

Jody L. McLeod
MAYOR

Bruce Thompson
TOWN ATTORNEY

Steve Biggs
TOWN MANAGER



Bob Satterfield
R.S. "Butch" Lawter, Jr.
Art Holder
Jason Thompson
COUNCIL MEMBERS

Michael Grannis
MAYOR PRO TEM

TOWN COUNCIL MEETING

FEBRUARY 03, 2014

AGENDA

MAYOR AND TOWN COUNCIL

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

**COUNCILMAN ART HOLDER
COUNCILMAN R.S. "BUTCH" LAWTER, JR.
COUNCILMAN JASON THOMPSON**

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, FEBRUARY 03, 2014
6:30 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 January 22, 2014, work session.

b. Adoption of the following warranties:

- One year pavement warranty for Glen Laurel East, Phase 2B
- Five year pavement warranty for Riverwood AC, Phase 6D-1 (Alpine Valley)
- Five year pavement warranty for Riverwood AC, Phase 3A-1 & 3A-2

4. INTRODUCTIONS AND SPECIAL PRESENTATIONS

a. Update on the proposed universal playground at East Clayton Community Park on Glen Laurel Road.

5. PUBLIC HEARINGS

a. Public comment for amendment to the Town of Clayton Comprehensive List of Fees and Charges for consultant review fees for tower review.

6. OLD BUSINESS

a. Status of 110 West Front Street, the former Red and White Store.

7. NEW BUSINESS

a. Application for a Clayton Fire Department member for the Clayton Fire Advisory Board.

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

Council portrait tentative for Monday, February 17, 2014; pending confirmation [WIP]

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

Agenda Item: 3a

Meeting Date: 2/03/14

TITLE: DRAFT MINUTES FROM THE JANUARY 22, 2014, WORK SESSION.

DESCRIPTION: Attached.

RELATED GOAL: Legislative

ITEM SUMMARY:

Date:

Action:

Info. Provided:

02-03-14

Approval.

DRAFT 1/22/2014 minutes.

MINUTES CLAYTON TOWN COUNCIL JANUARY 22, 2014

The second regular meeting of the Clayton Town Council for the month of January was held on Wednesday, January 22, 2014, at 6:30 PM at Town Hall, 111 East Second Street.

PRESENT: Mayor Jody L. McLeod, Mayor Pro Tem Michael Grannis, Councilman Bob Satterfield, Councilman R. S. "Butch" Lawter Jr., Councilman Art Holder, and Councilman Jason Thompson.

ALSO PRESENT: Steve Biggs, Town Manager; Katherine Ross, Town Attorney; Sherry Scoggins, Town Clerk; Nancy Medlin, Deputy Town Manager; Lee Barbee, Fire Chief; David DeYoung, Planning Director; Tim Simpson, Public Works & Utilities Director; Dale Medline, Electric System Director; Ann Game, Customer Service Director; John McCullen, Town Engineer; Stacy Beard, Public Information Officer; Tommy Roy, Information Services Technician

ITEM 1. CALL TO ORDER

Mayor Jody McLeod called the meeting to order at 6:36 PM. Mayor McLeod gave the invocation.

ITEM 2. ADJUSTMENT OF THE AGENDA

The following adjustment of the agenda was requested:

- Table Item 4a
- Add as Item 4e, presentation by the North Carolina Forest Service and Clayton Fire Department to recognize Walden HOA for being designated as a Firewise Community

It was the consensus of the Council to proceed with agenda as adjusted.

ITEM 3. ACTION AGENDA

Councilman Holder motioned to approve the action agenda as presented; Councilman Thompson seconded the motion. The motion carried unanimously with the following action agenda items approved at 6:37 PM:

- Item 3a. Draft minutes from the December 16, 2013, work session meeting and draft minutes from the January 6, 2014, regular meeting.
- Item 3b. Public comment slated for Clayton Town Council consideration at its February 3, 2014, Council meeting on the proposed fee amendment to the consultant review fees for tower review [NC GS

160A-4.1] within the Town of Clayton Comprehensive List of Fees and Charges.

ITEM 4. INTRODUCTIONS & SPECIAL PRESENTATIONS

Item 4a. Introduction of new Town of Clayton employee(s).

This item was tabled.

Item 4b. Recognition of Evan Bradshaw: Participant in the 2014 Down Under Bowl.

Mayor Jody McLeod read the following proclamation into the record:

**RECOGNITION OF EVAN BRADSHAW
PARTICIPANT IN THE 2014 DOWN UNDER BOWL**

WHEREAS, International Sports Specialists, Inc. (ISSI) was founded in February 1989 based upon the dream of a New Zealander by the name of George O'Scanlon; and

WHEREAS, ISSI hosts the annual Down Under Sports Tournaments which provide a forum for athletes from other countries to compete head to head in the sport they love in Australia; and

WHEREAS, the goal of ISSI is to use the common language of sports to bridge the continents; and

WHEREAS, Clayton High School senior Evan Bradshaw has been invited to represent North Carolina on the 2014 East Central Conference Football Team in the summer of 2014; and

WHEREAS, Evan's participation is a once in a lifetime opportunity as he represents the Town of Clayton and North Carolina Football on the East Central Conference Team competing in the 2014 Down Under Bowl Championship.

NOW, THEREFORE, the Honorable Mayor and Town Council of the Town of Clayton recognize Evan Bradshaw for his selection as an Impact Player to the 2014 North Carolina State Football Team. And the Honorable Mayor and Town Council of the Town of Clayton extend best wishes for a successful grid-iron game while competing at the 2014 Down Under Bowl hosted on the Gold Coast of Australia.

Duly proclaimed this the 22nd day of January 2014.

Mayor McLeod presented the proclamation to Evan Bradshaw.

Item 4c. Presentation of activities slated for the month of February 2014 for American Heart Month and proclaiming February as American Heart Month.

Mayor Jody McLeod read the following proclamation into the record:

PROCLAIMING FEBRUARY AS AMERICAN HEART MONTH

WHEREAS, the American Heart Association is the only voluntary health agency whose sole mission is to build healthier lives, free of cardiovascular disease and stroke; and

WHEREAS, heart attacks and strokes kill and disable more people each year than all other health-related causes combined; and

WHEREAS, it is now possible to reduce this terrible toll dramatically through proper diet, exercise, and medical care; and

WHEREAS, the American Heart Association and its local affiliates have engaged in a collaborative effort to focus public attention on the opportunities we have to protect ourselves against the ravages of these afflictions; and

WHEREAS, the American Heart Association provides health care, nutrition, and physical activity suggestions on its website: www.heart.org; and

WHEREAS, the Town of Clayton motto is “Premier Community for Active Families;” and

WHEREAS, the first Friday of each February is recognized as National Wear Red Day; and the American Heart Association is again recognizing and supporting this cause on Friday, February 7, 2014, by raising funds for research and standing with women in their fight against their number one killer- heart disease; and

WHEREAS, the American Heart Association is sponsoring HeartChase an “Amazing Race” type event on Saturday, May 17, 2014, in Downtown Clayton; whereby participants in HeartChase will perform some type of heart healthy exercise before moving on to another checkpoint.

NOW, THEREFORE, the Honorable Mayor and Clayton Town Council wish to recognize the month of February as

“AMERICAN HEART MONTH”

and remind our citizens of the vital importance of preventive health care and to support educational programs to help fight against heart disease and stroke.

Duly proclaimed by the Clayton Town Council this 22nd day of February 2014, while in regular session.

Mayor McLeod presented the proclamation to Michelle Gray of the American Heart Association.

Item 4d. Presentation regarding the increase in sales tax on electric sales effective July 1, 2014.

Customer Service Director Ann Game provided the following PowerPoint presentation overview of the increase in sales tax on electric sales effective July 1, 2014; herewith attached and incorporated into the permanent record:

- Effective July 1, 2014, there will be a sales tax increase collected by all electric providers
 - Current rate is 3%
 - Proposed rate will be 7%
 - State mandated
 - Not an electric rate increase
- Notice of the tax increase for electricity will be on the back of the utility bills immediately
- Tax impacts all electric customers regardless of electric provider
- Goal is to have notice of tax increase to customers prior to July 1
 - Posting on website, social media and the media
- Requested the Council share this message with citizens at community events

Mayor McLeod stated this is a State mandate and it is not a Town of Clayton electric rate increase.

Council thanked Customer Service Director Ann Game and staff on being proactive by getting this information out.

Town Manager Steve Biggs stated there is an opportunity to share conservation measures with citizens to help reduce electric consumption.

Item 4e. Presentation by the North Carolina State Forest and Clayton Fire Department recognizing Walden HOA for being designated as a Firewise Community.

Fire Chief Lee Barbee introduced Assistant Johnston County Forest Service Ranger Hannah Kearney and Clayton Fire Department Lieutenant Larry Such.

Hannah Kearney, Assistant Johnston County Forest Service Ranger, stated North Carolina began participating in the Firewise Community program in 1996.

She stated North Carolina has 27 Firewise Communities. She stated North Carolina ranks 15th in Firewise Communities in the United States. She read into the record a statement prepared by Gary Wood, Firewise Coordinator and Wildfire Mitigation Specialist:

As a Firewise Coordinator of North Carolina, I don't get to work with many communities that have a close personal connection for me as Walden has been. I worked in Johnston County in the mid 1980's and was responsible for initial attack fires in the Clayton area. Several times fires started and they were spreading in the direction of Walden. Fortunately quick response by the Clayton Fire Department and the North Carolina Forest Service prevented any homes from being impacted. We didn't know about Walden, urban interface or Firewise Community USA was then because they had not yet been created. We just knew that the heavy wooded home sites and heavy fuel loads, limited access, and topography could spell disaster. This is a long time coming and I appreciate the work of the residents of Walden, Clayton Fire Department, and the North Carolina Forest Service has done to educate residents of their risk of fire. From this education hopefully homeowners will make the changes to reduce or minimize the risk of wildfires. Walden is Johnston County's first and North Carolina's 26th community to be recognized by the Firewise Community USA program.

Clayton Fire Department Lieutenant Larry Such stated he is excited to present this award to Paul Uzzle, President of the Walden HOA. He stated the Firewise program reduces risk for homeowners who like a natural area.

ITEM 5. ITEMS SCHEDULED FOR THE REGULAR MEETING AGENDA

Item 5a. Presentation of amendment to the Town of Clayton Comprehensive List of Fees and Charges for consultant review fees for tower review.

Planning Director David DeYoung stated in December the Town's ordinance pertaining to cell tower was amended. He stated one of the new requirements was a cap of the consultant review fee of \$1000. He stated this amendment is to come into compliance with the State requirements.

This item is slate for the February 3, 2014, Council meeting for public comment.

Item 5b. Presentation of the following warranties:

- One year pavement warranty for Glen Laurel East, Phase 2B
- Five year pavement warranty for Riverwood AC, Phase 6D-1 (Alpine Valley)

- Five year pavement warranty for Riverwood AC, Phase 3A-1 & 3A-2

It was the consensus of the Council to place these items on the February 3, 2014, consent agenda.

ITEM 6. ITEMS CONTINGENT FOR THE REGULAR MEETING

No items contingent for the regular meeting were presented to the Council.

ITEM 7. ITEMS FOR DISCUSSION

No items for discussion were presented to the Council.

ITEM 8. OLD BUSINESS

Item 8a. Status of the acquisition of easements for the Clayton-Raleigh sewer transmission project.

Town Manager Steve Biggs stated staff is continuing to work with four homeowners and may be at an impasse with one homeowner. He stated staff will continue negotiations for the remaining easements.

Item 8. Status of 110 West Front Street, the former Red and White Store.

Mr. Randall Messick distributed a handout, herewith attached. Mr. Messick stated he had to hire another engineer and he did not have a report until a few days ago. He stated the recommendation is to demo the roof of the building. He stated attached is a quote from Stock Building Supply for a truss roof system.

Based upon question by Council, Mr. Messick stated he did apply for a demolition permit yesterday. He stated he would be called when the permit is available.

Mr. Messick stated he spoke with Mr. Gary Jewell, his accountant, about financing of the project.

Based upon question by Council, Mr. Messick stated the building is not in his name. He stated the owner name on the demolition permit is Ms. Katie Smith and that can be changed when the building is purchased. He stated the demolition can begin when the permit is received.

Based upon question by Council, Mr. Messick stated there is an agreement between Ms. Smith and him for the sale of the building.

Town Manager Steve Biggs stated he does have an executed contract.

Based upon question by Council, Mr. Messick stated moving forward with the contract is contingent upon the action by Council.

Councilman Lawter stated he understood the process for demolition of the current roof. He questioned the length of the process for replacing the roof system.

Town Engineer John McCullen stated Stock Builders has a truss system. He stated he does not have an estimate on the lead time.

Based upon question by Council, Town Engineer McCullen stated it is usually a couple of days for turnaround for the plan review of something like a truss system.

Based upon question by Town Manager Biggs, Mr. Messick stated there would be a crane on site to place the trusses. Mr. Messick stated he would have to speak with the property owner behind the property for use of the area to place the roofing materials.

Town Engineer McCullen stated Mr. Messick and he were discussing options for the storage of the materials, power lines, and the possibility of asbestos in the building.

Based upon question by Council, Mr. Messick stated after the roof is installed the building is white box ready.

Based upon question by Council, Mr. Messick stated he will operate the store.

Based upon question by Council, Mr. Messick stated there will be ongoing activity until the store is complete. He stated he does not know how long, but he believes it will go quickly.

ITEM 9. STAFF REPORTS

Item 9a. Town Manager

Town Manager Steve Biggs stated he will have work done to his left knee. He will be out beginning January 30, 2014 and returning on February 7, 2014.

Item 9b. Town Attorney

Town Attorney Katherine Ross stated no additional report.

Item 9c. Town Clerk

Town Clerk Sherry Scoggins stated no additional report.

Item 9d. Other Staff

No other staff made a report to the Council.

ITEM 10 OTHER BUSINESS

Item 10a. Informal Discussion & Public Comment.

No informal discussion and public comment was presented to the Council.

Item 10b. Council Comments.

No Council comments were presented.

ITEM 11. ADJOURNMENT

With there being no further business brought before the Council, Councilman Holder motioned to adjourn. Councilman Thompson seconded the motion. Motion carried unanimously at 7:17 PM.

Duly adopted by the Clayton Town Council this _____ day of February 2014, while in regular session.

ATTEST:

Jody L. McLeod,
Mayor

Sherry L. Scoggins, MMC
Town Clerk

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

Agenda Item: 3b

Meeting Date: 2/03/2014

TITLE: ADOPTION OF THE FOLLOWING WARRANTIES:

- **ONE YEAR PAVEMENT WARRANTY FOR GLEN LAUREL EAST, PHASE 2B**
- **FIVE YEAR PAVEMENT WARRANTY FOR RIVERWOOD AC, PHASE 6D-1 (ALPINE VALLEY)**
- **FIVE YEAR PAVEMENT WARRANTY FOR RIVERWOOD AC, PHASE 3A-1 & 3A-2**

DESCRIPTION: Attached.

RELATED GOAL: Administrative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
01-22-14	Presentation.	Memorandums (3).
02-03-14	Approval.	Memorandums (3).

TOWN OF CLAYTON OPERATIONS CENTER

"SERVICE"

ELECTRIC SERVICE
(919) 553-1530

VEHICLE MAINTENANCE
(919) 553-1530



"ENVIRONMENT"

PUBLIC WORKS
(919) 553-1530

WATER RECLAMATION
(919) 553-1535

MEMORANDUM

To: Sherry Scoggins, Town Clerk

From: Chris Rowland, Construction Inspector *CR*

Date: December 10, 2013

Cc: Dave DeYoung, Planning Director
Chad E. Blackmon, Blackmon Development

Subject: Glen Laurel East, Phase 2B

The asphalt pavement has been installed within the subject development. Please schedule Council action for the acceptance of this work subject to a one-year warranty period. Following the warranty period, pavement and base course condition will be evaluated and any identifiable faults corrected by the developer prior to final acceptance.

TOWN OF CLAYTON OPERATIONS CENTER

"SERVICE"

ELECTRIC SERVICE
(919) 553-1530

VEHICLE MAINTENANCE
(919) 553-1530



"ENVIRONMENT"

PUBLIC WORKS
(919) 553-1530

WATER RECLAMATION
(919) 553-1535

MEMORANDUM

To: Sherry Scoggins, Town Clerk

From: Chris Rowland, Construction Inspector *CR*

Copy: David DeYoung, Planning Director
Donnie Adams, DC Adams Engineering

Date: December 11, 2013

Re: Riverwood AC, Phase 6D-1 (Alpine Valley)

The asphalt pavement has been installed within the subject development. Please schedule Council action for the acceptance of this work subject to a five-year warranty period. Following the warranty period, pavement and base course condition will be evaluated and any identifiable faults corrected by the developer prior to final acceptance.

TOWN OF CLAYTON OPERATIONS CENTER

"SERVICE"

ELECTRIC SERVICE
(919) 553-1530

VEHICLE MAINTENANCE
(919) 553-1530



"ENVIRONMENT"

PUBLIC WORKS
(919) 553-1530

WATER RECLAMATION
(919) 553-1535

MEMORANDUM

To: Sherry Scoggins, Town Clerk

From: Chris Rowland, Construction Inspector 

Copy: David DeYoung, Planning Director
Donnie Adams, DC Adams Engineering

Date: January 2, 2014

Re: Riverwood AC, Phases 3A-1 & 3A-2

The final lift of asphalt pavement has been installed within the referenced location. Please schedule Council action for the acceptance of this work subject to a five-year warranty period. Following the warranty period, pavement and base course condition will be evaluated and any identifiable faults corrected by the developer prior to final acceptance.

received
1-7-14 DRS

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

Agenda Item: 4a

Meeting Date: 2/03/14

TITLE: UPDATE ON THE PROPOSED UNIVERSAL PLAYGROUND AT EAST CLAYTON COMMUNITY PARK ON GLEN LAUREL ROAD.

DESCRIPTION: A representative of the playground focus group will provide an update on the proposed universal playground for East Clayton Community Park on Glen Laurel Road.

RELATED GOAL: Administrative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
02-03-14	Presentation.	N/A.

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

Agenda Item: 5a

Meeting Date: 2/03/2014

**TITLE: PUBLIC COMMENT ON AMENDMENT TO THE TOWN OF CLAYTON
COMPREHENSIVE LIST OF FEES AND CHARGES FOR
CONSULTANT REVIEW FEES FOR TOWER REVIEW.**

DESCRIPTION: At its December 2, 2013, Council meeting, Council amended its Code of Ordinances for cell towers because of legislation passed by the state legislators during the 2013 session. The amendment to the fee schedule coincides with the recently approved state legislation.

RELATED GOAL: Financially Responsible Town Government Providing Quality Service.

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
01-22-14	Presentation.	Planning Fee Schedule.
02-03-14	Public Comment.	Planning Fee Schedule.

Planning Department Fee Schedule*

DEVELOPMENT SUBMITTAL FEES			
Appeal / Interpretation	\$250	Sign, Master Plan	\$100
Annexation (see Town Clerk)	No Charge	Sign, Permanent	\$50 + \$5/add'l sign
Conditional Use	\$400	Sign, Temporary	\$30
Major Subdivision	\$400 + \$5/lot	Site Plan, Administrative Amendment	\$100
Minor Subdivision	\$200 + \$5/lot (< 5 lots)	Site Plan, Major	\$500 + \$5/acre
Master (Open Space) Subdivision Plan	\$700 + \$5/acre	Site Plan, Minor	\$250 + \$5/acre
Planned Development	\$1,000 +5/acre	Special Use Permit	\$400
Plat, Exempt	\$100	Temporary Use / Special Event Permit	\$100
Plat, Final	\$250 + \$5/lot	Tree Removal /Clearing Permit	\$50
Plat, Recombination	\$100	Variance Application	\$250 \$500 (after the fact)
Re-submittal Fee	<i>3rd Submittal</i> ½ of Original Fee	Zoning Compliance Permit⁽¹⁾	\$50
Rezoning	\$500	Zoning Verification Letter	\$50

⁽¹⁾No charge for not-for-profit organizations

DOCUMENT FEES			
Photocopy < 11" X 17" (Black and White)	\$0.10	Maps 24" X 36"	\$20.00
Photocopy > 11" X 17" (Black and White)	\$1.00	Maps 36" X 48"	\$30.00
Photocopy < 11" X 17" (Color)	\$0.40	General Design Guidelines	\$10.00
Photocopy > 11" X 17" (Color)	\$5.00	Strategic Growth Plan	\$20.00
Maps 18" X 24"	\$10.00	Unified Development Code	\$40.00

CONSULTANT REVIEW FEES			
Traffic Review	\$ Determined Prior to Submission	Tower Review, New Structure with One Related Meeting	\$5,000
Tower Review, New Structure with Two Related Meetings	\$6,500	Tower Review, Co-Location / Modification / Upgrade (amended DATE)	\$1,000

RECREATION AND OPEN SPACE FEES⁽¹⁾			
Residential Unit Fee	\$750	Residential Unit Fee (Private Open Space Included)	\$375
Multi-Family Unit Fee	\$700	Multi-Family Unit Fee (Private Open Space Included)	\$350

⁽¹⁾Fees are charged on a per lot/unit basis

*In accordance with NC GS 160A-4.1 (**Electronic notice of new fees and fee increase; public comment period**), as the Town maintains its website, the Town shall provide notice of the imposition of or increase in fees or charges applicable solely to the construction of development subject to the provisions of Part 2 of Article 19 of this Chapter on the Town's website at least seven days prior to the first meeting where the imposition of or increase in the fees or charges is on the agenda for consideration.

During the consideration of the imposition of or increase in fees or charges, the Clayton Town Council shall permit a period of public comment.

This section shall not apply if the imposition of or increase in fees or charges is contained in a budget filed in accordance with the requirements of NC GS 159-12.

Duly adopted by the Clayton Town Council this 3rd day of February 2014, while in regular session.

ATTEST:

Jody L. McLeod,
Mayor

Sherry L. Scoggins, MMC
Town Clerk

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

Agenda Item: 6a **Meeting Date:** 2/03/14
TITLE: STATUS OF 110 WEST FRONT STREET, FORMER RED & WHITE STORE.

DESCRIPTION: At the July 16, 2012, Council work session, it was the consensus of the Council that staff draft an ordinance authorizing the building inspector to have the property demolished in the event Town does not see work initiated within the specified timeframe.
 At its August 6, 2012, Council meeting, it was the consensus of the Council to continue this item for 90 days.
 At its November 5, 2012, Council meeting, the Council received information from the lien holder of this property. All Council members voted in favor of continuing this item to the 11/19/ 12 Council meeting in order to receive additional information.
 At its December 2, 2013, Council meeting, staff updated Council on the status of the structure at 110 West Front Street. The ordinance has been updated to reflect the current owner information and is included in the agenda packet for Council consideration.

RELATED GOAL: Think Downtown & Administrative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
7-16-12	Discussion.	Ordinance.
8-06-12	Discussion.	Ordinance, map, NC GS 160A-439, & Town Code of Ord Section 153.027.
10-15-12	None – Tracking.	Ordinance, map, NC GS 160A-439, and Town Code of Ord section153.027.
11-05-12 & 11-19-12	Discussion.	Ordinance, map, NC GS 160A-439, and Town Code of Ord Section 153.027.
12-3-12	Discussion.	Ordinance, Map, NC GS 160A-439, and Town Code of Ords section 153.027.
12-17-12	Discussion.	N/A.
1-7-13 – 6-17-13	Discussion.	N/A.
8-5-13 & 8-19-13	Discussion.	
10-07-13 & 10-21-13	Discussion.	
11-04-13	Discussion.	
12-02-13 & 12-16-03	Discussion.	Ordinance & map.
01-22-14	Discussion.	Ordinance & map.
02-03-14	Discussion.	Ordinance & map.

**TOWN OF CLAYTON, NORTH CAROLINA
ORDINANCE DIRECTING THE ENFORCEMENT OFFICER TO REMOVE
OR DEMOLISH THE NONRESIDENTIAL BUILDING OR STRUCTURE
LOCATED AT 110 WEST FRONT STREET
(Johnston County Tax Number 05031012)**

WHEREAS, pursuant to the enforcement of the Nonresidential Building or Structure Code contained in Chapter 153 of the Town of Clayton Code of Ordinances, as authorized by the provisions of North Carolina General Statute 160A-439, the owner of the nonresidential building or structure described below has failed to comply with an Order of the Building Inspector to either (i) repair, alter or improve the nonresidential building or structure to bring it into compliance with the minimum standards established by the Nonresidential Building or Structure Code or (ii) remove or demolish the nonresidential building or structure;

WHEREAS, the Town Council of the Town of Clayton, North Carolina does hereby find and determine that the owner of the nonresidential building or structure described below has been given a reasonable opportunity to bring the nonresidential building or structure in conformity with the minimum standards established by the Nonresidential Building or Structure Code contained in Chapter 153 of the Code of Ordinances for Clayton, North Carolina; and

WHEREAS, North Carolina General Statute 160A-439(f) and Section 153.027 of the Code of Ordinances for the Town of Clayton, North Carolina empower the Town Council to enact this ordinance to authorize and direct the Enforcement Officer to remove or demolish a nonresidential building or structure when the owner has failed to comply with an Order of the

Enforcement Officer issued pursuant to the provisions of the Nonresidential Building or Structure Code;

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Clayton, North Carolina that:

Section 1. The Enforcement Officer is hereby authorized and directed to proceed to demolish and remove the nonresidential building or structure located at 110 West Front Street in the Town of Clayton, North Carolina, and owned by Katie C Smith as listed with the Tax Office for the County of Johnston and as described in DB 4208 Page 95 Johnston County Register of Deeds.

Section 2. The cost of demolition and removal shall constitute a lien against the real property described above. The lien shall be filed, have the same priority, and be enforced and the costs collected in the same manner as the lien for special assessment established by Article 10 of Chapter 160A of the North Carolina General Statutes. The amount of the costs shall also be a lien on any other real property of the owner located within the corporate limits of the Town of Clayton except for the owner's primary residence, said additional lien to be inferior to all prior liens and shall be collected as a money judgment.

Section 3. Any recoverable materials of the building or structure demolished or removed and any personal property, fixtures, or appurtenances found in or attached to the building or structure shall be offered for sale by the Enforcement Officer and the proceeds shall be credited against the cost of removal or demolition and any balance remaining shall be deposited in superior court where it shall be secured and disbursed in the manner provided by North Carolina General Statute 160A-439 (i)(3).

Section 4. This ordinance shall be recorded in the Office of the Register of Deeds of Johnston County and shall be indexed in the name of the property owner in the grantor index.

Section 5. This ordinance shall become effective upon its adoption.

[Remainder of page intentionally left blank.]

Duly adopted this the 3rd day of February 2014 while in regular session.

(SEAL)

Jody L. McLeod,
Mayor

ATTEST:

APPROVED AS TO FORM:

Sherry L. Scoggins, MMC
Town Clerk

Katherine E. Ross,
Town Attorney

**NORTH CAROLINA
JOHNSTON COUNTY**

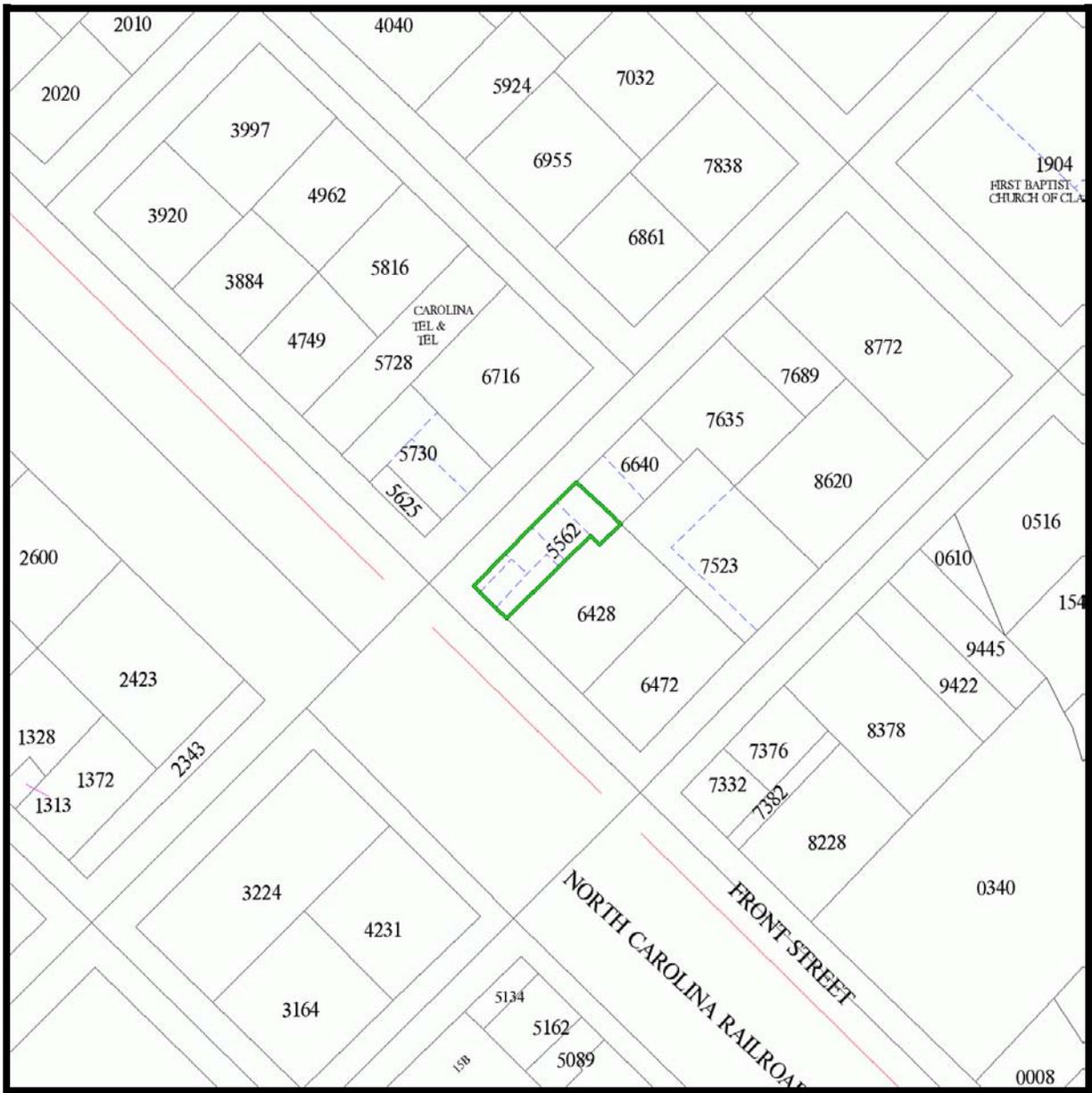
I, _____, a Notary Public, do hereby certify that Sherry L. Scoggins personally came before me this day and acknowledged that she is Town Clerk of the Town of Clayton and that by authority duly given and as the act of the Town the foregoing instrument was signed in its name by Jody L. McLeod, Mayor of the Town of Clayton.

Witness my hand and notarial seal this the _____ day of _____ 2014.

(SEAL)

Notary Public

Commission Expires



*** DISCLAIMER ***

Johnston County assumes no legal responsibility for the information.

Tag: 05031012

NCPin: 166913-03-5562

Mapsheet No: 166913

Owner Name1: SMITH, KATIE C

Owner Name2:

Mail Address1: PO BOX 325

Mail Address2:

Mail Address3: SNEADS FERRY NC 28460-0000

Site Address1: Not Available

Site Address2: Not Available

Book: 04208

Page: 0095

Market Value: 112010

Assessed Acreage: 0.13

Calc Acreage: 0.13

Sale Price:

Sale Date: 2012-11-21



1 inch = 150 feet

(The scale is only accurate when printed landscape on a 8.5x11 in size sheet with page scaling set to none.)

Date December 9, 2013

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

Agenda Item: 7a

Meeting Date: 2/03/14

TITLE: APPLICATION FOR A CLAYTON FIRE DEPARTMENT MEMBER FOR THE CLAYTON FIRE ADVISORY BOARD.

DESCRIPTION: Chris Sutton is retiring from the Clayton Fire Department. His retirement creates a vacancy on the Clayton Fire Advisory Board.

Matt Vessie expressed an interest in serving with a term expiring December 31, 2014.

RELATED GOAL: Legislative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
02-03-14	Approval.	Application.



ADVISORY BOARD CANDIDATE APPLICATION

The Town of Clayton welcomes and appreciates your interest in serving the Town. This application is designed to gather information to evaluate your qualifications. Candidates may be interviewed prior to appointment.

If requesting consideration for more than one, please submit a separate application for each board.

CHOOSE ONE:

- Planning & Zoning Board
- Board of Adjustment
- Downtown Development Assoc.
- Clayton Library Board
- Recreation Advisory Committee
- Fire Dept. Advisory Board
- Public Arts Advisory Board

PLEASE NOTE: In accordance with North Carolina law, this application is a public record and will be disclosed upon request and without notice. If there is any information you do not want released to the public, please do not include it.

Please type or use dark ink.

Name: MATTHEW P. VESSIE

Mailing Address: 1000 SARAZEN DRIVE, CLAYTON NC 27527

Physical HOME Address: 1000 SARAZEN DRIVE, CLAYTON NC 27527

Phone Number (HOME): 919-585-2260 (WORK) 919-996-2312

FAX Number: _____ Mobile Number: 919-901-8227

Email Address: MATTHEW.VESSIE@RALEIGHNC.GOV

*Female *Male *Race CAUCAS.

Employer: CITY OF RALEIGH - PUBLIC UTILITIES DEPARTMENT

Occupation: CIVIL ENGINEER - CONSTRUCTION/SEWER MAINT. SUPERINTENDENT

*This information is voluntary and is requested for the sole purpose of assuring that a cross section of the community is appointed; NC GS 143-157.1.

Residency within the Town limits or ETJ (extra territorial jurisdiction) is required for membership on most Council advisory boards.

Length of residence in Clayton: 7 YRS 7 MOS (AS OF 1/1/14)

Do you live in the Clayton? Corporate Limits: Yes No ETJ: Yes No

How did you find out about this board or committee? Facebook Website TV

Newspaper Email Twitter Mail Other LARRY SUCH/PAUL ZAIS

Outline your qualifications and why you wish to serve the board/committee you indicated.

- 25 YR. FIREFIIGHTER - PAST OFFICER / CURRENTLY P/T CAPTAIN IN CLAYTON F.D., INSTRUCTOR, FIRE OPERATOR CERTIFIED IN NIMS/ICS 100/200/300/400/700/800, DRIVER OPERATOR, PAST NATIONALITY CERTIFIED INCIDENT SAFETY OFFICER
- PAST FIRE DISTRICT SECRETARY / TREASURER (DEPT) - SAYVILLE, NY (13 YEARS)
- MANAGE PROP. STAFF OF 128 AND ANNUAL BUDGET OF 11 MILLION.

State why you would be an asset to this board or committee. I BELIEVE MY MANY YEARS OF FIRE RESCUE EXPERIENCE, MY ENGINEERING BACKGROUND, AND MANAGERIAL EXPERIENCES WOULD MAKE ME A WELL ROUNDED CANDIDATE AND AN OPEN MINDED MEMBER OF SUCH A BOARD.

Do you anticipate a conflict of interest if asked to serve as a member on the requested board or committee? No Yes If Yes, explain:

PLEASE LIST CURRENT AND PREVIOUS SERVICE TO THE COMMUNITY, CIVIC CLUBS, ETC., ACTIVITY AND ANY SPECIAL TALENTS.

Boards/Committees/Civic	From	To
<u>(NONE IN CLAYTON OR N.C. - SINCE MOVE IN 2007)</u>		
<u>BOARD OF FIRE COMMISSIONERS - SAYVILLE, NY</u>	<u>1995</u>	<u>2007</u>
<u>YOUTH BASKETBALL DIRECTOR, ST. JOHNS L.C., SAYVILLE NY.</u>	<u>2003</u>	<u>2007</u>

 Signature 01/18/2014 Date

- Please do not submit resumes or attachments.
- This application is a **public record**.
- Information in the application will be considered in making appointments.
- Candidates may be interviewed prior to appointment.
- If not initially appointed to serve, this application will remain active until August 1 of the following year.

Applications are to be turned in to the Town Clerk in person (111 East Second Street), by mail (Town of Clayton, PO BOX 879, Clayton, NC 27528) or by email (sscoggins@townofclaytonnc.org)

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

Agenda Item: 8c

Meeting Date: 2/03/2014

TITLE: TOWN CLERK

DESCRIPTION: Calendar of Events

- Planning Board Mtg – Monday, January 27, 2014 @ 6 PM
- Clayton Chamber Annual Meeting – Tuesday, January 28, 2014, @ 6 PM at the Clayton Center, 111 E 2nd Street
- Council Mtg – Monday, February 3, 2014 @ 6:30 PM
- National Wear Red Day [www.goredforwomen.org] – Friday, February 7, 2014
- Downtown Development Association Mtg – Monday, February 10, 2014 @ 6:30 PM in room GS 223
- The Clayton Center Palladian Series: The Hot Club of San Francisco (Meet Me in Paris) – Friday, February 14, 2014 @ 8 PM
- Council Mtg – Monday, February 17, 2014 @ 6:30 PM
- Board of Adjustment Mtg – Wednesday, February 19, 2014 @ 6 PM
- Planning Board Mtg – Monday, February 24, 2014 @ 6 PM
- Council Mtg – Monday, March 3, 2014 @ 6:30 PM
- Cooper Elementary PTA Run for the Rockets community event – Saturday, March 8, 2014 from 9 AM to 12 noon
- Spring Forward: 2014 Daylight Saving Time begins – Sunday, March 9, 2014, at 2 AM
- The Clayton Center Palladian Series: The Celtic Tenors – Saturday, March 15, 2014 @ 8 PM
- Council Mtg – Monday, March 17, 2014 @ 6:30 PM
- Board of Adjustment Mtg – Wednesday, March 19, 2014 @ 6 PM
- Planning Board Mtg – Monday, March 24, 2014 @ 6 PM
- Fire Advisory Board Mtg – Thursday, March 27, 2014 @ 7 PM at Fire Station 1, 325 West Horne Street
- The Clayton Center presents: Schoolhouse Rock Live! – Saturday, April 5, 2013 @ 3 PM
- Council Mtg – Monday, April 7, 2014 @ 6:30 PM
- The Clayton Center Palladian Series: James Gregory (The Funniest Man in America!) – Friday, April 11, 2014 @ 8 PM
- Downtown Development Association Mtg – Monday, April 14, 2014 @ 6:30 PM in room GS 223
- Board of Adjustment Mtg – Wednesday, April 16, 2014 @ 6 PM
- Good Friday Holiday – Friday, April 18, 2014
- Council Mtg – Monday, April 21, 2014 @ 6:30 PM
- Planning Board Mtg – Monday, April 28, 2014 @ 6 PM
- Council Mtg – Monday, May 5, 2014 @ 6:30 PM

- Ethics Webinar 2014 – Wednesday, May 14, 2014, from 10 AM to 12 noon, Four Oaks Room
- 2014 Legislative Session [the Short Session] – Wednesday, May 14, 2014 at 12 noon
- Council Mtg – Monday, May 19, 2014 @ 6:30 PM
- Board of Adjustment Mtg – Wednesday, May 21, 2014 @ 6 PM
- Fire Advisory Board Mtg – Thursday, May 22, 2014 @ 7 PM at Fire Station 1, 325 West Horne Street
- Memorial Day Holiday – Monday, May 26, 2014
- Planning Board Mtg – **TUESDAY**, May 27, 2014 @ 6 PM
- Council Mtg – Monday, June 2, 2014 @ 6:30 PM
- NCLM Town Hall Day – Wednesday, June 4, 2014
- Downtown Development Association Mtg – Monday, June 9, 2014 @ 6:30 PM in room GS 223
- Council Mtg – Monday, June 16, 2014 @ 6:30 PM
- Board of Adjustment Mtg – Wednesday, June 18, 2014 @ 6 PM
- Planning Board Mtg – Monday, June 23, 2014 @ 6 PM
- Independence Day Holiday – Friday, July 4, 2014
- Council Mtg – Monday, July 7, 2014 @ 6:30 PM
- Board of Adjustment Mtg – Wednesday, July 16, 2014 @ 6 PM
- Council Mtg – Monday, July 21, 2014 @ 6:0 PM
- Fire Advisory Board Mtg – Thursday, July 24, 2014 @ 7 PM at Fire Station 1, 325 West Horne Street
- Planning Board Mtg – Monday, July 28, 2014 @ 6 PM
- Labor Day Holiday – Monday, September 1, 2014
- NCLM Annual Conference – October 12-14, 2014; Greensboro, NC
- Fall Back: 2014 Daylight Saving Time ends – Sunday, November 2, 2014, at 2 AM
- Veteran’s Day Holiday – Tuesday, November 11, 2014
- Thanksgiving Day Holiday – Thursday, November 27, 2014 & Friday, November 28, 2014
- Christmas Holiday – Wednesday, December 24, 2014; Thursday, December 25, 2014; & Friday, December 26, 2014

Date:
02-03-14

Action:
N/A

Info. Provided:
Calendar of Events