

**REGULAR MEETING
ASHEBORO CITY COUNCIL
CITY COUNCIL CHAMBER, MUNICIPAL BUILDING
THURSDAY, MAY 7, 2015
7:00 p.m.**

This being the time and place for a regular meeting of the Asheboro City Council, a meeting was held with the following officials and members present:

David H. Smith) – Mayor Presiding

Clark R. Bell)
Edward J. Burks)
Linda H. Carter) – Council Members Present
Walker B. Moffitt)
Charles W. Swiers)

Talmadge S. Baker) – Council Member Absent

Michael W. Hunter) – Council Member Hunter Passed Away on April 10, 2015.

John N. Ogburn, III, City Manager
Holly H. Doerr, CMC, NCCMC, City Clerk/Paralegal
Leigh Anna Johnson, Public Information Officer
Michael L. Leonard, P.E., City Engineer
Trevor L. Nuttall, Community Development Director
Steven O. Paye, Safety Coordinator
Deborah P. Reaves, Finance Director
Michael D. Rhoney, P.E., Water Resources Director
James O. Smith, Assistant Chief of Police
Jeffrey C. Sugg, City Attorney

1. Call to order.

A quorum thus being present, Mayor Smith called the meeting to order for the transaction of business, and business was transacted as follows.

2. Moment of silent prayer and pledge of allegiance.

After a moment of silence was observed in order to allow for private prayer or meditation, Mayor Smith asked everyone to stand and say the pledge of allegiance.

3. Consent agenda.

Upon motion by Mr. Burks and seconded by Ms. Carter, Council voted unanimously to approve/adopt the following consent agenda items. Council Members Bell, Burks, Carter, Moffitt, and Swiers voted in favor of the motion.

(a) The minutes of the City Council's regular meeting on April 9, 2015.

(b) Acknowledgement of the receipt of the minutes of the Asheboro ABC Board's meeting on March 2, 2015.

[A copy of the above-referenced minutes from the Asheboro ABC Board is on file in the City Clerk's office.]

(c) Acknowledgement of the receipt and acceptance, without amendment, of the operational hours proposed by the Recreation Services Superintendent for the city-owned pools during the 2015 season.

[A copy of the above-referenced schedule is on file in the City Clerk's office.]

(d) Audit contract for the fiscal year ending June 30, 2015.

[A copy of the above-referenced audit contract is on file in the City Clerk's office.]

- (e) **Budget amendments:**
 - (i) **Amend the general fund.**

08 ORD 5-15

ORDINANCE TO AMEND THE GENERAL FUND FY 2014-2015

WHEREAS, expenditures for 2014-2015 have changed in relation to the current adopted budget, and;

WHEREAS, The City Council of the City of Asheboro desires to amend the budget as required by law to adjust for changes in expenditures in comparison to the current fiscal year adopted budget, and;

WHEREAS, the City Council of the City of Asheboro wants to be in compliance with all generally accepted accounting principles, and;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA:

Section 1: That the following Revenue line item be increased:

<u>Account #</u>	<u>Description</u>	<u>Increase</u>
10-399-0000	Fund Balance Allocation	617,427

Section 2: That the following Expense line item be increased:

<u>Account #</u>	<u>Expense Description</u>	<u>Increase</u>
10-410-0704	Fringe- Insurance	1,084
10-420-0704	Fringe- Insurance	204
10-440-0704	Fringe- Insurance	2,438
10-450-0704	Fringe- Insurance	2,438
10-480-0704	Fringe- Insurance	1,300
10-490-0704	Fringe- Insurance	9,750
10-495-0704	Fringe- Insurance	1,625
10-510-0704	Fringe- Insurance	152,750
10-530-0704	Fringe- Insurance	92,625
10-540-0704	Fringe- Insurance	3,450
10-545-0704	Fringe- Insurance	4,875
10-550-0704	Fringe- Insurance	13,000
10-555-0704	Fringe- Insurance	32,500
10-565-0704	Fringe- Insurance	35,750
10-575-0704	Fringe- Insurance	4,063
10-580-0704	Fringe- Insurance	34,125
10-585-0704	Fringe- Insurance	1,625
10-590-0704	Fringe- Insurance	4,875
10-615-0704	Fringe- Insurance	3,250
10-620-0704	Fringe- Insurance	13,000
10-625-0704	Fringe- Insurance	3,450
10-640-0704	Fringe- Insurance	42,250
10-410-1410	Great America City Award	50,000
10-490-0400	Professional Services	40,000
10-490-4500	Asbestos Abatement	15,000
10-500-1500	Maintenance & Repair- Building	48,000
10-500-6000	Small Equipment	4,000
	Increase / (Decrease)	617,427

Adopted this 7th day of May, 2015.

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

(ii) **Amend the water-sewer fund.**

09 ORD 5-15

ORDINANCE TO AMEND THE WATER & SEWER FUND FY 2014-2015

WHEREAS, expenditures for 2014-2015 have changed in relation to the current adopted budget, and;

WHEREAS, the City Council of the City of Asheboro desires to amend the budget as required by law to adjust for changes in revenues and expenditures in comparison to the current fiscal year adopted budget, and;

WHEREAS, the City Council of the City of Asheboro wants to be in compliance with all generally accepted accounting principles, and;

THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA:

Section 1: That the following Revenue line item be increased:

<u>Account #</u>	<u>Expense Description</u>	<u>Increase</u>
30-399-0000	Fund Balance Allocation	144,951

Section 2: That the following Expense line item be increased:

<u>Account #</u>	<u>Expense Description</u>	<u>Increase</u>
30-720-0704	Fringe- Insurance	8,938
30-810-0704	Fringe- Insurance	17,344
30-820-0704	Fringe- Insurance	17,615
30-830-0704	Fringe- Insurance	25,740
30-840-0704	Fringe- Insurance	18,969
30-850-0704	Fringe- Insurance	27,095
30-860-0704	Fringe- Insurance	3,250
30-870-0704	Fringe- Insurance	17,875
30-880-0704	Fringe- Insurance	8,125
	Increase	144,951

Adopted this 7th day of May, 2015.

/s/David H. Smith
David H. Smith, Mayor

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

(f) **An ordinance lowering the speed limit on Horse Carriage Lane.**

ORDINANCE NUMBER 10 ORD 5-15

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

**ORDINANCE AUTHORIZING A SPEED LIMIT OF 25 MILES PER HOUR
FOR HORSE CARRIAGE LANE**

WHEREAS, Section 160A-296 of the North Carolina General Statutes provides that a city shall have general authority and control over all public streets, sidewalks, alleys, bridges, and other ways of public passage within its corporate limits; and

WHEREAS, Section 20-141(b) of the North Carolina General Statues provides as follows:

Except as otherwise provided in this Chapter, it shall be unlawful to operate a vehicle in excess of the following speeds:

- (1) Thirty-five miles per hour inside municipal corporate limits for all vehicles.

- (2) Fifty-five miles per hour outside municipal corporate limits for all vehicles except school buses and school activity buses; and

WHEREAS, Section 20-141(e) of the North Carolina General Statutes provides as follows:

Local authorities, in their respective jurisdictions, may authorize by ordinance higher speeds or lower speeds than those set out in subsection (b) upon all streets which are not part of the State highway system; but no speed so fixed shall authorize a speed in excess of 55 miles per hour. Speed limits set pursuant to this subsection shall be effective when appropriate signs giving notice thereof are erected upon the part of the streets affected; and

WHEREAS, speed restrictions established by the Asheboro City Council by means of the adoption of an appropriate ordinance are to be recorded in Schedule 16 of Chapter 72 of the Code of Asheboro; and

WHEREAS, during a regular meeting of the Asheboro City Council on April 9, 2015, a petition was presented by Mr. Stephen S. Grove on behalf of the residents living on Horse Carriage Lane, which is a city-maintained street located within the corporate limits of the City of Asheboro, and Mr. Grove's cover letter for the said petition provided, in pertinent part, as follows:

On behalf of 100% of the residents of Horse Carriage Lane in the Sykes Farm Subdivision, please submit the executed petition that I delivered to you (City Engineer Michael Leonard, P.E.) on March 4th to the City Council for their consideration at its April 9th meeting.

The Petition summary and background: The 35 mph speed limit on Horse Carriage Lane, Carriage at Sykes Farm Subdivision, is excessive considering the young people who ride their bikes, scooters and skate boards in or near our 20' wide roadway. The steep grade and large curve therein add to the safety concerns we have. Also, many drivers do not see the yellow "No Outlet" tag on our street sign and are unaware of the large number of children who play on our street.

Action petitioner for: The subject petitioners respectfully request the Asheboro City Council to lower the speed limit to 25 mph, on Horse Carriage Lane, for the safety concerns stated above; and

WHEREAS, no traffic study and/or public input in opposition to this petition has been presented to the Asheboro City Council;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Asheboro, North Carolina as follows:

Section 1. On and after the effective date of this Ordinance, the speed limit on Horse Carriage Lane shall be twenty-five (25) miles per hour.

Section 2. The city manager is hereby directed to cause, in consultation with the chief of police, the appropriate signs giving notice of the authorized speed limit of twenty-five (25) miles per hour to be erected upon Horse Carriage Lane.

Section 3. The city clerk shall amend Schedule 16 of Chapter 72 of the Code of Asheboro to reflect the imposition of the above-stated speed restriction.

Section 4. All ordinances and clauses of ordinances in conflict with this Ordinance are hereby repealed.

Section 5. This Ordinance shall take effect and be in force from and after May 15, 2015.

This Ordinance was adopted by the Asheboro City Council in open session during a regular meeting held on the 7th day of May, 2015.

/s/David H. Smith
David H. Smith, Mayor
City of Asheboro, North Carolina

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk
City of Asheboro, North Carolina

- (g) An ordinance restricting parking on the public vehicular area at 1010 North Fayetteville Street.

ORDINANCE NUMBER _____ 11 ORD 5-15 _____

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

**AN ORDINANCE REGULATING PARKING IN THE PUBLIC VEHICULAR AREA AT
1010 NORTH FAYETTEVILLE STREET**

WHEREAS, Section 160A-301(d) of the North Carolina General Statutes provides that the city council may, by ordinance, prohibit the stopping, standing, or parking of vehicles during any specified hours in a privately owned public vehicular area when the owner or person in general charge and control of such an area requests in writing that such an ordinance be adopted; and

WHEREAS, Section 71.05 of the Code of Asheboro provides as follows:

§ 71.05 POSTING OF NO PARKING AREAS ON PRIVATE PROPERTY.

(A) *Parking in violation of signs prohibited.* No person shall stop, leave standing, or park a motor vehicle in the area specified in this section in violation of posted signs, when signs are placed, erected or installed giving notice that stopping, standing or parking is regulated, prohibited, or prohibited during certain hours, in that space or area.

(B) *Locations designated.* The following locations are designated as "no parking" spaces: (Area and time of parking restrictions to be described--Schedule 17 of § 72.02).

(C) *Cost of signs.* The cost of erecting or installing signs, and the cost of all necessary signs as determine(d) by the Chief of Police shall be paid for by the individual requesting regulations.

(D) *Enforcement.* The provisions of this section shall be enforceable in the same manner and in accordance with G.S. § 14-4. (citations omitted); and

WHEREAS, JHS Master Capital, LLC, which is a North Carolina limited liability company, owns a lot or parcel of land located at 1010 North Fayetteville Street in Asheboro, the said parcel of land is more specifically identified by Randolph County Parcel Identification Number 7751987273; and

WHEREAS, due to the problems posed by individuals congregating with their vehicles on the public vehicular area of this parcel of land, especially in the vicinity of the car wash that is located on the said lot, Mr. Jeffrey Schwarz, who is the member/manager of the limited liability company that owns the land, has submitted a written request, with supplemental clarification, to have the parking of vehicles in the privately owned public vehicular area located at 1010 North Fayetteville Street prohibited between the hours of 7:00 o'clock p.m. and 7:00 o'clock a.m. every day of the calendar week;

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Asheboro, North Carolina as follows:

Section 1. Pursuant to Section 160A-301(d) of the North Carolina General Statutes and Section 71.05 of the Code of Asheboro, the stopping, standing, or parking of vehicles within and upon the privately owned public vehicular area of the lot/parcel of land located at 1010 North Fayetteville Street (Randolph County Parcel Identification Number 7751987273) is hereby prohibited between the hours of 7:00 o'clock p.m. and 7:00 o'clock a.m. every day of the calendar week. For the limited purpose of implementing the parking prohibition prescribed by this Ordinance, the public vehicular area subject to this prohibition shall not be deemed to include the wash bays, wash bay lanes, and the area immediately adjoining vacuum cleaning units that function and are in fact used, as designed and intended, as integral components of the car wash business located on the parcel of land.

Section 2. The number and type of signs necessary to lawfully implement the provisions of this Ordinance shall be erected and/or installed in a manner to be determined by the Chief of Police or his designee, and the entirety of the cost of erecting and/or installing the signs deemed necessary by the Chief of Police or his designee shall be the responsibility of the property owner. The cost of installing the requisite signage shall be determined in accordance with the standard fees charged by the City of Asheboro Public Works Division for such signage, and this signage shall not be installed until payment has been received in full.

Section 3. The city clerk shall list in Schedule 17 of Section 72.02 of the Code of Asheboro the parking restriction imposed by this Ordinance, specifically including the time period when parking is prohibited and a description of the public vehicular area subject to the said parking restriction.

Section 4. This Ordinance shall become effective upon adoption.

This Ordinance was adopted in regular session by the Asheboro City Council on this the 7th day of May, 2015.

/s/David H. Smith
David H. Smith, Mayor
City of Asheboro, North Carolina

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk
City of Asheboro, North Carolina

(h) **A resolution authorizing the entry of the city into an installment financing agreement with Branch Banking and Trust Company.**

RESOLUTION NUMBER 13 RES 5-15

CITY COUNCIL OF THE CITY OF ASHEBORO, NORTH CAROLINA

RESOLUTION APPROVING FINANCING TERMS

WHEREAS, the City of Asheboro (hereinafter referred to as the "City") previously decided to undertake a project for the financing of vehicles and equipment (this project will be hereinafter referred to as the "Project"); and

WHEREAS, Section 160A-20 of the North Carolina General Statutes authorizes the City to finance the purchase of personal property by means of an installment contract that creates a security interest in the purchased property to secure payment of the purchase price to the entity supplying financing for the purchase transaction; and

WHEREAS, by means of adopting Resolution Number 19 RES 7-14 on July 10, 2014, the Asheboro City Council has previously stated its intent that, prior to the execution of any installment financing agreement and consistent with the city's budget ordinance for fiscal year 2014-2015, a maximum of \$752,252.00 may be expended from the General Fund during the current fiscal year for certain vehicles and equipment referenced in the adopted Resolution of Intent; and

WHEREAS, also by means of adopting Resolution Number 19 RES 7-14 on July 10, 2014, the Asheboro City Council has previously formally and explicitly declared the official intent of the City of Asheboro to fully reimburse, with loan proceeds from an installment financing agreement that is to be executed prior to the end of the 2014-2015 fiscal year, any and all expenditures from the General Fund for the purchase during the current fiscal year of the vehicles and equipment identified in the Resolution of Intent that are necessary to the provision of essential municipal services; and

WHEREAS, after searching for favorable financing rates and terms, the city manager and the finance director have presented a proposal for the financing of the above-referenced Project;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Asheboro, North Carolina as follows:

Section 1. The determination is hereby made that the City will finance the Project through Branch Banking and Trust Company (hereinafter referred to as "BB&T") in accordance with the proposal dated April 15, 2015. The amount financed shall not exceed \$690,040.00, the annual interest rate (in the absence of a default or a change in tax status) shall not exceed 1.61%, and the financing term shall not exceed 59 months from closing.

Section 2. All financing contracts and all related documents for the closing of the financing (hereinafter referred to as the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the City are hereby authorized and directed to execute and deliver any Financing Documents and to take all such further action as they may consider necessary or desirable to carry out the financing of the Project as contemplated by the proposal and this Resolution.

Section 3. The finance officer is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. To the extent authorized by law and any applicable rules of professional conduct, the finance officer is authorized to approve changes to any Financing Documents previously signed by City officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the finance officer shall approve, with the finance

officer's release of any Financing Documents for delivery constituting evidence of such officer's final approval of the documents' final form.

Section 4. The City shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The City hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b)(3).

Section 5. In addition to the above-referenced and previously adopted Resolution of Intent (Resolution Number 19 RES 7-14) , the City intends that the adoption of this Resolution will be a continuing declaration of the City's official intent to reimburse expenditures for the Project that is to be financed from the proceeds of the BB&T financing described above. The City intends that funds that have been advanced, or that may be advanced, from the City's General Fund, or any other fund related to the Project, for Project costs may be reimbursed from financing proceeds.

Section 6. All prior actions of City officers in furtherance of the purposes of this Resolution are hereby ratified, approved, and confirmed. All other resolutions (or parts thereof) in conflict with this Resolution are hereby repealed to the extent of any such conflict. This Resolution shall take effect immediately.

This Resolution was adopted by the Asheboro City Council in open session during a regular meeting of the governing board that was held on the 7th day of May, 2015.

/s/David H. Smith
David H. Smith, Mayor
City of Asheboro, North Carolina

ATTEST:

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk
City of Asheboro, North Carolina

4. Announcement of city departments that received safety awards for 2014.

Mr. Steve Paye, Safety Coordinator, announced that eight (8) city departments received safety awards for the 2014 calendar year. The departments that received awards include, but are not limited to, the Police Department, Wastewater Treatment Plant, Fleet Maintenance, and Public Works/Operations, Water/Sewer Maintenance, Environmental Services, and Administration.

5. Community Development Division Items:

(a) Subdivision Case SUB-15-01: Preliminary Plat Review for Olde Towne Village Phase III.

Mr. Nuttall presented the preliminary plat for Olde Towne Village (Phase III). Carolina Bank requested the approval of a subdivision consisting of 5 lots plus common area with an average lot size of 3,503 square feet located at the southern terminus of Olde Towne Parkway. The plat submitted for approval pertains to approximately 6.03 acres of land plus a 12-acre future development area.

During his presentation, Mr. Nuttall noted that the Community Development Division staff and the Planning Board recommended granting the request. All city department comments have been addressed.

Upon motion by Mr. Bell and seconded by Ms. Carter, Council voted unanimously to approve the preliminary plat submitted for Olde Towne Village (Phase III) subdivision. Council Members Bell, Burks, Carter, Moffitt, and Swiers voted in favor of the motion.

(b) Subdivision Case SUB-15-02: Sketch Design Review for New Century Industrial Center.

Mr. Nuttall presented the sketch design for New Century Industrial Center. Mr. Larry McKenzie requested the approval of an industrial center to be located along New Century Drive (south of McDowell Road, extending to Veterans Loop Road). The sketch design submitted for approval pertains to approximately 18.982 acres of land.

During his presentation, Mr. Nuttall noted that the Community Development Division staff and the Planning Board recommended granting the request with the following comments:

1. The proposal will extend New Century Drive approximately 1772 feet from its current terminus south of McDowell Road (adjacent to Randolph County Office Building and Randolph County Jail) to Veterans Loop Road.
2. The property is less than one mile north of the future interchange of I-73/I-74 (U.S. Highway 220 Bypass) and U.S. Highway 64 Bypass.
3. This property lies within the U.S. Highway 220 Overlay District.
4. NCDOT review and approval will be required prior to construction.
5. As specified by Article IX, Section E of the Subdivision Ordinance (Required Improvements and Design Standards – Water and Sewerage Systems), additional detail concerning utility services (i.e. water/sewer) will be required with preliminary plat.
6. Fire hydrant location(s) shall be coordinated with the Fire Department. Additional detail will be required with the preliminary plat and as each lot develops, depending on the specific use(s).

Upon motion by Mr. Moffitt and seconded by Mr. Bell, Council voted unanimously to approve, with the immediately preceding comments/conditions, the sketch design submitted for the New Century Industrial Center. Council Members Bell, Burks, Carter, Moffitt, and Swiers voted in favor of the motion.

(c) Consideration of applicants to fill a vacant position on the Redevelopment Commission.

Mr. Nuttall reported that the Redevelopment Commission has reviewed information packages for individuals interested in filling a vacancy on the Redevelopment Commission. The individuals who formally expressed an interest in serving were: Jonna L. Libbert, J. Michael O'Kelley, Jr., and Delilah P. Warner.

The commission recommended the following two individuals for equal and further consideration by the city council for appointment to the unexpired term of former Redevelopment Commission Member Moore, who resigned.

Ms. Carter moved to appoint Ms. Jonna L. Libbert. Mr. Swiers seconded the motion, and Council Members Bell, Burks, Carter, Moffitt, and Swiers voted in favor of the motion.

(d) Report of award from North Carolina Housing Finance Agency for inclusion in 2015 Urgent Repair Program.

Mr. Nuttall reported that the City of Asheboro has been conditionally approved to receive an amount not to exceed \$50,000 under the 2015 cycle of the Urgent Repair Program from the North Carolina Housing Financing Agency. This award will help to provide urgently needed repairs or modifications to low-income homes within the city. No action was taken by the Council on this agenda item.

(e) Report summarizing community workshops related to the update of the Land Development Plan's maps.

Mr. Nuttall presented to the Council a written summary of the community workshops relating to the update of the Land Development Plan's maps that were held on April 14, 2015 and on April 23, 2015. A copy of the summary submitted to the Council is on file in the City Clerk's office. No action was taken by the Council on this agenda item.

6. Public comment period.

Ms. Katie Snuggs, on behalf of the East Side Local Development Corporation, presented the Mayor, City Council Members, and city staff tickets to a Pre-Mother's Day Comedy Show on Saturday, May 9, 2015 at the Sunset Theatre. Mr. Tony Goldston of East Side Local Development Corporation was in attendance along with Ms. Snuggs. The City of Asheboro is also a sponsor of this event at the Sunset Theatre.

Additionally, Ms. Snuggs had positive comments about the Community Development Division's Community Workshops that were held in April.

7. Water Resources Division Items:

(a) The award of a contract to the lowest responsive, responsible bidder on the Water Treatment Plant Filter Replacement Project.

Mr. Rhoney, the city's Water Resources Director, reported that bids were received at City Hall on April 16, 2015 at 2:00 p.m. for the Water Treatment Plant Filter Replacement Project. In a written DISCUSSION OF BIDS report prepared by Mr. John C. Grey, P.E. of the Wooten Company, six (6) contractors submitted proposals on the project ranging from \$962,176.00 to \$1,543,710.00 with the lowest responsive responsible bid in the amount of \$962,176.00 from Wharton-Smith, Inc. of Charlotte, North Carolina. The report noted that the award of the contract should be contingent on approval of an award by the Division of Water Infrastructure, and the Local Government Commission.

Upon motion by Mr. Bell and seconded by Mr. Moffitt, Council voted unanimously to award the contract for the Water Treatment Plant Filter Replacement Project to Wharton-Smith, Inc. contingent on approval of an award by the Division of Water Infrastructure. Council Members Bell, Burks, Carter, Moffitt, and Swiers voted in favor of the motion.

A copy of the written DISCUSSION OF BIDS report is on file in the City Clerk's office along with a copy of the bid tabulations.

(b) The rejection of all bids submitted in connection with the VFD Replacement at the Wastewater Treatment Plant Nitrification Pump Station and Trickling Filter Project.

Mr. Rhoney presented the bid summary for the VFD Replacement at the Wastewater Treatment Plant Nitrification Pump Station and Trickling Filter Project. Three (3) bids were received on April 15, 2015. The three (3) bids are as follows:

<u>Bidder</u>	<u>Bid Amount</u>
Custom Controls Inlimited, Inc. 2600 Garner Station Blvd. Raleigh, NC 27603	\$543,000
Fortech, Inc. 2124 Wilkinson Blvd. Charlotte, NC 28208	\$586,543
Lord & Company 2100 Carolina Place Dr. Fort Mill, SC 29708	\$491,500

The budget amount for this project is \$400,000. Sturgill Engineering, PA discussed options with the apparent low bidder to bring the project within budget but could not do so without changing the scope of the project. Mr. Rhoney recommended that these bids be rejected due to the lack of available funds and requested that staff receive authorization to redefine the specifications of the project in order to bring it within available funding. Additionally, Mr. Rhoney requested that staff receive authorization to re-advertise for bids using the new specifications.

Upon motion by Mr. Bell and seconded by Ms. Carter, Council voted unanimously to reject the above-referenced bids and to rebid the project in accordance with the Water Resources Director's recommendations.

A copy of the above-referenced bid summary is on file in the City Clerk's office.

8. Annual Report of the Asheboro Airport Authority.

Mr. Leonard presented to Mayor Smith and the Council Members the annual report that was approved by the Asheboro Airport Authority. A copy of the report is on file in the City Clerk's office.

9. Discussion of city council vacancy.

After some discussion, Mr. Moffitt moved to appoint Ms. Katie L. Snuggs to fill the unexpired term of Mr. Mike Hunter who passed away on April 10, 2015. Ms. Carter seconded the motion and the Council voted unanimously to appoint Ms. Snuggs to fill the vacant seat on the City Council. Council Members Bell, Burks, Carter, Moffitt, and Swiers voted in favor of the motion.

Ms. Snuggs will be sworn in at the Council's Special Meeting on May 21, 2015.

10. Mayor Smith announced the following upcoming events:

- Special Council Meeting on Thursday, May 21, 2015 at 5:30 p.m. in the Council Chamber.
- Special Council Meeting (Budget Workshop) on Thursday, May 28, 2015 at 5:30 p.m. in the Council Chamber.
- Regular City Council Meeting and budget public hearing on Thursday, June 4, 2015.
- Open Rehearsal for the All America City Award Skit on Monday, June 8, 2015 at 5:30 p.m. in the Sunset Theatre.
- Special Council Meeting (Budget adoption) on Thursday, June 29, 2015 at 12:30 p.m. in the Council Chamber.
- NAACP Banquet on Saturday June 6, 2015 at 6:00 p.m. at AVS Catering & Banquet Center.

There being no further business, the meeting was adjourned at 8:05 p.m.

/s/Holly H. Doerr
Holly H. Doerr, CMC, NCCMC, City Clerk

/s/David H. Smith
David H. Smith, Mayor