



**Minutes of the Burlington
City Council Meeting**
425 S. Lexington Avenue, Burlington, NC
7:00pm - Tuesday, January 7, 2020

The City Council of the City of Burlington held a regularly scheduled meeting in the Council Chamber, Municipal Building, 425 South Lexington Avenue, Burlington, NC, 27215, on January 7, 2020 at 7:00pm.

Mayor Ian Baltutis presided.

Council Members Present:

Mayor Ian Baltutis
Mayor Pro Tem Kathy Hykes
Council Member Robert Ward
Council Member James Butler
Council Member Harold Owen

Staff Present:

City Manager Hardin Watkins
City Attorney David Huffman
Interim City Clerk Beverly Smith

Council Members Absent: None

CALL TO ORDER: Mayor Ian Baltutis

INVOCATION: Council Member Bob Ward

CODE OF ETHICS DISCLOSING CONFLICTS OF INTEREST: Interim City Clerk, Beverly Smith

Council Member Ward asked to be recused from Item F.

Upon a motion by Council Member Butler, seconded by Mayor Pro Tem Hykes, it was resolved unanimously to recuse Council Member Ward from voting on Item F.

APPROVAL OF MINUTES: November 5, 2019 City Council Meeting

Upon a motion by Council Member Ward, seconded by Council Member Butler, it was resolved unanimously to approve the foregoing minutes.

Mayor Baltutis recognized alumni from Leadership Alamance in attendance.

ADDITION TO CONSENT AGENDA:

- Item F: Interlocal Agreement for Emergency Dispatch and Communications Services

Upon a motion by Council Member Butler, seconded by Mayor Pro Tem Hykes, it was resolved unanimously to approve the addition of Item F to the Consent Agenda.

ADOPTION OF AGENDA

Upon a motion by Council Member Ward, seconded by Council Member Owen, it was resolved unanimously to adopt the agenda with the Addition of Item F.

CONSENT AGENDA:

- A.** To adopt an Ordinance amending Burlington City Code of Ordinances pertaining to Chapter 36, Traffic, Section 36-197; Members, reducing the size of the Traffic Commission from nine (9) members to seven (7) members.

Ordinance# 20-01

AMENDMENT TO CHAPTER 36 (TRAFFIC), ARTICLE VIII.-TRAFFIC COMMISSION OF THE BURLINGTON CITY CODE OF ORDINANCES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURLINGTON, North Carolina, that the following amendment be made to Chapter 36 - TRAFFIC, Article VIII. – TRAFFIC COMMISSION to the City Code of Ordinances as follows:

Sec. 1: That Section 36.197.- Members, be amended as follows:

From: The Traffic Commission shall consist of nine (9) members appointed by the City Council.

To: The Traffic Commission shall consist of seven (7) members appointed by the City Council.

Sec. 2: That all ordinances or parts of ordinances inconsistent or in conflict with this ordinance are hereby repealed.

Sec. 3: That this ordinance shall take effect upon passage.

- B.** To adopt a Resolution and approve an agreement between the City of Burlington and the Town of Chapel Hill authorizing the acceptance of surplus fire equipment consisting of one (1) foam firefighting trailer.

Resolution # 20-01

RESOLUTION AUTHORIZING THE ACCEPTANCE OF SURPLUS FIRE EQUIPMENT

WHEREAS, the Town of Chapel Hill has made available a Foam Firefighting Trailer as surplus equipment; and

WHEREAS, the City of Burlington Fire Department has identified a need for such equipment to address the potential for significant fire events within our transportation network (interstate, rail, aviation); and

WHEREAS, the Chapel Hill Town Council took action on October 30, 2019 authorizing donation of such equipment to the City of Burlington under North Carolina General Statute 160A-274, which specifically authorizes the exchange of equipment between governmental units;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BURLINGTON, NORTH CAROLINA:

Sec. 1. That the City of Council of the City of Burlington does hereby authorize Jay Smith, Fire Chief, to execute an Equipment Donation Agreement to receive the equipment consisting of (1)-ANSUL Master Foam Tote Trailer and miscellaneous associated equipment for the purpose of expanding the Burlington Fire Departments capabilities in addressing community risks.

Adopted this 7th day of January 2020.

- C. To approve waiving bulk collection fees for the period of March 2, 2020 through May 1, 2020.
- D. To award a contract to Riley Paving, Inc., and approve Budget Amendment 2020-17 - Street Resurfacing Capital Project Ordinance.

Budget Amendment 2020-17

Increase Revenues

42909000 38390	Transfer from General Fund	900,000
42909000 38396	Trans. from Sdwlks & Inters. Improv.	900,000

Decrease Expenses

01060615 47301	Resurfacing/Patching	900,000
42861000 47301	Street Resurfacing/Patching	900,000

Increase Expenditures

42960000 47301	Street Resurfacing/Patching	1,800,000
42861000 49100	Operating Transfer Out	900,000
01048500 49100	Operating Transfer Out	900,000

Ordinance# 20-2

Street Resurfacing -Capital Project Ordinance -BA2020-17

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURLINGTON, NORTH CAROLINA, that pursuant to Section 13.2 Chapter 159 of the General Statutes of North Carolina, the following Project Ordinance is hereby adopted.

Sec. 1. The project consists of milling, curb ramp upgrades, and resurfacing of 7.68 miles of road and resurfacing at Water Resource facilities at the East and South WWTP.

Sec. 2. The officials of the City of Burlington are hereby directed to proceed with this project within the budget outlined in this project ordinance.

Sec. 3. The following revenues are anticipated to be available to the City to complete the project:

42909000 38390	Transfer from General Fund	900,000
42909000 38396	Trans. from Sdwlks & Inters. Improv.	<u>900,000</u>
		1,800,000

Sec. 4. The following amounts are appropriated for the project:

42960000 47301	Street Resurfacing/Patching	<u>1,800,000</u>
		1,800,000

Sec. 5. The Finance Director shall report on the financial status of this project as directed by the City Council and shall inform the Council of any unusual occurrences.

Sec. 6. Copies of this Project Ordinance shall be made available to the Budget Officer and the Finance Director for direction in carrying out this project.

Sec. 7. That this ordinance shall take effect upon passage.

- E.** To award a contract to Dellinger, Inc., and approve Budget Amendment 2020-18 - J.D. Mackintosh Treatment Process Capital Project Ordinance for the conversion from chlorine gas to liquid sodium hypochlorite as the primary disinfectant at the J.D. Mackintosh Water Treatment Plan.

Budget Amendment 2020-18

Increase Revenues:

03617000 39999	Appropriated Fund Balance	\$ 1,650,000
62109000-38392	Operating Trans. In – Wat. Cap Res.	1,650,000

Increase Expenditures:

03680000 49100	Operating Transfers Out	\$ 1,650,000
62180000 47200	Buildings	1,650,000

Ordinance # 20-03

**J.D. Mackintosh Treatment Process Capital Project Ordinance
BA2020-18 (Originally established with BA2018-36)**

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BURLINGTON, NORTH CAROLINA, that pursuant to Section 13.2 Chapter 159 of the General Statutes of North Carolina, the following Project Ordinance is hereby adopted.

Sec. 1. The project authorized is for conversion from chlorine gas to liquid sodium hypochlorite (liquid bleach) as the primary disinfectant at the J.D. Mackintosh Water Treatment Plant for the treatment purposes. **Amendment 1: to award the bid to Dellinger, Inc. for the replacement of the existing gas chlorine system used for disinfection in the water treatment process with a liquid sodium hypochlorite system.**

Sec. 2. The officials of the City of Burlington are hereby directed to proceed with this project within the budget outlined in this project ordinance.

Sec. 3. The following revenues are anticipated to be available to the City to complete the project:

62109000-38391	Operating Transfer In – W&S	1,300,000
62109000-38392	Operating Trans. In – Wat. Cap Res.	<u>1,650,000</u>
		2,950,000

Sec. 4. The following amounts are appropriated for the project:

62180000-41900	Professional Services	129,000
62180000-47200	Buildings	1,171,000
62180000-47200	Buildings	<u>1,650,000</u>
		2,950,000

Sec. 5. The Finance Director shall report on the financial status of this project as directed by the City Council and shall inform the Council of any unusual occurrences.

Sec. 6. Copies of this Project Ordinance shall be made available to the Budget Officer and the Finance Director for direction in carrying out this project.

Sec. 7. That this ordinance shall take effect upon passage.

- F.** To approve an interlocal Agreement between the City of Burlington and the City of Graham for Emergency Dispatch and Communications Services and allow the City Manager to execute the agreement upon meeting final approval from the City Attorney.

Upon a motion by Council Member Owen, seconded by Council Member Butler, it was resolved unanimously to approve the foregoing consent agenda with the exception of Item F.

Upon a motion by Mayor Pro Tem Hykes, seconded by Council Member Butler, it was resolved unanimously to approve Consent Agenda Item F. Council Member Ward abstained.

NEW BUSINESS:

Item 1: Temporary Street Closing Request – Burlington Junior Woman’s Club 5K special event:

Mayor Baltutis announced City Council will consider temporarily closing Front Street to Worth Street during the Burlington Junior Woman’s Club 9th annual 5K fundraising event on Saturday, April 4, 2020, from 6:00am until 11:00am, conditional upon meeting all requirements of the City of Burlington’s Special Event Permit application process. He introduced Cara McCollum representing the Burlington Junior Woman’s Club.

Ms. McCollum stated she was in attendance to answer any questions or concerns.

With no further comments or questions, Mayor Baltutis asked for a motion.

Upon a motion by Council Member Owen, seconded by Council Member Ward, it was resolved unanimously to approve the temporary street closing request contingent upon meeting all requirements of the special events permit application process.

Item 2: Temporary Street Closing Request – Alamance Regional Antique Automobile Club of America Car Show:

Mayor Baltutis announced City Council will consider temporarily closing the following streets during the 49th Annual Alamance Regional Antique Automobile Club of America Car Show on Saturday, May 16, 2020, from 6:30am until 4:00pm conditional upon meeting all requirements of the City of Burlington’s Special Event Permit application process. He introduced John Cox representative and event organizer for the car club.

- West Front Street from South Worth Street to South Spring Street
- South Main Street from East Davis Street to West Front Street
- Portion of City Parking Lot #2

Mr. John Cox stated the club has met all of the requirements of the Special Events Permit Application process. He shared he has not received any calls or concerns and they have provided required certificates of insurance. He reported in 2018 there were 130 cars and believes it draws a crowd in the downtown area.

Upon a motion by Council Member Butler, seconded by Mayor Pro Tem Hykes, it was resolved unanimously to approve the request contingent upon meeting all requirements of the special events application process.

PUBLIC COMMENT PERIOD

Diana Lester, 201 Overbrook Terrace, Burlington, spoke on concerns related to flooding issues involving her property.

Mayor Baltutis thanked Ms. Lester for her comments and mentioned Council recently had discussion during ta Work Session and City staff could provide her with exact schedule of events.

Barbara Enoch Daye, 809 Ray Street, Burlington spoke on concerns related to street lighting on Dudley Street, the Times News article on unsolved murders in Alamance County including the concerns she raised about Leon Mebane and flooding issues at Hatch Street and Hall Avenue.

Director of Transportation Mike Nunn responded to Ms. Daye and will follow up with her with an update.

City Manager Hardin Watkins responded City staff would investigate the flooding concerns she's mentioned at Hatch and Hall Street.

CITY COUNCIL COMMENTS

Mayor Pro Tem Hykes commented on the Burlington Connected year end results of 11,430 citizen concern requests with a 98% completion rate. She expressed appreciation for exceptional service of City staff. She also expressed appreciation shown to her and her family during their recent bereavement.

Council Member Owen commented on the Burlington Connected statistics and expressed appreciation for the work and efforts of City staff involved in the operations of the program. He mentioned a compliment he received from a resident about the interim manager employed at Indian Valley Golf Course and how impressed they were with the operations.

Mayor Baltutis furthermore expressed significant appreciation to City staff involved and coordinating these citizen requests for Burlington Connected and urged everyone to continue using the program to report and follow up on citizen concerns. He mentioned the program provides up to date tracking of the status of requests by contacting by phone at 336-222-5024 or reporting through the online portal and mobile device applications.

ADJOURN

Upon a motion by Council Member Ward, seconded by Mayor Pro Tem Hykes, it was resolved unanimously to adjourn at 7:24pm

Beverly D. Smith

Beverly D. Smith, Interim City Clerk

January 7, 2020
City Council Meeting