



Minutes of the Burlington City Council Meeting

425 S. Lexington Avenue, Burlington, NC
7:00pm - Tuesday, February 4, 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 February 4, 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

INVOCATION: Mayor Ian Baltutis

RECOGNITION: Williams High School State Soccer Champions

Coach Jeremy Krist introduced members of the Williams High School Soccer team, Coach Michael Faulk and provided an overview of the victory they recently won to take the 3A State Championship on November 23, 2019 at WakeMed Soccer Park's Koka Booth Stadium in Cary, North Carolina. He expressed appreciation for the team's efforts in this achievement and noted this was the first state championship in the history of men's soccer for Walter Williams High School.



CODE OF ETHICS DISCLOSING CONFLICTS OF INTEREST: Interim City Clerk, Beverly Smith
There were no conflicts reported.

APPROVAL OF MINUTES:

- November 4, 2019 Work Session
- December 2, 2019 Work Session

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

ADOPTION OF AGENDA

Upon a motion by Mayor Pro Tem Hykes, seconded by Council Member Owen, it was resolved unanimously to adopt the agenda.

CONSENT AGENDA:

- A.** To approve Budget Amendment 2020-21 for the Police Department to use RICO funds to purchase cameras and surveillance equipment, drug awareness and educational materials, evidence room expansion costs, and advanced driver training programs.

Budget Amendment 2020-21

Increase Revenues:

01317000-39999	Appropriated Fund Balance (RICO fund)	\$ 142,000
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Increase Expenditures:

01354000-43300	Departmental Supplies	\$ 10,000
01354000-43390	Equipment not Capitalized	\$ 105,000
01355000-41900	Professional Services	\$ 27,000

- B.** To approve Amendment No. 2 to the contract between the City of Burlington and Hazen & Sawyer for sodium hypochlorite facilities at J.D. Mackintosh Water Treatment Plant and approve the J.D. Mackintosh Treatment Process Capital Project Ordinance - Budget Amendment 2020-22 .

Budget Amendment 2020-22

Increase Revenues:

03617000 39999	Appropriated Fund Balance	\$ 475,200
62109000-38393	Operating Trans. In – Wat. Cap Res.	475,200

Increase Expenditures:

03680000 49100	Operating Transfers Out	\$ 475,200
62180000 41900	Professional Services	475,200

Ordinance# 20-04

J.D. Mackintosh Treatment Process Capital Project Ordinance
 BA2020-22
 (Originally established with BA2018-36, Amendment with BA2020-18)

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 Dillinger, Inc. for the replacement of the existing gas chlorine system used for disinfection in the water treatment process with a liquid sodium hypochlorite system. **Amendment 2: for professional services rendered by Hazen & Sawyer for their oversight in the transition to sodium hypochlorite at the JD Mackintosh Water Treatment Plant.**

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
62109000-38393	Operating Trans. In – Wat. Cap Res.	1,650,000
62109000-38393	Operating Trans. In – Wat. Cap Res.	<u>475,200</u>
		3,425,200

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

62180000-41900	Professional Services	129,000
62180000-41900	Professional Services	475,000
62180000-47200	Buildings	<u>2,821,200</u>
		3,425,200

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.

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

NEW BUSINESS:

ITEM 1: Temporary Street Closing - St. Paddy's Day Bash

Mayor Baltutis announced City Council will consider approving the following requests for the Saturday, March 14, 2020, B-Town Event's 5th Annual St. Paddy's Day Bash.

- a) Temporarily Close the following streets** from 2:00pm until 11:00pm:
 - Front Street from Spring Street to Worth Street
 - Main Street from Davis Street to Front Street

- b) Extend business premises of Burlington Beer Works and Front Street Bottle Shop** to host and serve beer and wine in a designated area during the St. Paddy’s Day Bash event. Approval is contingent upon meeting all insurance requirements.

Emily Crowley provided an overview of the event plans for 2020. She reported staff has been working with local business owners in the downtown area at Burlington Beer Works and Front Street Bottle Shop to host along with them during the event. She shared the footprint of the event plans which will be held primarily at the Historic Depot as a street festival on Front Street and Main Street in Burlington.

Item 1(a) Upon a motion by Council Member Owen, seconded by Mayor Pro Tem Hykes, it was resolved unanimously to approve the temporary street closing request contingent upon meeting all requirements of the special events permit application process.

Tracy Schmidt, General Manager of Burlington Beer Works provided an overview of the plans to extend premises and will have all necessary requirements in place during the event.

Item 1(b) Upon a motion by Council Member Butler, seconded by Council Member Ward, it was resolved unanimously to approve the business premise extension of Burlington Beer Works and Front Street Bottle Shop contingent upon meeting all insurance requirements.

ITEM 2: Temporary Street Closing – Taste of Alamance – United Way

Mayor Baltutis announced City Council will consider approving a request to temporarily close the following streets at the designated times on Monday, March 30, 2020, during the “Taste of Alamance” special event hosted by United Way of Alamance County in downtown Burlington. Council will also consider a request to allow beer and wine to be served in a designated area contingent upon meeting all insurance and Special Event Permit Application requirements.

- Temporary closure from 1:00pm – 9:00pm
 - E. Front Street from Main Street to Spring Street
 - E. Front Street from Spring Street to Lexington Avenue
 - S. Spring street will remain open to traffic from 2:00pm – 4:00pm*

- Temporary closure from 4:00pm-9:00pm
 - S. Spring Street from E. Davis Street to E. Front Street (blocked at City Parking Lot#1 entrance)

United Way President Heidi Norwick presented the plans for the Taste of Alamance event planned for March 30, 2020. She shared this fundraising event helps fund many of the programs they offer. She shared tickets are available on United Way Facebook or at TasteofAlamance.com.

Upon a motion by Mayor Pro Tem Hykes, seconded by Council Member Butler, it was resolved unanimously to approve the temporary street closing and allow the host to serve beer and wine during the United Way’s Taste of Alamance special event contingent upon meeting all requirements of the special events permit application process.

ITEM 3: Resolution in Support of Minor League Baseball in Burlington

Mayor Baltutis announced City Council will consider adopting a Resolution in support of Minor League Baseball in Burlington and in opposition of the Major League Baseball contraction proposal which suggests elimination of 42 Minor League Teams, including the Burlington Royals.

City Manager Hardin Watkins provided background on the proposed Resolution prepared to formally state the City’s position in opposition of Major League Baseball’s contraction proposal, which would eliminate the Burlington Royals team, along with 41 others. He reported the City of Burlington has entertained with professional baseball since 1986, originally the Burlington Indians later transitioning to the Burlington Royals affiliated with the Kansas City Royals. He noted the City has made significant investments into the stadium and asking Council to adopt the proposed Resolution in support of Minor League Baseball. He reported the congressional delegation is very supportive.

Miles Wolff expressed appreciation for the support of the City of Burlington, the stadium improvements, and shared the Kansas City Royals would like to remain here.

Mikie Morrison affirmed the baseball club’s gratitude for all the support received by the City of Burlington, Alamance County and the local representatives.

Mayor Baltutis shared he is representing the City of Burlington on a Mayors Task Force created through the US Conference of Mayors to show support across the country in support.

Council Member Owen moved for the adoption of the following Resolution:

Resolution# 20-02

RESOLUTION BY THE CITY COUNCIL OF THE CITY OF BURLINGTON IN SUPPORT OF MINOR LEAGUE BASEBALL IN BURLINGTON

WHEREAS, baseball in Burlington dates to 1942 and remains a pastime enjoyed each summer by residents of Burlington, Alamance County, and beyond, and;

WHEREAS, the Burlington Athletic Stadium, owned by the City of Burlington, has been home to baseball in Burlington since 1960, and;

WHEREAS, Burlington’s home team, the Royals, provide 30+ nights of baseball to nearly 37,000 loyal fans each summer in the newly renovated Burlington Athletic Stadium, and;

WHEREAS, the City of Burlington has invested over \$3.2 Million in upgrades to the Burlington Athletic Stadium in the past decade, most recently adding a new ticket office, team store, restroom facilities, plaza space, enhanced pedestrian access, attractive entry way, and laser-graded outfield for superior drainage, and;

WHEREAS, the Burlington Royals not only provide attainable family fun for those at all income levels, they also generate nearly \$1 Million annually in local economic impact, and;

WHEREAS, Major League Baseball’s contraction proposal suggests elimination of the Burlington Royals and 41 other Minor League Baseball teams across the nation, stripping communities of their home teams and the economic impact they generate, and;

WHEREAS, the City of Burlington and Burlington Royals fans will join with Minor League Baseball to communicate the economic and social value of the Royals and teams like them representing small and mid- sized communities across America to prevent the proposed elimination of Minor League Baseball teams;

NOW, THEREFORE, BE IT RESOLVED that the Burlington City Council opposes Major League Baseball’s proposal to eliminate Minor League teams in Burlington and 41 other communities across the nation and urges our federal elected officials to stand with their communities and oppose the elimination of these essential assets in America.

This the 4th day of February 2020.

The foregoing Resolution was seconded by Council Member Butler and passed unanimously.

PUBLIC COMMENT PERIOD

There were no public comments.

CITY COUNCIL COMMENTS

Council established a City Council retreat date of April 6, 2020. Notice will be provided with exact hours.

Mayor Baltutis announced the upcoming events:

- 2020 Census filing period starts in March and more information is available at 2020Census.gov
- Real ID deadline is October 2020
- No Frills 5K February 8, 2020 at Guilford Mackintosh Parks & Marina
- Community Block Development Grant Community Meeting on February 10, 2020 at 6pm-8pm at the Municipal Building Conference Room
- Annual Cookie Gram Fundraiser through February 12, 2020
- Paramount Theater has several upcoming events, visit the City’s website for performance dates in February

REQUEST FOR CLOSED SESSION:

City Attorney, David Huffman requested for Council to enter Closed Session pursuant to NCGS 143-319.11(a)(5) to discuss material contractual terms for the potential acquisition of the following properties:

201 Overbrook Terrace, Burlington, for the public purpose of constructing stormwater control measures on the property. The current owners are Diana S. Lester and Tony L. Lester.

Upon a motion by Council Member Ward, seconded by Council Member Butler, it was resolved unanimously approved to enter closed session as requested.

203 Overbrook Terrace, Burlington, for the public purpose of constructing stormwater control measures on the property. The current owner is Jacqueline S. Sellars.

Upon a motion by Council Member Butler, seconded by Mayor Pro Tem Hykes, it was resolved unanimously approved to enter closed session as requested.

1346 S. Main Street, Burlington, for the public purpose of expanding the City Park, specifically to relocate the Carousel. The current owner is Burlington Community Building, Inc., the YMCA.

Council Member Owen asked to be recused from discussion pertaining to 1346 S. Main Street property due to his service on the Board of Directors at the Burlington YMCA.

Upon a motion by Council Member Ward, seconded by Mayor Pro Tem Hykes, it was resolved unanimously approved to enter closed session as requested.

Upon a motion by Council Member Ward, seconded by Council Member Butler, it was resolved unanimously to recuse Council Member Owen from the discussion on 1346 S. Main Street, Burlington.

City Council returned to Open Session.

Upon a motion by Council Member Ward, seconded by Council Member Owen, it was resolved unanimously to return to Open Session.

ADJOURN

Upon a motion by Council Member Butler, seconded by Council Member Ward, it was resolved unanimously to adjourn at 8:35pm

Beverly D. Smith

Beverly D. Smith, Interim City Clerk