

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

FEBRUARY 15, 2010

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 WORK SESSION MEETING OF THE CLAYTON TOWN COUNCIL

MONDAY, FEBRUARY 15, 2010
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. **ACTION AGENDA**
 - a. Draft minutes from the February 1, 2010, regular meeting; and draft minutes from the February 1, 2010, closed session.
 - b. Certificate of sufficiency and resolution fixing date of public hearing for March 1, 2010, for annexation petition 2010-01-01 located at Turkington off of Powhatan Road.
 - c. Public notice to receive public input at the March 1, 2010, Council meeting to consider financing and construction of the Clayton Law Enforcement Center.
4. **INTRODUCTIONS AND SPECIAL PRESENTATIONS**
 - a. Introduction of new Town of Clayton employee(s).
5. **ITEMS SCHEDULED FOR THE REGULAR MEETING AGENDA**
 - a. Presentation of application to serve on the Downtown Development Association (DDA).
 - b. Presentation of Arbor Day Proclamation.
 - c. Presentation of proclamation honoring Reverend Dorothy White O’Neal.
 - d. Presentation of final acceptance for the following projects:
 - Cobblestone SD, Ph 5C for public water sewer & associated storm drainage utilities
 - Cobblestone DS, Ph 5E for public water, sewer & associated storm drainage utilities
 - Proctor’s Place for public water & sewer utilities
6. **ITEMS CONTINGENT FOR THE REGULAR MEETING**
 - a. **TRACKING PURPOSES ONLY** - Continuance of evidentiary hearing for the planned development district request, PDD 09-05, submitted by Ashcroft for 75 acres located on North O’Neil Street between Sam’s Branch Creek and the Neuse River to the March 1, 2010, Council meeting [**Does not require Council action until 3/1/2010**].

7. ITEMS FOR DISCUSSION
8. OLD BUSINESS
9. STAFF REPORTS
 - a. Town Manager
 - b. Town Attorney
 - c. Town Clerk
 - Calendar of Events
 - d. Other Staff
10. OTHER BUSINESS
 - a. Informal Discussion & Public Comment.
 - b. Council Comments.
 - c. Planning Board Highlights of the January 2010 meeting.
11. ADJOURNMENT

TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET

Agenda Item: 3a

Meeting Date: 2/15/10

TITLE: DRAFT MINUTES FROM THE FEBRUARY 1, 2010, REGULAR MEETING; AND DRAFT MINUTES FROM THE FEBRUARY 1, 2010, CLOSED SESSION.

DESCRIPTION: Minutes.

RELATED GOAL: Administrative

ITEM SUMMARY:

Date:

Action:

Info. Provided:

02-15-10

Approval.

DRAFT minutes from
2/01/2010 regular
Meeting.

** DRAFT minutes from
2/01/2010 closed session
Will be hand-delivered.*

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

Agenda Item: 3b

Meeting Date: 02/15/10

TITLE: CERTIFICATE OF SUFFICIENCY AND RESOLUTION FIXING THE DATE OF PUBLIC HEARING FOR MARCH 1, 2010, FOR ANNEXATION PETITION 2010-01-01 LOCATED AT TURKINGTON ON POWHATAN ROAD.

DESCRIPTION: Annexation petition 2010-01-01, submitted by Walthom Group V and Brack and Rhonda Lee, is a citizen initiated request for non-contiguous annexation of 5.48 acres located at 3916 Powhatan Road.

***At the November 2, 2009, Council meeting, a public hearing for site plan approval SP 09-15 was held as it is located within the watershed protection overlay district. One of the conditions of approving SP 09-15 was a valid annexation petition being submitted prior to the issuance of building permits.**

At the January 19, 2010, Council meeting, it was the consensus of the Council to place this item on the consent agenda.

RELATED GOAL: Administrative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
01-19-10	Presentation	Resolution & Map.
02-01-10	Approval.	Resolution & Map.
02-15-10	Public notice.	Certificate of sufficiency, Resolution & Map.

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

Agenda Item: 3c

Meeting Date: 2/15/10

TITLE: PUBLIC NOTICE TO RECEIVE PUBLIC INPUT AT THE MARCH 1, 2010, COUNCIL MEETING TO CONSIDER FINANCING AND CONSTRUCTION OF THE CLAYTON LAW ENFORCEMENT CENTER.

DESCRIPTION: Public Notice.

RELATED GOAL: Administrative

ITEM SUMMARY:

Date:

Action:

Info. Provided:

02-15-10

Public Notice.

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

Agenda Item: 4a

Meeting Date: 02/15/10

TITLE: INTRODUCTION OF NEW TOWN OF CLAYTON EMPLOYEE (S).

DESCRIPTION: Introduction(s).

RELATED GOAL: Administrative

ITEM SUMMARY:

Date:

Action:

Info. Provided:

02-15-10

Introduction(s).

N/A.

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

Agenda Item: 5a

Meeting Date: 02/15/10

**TITLE: PRESENTATION OF APPLICATION TO SERVE ON THE
DOWNTOWN DEVELOPMENT ASSOCIATION (DDA).**

DESCRIPTION: The Downtown Development Association, hereafter DDA, consists of 11 members. Members may be residents of the Town, businesspersons with interests in Downtown Clayton, property owners within the Downtown District of Clayton, or other persons with knowledge or abilities deemed beneficial to the purpose of the Association.

The DDA has one vacant position with a term expiring 12/31/2010.

Mayor Pro Tem Michael Grannis is the Council liaison to the DDA.

RELATED GOAL: Administrative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
02-15-10	Presentation.	Application.

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

Agenda Item: 5b

Meeting Date: 02/15/10

TITLE: PRESENTATION OF ARBOR DAY PROCLAMATION.

DESCRIPTION: In North Carolina, Arbor Day is celebrated the first Friday after March 15.

RELATED GOAL: Beautify the Town of Clayton

ITEM SUMMARY:

Date:

Action:

Info. Provided:

02-15-10

Presentation.

Proclamation.

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

Agenda Item: 5c

Meeting Date: 02/15/10

TITLE: PRESENTATION OF PROCLAMATION HONORING REVEREND DOROTHY WHITE O'NEAL.

DESCRIPTION: Proclamation recognizing Reverend O'Neal's life as a volunteer.

RELATED GOAL: Administrative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
02-15-10	Presentation.	Proclamation.

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

Agenda Item: 5d

Meeting Date: 02/15/10

TITLE: PRESENTATION FINAL ACCEPTANCE WARRANTIES FOR THE FOLLOWING PROJECTS:

- **COBBLESTONE SD, PH 5C, FOR PUBLIC WATER, SEWER, & ASSOCIATED STORM DRAINAGE UTILITIES**
- **COBBLESTONE SD, PH 5E, FOR PUBLIC WATER, SEWER, & ASSOCIATED STORM DRAINAGE UTILITIES**
- **PROCTOR'S PLACE FOR PUBLIC WATER & SEWER UTILITIES**

DESCRIPTION: Attached.

RELATED GOAL: Administrative

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
02-15-10	Presentation.	Memorandums (3).

TOWN OF CLAYTON
TOWN COUNCIL
AGENDA COVER SHEET

Agenda Item: 6a

Meeting Date: 02/15/10

TITLE: TRACKING PURPOSES ONLY – CONTINUANCE OF EVIDENTIARY HEARING FOR PLANNED DEVELOPMENT DISTRICT REQUEST PDD 09-05 SUBMITTED BY ASHCROFT FOR 75 ACRES LOCATED ON NORTH O’NEIL STREET BETWEEN SAM’S BRANCH CREEK AND THE NEUSE RIVER TO THE MARCH 1, 2010, COUNCIL MEETING [DOES NOT REQUIRE COUNCIL ACTION UNTIL 3/1/2010].

DESCRIPTION: Planned development district request PDD 09-05 was submitted by the Johnston Land Group, Ashcroft for master plan of a 75.60 acre tract for residential development comprised of 104 lots for single family residences and 46 townhomes. The site is located on the east side of North O’Neil Street adjacent to Sam’s Branch within the Town limits. At its September 28, 2009, meeting, the Planning Board voted unanimously to recommend of PDD 09-05 to the Town Council. At the October 19, 2009, meeting, Council requested the minutes and site plan from SUB 06-12 and the ordinance requirements for cul-de-sacs. At the December 7, 2009, Council meeting, the applicant requested this item be continued to the first meeting in March.

RELATED GOAL: Manage Growth Producing Quality Developments

ITEM SUMMARY:

<u>Date:</u>	<u>Action:</u>	<u>Info. Provided:</u>
10-19-09	Public Notice.	
11-02-09	Evidentiary Hearing.	
11-16-09	Tracking.	None.
12-07-09	Evidentiary Hearing	Application, Staff Report, Map, Master Plan, Photos of Topography and Hardwoods, TIA, Comparison Chart, Minutes from 3/19/2007 & 3/05/2007 for SUB 06-12, Preliminary Plat for SUB 06-12, Code of Ord Section 155.602, Response From Public Safety, PDD Procedures, Motion Form, & Agreement with developer.
02-15-10	Tracking.	None.

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

Agenda Item: 9c

Meeting Date: 02/15/10

TITLE: TOWN CLERK

DESCRIPTION: Calendar of Events:

- Council Mtg – Monday, February 15, 2010 @ 7:30 PM
- Board of Adjustment Mtg – Wednesday, February 17, 2010 @ 6:00 PM
- Council Retreat – Monday, February 22, 2010, 5 PM until 9 PM (or until finished)
@ Comfort Suites, 761 Enterprise Drive
- Planning Board Mtg – Monday, February 22, 2010 @ 7:00 PM
- Blues Bash V: Soul Mates featuring Eric Bibb and Ruthie Foster – Friday,
February 26, 2010 @ 8:00 PM
- Johnston FRESH: A Local Food Fair (sponsored by the Clayton Farmers Market)
– Saturday, February 27, 2010 @ 6 PM at the Clayton Center
- Council Mtg – Monday, March 1, 2010 @ 7:30 PM
- Clayton DDA – Monday, March 8, 2010 @ 7:30 PM, Room GS223
- Council Mtg – Monday, March 15, 2010 @ 7:30 PM
- Board of Adjustment Mtg – Wednesday, March 17, 2010 @ 6:00 PM
- Friends of the Library Day Book Sale - Saturday, March 20, 2010, from 8 AM to 2
PM
- Planning Board Mtg – Monday, March 22, 2010 @ 7:00 PM
- John Pizzarelli – Friday, March 26, 2010 @ 8:00 PM
- Good Friday Holiday – Friday, April 2, 2010
- Council Mtg – Monday, April 5, 2010 @ 7:30 PM
- Mike Farris & The Roseland Rhythm Revue – Saturday, April 10, 2010 @ 8:00
PM
- Clayton DDA Mtg – Monday, April 12, 2010 @ 7:30 PM, Room GS223
- Triangle J's 50th Anniversary Forum – Thursday, May 20, 2010, @ 8 AM – 2
PM, Sheraton Imperial (RTP)
- Triangle J's 50th Anniversary Reception – Saturday, May 22, 2010 (evening)
– location to be determined
- Town Hall Day – Wednesday, June 2, 2010

RELATED GOAL: Administrative

ITEM SUMMARY:

Date:
02-15-10

Action:
Information.

Info. Provided:
Calendar of Events.

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

Agenda Item: 10c

Meeting Date: 02/15/10

TITLE: HIGHLIGHTS OF THE JANUARY PLANNING BOARD MEETING.

DESCRIPTION: Attached.

RELATED GOAL: Administrative

ITEM SUMMARY:

Date:

Action:

Info. Provided:

02-15-10

None.

N/A.