

Jody L. McLeod
MAYOR

Bruce Thompson
TOWN ATTORNEY

Steve Biggs
TOWN MANAGER



Bob Satterfield
Alex Harding
R.S. "Butch" Lawter, Jr.
Art Holder
COUNCIL MEMBERS

Michael Grannis
MAYOR PRO TEM

TOWN COUNCIL MEETING

JANUARY 03, 2011

AGENDA

MAYOR AND TOWN COUNCIL

**MAYOR JODY L. MCLEOD
MAYOR PRO TEM MICHAEL GRANNIS
COUNCILMAN BOB SATTERFIELD**

**COUNCILMAN ALEX HARDING
COUNCILMAN R.S. "BUTCH" LAWTER, JR.
COUNCILMAN ART HOLDER**

TOWN STAFF

**STEVE BIGGS, TOWN MANAGER
SHERRY L. SCOGGINS, TOWN CLERK
BRUCE THOMPSON II, TOWN ATTORNEY**

AGENDA
THE REGULAR MEETING OF THE CLAYTON TOWN COUNCIL

MONDAY, JANUARY 03, 2011
7:30 PM

THE CLAYTON CENTER
COUNCIL CHAMBERS

1. CALL TO ORDER

Pledge of Allegiance
Invocation – Mayor Jody L. McLeod

2. ADJUSTMENT OF THE AGENDA

3. CONSENT AGENDA

(Items on the consent agenda are considered routine in nature or have been thoroughly discussed at previous meetings. Any member of the Council may request to have an item removed from the consent agenda for further discussion.)

- a. Draft minutes from the December 20, 2010, work session meeting.
- b. Request for additional wastewater capacity by Talecris.
- c. 2010 Annual Certification of Firemen.
- d. Application to serve on the Public Art Advisory Board.
- e. Warranty acceptance for final one-inch of asphalt paving in Summerlyn Subdivision.

4. INTRODUCTIONS AND SPECIAL PRESENTATIONS

- a. Special introduction of new full-time Clayton EMS Chief.

5. PUBLIC HEARINGS

- a. Public hearing for annexation petition 2010-09-01 for Automatic Rolls of North Carolina LLC located on Harvest Mill Lane off of Pony Farm Road.
- b. Public hearing for the US 70 Corridor Study continued from the Monday, December 6, 2010, Council meeting.

6. OLD BUSINESS

7. NEW BUSINESS

- a. Letter of agreement between the Town of Clayton and owners of Mitchiner Hills Subdivision.

8. **STAFF REPORTS**
 - a. Town Manager
 - b. Town Attorney
 - c. Town Clerk
 - Calendar of Events
 - d. Other Staff

9. **OTHER BUSINESS**
 - a. Informal Discussion & Public Comment.
 - b. Council Comments.

10. **ADJOURNMENT**

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

Agenda Item: 3a

Meeting Date: 1/03/11

TITLE: DRAFT MINUTES FROM THE DECEMBER 20, 2010, WORK SESSION MEETING.

DESCRIPTION: Attached.

RELATED GOAL: Administrative

ITEM SUMMARY:

Date:

Action:

Info. Provided:

01-03-11

Approval.

DRAFT minutes
From 12/20/2010.

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

Agenda Item: 3b

Meeting Date: 1/03/11

**TITLE: REQUEST FOR ADDITIONAL WASTEWATER CAPACITY BY
TALECRIS.**

**DESCRIPTION: Talecris respectfully requests an increase to their current
wastewater permit to allow for testing at the new facility.**

RELATED GOAL: Administrative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
12-20-10	Presentation.	Email Request & Utility Allocation Policy (Adopted 9/2010).
1-03-10	Approval.	Email Request.

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

Agenda Item: 3c

Meeting Date: 1/03/11

TITLE: 2010 ANNUAL CERTIFICATION OF FIREMEN.

DESCRIPTION: In accordance with the NC GS, the Town of Clayton is to submit the attached roster to the North Carolina State Firemen's Association before the end of January 2011. The list determines eligibility for the line of duty death benefit as well as eligibility for pension fund credit.

RELATED GOAL: Administrative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
12-20-10	Presentation.	Roster.
1-03-11	Approval.	Roster.

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

Agenda Item: 3d

Meeting Date: 01/03/11

TITLE: APPLICATION TO SERVE ON THE PUBLIC ART ADVISORY BOARD.

DESCRIPTION: The Public Art Advisory Board has one vacancy with a term expiring 12/31/2011.

RELATED GOAL: Administrative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
12-20-10	Presentation.	Application.
1-03-10	Approval.	Application.

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

Agenda Item: 3e

Meeting Date: 1/03/11

**TITLE: WARRANTY ACCEPTANCE FOR FINAL ONE-INCH OF ASPHALT
PAVING IN SUMMERLYN SUBDIVISION.**

DESCRIPTION: Attached.

RELATED GOAL: Administrative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
12-20-10	Presentation.	Memorandum.
1-03-11	Approval.	Memorandum.

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

Agenda Item: 4a

Meeting Date: 01/03/11

TITLE: SPECIAL INTRODUCTION OF NEW FULL-TIME CLAYTON EMS CHIEF.

DESCRIPTION: Fire Chief Lee Barbee will introduce the new full-time Clayton EMS Chief.

RELATED GOAL: Administrative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
01-03-11	Introduction.	N/A.

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

Agenda Item: 5a

Meeting Date: 12/20/10

TITLE: PUBLIC HEARING FOR ANNEXATION PETITION 2010-09-01 FOR AUTOMATIC ROLLS OF NORTH CAROLINA LLC LOCATED ON HARVEST MILL LANE OFF OF PONY FARM ROAD.

DESCRIPTION: Automatic Rolls of NC, LLC, owner, submitted an annexation petition for parcel number 05I05039B for 13.85 acres, non-contiguous.

The submittal satisfies one of the conditions of approval as listed in site plan SP 10-04.

At the November 15, 2010, Council meeting, it was the consensus of the Council to place this item on the consent agenda.

RELATED GOAL: Manage Growth Producing Quality Developments

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
11-15-10	Presentation.	Resolution & Map.
12-06-10	Approval.	Resolution & Map.
12-20-10	Public notice & Approval.	Certificate of Sufficiency, Resolution, & Map.
1-03-11	Public hearing.	Annexation ordinance.

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

Agenda Item: 5b

Meeting Date: 01/03/11

**TITLE: PUBLIC HEARING FOR THE US 70 CORRIDOR STUDY;
CONTINUED FROM THE DECEMBER 6, 2010, COUNCIL MEETING.**

DESCRIPTION: During the 2010 Council Retreat, the Council established the Small Area and Infrastructure Plan for HWY 70/HWY 70 Bypass as a top priority.

Representatives of The Wooten Company presented the US 70 Corridor Study to the Planning Board at its October 25, 2010, board meeting. The Planning Board suggested modifications to the plan related to the proposed limitation on building height.

A public forum was held in the Council Chambers on Tuesday, November 9, 2010. It consisted of stations so that citizens could receive information and provide comments regarding the proposed corridor and interchange study.

RELATED GOAL: Manage Growth Producing Quality Developments

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
11-15-10	Presentation & Public Notice.	DRAFT US 70 Corridor Plan & Map.
12-06-10	Public hearing.	Revised Draft of US 70 Corridor Plan, Map, Comparative Analysis and Schedule Spreadsheet, & Citizen Comments from Richard Bolyard.
01-03-11	Public Hearing, Cont'd.	Memorandum from Town Manager, Revised Draft of US 70 Corridor Plan, Map & Comparative Analysis and Schedule Spreadsheet.

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

Agenda Item: 7a

Meeting Date: 01/03/11

**TITLE: LETTER OF AGREEMENT BETWEEN THE TOWN OF CLAYTON
AND OWNERS OF MITCHINER HILLS SUBDIVISION.**

DESCRIPTION: Attached.

RELATED GOAL: Administrative

ITEM SUMMARY:

Date:

Action:

Info. Provided:

01-03-11

Discussion.

DRAFT Letter of Agreement.

**TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET**

Agenda Item: 8c

Meeting Date: 01/03/11

TITLE: TOWN CLERK

DESCRIPTION: Calendar of Events:

RELATED GOAL: Administrative

ITEM SUMMARY:

- New Year's Day Holiday – Friday, December 31, 2010
- Council Mtg – Monday, January 3, 2011 @ 7:30 PM
- [Region III IIMC Academy hosted by the North Carolina Clerks – January 9 – 11, 2011; Charlotte, NC]
- Martin Luther King Jr's Birthday Holiday – Monday, January 17, 2011
- Council Mtg – **TUESDAY**, January 18, 2011 @ 7:30 PM
- Board of Adjustment Mtg – Wednesday, January 19, 2011 @ 6 PM
- The Palladian Series: Blues Bash VI: Superharps featuring James Cotton with Tad Walter Trio – Friday, January 21, 2011 @ 8 PM
- Planning Board Mtg – Monday, January 24, 2011 @ 7 PM
- 2011-2012 biennium of the North Carolina General Assembly convenes – Wednesday, January 26, 2011
- 2011 NC Main Street Conference – January 26 – 28, 2011; Shelby, NC
- [City & County Clerks Academy – January 26-28, 2011; RTP, NC]
- Council Mtg – Monday, February 7, 2011 @ 7:30 PM
- Downtown Development Association Mtg – Monday, February 7, 2011 @ 7:30 PM in Room GS 223
- Board of Adjustment Mtg – Wednesday, February 16, 2011 @ 6 PM
- Council Mtg – Monday, February 21, 2011 @ 7:30 PM
- The Palladian Series: Tommy Emmanuel – Saturday, February 26, 2011 @ 8 PM
- Planning Board Mtg – Monday, February 28, 2011
- Council Mtg – Monday, March 7, 2011 @ 7:30 PM
- Colin Hay – Sunday, March 13, 2011 @ 8 PM
- Sunshine Week – March 13 – 19, 2011
- Board of Adjustment Mtg – Wednesday, March 16, 2011 @ 6 PM
- Council Mtg – Monday, March 21, 2011 @ 7:30 PM
- Planning Board Mtg – Monday, March 28, 2011 @ 7 PM
- Council Mtg – Monday, April 4, 2011 @ 7:30 PM
- Downtown Development Association Mtg – Monday, April 11, 2011 @ 7:30 PM in Room GS 223
- Council Mtg – Monday, April 18, 2011 @ 7:30 PM
- Board of Adjustment Mtg – April 20, 2011 @ 6 PM
- Good Friday Holiday – Friday, April 22, 2011
- Planning Board Mtg – Monday, April 25, 2011 @ 7 PM
- Council Mtg – Monday, May 2, 2011 @ 7:30 PM
- NCLM Town Hall Day – Wednesday, May 4, 2011
- Council Mtg – Monday, May 16, 2011 @ 7:30 PM
- Board of Adjustment Mtg – Wednesday, May 18, 2011 @ 6 PM
- Planning Board Mtg – Monday, May 23, 2011 @ 7 PM
- Memorial Day Holiday – Monday, May 30, 2011
- Council Mtg – Monday, June 6, 2011 @ 7:30 PM Downtown Development Association Mtg – Monday, June 13, 2011 @ 7:30 PM in Room GS 223

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- Board of Adjustment Mtg – Wednesday, June 15, 2011 @ 6 PM
- Council Mtg – Monday, June 20, 2011
- Planning Board Mtg – Monday, June 27, 2011 @ 7 PM
- Independence Day Holiday – Monday, July 4, 2011
- Council Mtg – Monday, July 18, 2011 @ 7:30 PM
- Board of Adjustment Mtg – Wednesday, July 20, 2011 @ 6 PM
- Planning Board Mtg – Monday, July 25, 2011 @ 7 PM
- Council Mtg – Monday, August 1, 2011 @ 7:30 PM
- Downtown Development Association Mtg – Monday, August 8, 2011 @ 7:30 PM in Room GS 223
- Council Mtg – Monday, August 15, 2011 @ 7:30 PM
- Board of Adjustment Mtg – Wednesday, August 17, 2011 @ 6 PM
- Planning Board Mtg – Monday, August 22, 2011 @ 7 PM
- 2011 ElectriCities Annual Conference – August 25 – 27, 2011; Grove Park Inn Asheville
- Labor Day Holiday – Monday, September 5, 2011
- Council Mtg – **TUESDAY**, September 6, 2011 @ 7:30 PM
- Council Mtg – Monday, September 19, 2011 @ 7:30 PM
- Board of Adjustment Mtg – Wednesday, September 21, 2011 @ 6 PM
- Planning Board Mtg – Monday, September 26, 2011 @ 7 PM
- Council Mtg – Monday, October 3, 2011 @ 7:30 PM
- Downtown Development Association Mtg – Monday, October 10, 2011 @ 7:30 PM in Room GS 223
- Council Mtg – Monday, October 17, 2011 @ 7:30 PM
- Board of Adjustment Mtg – Wednesday, October 19, 2011 @ 6 PM
- 2011 North Carolina League of Municipalities (NCLM) Annual Conference – October 23 -25, 2011; Raleigh
- Planning Board Mtg – Monday, October 24, 2011 @ 7 PM
- Council Mtg – Monday November 7, 2011 @ 7:30 PM
- Veteran’s Day Holiday – Friday, November 11, 2011
- Downtown Development Association Mtg – Monday, November 14, 2011 @ 7:30 PM, site TBA
- Board of Adjustment Mtg – Wednesday, November 16, 2011 @ 6 PM
- Council Mtg – Monday, November 21, 2011 @ 7:30 PM
- Thanksgiving Day Holiday – Thursday, November 24, 2011 & Friday, November 25, 2011
- Planning Board Mtg – Monday, November 28, 2011 @ 7 PM
- Council Mtg – Monday December 5, 2011 @ 7:30 PM
- Downtown Development Association Mtg – Monday, December 12, 2011 @ 7:30 PM in Room GS 223
- Council Mtg – Monday, December 19, 2011 @ 7:30 PM
- Board of Adjustment Mtg – Wednesday, December 21, 2011 @ 6 PM
- Christmas Holiday – Monday, December 26, 2011 & Tuesday, December 27, 2011
- Planning Board Mtg – **WEDNESDAY**, December 28, 2011 @ 7 PM

Date:
01-03-11

Action:
Information.

Info. Provided:
Calendar of Events.