

DIGEST OF CITY COUNCIL ACTION

CITY OF LEXINGTON LEXINGTON, NORTH CAROLINA

CITY COUNCIL MEETING
7:00 P.M.

APRIL 13, 2009
CITY HALL

- I. **CALL TO ORDER**
Absent: None.

- II. **INVOCATION** (Mayor John T. Walser, Jr.)
Mayor Walser paid tribute to Councilor Victor Kiger who passed away on April 6, 2009, followed by a moment of silence.

- III. **PLEDGE OF ALLEGIANCE**

- IV. **APPROVAL OF MINUTES**
 1. City Council Regular Meeting – March 23, 2009
Approved.

- V. **PETITIONS FROM CITIZENS** – Members of the public may address the City Council on items not listed on the printed agenda. Please state your name and address and observe the three-minute time limit.
There were none.

- VI. **ADOPT AGENDA**
Adopted.

- VII. **RECOGNITIONS/PROCLAMATIONS/PRESENTATIONS**
 1. Recognition – Lexington Area Chamber of Commerce, Lexington City Schools and Uptown Lexington, Inc. Representatives
Recognized School Board Member Cindy Norman representing the Lexington City Schools and Executive Director Jo Ellen Edwards representing Uptown Lexington, Inc. Chamber Board Member Stephen Grimes, representing the Lexington Area Chamber of Commerce, was absent.

 2. Proclamation – Litter Sweep – April 18 - May 2, 2009
Councilor Lanier read proclamation and presented it to Captain Jimmy Truell of the Lexington Police Explorer Post 230.

3. Presentation – Hospice of Davidson County – Lisa Hathaway, Executive Director
For information only.

VIII. **REGULAR BUSINESS**

1. Neighborhood Revitalization Program – Donation of City Council Neighborhood Funds to Lexington Human Relations Commission for Student Awards Program – Budget Ordinance No. 09-26
Adopted Budget Ordinance No. 09-26 which allocated Neighborhood Funds from Mayor Walser and each City Council member (Beck, Alley, Kiger, Lanier, Ward, McBride, Miller and Klass) at \$50 each, for a total donation of \$450 to the Lexington Human Relations Commission for the Student Awards Program.

Lexington Human Relations Commission Chairman Rev. Paul Milton and Past Chairman Jo Leonard were present for this item.

2. Request to Close South Railroad Street between East First Avenue and East Second Avenue for the Lexington Farmer's Market – Public Works Department
Approved closure of South Railroad Street between East First Avenue and East Second Avenue for the Lexington Farmer's Market on the following dates:
 - **Saturdays: 7:00 a.m. until 1:00 pm on May 2, 9, 16, 23, 30; June 6, 13, 20, 27; July 4, 11, 18, 25; August 1, 8, 15, 22, 29; September 5, 12, 19, 26; and October 3, 10, 17**
 - **Wednesdays: 9:00 a.m. until 3:00 p.m. on June 10, 24; July 1, 8, 15, 22, 29; August 5, 12, 19, 26; September 2, 9, 16, 23; and October 7, 14**

Davidson County Passenger Rail Committee Chairman William Deal was present for this item.

3. Authorize Submission of Application for 2009 Byrne Justice Assistance Grant (JAG) Program – Police Department
Authorized submission of an application for the 2009 Byrne Justice Assistance Grant in the amount of \$94,004 from the United States Department of Justice to be used to purchase one Live Scan inkless fingerprint system, one Automatic License Plate Recognition System, and eight in-car digital video camera systems.

4. Lease Agreement Renewal with Mr. Steven G. Cripliver, Mr. Bruce R. Cripliver, and Mr. Thomas D. Cripliver – City Employee Parking Lot at State Street

Approved lease agreement with Mr. Steven G. Cripliver, Mr. Bruce R. Cripliver, and Mr. Thomas D. Cripliver, Trustee, and authorized the Mayor to execute the agreement at a rate of \$4,918 for one year commencing May 1, 2009, and ending April 30, 2010.

5. Order Demolition and Removal of Dwellings – Community Development Department

A) 306 Bristol Street – Ordinance No. 09-27

Denied delaying adoption of Ordinance No. 09-27 as requested by property owners.

Adopted Ordinance No. 09-27 to order the demolition and removal of 306 Bristol Street located on a parcel identified by the Davidson County Tax Department as Parcel Number 110460000017, by Tina Hunsucker and Janice Younts, or by the Director of Community Development if the owners waive their right to a 90-day time period or fail to comply with the order within 90 days.

B) 1909 Southview Road – Ordinance No. 09-28

Adopted Ordinance No. 09-28 to order the demolition and removal of 1909 Southview Road located on a parcel identified by the Davidson County Tax Department as Parcel Number 06002C00C0069, by Libby Hemenway and Tammy Owens, or by the Director of Community Development if they waive their right to a 90 day time period or fail to comply with the order within 90 days.

C) 402 East Third Street – Ordinance No. 09-29

Adopted Ordinance No. 09-29 to order the demolition and removal of 402 East Third Street located on a parcel identified by the Davidson County Tax Department as Parcel Number 11063000D0001A, by owners James S. Everhart, Charles Everhart, Roger Everhart, and Deborah Cecil, or by the Director of Community Development if the owners waive their right to a 90 day time period or fail to comply with the order within 90 days.

D) 404 East Third Street – Ordinance No. 09-30

Adopted Ordinance No.09-30 to order the demolition and removal of 404 East Third Street located on a parcel identified by the Davidson County Tax Department as Parcel Number 11063000D0001A, by owners James S. Everhart, Charles Everhart, Roger Everhart, and Deborah Cecil, or by the Director of Community Development if the owners waive their right to a 90 day time period or fail to comply with the order within 90 days.

E) 406 East Third Street – Ordinance No. 09-31

Adopted Ordinance No. 09-31 to order the demolition and removal of 406 East Third Street located on a parcel identified by the Davidson County Tax Department as Parcel Number 11063000D0001A, by owner James S. Everhart, Charles Everhart, Roger Everhart, and Deborah Cecil, or by the Director of Community Development if the owners waive their right to a 90 day time period or fail to comply with the order within 90 days.

F) 436 North State Street – Ordinance No. 09-32

Denied delaying adoption of Ordinance No. 09-27 as requested by property owners.

Adopted Ordinance No.09-32 to order the demolition and removal of 436 North State Street located on a parcel identified by the Davidson County Tax Department as Parcel Number 1105000010002 by owner Carrie G. Frank (in care of Mrs. Archie Frank), or by the Director of Community Development if the owner waives the right to the 90 day time period or fails to comply with the order within 90 days.

IX. **CONSENT AGENDA**

The following item(s) have either been reviewed or recommended by the Lexington Utilities Commission or require a call for public hearing. Consent Agenda items will be enacted by one motion and one vote. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

Item under the Consent Agenda was approved by one vote. Item was not removed for discussion.

1. Business Plan for Fiscal Years 2009-2011 – Natural Gas Department
Approved Natural Gas Department Business Plan for Fiscal Years 2009-2011.

X. **CITY MANAGER'S REPORTS**

1. Report on Crime Prevention Program and Crime Statistics for 2008-
Police Department
For information only.
2. Memorial Service for City Councilor Victor Kiger – Tuesday, April
14, 2009, at 6:00 p.m. at Coggins Memorial Baptist Church
For information only.
3. Reminder – American Legion Post 8 Meeting with National
Commander David Rehbein – April 14, 2009, at 6:30 p.m. at Post 8,
206 Wilfred Avenue, Lexington
For information only.
4. Reminder – Annual 2009 Crimestoppers Officer of the Year Banquet
– April 15, 2009, at 6:30 p.m. at the Lexington Municipal Club
For information only.
5. Reminder – Bingham Tennis Center Reopening Ceremony –
“*Welcome Back to Tennis Community Open House and Ribbon
Cutting*” – April 18, 2009, at 9:00 a.m. – Lexington Tennis
Association and Recreation and Parks Department
For information only.
6. Lexington and Thomasville Human Relations Commissions Annual
Joint Dinner Meeting – April 21, 2009 at 6:00 p.m. – Utilities
Complex, 711 Talbert Boulevard, Lexington
For information only.
7. Reminder – Invitation to High Point Spring Furniture Market – April
24, 2009, at 10:30 a.m. – City of High Point
For information only.
8. Thirteenth Annual Multi-Cultural Festival – May 2, 2009, from 10:00
a.m. to 5:00 p.m. at Finch Park
For information only.

9. Reminder – City Council Budget Work Sessions – May 4, 5, and 7, 2009, from 2:00 to 5:00 p.m. – City Manager’s Conference Room
For information only.

10. 2009 N.C. League of Municipalities Town Hall Day – May 6, 2009, at 10:00 a.m. at Quorum Center, Raleigh, NC
For information only.

XI. **CLOSED SESSION**

In accordance with N.C. General Statute 143-318.11(a)(3) for the purpose of discussing matters relating to attorney-client privilege.

Recessed into Closed Session.

XII. **RECONVENE TO OPEN SESSION**

Reconvened to Open Session.

XIII. **ADJOURNMENT**

Adjourned.