

The Smithfield Town Council met in regular session on Tuesday, October 2, 2018, at 7:00 p.m. in the Council Chambers of the Smithfield Town Hall, Mayor Pro- Tem Travis Scott presided.

Councilmen Present:

Travis Scott, Mayor Pro-Tem  
David Stevens, District 2  
Dr. David Barbour, District 4  
Emery Ashley, At-Large  
John A. Dunn, At-Large  
Stephen Rabil, At-Large

Councilmen Absent

M. Andy Moore, Mayor  
Marlon Lee, District 1

Administrative Staff Present

Michael Scott, Town Manager  
John Blanton, Fire Chief  
Lenny Branch, Public Works Director  
Ted Credle, Public Utilities Director  
Gary Johnson, Parks & Rec Director  
Tim Kerigan, Human Resources/PIO  
Shannan Parrish, Town Clerk  
R. Keith Powell, Chief of Police  
Greg Siler, Finance Director  
Stephen Wensman, Planning Director

Present:

Bob Spence, Town Attorney  
Bill Dreitzler, Town Engineer

Administrative Staff Absent

## CALL TO ORDER

Mayor Pro-Tem Scott called the meeting to order at 7:00.

## INVOCATION

The invocation was given by Councilman Dunn followed by the Pledge of Allegiance.

## APPROVAL OF AGENDA:

Councilman Ashley made a motion, seconded by Councilman Stevens, to amend the agenda as follows:

Add the following to the Consent Agenda:

- Special Event: Powers & Thomas Midway Entertainment is requesting to operate a carnival at the Carolina Premium Outlets located at 1025 Outlet Center Drive. Set-up would take place October 1st-4th, the carnival would operate October 5th-14th and removal dates would be October 15th-16th
- Special Event: First Baptist Church is requesting to hold their Fall Festival at 202 S. Fourth Street on October 21, 2018 from 4:00 pm to 6:00 pm. This event will not have amplified sound. Smithfield Police will not be needed. They would like to close Johnston Street between Fourth and Fifth Streets during this event. First Baptist Church would like this to become an annual event.
- Consideration and Approval of a proclamation supporting the bond referendum for Johnston County School and Johnston Community College

Unanimously approved.

## PRESENTATION:

### 1. Proclamation – In Memory of Daniel Sanders and his dedicated service to the Planning Board and Parks and Recreation Advisory Commission

Mayor Pro-Tem Scott presented Regina Sanders, wife of Daniel Sanders, with a Proclamation honoring Mr. Sanders service to the Town of Smithfield

**PROCLAMATION  
In Memory of Daniel Lionel Sander's  
Dedicated Service to the  
Town of Smithfield**

WHEREAS, on behalf of the Town of Smithfield, we wish to extend our sincere condolences over the passing of Daniel Lionel Sanders on September 10, 2018; and

WHEREAS, Daniel Lionel Sander's passing leaves our community with a deep feeling of sorrow for the loss of such an honored and respected citizen; and

WHEREAS, Daniel Lionel Sanders faithfully served the Town of Smithfield as a member of the Planning Board for eleven years and a member of the Parks and Recreation Advisory Commission for eight years; and

WHEREAS, Daniel Lionel Sanders demonstrated his concern for the welfare and well-being of his fellow citizens by his actions both in his private life and by his participation in various civic organizations; and

WHEREAS, Daniel Lionel Sanders's service was given with such devotion that he earned the respect, admiration and friendship of the citizens and Town Staff through his humble leadership and kindness; and

WHEREAS, The Town of Smithfield is grateful for his many contributions to our community.

NOW, THEREFORE, I, M. Andy Moore, Mayor of the Town of Smithfield along with the members of the Town Council, in recognition of Daniel Lionel Sanders's many contributions to our Town and its citizens, we hereby express our deep appreciation for his dedication to the progress of this community and extend to his family our sincere sympathy upon his passing.

**2. Proclamation – Recognizing Regina Sanders's dedicated service to the Appearance Commission**

Mayor Pro-Tem Scott presented Regina Sanders with a Proclamation honoring her service to the Town of Smithfield

**PROCLAMATION  
In Honor of Regina Sander's  
Dedicated Service to the  
Town of Smithfield's Appearance Commission**

WHEREAS, Regina Sanders a long time resident of the Town of Smithfield has dedicated her time and attention by serving on the Appearance Commission for over eleven years; and

WHEREAS, during her tenure, Regina Sanders served as the chairperson of the Appearance Commission; and

WHEREAS, the Town of Smithfield and its citizens have benefited greatly because of her particular interest and work in the area of beautification; and

WHEREAS, Regina Sanders has demonstrated in many ways her deep and genuine love for the community; and

WHEREAS, Regina Sanders has been instrumental in changing the overall beauty of the Town of Smithfield; and

WHEREAS, The Town of Smithfield will greatly miss Regina Sander's historical knowledge of and involvement with the Appearance Commission.

NOW, THEREFORE, I, M. Andy Moore, Mayor of the Town of Smithfield along with the members of the Town Council, express our sincere appreciation to Regina Sanders for her distinguished service to the Town of Smithfield

**3. Administering Oath of Office to New Police Officer Bryant Jimenez**

Mayor Pro-Tem Scott administered the Oath of Office to newly Police Officer Bryant Jimenez and welcomed him to the Town of Smithfield

**4. Annual Economic Development Update**

Economic Development Liaison Tim Kerigan introduced Rocky Lane from Sanford Holshouser. Mr. Lane reviewed the annual economic development activities.

**5. Wayfinding Update**

Planning Director Stephen Wensman provided an update to the Council on the Wayfinding Project.

**6. Neuse Amphitheater Update**

Parks and Recreation Director Gary Johnson provided an update to the Council on proposed renovations to the Neuse Amphitheater. Mr. Johnson explained the current structure was antiquated and not handicapped accessible. At the April 3,2018, the Council approved using tourism funds to hire an engineering firm for a redesign of the amphitheater. Shweta Nanekar from Withers and Ravenel explained to the Council the conceptual redesign of the amphitheater. The estimated cost to completely renovate the area was \$961,000

**PUBLIC HEARINGS: NONE**

**CITIZENS' COMMENTS:**

- Emma Gemmel of 207 Hancock Street requested that the Council consider landscaping around the Neuse Amphitheater when it was renovated.
- James Coleman of 104 Heritage Drive informed the Council that Edith Dail had recently passed away. She was the wife of former Mayor John Dail.
- Dr. Debra Hooker, Phyllis LeFevre and Pat LeGrand of Citizens Climate Lobby informed the Council of their mission to bring about climate change. They requested the Council issue a Proclamation supporting their carbon fee and dividend policy.
- John Meller of 1010 North Street informed the Council of increased crime in his neighborhood. He asked that police patrols be increased.

**CONSENT AGENDA:**

Councilman Ashley made a motion, seconded by Councilman Stevens, to approve the following items as listed on the Consent Agenda:

1. The following minutes were approved
  - September 4, 2018 – Regular Meeting
  - September 4, 2018 – Close Session
  - September 20, 2018 – Special Meeting
2. Approval was granted to enter into an easement agreement with Fleming Family Farm LLC for the placement of a gateway wayfinding sign

*{Attached hereto and made a part of these official minutes is the agreement between the Town of Smithfield and Fleming Family Farm LLC }*

3. Approval was granted to enter into an agreement with Atkins Global for Hazardous Mitigation and

Disaster Recovery Services as related to Hurricane Matthew

*{Attached hereto and made a part of these official minutes is the agreement between the Town of Smithfield and Atkins Global}*

4. Bid was awarded to JF Wilkerson Contracting Company in the amount not to exceed \$750,000.00 for the construction of 16" water line along the northern right-of-way of Durwood Stephenson Highway. Bids received were as follows:

• JF Wilkerson	\$674,700.00
• Temple Grading	\$689,000.00
• R.D. Braswell	\$715,414.75
• Riverworks	\$729,900.00
• Sandford Contracting	\$749,667.75
• Ralph Hodge	\$778,201.00
• Central Builders	\$945,412.00
• Jymco	\$1,072,437.50

5. Approval was granted to accept amendments to the Downtown Smithfield Development Corporation's Bylaws

*{Attached hereto and made a part of these official minutes is the Downtown Smithfield Development Corporation's Bylaws}*

6. Approval was granted to promote an employee in the Public Utilities Water Plant from a Water Plant Trainee to a Water Plant Operator I.

7. The following advisory board appointments were approved:

- Alisa Bizzell was appointed to a first term on the Planning Board as an In-Town Member and to the Parks and Recreation Advisory Commission.
- Leslie Lazarus was appointed to a first term on the Planning Board as an In-Town Member and to the Appearance Commission.
- Deanna Simmons was appointed to a first term on the Historic Properties Commission
- Roger Wood was appointed to a first term on the Parks and Recreation Advisory Commission.

8. **New Hire Report**

<u>Position</u>	<u>Department</u>	<u>Budget Line</u>	<u>Rate of Pay</u>
P/T Admin Support Specialist	Fire	10-20-5300-5100-0210	\$14.17/hr.
Utility Line Mechanic	PU – Water / Sewer	30-71-7220-5100-0200	\$13.47/hr. (\$28,014.60/yr.)

**Current Vacancies**

<u>Position</u>	<u>Department</u>	<u>Budget Line</u>
Facility Maintenance Specialist	Public Works – General Services	10-60-5500-5100-0200
Communications Specialist	General Government	10-10-4100-5100-0200
Police Officer I	Police	10-20-5100-5100-0200
P/T Lifeguard	P & R – Aquatics	10-60-6220-5100-0220
Utility Line Mechanic	PU – Water / Sewer	30-71-7220-5100-0200

9. Special Event – Powers & Thomas Midway Entertainment gained approval to operate a carnival at the Carolina Premium Outlets located at 1025 Outlet Center Drive. Set-up would take place October 1<sup>st</sup>-4<sup>th</sup>, the carnival would operate October 5<sup>th</sup>-14<sup>th</sup> and removal dates would be October 15<sup>th</sup>-16<sup>th</sup>

10. Special Event - First Baptist Church gained approval to hold a Fall Festival at 202 S. Fourth Street on October 21, 2018 from 4:00 pm to 6:00 pm. This event will have a street closure on Johnston Street between Fourth and Fifth Street. The event was also approved as an annual event.
11. Proclamation – In Support of the Bond referendum for Johnston County School and Johnston Community College.

**PROCLAMATION**  
**Support of Bond Referenda Johnston County Board of Education Johnston Community College November 6, 2018**

WHEREAS, the Town of Smithfield is dedicated to maintaining a strong and supportive working relationship with Johnston County Public Schools to provide superior academic instruction and outstanding educational opportunities to its youth; and

WHEREAS, the Town of Smithfield is also dedicated to maintaining a strong, viable community college program so that graduates of Johnston County Public Schools can continue their educational careers and adults from all walks of life can engage in continuing education; and

WHEREAS, the Town of Smithfield is committed to attaining and preserving the highest quality of life for its citizenry through its partnership with the local Board of Education and Johnston Community College; and

WHEREAS, the school population of Johnston County continues to grow at an accelerated rate requiring additional school facilities; and

WHEREAS, the people of Smithfield and all of Johnston County have been dedicated to the cause of new construction for schools to accommodate this growth; and

WHEREAS, the Town of Smithfield desires to assist the Board of Education in meeting its facility needs for the benefit of our youth, our citizens and our community; and

WHEREAS, the Town of Smithfield recognizes that a commitment to quality education results in an elite work-force which attracts commerce and spurs economic development at the benefit of the town's people;

Additionally, the Town of Smithfield urges all citizens to vote for both the public school bond and the community college bond.

NOW, THEREFORE, I, M. Andy Moore, Mayor of the Town of Smithfield along with the members of the Town Council, supports the Johnston County Board of Education and Johnston Community College and goes on record in support of the school facilities bond issue in the amount of \$76 million.

Unanimously approved.

## **Business Items**

### **1. Final Report and closing out the State awarded Asset Inventory & Assessment (AIA) grant for water inventory**

Public Utilities Director Ted Credle presented the final report of the AIA grant. In 2016, the Town applied for and was rewarded the North Carolina Division of Environmental Quality (NCDEQ) Clean Water State Revolving Fund (CWSRF) Asset Inventory and Assessment (AIA) grant in the amount of \$150,000. The intent of the grant was to fund a project that would physically locate the Town's water valves & hydrants and incorporate the infrastructure into the Town's official Service Map. This accurate location would enhance the Town service by reducing service response time. Further the Town would create a water model of the Town to see where potential issues may arise, plan for future growth and lay out a long-term plan to upgrade the Town's water infrastructure. After 24 months, the work on this project has been completed, and the grant is to

be closed out.

2. **Approval to Adopt Resolution # 628 (15-2018)** Fixing the date of Public Hearing on Question of Annexation pursuant to NCGS 160A-58.2 and accepting the Town Clerk's Certificate of Sufficiency.

Town Manager Michael Scott informed the Council that the applicant, Navaho Investment Company, LLC, was requesting to annex approximately 21.26 acres of land into the Town of Smithfield's corporate limits. The property considered for annexation was on Galilee Road about 1900 feet south of Black Creek Road, near West Smithfield Elementary School. The property was partially within the ETJ and partially outside. The applicant was also requesting water and sewer services. The Town Clerk has certified the sufficiency of petition and the next step would be to adopt the Resolution setting the date for public hearing. The Town Manager stated that while reviewing the statute, it was determined that the Town of Smithfield was a part of a local act that exempts the Town from the 10% standard of noncontiguous annexation. This means the Town could approve as much noncontiguous annexation as they would like.

Councilman Barbour made a motion, seconded by Councilman Stevens, to adopt Resolution #628 setting the date for public hearing on the question of noncontiguous annexation. Unanimously approved.

**TOWN OF SMITHFIELD  
RESOLUTION # 628 (15-2018)  
FIXING DATE OF PUBLIC HEARING ON QUESTION OF ANNEXATION  
PURSUANT TO G.S. 160A-58.2**

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

**WHEREAS**, the Town Council has by Resolution # 625 (12-2018) directed the Town Clerk to investigate the sufficiency of the petition; and

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

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF SMITHFIELD THAT:**

Section 1: A public hearing on the question of annexation of the non-contiguous area described herein will be held in the Council Chambers of the Town Hall located at 350 East Market Street, Smithfield North Carolina at 7:00 pm on November 6, 2018.

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

Lying and being situated in Johnston County, North Carolina and being more particularly described as follows:

Being that certain tract of land in Smithfield, Johnston County, North Carolina and lying between Black Creek Road (N.C.S.R. 1162) and Galilee Road (N.C.S.R. 1341) and being Tract "1" recorded in Deed Book 3276, Page 267 at the Johnston County Registry and being more particularly described as follows:

Beginning at a point on the western right-of-way of Galilee Rd (N.C.S.R. 1341); thence leaving said right-of-way South 74°40'07" West 710.50 feet to an existing iron pipe; thence South 74°39'51" West 456.07 feet to an existing iron pipe; thence South 01°41'30" West 368.00 feet to an existing iron pipe; thence South 62°43'26" West 37.26 feet to a point; thence North 22°39'40" West 55.38 feet to a point; thence North 52°36'15" West 69.91 feet to a point; thence North 58°25'21" West 91.28 feet to a point; thence North 49°33'53" West 117.07 feet to a point; thence North 58°22'01" West 47.73 feet to an existing iron pipe; thence North 67°32'42" West 143.13 feet to a point; thence North 64°36'55" West 139.41

feet to an existing iron pipe; thence North 68°02'16" West 84.32 feet to an existing iron pipe; thence North 79°47'30" West 61.67 feet to an existing iron pipe; thence North 86°39'18" West 201.99 feet to a point; thence North 79°19'02" West 55.94 feet to a point, thence North 09°52'10" East 19.11 feet to a point; thence North 80°16'25" West 20.73 feet to a point; thence North 78°50'43" West 246.89 feet to an existing iron pipe; thence South 40°39'53" West 168.02 feet to an existing iron pipe; thence North 66°46'57" West 242.10 feet to an existing iron pipe; thence North 25°17'15" West 56.30 feet to a point on the eastern right-of-way of Black Creek Road (N.C.S.R. 1162); thence along and with said right-of-way South 64°08'00" West 178.81 feet to a point on said right-of-way; thence leaving said right-of-way South 72°31'45" East 507.90 feet to an existing railroad spike in tree; thence South 44°07'00" East 1415.74 feet to an existing iron pipe; thence South 24°37'51" East 247.53 feet to an existing iron pipe; thence North 58°02'55" East 223.26 feet to an existing iron pipe; thence North 58°09'04" East 90.52 feet to a point in creek; thence along said creek North 00°09'10" West 242.70 feet; thence North 02°57'17" West 266.80; thence North 28°49'37" West 64.94 feet; thence North 10°56'25" West 93.95 feet; thence North 08°12'11" West 39.95 feet; thence leaving said creek North 35°19'16" East 142.44 to a point; thence North 74°31'13" East 1059.27 feet to a point on the western right-of-way of Galilee Road (N.C.S.R. 1341); thence along and with said right-of-way North 01°27'40" East 392.33 feet to the point and place of beginning and being a total of 32.61 acres to be rezoned.

Section 3: Notice of the public hearing shall be published once in the News and Observer Zone Edition, a newspaper having general circulation in the Town of Smithfield, at least ten (10) days prior to the date of the public hearing.

### **Councilmembers Comments**

- Councilman Ashley explained the incredible efforts made by Emergency Management during storm events. He explained there was a lot of hard work that happened behind the scenes.
- Councilman Stevens expressed his appreciation to Public Works and Public Utilities staff for their hard work during Hurricane Florence

### **Town Manager's Report:**

Town Manager Michael Scott gave a brief update to the Council on the following items:

- Mosquito Spraying: The Town was continuing to spray and Johnston County would be doing the same..
- Dog Park: The dog park created at Civitan Field is operational and being used. Water stations are being added soon, as well as a sidewalk
- Halloween: Trick or Treat is scheduled in Smithfield for Wednesday, October 31st from 5:00 pm to 8:00 pm.
- Trunk or Treat: Trunk or Treat is scheduled for Saturday, October 27th from 4:00 pm to 6:00 pm at Community Park. Encourage the community's young people to come and have a good time.
- Fire Prevention Week: Fire Prevention Week is scheduled for October 8th through October 12th. Take some time to be prepared for a fire in your home and check those smoke detector batteries.
- Touch a Truck: The annual Touch a Truck event, sponsored by the Junior Women's League of Smithfield is scheduled to take place on Saturday, October 27th from 9:00 am to 4:00 pm in the South 3rd and Johnston Street area of Town.

### **Department Reports**

A highlight of each department's monthly activities was given to the Council

**Adjourn**

Councilman Ashley made a motion, seconded by Councilman Barbour, to adjourn the meeting. The meeting adjourned at approximately 8:25 pm.

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Travis Scott, Mayor Pro-Tem

ATTEST:

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Shannan L. Parrish, Town Clerk