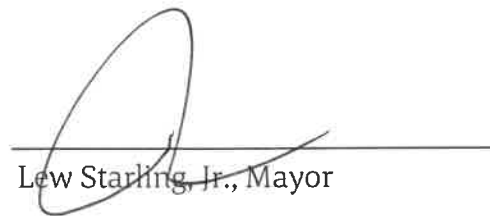
### CONTINUATION

Being no further business, a motion was made by Mayor Pro Tem Becton, seconded by Councilmember Ruggles, and it passed unanimously to continue this May 3, 2022, regular city council meeting until Tuesday, May 10, 2022, at 6:00 PM in the City Hall Auditorium for a budget workshop.

The May 3, 2022, regular city council meeting adjourned at approximately 8:29 PM.



Elaine F. Hunt, City Clerk, MMC, NCCMC



Lew Starling, Jr., Mayor