

**CITY OF LEXINGTON
LEXINGTON, NORTH CAROLINA**

CITY COUNCIL MEETING
7:00 P.M.

JUNE 8, 2009
CITY HALL

- I. **CALL TO ORDER**

- II. **INVOCATION** (Councilor L. Wayne Alley)

- III. **PLEDGE OF ALLEGIANCE**

- IV. **APPROVAL OF MINUTES**
 1. City Council Regular Meeting – May 26, 2009

- 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.

- VI. **ADOPT AGENDA**

- VII. **RECOGNITIONS/PROCLAMATIONS**

Page No's

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| 1 | 1. Recognition – Representatives from Lexington Area Chamber of Commerce, Lexington City Schools and Uptown Lexington, Inc. |
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- 2-3 2. Proclamation – Flag Day – June 14, 2009
- 4-5 3. Proclamation – National Homeownership Month – June 2009

VIII. PUBLIC HEARINGS

- 6-127 1. Public Hearing – Adoption of City of Lexington Budget for Fiscal Year 2009-2010
- A. Fee and Rate Changes for Community Development, Sanitation, Recreation, Electric and Water and Sewer Departments – Resolution No. 29-09
- B. General, Special Revenue and Enterprise Funds – Budget Ordinance No. 09-38
- C. Internal Service Funds – Budget Ordinance No. 09-39
- D. Capital Project Funds – Budget Ordinance No. 09-40
- E. Capital Reserve Fund – Budget Ordinance No. 09-41
- F. Rate Stabilization – Budget Ordinance No. 09-45
- G. Elect Two-Year Option for N.C. Municipal Power Agency #1 (NCMPA1) Surplus Energy Credit Rider 10 – Resolution No. 30-09
- 128-148 2. Public Hearing – Application to Amend Major Development Permit for Eastwood Development – The Vineyards at Lexington – Community Development Department

IX. **REGULAR BUSINESS**

- 149-167 1. Make Appointment to City Council to Fill Vacant Ward 3 Seat
- 168-181 2. Authorize Submission of Application for Community Development Block Grant Recovery (CDBG-R) for Erlanger Park and Green Needles Park – Community Development Department
- 182-187 3. Amendments to City Personnel Policy and Summary Plan Description of City Group Health Insurance Plan – Human Resources Department

X. **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.

- 188-223 1. Approve Business Plan for Fiscal Years 2009-2011 – Water and Sewer Department
- 224-262 2. Approve Termination Agreement with Cellco Partnership d/b/a Verizon Wireless for Communications Tower at Erlanger Water Tank located on Lindsey Street off Swing Dairy Road – Public Works Department
- 263-268 3. Close Out Southmont Natural Gas Expansion Project and Transfer

Remaining Funds to the Tyro Natural Gas Expansion Project and to the Utilities Operations Center Expansion – Phase 1 Natural Gas Operations Complex – Budget Ordinance No. 09-36 – Finance and Natural Gas Departments

- 269-277 4. Ratify Execution of N.C. Department of Transportation (NCDOT) Right-of-Way Encroachment Agreement for Natural Gas Line Extension – West Old Highway 64 (SR 1192) and Petrea Road (SR 1206) – Natural Gas Department
- 278-282 5. Ratify Execution of N.C. Department of Transportation (NCDOT) Three-Party Right-of-Way Encroachment Agreement for Walgreens Store No. 12437 Sewer Improvements Project – N.C. Highway 8 (Cotton Grove Road) – Public Works Department
- 283-375 6. Call for Public Hearing and First Reading – Non-Contiguous Annexation and Assignment of Zoning District to Annexed Land of CC, Commerce Center Planning District – Sage Adventures, LLC – Spartan Express at Intersection of N.C. Highway 8 and N.C. Highway 47 – Community Development Department
- A. Ordinance No. 09-17 – Non-Contiguous Annexation – Sage Adventures, LLC – 4020 N.C. Highway 8
- B. Ordinance No. 09-18 – Assignment of Zoning District to Annexed Land – CC, Commerce Center Planning District

XI. CITY MANAGER'S REPORTS

- 376-377 1. Uptown Lexington, Inc. Annual Meeting – June 23, 2009, from 5:00 p.m. until 7:00 p.m. at the Edward C. Smith Civic Center
- 378-380 2. City Offices to Close for Independence Day – Friday, July 3, 2009

- 381-382 3. “Fantastic July 4th Celebration” – Saturday, July 4, 2009, from 6:00 p.m. to 9:30 p.m. at Finch Park – Recreation and Parks Department

XII. CLOSED SESSION

In accordance with N.C. General Statute 143-318.11(a)(4) and (5) for the purpose of discussing matters relating to economic development and land acquisition.

XIII. RECONVENE TO OPEN SESSION

XIV. ADJOURNMENT

Anyone who needs an accommodation to participate in the meeting should notify the City Manager's Office at 336-248-3910 at least forty-eight (48) hours prior to the meeting or call North Carolina Relay at 1-800-735-8262.