



Board of Commissioners
Regular meeting
Agenda

Tuesday, January 5, 2021

6:30 PM

Location: 28 N Raleigh Street, Angier, NC 27501

Call to Order

Pledge of Allegiance

Invocation

Approval of Agenda

Presentation

- 1. Year-end Audit – Thompson, Price, Scott, Adams, & Co. will present findings from the Comprehensive Annual Financial Report for year ending June 30, 2020**

Public Comment

Consent Agenda

- 1. Approval of Minutes**
 - a. December 1, 2020 – Regular Meeting
 - b. December 15, 2020 – Work Session

Public Hearings

- 1. Text Amendment – Removal of Privilege License Language**
 - a. Consideration and approval to remove language in the Ordinance that conflicts with State law changes in recent years.
- 2. Text Amendment – Removal of Taxi Regulations**
 - a. Consideration and approval to remove language in the Ordinance that conflicts with State law changes in recent years.

3. Text Amendment – Removal of Protest Petition Language

- a. Consideration and approval to remove language in the Ordinance that conflicts with State law changes in recent years.

New Business

1. Interviews for Potential Candidates for Ward 4 Commissioner

- a. Interviews, Nominations, and appointment will be conducted for the vacancy of Ward 4 Commissioner

2. Cape Fear Regional Multi-Jurisdictional Hazard Mitigation Plan 2020

- a. Consideration and approval of the Regional Hazard Mitigation Plan in order to be in compliance with the Federal Hazard Mitigation planning requirements in 44 CFR 201.6(b)-(d).

3. Title VI Non-Discrimination Policy Statement

- a. Consideration and approval of Title VI Nondiscrimination Policy Statement 2020.

Manager's Report

Staff Reports

Mayor and Town Board Reports

Adjourn

*****IN ACCORDANCE WITH ADA REGULATIONS, PLEASE NOTE THAT ANYONE WHO NEEDS AN ACCOMMODATION TO PARTICIPATE IN THE MEETING SHOULD NOTIFY THE TOWN CLERK AT 919.331.6703 AT LEAST 48 HOURS PRIOR TO THE MEETING. *****

PRESENTATION



Town of Angier

Audit Presentation
For the Year Ended June 30, 2020



Town of Angier

Required Communications

Requirement

Results

1 Responsibilities Under Generally Accepted Auditing Standards, Government Auditing Standards, OMB Uniform Guidance, and the State Single Audit Implementation Act

Design the audit to provide reasonable assurance that the financial statements are free of material error and in compliance with government regulations.

Perform all planned procedures and have complete access to both management and required information.

Communicate significant deficiencies in the internal control.

• Accomplished. No material error noted.

• Completed. Our work was not limited in any way.

• Segregation of Duties.

Town of Angier

Required Communications (continued)

Requirement

Results

2 Adoption or Change in Accounting Policies

Communicate the initial adoption of or a change in an accounting principle which had or is expected to have a significant effect on the financial statements.

☐ None.

3 Management Judgment and Accounting Estimates

Assess methodologies used and basis of evidence for matters requiring judgments and estimates.

☐ Methods used and evidence considered appear to have led to reasonable amounts being included in the financial statements.

4 Significant Audit Adjustments or Unrecorded Differences

Communicate significant recorded and unrecorded differences.

☐ None out of the normal course.



Town of Angier

Required Communications (continued)

<u>Requirement</u>		<u>Results</u>
5	Disagreements with Management Communicate any disagreements on financial or reporting matters that, if not satisfactorily resolved, would cause a modification of our report.	<input type="checkbox"/> None.
6	Consultation with Other Accountants Communicate any consultation that took place with other accountants.	<input type="checkbox"/> None noted.
7	Prior to Retention Issues Communicate any major issues that management discussed with the auditor in connection with the retention of the auditor, including the application of accounting principles and auditing standards.	<input type="checkbox"/> None.

Town of Angier

Required Communications (continued)

	<u>Requirement</u>	<u>Results</u>
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8	Significant Difficulties	
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Any serious difficulties the auditor encountered in dealing with management such as unreasonable delays in providing needed information, unreasonable timetable set by management, or unavailability of client personnel.

☐ None noted.

9	Irregularities and Illegal Acts	
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Communicate the existence of any material irregularities and/or illegal acts determined during the audit.

☐ None noted.

Town of Angier

General Fund

Dear Board Members:

Below is a summarization of some of the key items in the audit report.

2020

Total Revenues	\$	4,443,235
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Total Expenditures	\$	4,314,417
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Net Change	\$	128,818
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Minimum Undesignated Fund Balance as Recommended by the Local Government Commission	\$	345,153
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Unassigned Fund Balance	\$	4,062,583
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Fund Balance Available as a Percentage of General Fund Expenditures		94.16%
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State Average		77.89%
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Tax Collection Rate (Overall)		99.80%
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Tax Collection Rate (State Average)		98.67%
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Town of Angier

Public Utilities Fund

Dear Board Members:

Below is a summarization of some of the key items in the audit report.

2020

Total Revenues

\$ 3,304,098

Total Expenditures

\$ 2,953,371

Net Change

\$ 450,727

Fund Balance at the Beginning of the Year

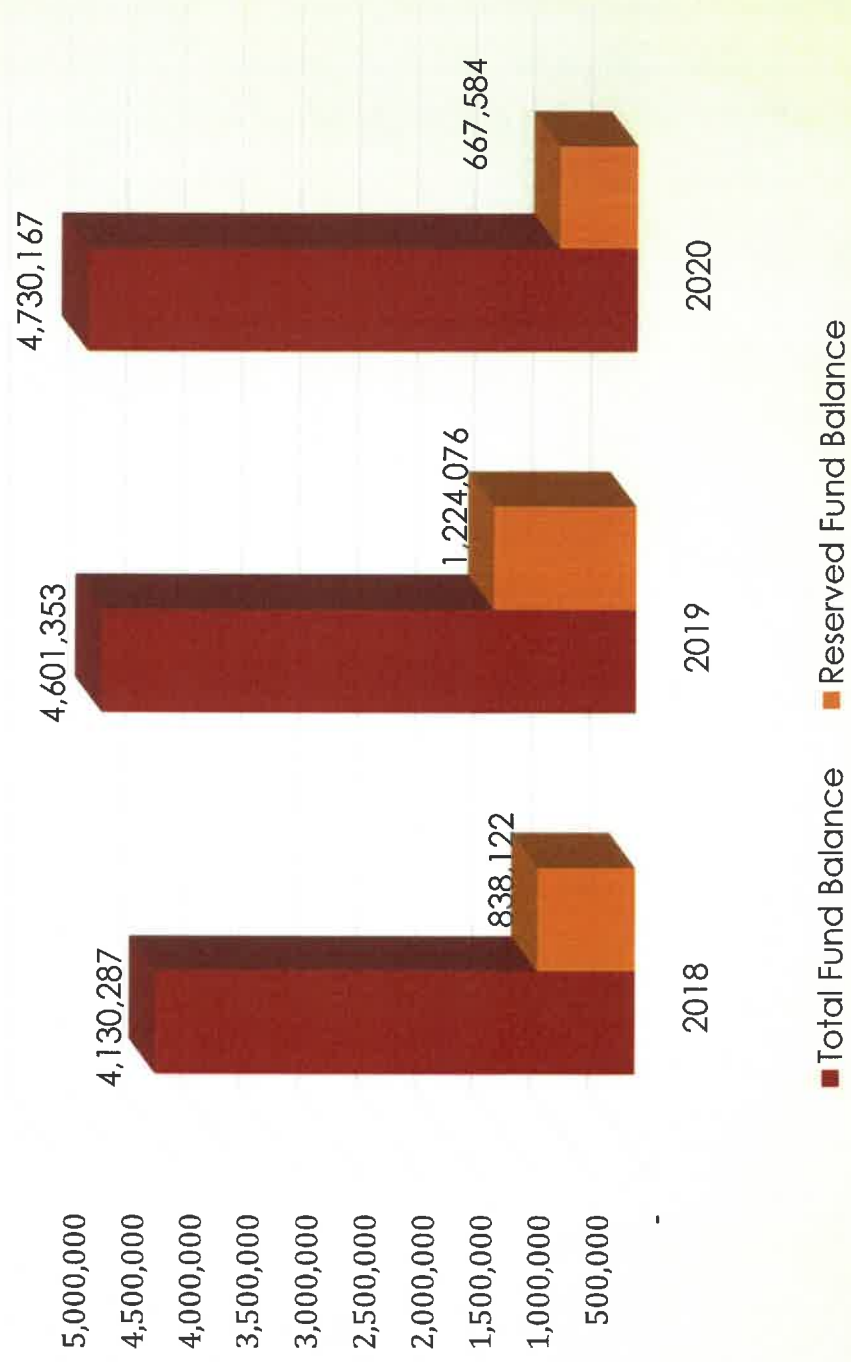
\$ 10,322,292

Fund Balance at the End of the Year

\$ 10,773,019

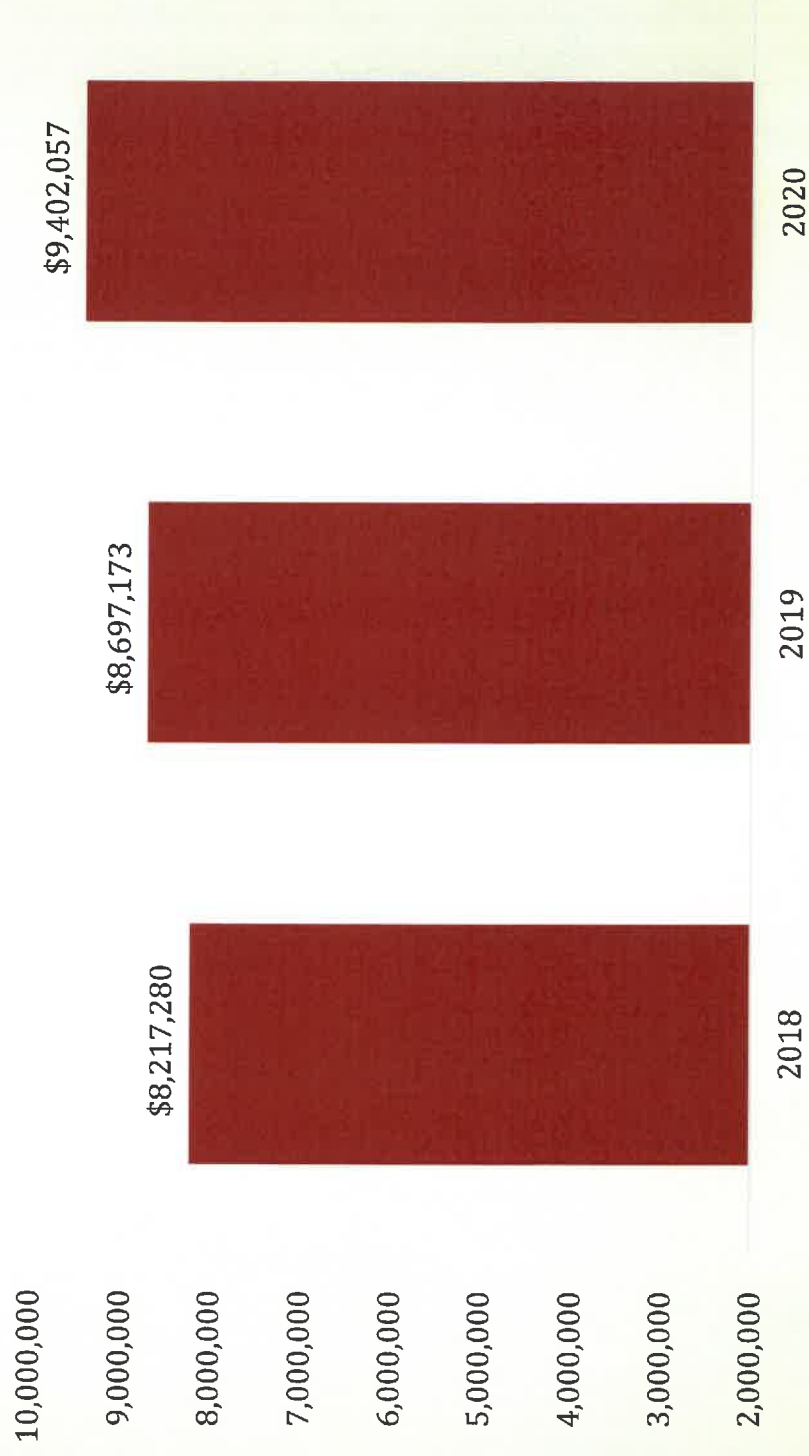
Town of Angier

Analysis of Fund Balance



Town of Angier

Analysis of Cash and Cash Equivalents – All Funds



Town of Angier

Fund Balance Available as a Percentage of General Fund Expenditures



Thank You for the
Opportunity to Work
With You!



CONSENT AGENDA

**Town of Angier
Board of Commissioners
Tuesday, December 1, 2020, 7:00 P.M.
Angier Municipal Building
28 North Raleigh Street
Minutes**

The Town of Angier convened during a regularly scheduled Board of Commissioners meeting on Tuesday, December 1, 2020, in the Board Room inside the Municipal Building at 28 North Raleigh Street.

Members Present: Mayor Bob Smith
Mayor Pro-tem Honeycutt
Commissioner Alan Coats
Commissioner Loru Boyer Hawley
Commissioner Mike Hill

Members Excused:

Staff Present: Town Manager Gerry Vincent
Town Clerk Veronica Hardaway
Planning Director Sean Johnson
Chief of Police Arthur Yarbrough
Library Director Katy Warren
Finance Director Hans Kalwitz
Parks & Recreation Director Derek McLean
Public Works Director Jimmy Cook
Administrative Assistant Donna DiMambro
Town Attorney Dan Hartzog, Jr.

Others Present:

Call to Order: Mayor Smith presided, calling the Board of Commissioners meeting to order at 7:00 p.m.

Pledge of Allegiance: Mayor Smith led the pledge of allegiance.

Invocation: Mayor Smith offered the invocation.

Approval of the December 1, 2020 meeting agenda: The Town Board unanimously approved the agenda as presented.

Board Action: The Town Board voted to approve the agenda as presented.

Motion: Commissioner Hill

Vote: 4-0; unanimous

Presentation

- 1. Mayor Smith presented outgoing Commissioner Craig Honeycutt with a Proclamation in honor of his 17 years of service.**

Public Comment

Seeing no one, Mayor Smith closed the public comment portion of the meeting.

Consent Agenda

- 1. Approval of Minutes**
 - a. November 2, 2020 – Regular Meeting

Board Action: The Town Board unanimously voted to approve the Consent Agenda as presented.

Motion: Commissioner Hawley
Vote: 4-0, unanimous

New Business

1. Election of the Mayor Pro-Tem

Due to outgoing Mayor Pro-tem Honeycutt, the Board nominated a replacement and the Town Clerk administered the Oath of Office.

Board Action: The Town Board unanimously voted to appoint Commissioner Loru Boyer Hawley as Mayor Pro-Tem.

Motion: Commissioner Hill
Vote: 4-0, unanimous

2. Resolution #R019-2020 – to adopt Town of Angier’s Holiday Schedule

Board Action: The Town Board unanimously voted to approve Resolution #R019-2020 to adopt the Town of Angier’s 2021 Holiday Schedule.

Motion: Commissioner Honeycutt
Vote: 4-0, unanimous

3. Resolution #R020-2020 – to adopt the 2021 Board of Commissioner’s Meeting Schedule.

Board Action: The Town Board unanimously voted to approve Resolution #R020-2020 to adopt the 2021 Board of Commissioner’s Meeting Schedule.

Motion: Commissioner Coats
Vote: 4-0, unanimous

4. Discussion Regarding R-6 Rezoning

Planning Director Sean Johnson presented an overview of all major subdivisions approved in Angier in recent years. The overview included the lot counts, zoning district, open space dedicated and units per acre in each subdivision in an effort to display the average density of new developments.

In summary, the average density of developments approved in Angier since 2016 is 2.79 units per acre; there are seven R-6 subdivisions out of twelve total; the average open space reserved is 35%; and the minimum open space required is 20%.

Mr. Johnson explained that a developer will often seek a higher density zoning district, such as the R-6 district, when a significant portion of a property is unusable due to environmental constraints. The R-6 district allows a developer to maximize the usable portion of the land while reserving a large percentage of open space.

Mr. Johnson invited discussion from the Board as to how they feel about the density of approved developments and how Staff should direct developers going forward in choosing an appropriate zoning district. He then explained the advantages of conditional zoning districts, which allow the Board to negotiate with a developer to ensure appropriate density limits and other standards are tied to a zoning approval.

There was a consensus of the Board to direct staff to discourage standard R-6 rezoning requests and to encourage conditional zoning whenever feasible.

5. TJCOG Proposal – 160D Compliance

Planning Director Sean Johnson stated the Planning Department has contacted Triangle J Council of Governments for assistance in amending the Town's Ordinance to ensure compliance with newly effective Chapter 160D of the NC General Statutes. The deadline for Ordinance compliance is July 1, 2021.

Board Action: The Town Board unanimously voted to contract with Triangle J COG to assist in amending the Town's Ordinance to ensure compliance with NCGS Chapter 160D.

Motion: Commissioner Hill
Vote: 4-0, unanimous

Manager's Report

- Department Reports (Informational Items included in Agenda packets)

Mr. Vincent updated the Board on various items. Those items are the following:

1. Angier received School Resource Officer (SRO) funding from the Carolina Charter School. This revenue was not anticipated, but a welcomed surprise. There have been discussions of continued support of the school, and a future full-time SRO that would be 100% paid for by the school (salary, benefits, and equipment costs).
2. Governor Cooper has implemented Executive Order 180, effective November 25th at 5pm. Staff immediately prepared in advance of EO 180, and will follow its guidelines. The EO is in effect until December 11th.
3. Some highlights in the Financial Report:
Sales Tax Revenues are up from last fiscal year at 9%
Utility Revenue is up 10%
Investment of funds is 86%
General and Utility Funds are performing exceptionally well. To date, during the pandemic, with a few exceptions due to the Governor's executive orders, revenues are on track.
4. The workshop scheduled for December 15th will be held differently in the past. A couple of items will require the Boards discussion and direction, such as:
Parking Lot Improvements
Main Street Designation/Downtown Manager Position; and
Interview Potential Candidates for Board Appointments
5. A new streaming camera system has been installed due to the pandemic that has forced local governments to conduct monthly meetings virtually. The new system is an upgrade in terms of audio and visually. In addition, the system will allow for motion and options to broadcast. The system was purchased and installed by Tri-tronics, but may not go live until the first meeting in January.

Mayor & Town Board Reports

Board Action: The Town Board unanimously voted to go into Closed Session pursuant to NCGS 143-318.11 (a) (3) and (a) (6) to consult with the Town Attorney and to discuss a personnel matter at approximately 7:48pm.

Motion: Commissioner Coats

Vote: 4-0, unanimous

Board Action: The Town Board unanimously voted to reconvene in open session at approximately 8:51pm.

Motion: Commissioner Hill

Vote: 4-0, unanimous

Adjournment: Being no further business, the Town Board voted unanimously to adjourn the meeting at 8:51pm.

Motion: Commissioner Hawley

Vote: Unanimous, 4-0

Robert K. Smith, Mayor

Attest:

Veronica Hardaway, Town Clerk

**Town of Angier
Board of Commissioners
Work Session
Tuesday, December 15, 2020, 6:30 P.M.
Angier Municipal Building
28 North Raleigh Street
Minutes**

The Town of Angier convened during a regularly scheduled Board of Commissioners Workshop Session meeting Tuesday, December 15, 2020, in the Board Room inside the Municipal Building at 28 North Raleigh Street.

Members Present: Mayor Bob Smith
Commissioner Loru Boyer Hawley
Commissioner Alan Coats
Commissioner Mike Hill

Members Absent: Mayor Pro-tem Honeycutt

Staff Present: Town Manager Gerry Vincent
Town Clerk Veronica Hardaway
Planning Director Sean Johnson
Chief of Police Arthur Yarbrough
Public Works Director Jimmy Cook
Library Director Katy Warren
Parks & Recreation Director Derek McLean
Finance Director Hans Kalwitz
Town Attorney Dan Hartzog Jr.

Others Present:

Call to Order: Mayor Smith presided, calling the Board of Commissioners Work Session meeting to order at 6:30 p.m.

Pledge of Allegiance: Mayor Smith led the pledge of allegiance.

Invocation: Mayor Smith offered the invocation.

Approval of the December 15, 2020 meeting agenda: The Town Board unanimously approved the agenda as presented.

Board Action: The Town Board voted to excuse Mayor Pro-tem Craig Honeycutt from the meeting.

Motion: Commissioner Coats

Opposed: Commissioner Hawley, Commissioner Hill

Vote: 1-2; therefore, Mayor Pro-tem Honeycutt's votes will be in the affirmative for the remainder of the meeting.

Board Action: The Town Board unanimously approved the December 15, 2020 meeting agenda as presented.

Motion: Commissioner Hawley

Vote: Unanimous, 4-0

Advisory Board Candidates were interviewed as follows:

Brian Hawley (ABC, Planning In-Town)

Howard Babbitt (ABC)

Tom Taylor (ABC)

Robert Frey (ABC, Planning In-Town)

Lee Marshall (Planning ETJ)

Elaine Blackman (Library)

Each candidate had a five-minute question and answer session during an open session with the Town Board beginning at 6:35pm.

Library Board

Board Action: The Town Board unanimously approved to re-appoint Elaine Blackman to the Library Board.

Motion: Commissioner Coats

Vote: Unanimous, 4-0

Planning Board

Board Action: The Town Board unanimously approved to re-appoint Lee Marshall to the Planning Board to serve a two-year term as an ETJ member.

Motion: Commissioner Hill

Vote: Unanimous, 4-0

Board Action: The Town Board unanimously approved to appoint Robert Frey to serve a 1-year term on the Planning Board.

Motion: Commissioner Hawley

Vote: Unanimous, 4-0

Commissioner Hawley recused herself from voting at this time with the consensus of the Town Board.

Board Action: The Town Board unanimously approved to appoint Brian Hawley to the Planning Board to serve a two-year term.

Motion: Commissioner Hill

Vote: 3-0; unanimous

ABC Board

Board Action: The Town Board unanimously approved to appoint Howard Babbitt to the ABC Board to serve a three-year term.

Motion: Commissioner Hawley

Vote: 4-0; unanimous

Commissioner Hawley recused herself from voting at this time with the consensus of the Town Board.

Board Action: The Town Board unanimously approved to appoint Brian Hawley to the ABC Board to serve a two-year term.

Motion: Commissioner Hill

Opposed: Commissioner Coats

Vote: 2-1; motion carries

Board Action: The Town Board voted to appoint Brian Hawley as Chairman of the ABC Board.

Motion: Commissioner Hill

Vote: 3-0; unanimous

Old Business

1. Parking Lot Improvement Project #1

Town Manager Gerry Vincent updated the Board on the Parking Lot Improvement Project in the alleyway behind *Ed's Restaurant* (Properties along N. Broad Street E.). Letters have gone out to respective property owners explaining the project and what the Town plans to do with infrastructure improvements, however business owners have been hesitant on selling a portion of their property.

It was the consensus of the Board to table the aforementioned improvement project and have the Town Manager proceed with attempting to purchase properties within the alleyway behind the old *Simonz* restaurant (Properties along S. Broad Street E.). They also requested screening to be constructed around the dumpsters currently in the alleyways.

2. Main Street Designation/Downtown Manager Position

Mr. Vincent requested the Board to consider changing the Downtown Manager position to a Marketing & Events Coordinator. The Main Street program is more restrictive and only allows for the position to be utilized specifically for Downtown. With the recommended changes in the job description, this position will be able to provide for Angier as a whole and will also assist with all department events and economic development opportunities.

Mr. Vincent also requested the Board to consider withdrawing from the Downtown Main Street Program. He reminded the Town Board that this program is not mandatory and not all Towns participate in the program.

It was the consensus of the Board to proceed with changing the Downtown Manager position to Marketing & Events Coordinator with a preference to grant writing, and also to withdraw from the Main Street Program.

New Business

1. Grant Award – Harnett County Grassroots Arts Program

Planning Director Sean Johnson informed the Board that the Town was awarded a grant in the amount of \$5,000 through the Harnett County Grassroots Arts Program. These funds are awarded to assist in funding Town events that meet the criteria laid out in the Harnett County Subgrant contract.

2. Personnel Polity Update

Mr. Vincent stated that minor changes are recommended to the Town's Personnel Policy due to COVID-19. Recommended changes are as follows:

Article III. The Pay Plan

Article V. Conditions of Employment

Article VII. Holidays & Leaves of Absence

Article VIII. Separation & Reinstatement

Article XIII. Drugs, Alcohol & Tobacco Policy

Board Action: The Town Board unanimously voted adopt the Personnel Policy updates that will be effective January 1, 2021.

Motion: Commissioner Hill

Vote: 4-0, unanimous

3. Process to replace Ward 4 Commissioner

Dan Hartzog, Jr. reviewed NCGS 160A-63 and explained the Town Board would fill the vacancy of Ward 4. The Board can nominate a candidate and cast a vote or get all nominations on the floor

and then vote on all nominations. Per the UNC School of Government, they recommend all nominations on the floor prior to voting.

Board Action: The Town Board unanimously voted to conduct interviews and appoint a Ward 4 Commissioner at the January 5th Board Meeting.

Motion: Commissioner Hawley

Vote: 4-0, unanimous

Adjournment: There being no further business, the Town Board voted unanimously to adjourn the meeting at 8:09pm.

Motion: Commissioner Hill

Vote: Unanimous, 4-0

Robert K. Smith, Mayor

Attest:

Veronica Hardaway, Town Clerk

PUBLIC HEARINGS



Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: January 5, 2021
PREPARED BY: Sean Johnson
ISSUE Town Code and Ordinance Amendments – Privilege Licenses, Taxicabs,
CONSIDERED: Protest Petitions
DEPARTMENT: Planning & Inspections

SUMMARY OF ISSUE:

As part of an effort to ensure statutory compliance, Staff has drafted multiple amendments to the Ordinance related to privilege licenses, taxicab regulations and protest petitions. These amendments are intended to remove language in the Ordinance which conflicts with State law changes in recent years.

The Planning Board voted unanimously to recommend approval of these Ordinance amendments as presented at their December 8th meeting.

FINANCIAL IMPACT: N/A

RECOMMENDATION:

Staff recommends approval of the Ordinance amendments as written.

REQUESTED MOTION:

I move to approve the amendments to Section 9 of the Town Code, as well as Sections 4.11 and 14.7 of the Ordinance as presented.

REVIEWED BY TOWN MANAGER:

Attachments:

Town Code and Ordinance Amendment Drafts
State Law References

UDO Amendment – Removal of Privilege License Language

160A-211. Privilege License Authority Repealed by NC Session Law 2014-3

~~ARTICLE II. PRIVILEGE LICENSE TAXES~~

~~Sec. 9-31. Tax levied.~~

~~In addition to the tax on property, and under the power and authority conferred in the laws of the state, there shall be levied and collected annually a business and privilege license tax on trades, professions, agencies, business operations, and all subjects authorized to be licensed, as set out by the laws of the state. All licenses shall be a personal privilege and shall not be transferable. Nothing contained in this article shall be construed to prevent the town board of commissioners from imposing from time to time, as they may see fit, such license taxes as are not specifically defined in this article, or from increasing or decreasing the amount of any special license tax, or from prohibiting or regulating the business or acts licensed, and all licenses are granted subject to the provisions of existing ordinances or those thereafter enacted. A schedule of privilege license taxes is not set out in this article but is on file and available in the town clerk's office.~~

~~(Ord. No. O 2008-03, § 9-31, 5-12-2008)~~

~~Sec. 9-32. Unlawful to conduct business without a license.~~

~~It shall be unlawful for any person to engage in or carry on a business in the town for which there is required a license, without first having paid the license tax and obtained the license. For the purpose of this section, the opening of a place of business, or offering to sell, followed by a single sale or the doing of any act or thing in furtherance of the business shall be construed to be engaging in or carrying on such business; and each day that such person shall engage in or carry on such business as provided in this section, shall be construed to be a separate offense.~~

~~(Ord. No. O 2008-03, § 9-32, 5-12-2008)~~

~~Sec. 9-33. Payment and collection of taxes.~~

~~(a) All taxes levied by this article are due and payable in advance at the finance office and shall be in effect from July 1 to June 30 of the following year.~~

~~(b) The taxes imposed by this article shall be collected by the tax collector of the town in like manner as other taxes which are levied and assessed and shall be accounted for as other taxes are accounted for by the tax collector.~~

~~(Ord. No. O 2008-03, § 9-33, 5-12-2008)~~

~~Sec. 9-34. – License requirement, posting.~~

~~Every person, before engaging in a business, trade, profession, or occupation within the corporate limits of the town, shall first apply for and obtain from the finance office a license to be signed by the tax collector, indicating that the tax imposed by this article has been paid. The license shall be at all times posted in some conspicuous place in the building or place where such business, trade, profession, or occupation is carried on, practiced or conducted where it can be inspected at any time by the proper municipal official.~~

~~(Ord. No. O 2008-03, § 9-34, 5-12-2008)~~

~~Sec. 9-35. – Application for license; transfer.~~

~~No license shall be issued under this article except upon application in writing, to be signed by the applicant or his agent and filed with the tax collector. The application shall indicate the nature or kind of business or profession proposed to be maintained or engaged in and the amount of tax required to be paid for such business or profession, and shall also indicate the section of this chapter under which such license is desired. All licenses shall be signed by the tax collector and shall not be transferable.~~

~~(Ord. No. O 2008-03, § 9-35, 5-12-2008)~~

~~Sec. 9-36. – Abatement of license tax.~~

~~No license tax shall be abated nor shall any refund of any part thereof be made, in any case where the licensee discontinues his business before the end of the period for which such license was issued.~~

~~(Ord. No. O 2008-03, § 9-36, 5-12-2008)~~

~~Sec. 9-37. – Schedule of license taxes.~~

~~Taxes will be levied and collected to the extent permitted by law for all businesses listed in G.S. 160A-29. Taxes also shall be levied and collected for all businesses not otherwise taxes or excluded from municipal taxation.~~

~~(Ord. No. O 2008-03, § 9-37, 5-12-2008)~~

Sections 9-31 – 9-37. – Reserved

Sec. 9-64. - Exemptions.

The following salespersons or representatives are exempt from a **privilege license tax**, the bond requirements and permit application fee; however, they must comply with other permit requirements as set forth in [section 9-63](#)(a)—(i):

Sec. 9-65. - Application for permit for peddler, solicitor and itinerant merchant; fees.

~~(e) At the time of filing the application, the applicant shall present proof of a current town privilege license evidencing that the business or organization has paid the required privilege license tax for the current fiscal year if same applies.~~

~~(d)~~ (c) A fee of \$20.00, made payable to the town, will be collected at the time application is made. The fee is for processing of the application and is nonrefundable. Any renewal or reapplication for the same type of permit within the same calendar year shall be \$10.00 per application and shall be limited to the two renewals per year as stated in [section 9-63](#)(h).

Section 4.11. - Other uses.

4.11.7.4 Temporary sales and events.

B. The following salespersons or representatives are exempt from the **privilege license tax**, bond requirements and permit application fee required by this section; however, must comply with other permit requirements as set forth in this section.

UDO Amendment – Removal of Taxi Regulations

160A-211. Privilege License Authority Repealed by NC Session Law 2014-3

ARTICLE IV. ~~TAXICABS~~ Reserved.

DIVISION 1. ~~GENERALLY~~

Sec. ~~9-76.~~ Definitions.

~~The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:~~

~~Driver means every person in charge of operating a taxicab.~~

~~Driver's permit means a permit granted to the driver of a taxicab.~~

~~Owner means any person having control of the operation or maintenance and collection of the revenue of taxicabs, or any person who holds the legal title of a vehicle. If a vehicle is subject to an agreement of conditional sale or lease thereof, with the right of purchase dependent upon performance of the conditions stated in the agreement and with the immediate mortgagor of a vehicle entitled to possession, the conditional vendee, lessee, or mortgagor shall be deemed the owner for the purposes of this article.~~

~~Owner's permit means a permit granted to the operator of a taxicab business.~~

~~Street means any street, alley, avenue, land, public place, or highway within the limits of the town and within a radius of two miles beyond the corporate limits in all directions.~~

~~Taxicab means every vehicle driven or propelled by gasoline, other than motorbuses operating in and through the town, which shall be used for the purpose of carrying, transporting, or conveying any person from one place to another, for which services a charge or fee is made.~~

(Ord. No. O-2008-03, § 9-76, 5-12-2008)

Sec. ~~9-77.~~ Compliance with laws.

- ~~(a) Every taxicab shall be operated in accordance with state law and this Code and other ordinances of the town and with due regard for the safety, comfort, and convenience of passengers, the safe and careful transportation of property, and the safety of the general public.~~
- ~~(b) No taxicab shall be operated at a rate of speed greater than that established by state law or by this Code or other ordinances of the town, not in any event without proper regard for the general safety of the passengers or the public.~~

(Ord. No. O-2008-03, § 9-77, 5-12-2008)

Sec. ~~9-78.~~ Use of unlicensed vehicles.

~~The use of any unlicensed vehicles for taxicab purposes is hereby prohibited. Any vehicle used for the transportation of passengers for hire in any manner shall have the necessary state and town licenses. Any violation of this section shall be sufficient cause for the suspension or revocation of the owner's permit to operate taxicabs in the town.~~

~~(Ord. No. O-2008-03, § 9-78, 5-12-2008)~~

~~Sec. 9-79. Privilege license.~~

~~Every taxicab owner operating in the town who shall be issued an owner's permit for the operation of motor vehicles for hire shall pay the required annual privilege license tax as provided by the schedule of license taxes on file in the finance office.~~

~~(Ord. No. O-2008-03, § 9-79, 5-12-2008)~~

~~Sec. 9-80. Liability insurance.~~

- ~~(a) The operator of every taxicab engaged in the business of transporting passengers for hire over the public streets of the town shall furnish and keep in effect for each taxicab a policy of insurance which shall conform to the minimum requirements set by the town board, on file in the finance office. The policy of insurance shall set forth a description of each taxicab operating under the terms of such policy, including the year, make, model, vehicle identification number and state license number for each taxicab. The minimum insurance requirements set by the town board are as follows: Business automobile, \$100,000.00 bodily injury per person, \$300,000.00 bodily injury per accident, \$50,000.00 property damage.~~
- ~~(b) Any person failing to comply with this section and failing to furnish the policy of insurance as provided in this section shall be guilty of a misdemeanor, and each day's violation shall constitute a separate offense.~~

~~(Ord. No. O-2008-03, § 9-80, 5-12-2008)~~

~~Sec. 9-81. Record of owner's name and address, etc.~~

~~Every owner shall maintain on file with the finance office his name, business address, all business telephone numbers, and the names of all of his drivers, their driver's license numbers and addresses, and the owner shall within two days report any change to the finance office.~~

~~(Ord. No. O-2008-03, § 9-81, 5-12-2008)~~

~~Sec. 9-82. Accident reports.~~

~~All accidents from or in connection with the operation of taxicabs which result in personal injury or damage to any property shall be reported to the police department as soon as possible.~~

~~(Ord. No. O-2008-03, § 9-82, 5-12-2008)~~

~~Sec. 9-83. Amounts of fares.~~

~~No owner or driver of any taxicab shall charge for its use within the town an amount greater than an amount which is in accordance with the rates established by the town board. These rates are set from time to time, and a schedule of such rates is on file in the finance office and must be posted in the taxicab so it is visible to the public. The current fare in effect is \$1.95 per mile.~~

~~(Ord. No. O-2008-03, § 9-83, 5-12-2008)~~

~~Sec. 9-84. Color scheme and insignia.~~

~~Subject to the approval of the town board, each owner of a taxicab business shall adopt a color scheme for lettering his cabs which is distinct from that of any other owner, or he may adopt an identifying design, monogram, or other insignia. All taxicabs of each owner shall be of the same color scheme. A name identifying the taxicab company, taxicab number, and telephone number shall be painted with permanent paint or have permanent vinyl letters applied on both sides and the rear of each cab with letters and numbers at least four inches high. The colors of paint or vinyl to be used for lettering and numbering shall be in sharp contrast with the colors of the surface paint to which they are applied, so as to be evenly visible at a reasonable distance, especially at nighttime by the illumination of streetlights. No lettering or numbering shall be acceptable which has been painted upon or vinyl letters adhering to a sheet of metal or other material, which in turn can be removed or detached to conceal the identification of the cab company and cab number.~~

~~(Ord. No. O-2008-03, § 9-84, 5-12-2008)~~

~~Sec. 9-85.—Limitations on number of persons in front seat.~~

~~No driver shall permit or cause any person to ride in the front seat of any taxicab unless the rear seat is occupied to full seating capacity, and at no time shall more than one person, in addition to the driver, ride in the front seat of any taxicab provided that this section shall not apply to the transportation of handicapped persons and unattended children under ten years of age.~~

~~(Ord. No. O-2008-03, § 9-85, 5-12-2008)~~

~~Secs. 9-86—9-95.—Reserved.~~

~~DIVISION 2.—OWNER'S PERMIT~~

~~Sec. 9-96.—Required.~~

~~It shall be unlawful for any person within the corporate limits to engage in the business of operating one or more taxicabs or to permit any taxicab of which the person is the owner to be driven, unless an owner's permit shall have been issued and be in effect. The permit shall constitute a certificate of convenience and necessity.~~

~~(Ord. No. O-2008-03, § 9-96, 5-12-2008)~~

~~Sec. 9-97.—Application.~~

~~No taxicab owner's permit shall be issued to any person until and unless the person shall have made and filed with the town clerk, directed to the town board, an application therefor, sworn to before a notary public or other officer authorized to administer oaths, on application forms provided by the town. The sworn application for the permit shall contain the following information:~~

- ~~(1) The name and address of the applicant, owner, and, if the applicant is a corporation, a certified copy of the articles of incorporation.~~
- ~~(2) The number of vehicles actually owned and the number of vehicles actually operated by such owner on the date of such application, if any.~~
- ~~(3) The number of vehicles to be operated under the owner's permit applied for.~~
- ~~(4) The make, model, year of manufacture, vehicle identification number, and passenger capacity of each taxicab to be operated under the owner's permit applied for.~~

~~(5) The court record of the applicant. If the applicant is a corporation, the court record of the officers, directors, and supervisors of employees thereof.~~

~~(6) The experience of the applicant in the transportation of passengers for hire.~~

~~(Ord. No. O 2008-03, § 9-97, 5-12-2008)~~

~~Sec. 9-98. Issuance or refusal.~~

~~(a) After giving due consideration to the information set forth in the application for a taxicab owner's permit and such other pertinent information and evidence as may be presented, the town board shall authorize the issuance of an owner's permit to the applicant, upon such conditions as the town board may deem that the public interest and welfare require, unless the town board shall find and determine that:~~

~~(1) The applicant (owner) has not complied with all the provisions of this article;~~

~~(2) There are unpaid or unbonded judgments of record against such applicant (owner); or~~

~~(3) The criminal record of the applicant, or of the officers, directors, or supervising employees of a corporate applicant, if any, is such that it would be against the public interest and welfare for such application to be granted.~~

~~(b) If the town board shall so find and determine adversely to the applicant in any instance, the town board may refuse to grant and to authorize the issuance of an owner's permit.~~

~~(c) The town board may refuse to issue an owner's permit to any person who has been convicted of a felony or of a violation of any federal or state statute relating to the use, possession, or sale of intoxicating liquors; any federal or state statute relating to prostitution; any federal or state statute relating to the use, possession or sale of any habit-forming drugs or narcotic drugs; or to a person who has been an habitual violator of traffic laws and ordinances.~~

~~(Ord. No. O 2008-03, § 9-98, 5-12-2008)~~

~~Sec. 9-99. Forms and contents.~~

~~(a) The taxicab owner's permit shall contain the name and address of the owner to whom it is granted, the number, kind, and description of the vehicles the operation of which is authorized by such owner's permit, and a statement that the permit is issued subject to full compliance with the provisions of this article and is subject to revocation as provided by this article. Each owner's permit shall bear the signature of the town manager and the official seal of the town.~~

~~(b) Subject to the provisions of this article, a taxicab owner's permit shall remain in force and effect until midnight on the June 30 following the date of issue. The taxicab owner's permit holder shall renew the permit, through the finance office, by June 30 of each year.~~

~~(Ord. No. O 2008-03, § 9-99, 5-12-2008)~~

~~Sec. 9-100. Suspension and revocation.~~

~~(a) A taxicab owner's permit may be suspended or revoked by the town board at any time in case the town board finds and determines that:~~

~~(1) As many as three traffic law violation convictions plus one additional conviction for each taxicab line operated, or one liquor or narcotics law violation conviction have occurred among the drivers of the applicant's company, or by the owner himself, within the 12 months from January 1 through December 31;~~

- ~~(2) The past record of the holder of the owner's permit is unsatisfactory, and it is detrimental to and not in the public interest to permit the continued operation of a taxicab business by such person;~~
 - ~~(3) The owner has failed to operate a taxicab in accordance with the provisions of this article;~~
 - ~~(4) The holder of a permit has failed to register properly with the state or with the town, in the correct and true owner's name, any taxicab covered in the owner's permit;~~
 - ~~(5) The holder of the permit is using private cars or cars not licensed to be operated as taxicabs, either not having state or town licenses, for the purpose of transporting passengers for various sums or fees, whether such fees are reported or not; or~~
 - ~~(6) The holder of an owner's permit has been convicted of a felony or a violation of any federal or state statute or provision of this Code or other town ordinance relating to prostitution; any federal or state statute or provision of this Code or other town ordinance relating to the use, possession, or sale of narcotic drugs or intoxicating liquors; repeated violations of traffic laws or ordinances; or has become an habitual user of intoxicating liquors or narcotic drugs.~~
- ~~(b) No owner's permit shall be suspended or revoked unless and until at least five days' written notice of the time and place of the hearing shall have been given to the holder of the permit.~~

~~(Ord. No. O 2008-03, § 9-100, 5-12-2008)~~

~~Sec. 9-101. Revocation on change of ownership.~~

~~Change of ownership of or title to any taxicab shall automatically revoke any permit previously granted, to the extent applicable to the operation of the taxicab. The purchaser of any such taxicab shall not operate the vehicle as a taxicab, unless and until he has applied for and has been granted an owner's permit in the manner provided by this division.~~

~~(Ord. No. O 2008-03, § 9-101, 5-12-2008)~~

~~Sec. 9-102. Surrender of permits; operation of taxicabs to cease.~~

~~Taxicab owner's permits which shall have been suspended by the town board shall be surrendered to the town clerk, and the operation of any taxicabs covered by the permits shall cease.~~

~~(Ord. No. O 2008-03, § 9-102, 5-12-2008)~~

~~Sec. 9-103. Surrender of permits on retirement of taxicabs.~~

~~Any owner who shall permanently retire any taxicab from taxicab service and does not replace the taxicab within 45 days shall immediately surrender any permits granted for the operation of the taxicab to the town clerk.~~

~~(Ord. No. O 2008-03, § 9-103, 5-12-2008)~~

~~Secs. 9-104—9-114. Reserved.~~

~~DIVISION 3. DRIVER'S PERMIT~~

~~Sec. 9-115. Required.~~

~~No person shall drive any taxicab within the corporate limits or within a radius of two miles beyond the corporate limits in all directions, unless he shall have been issued a taxicab driver's permit by the town manager which is then in force and effect.~~

~~(Ord. No. O-2008-03, § 9-115, 5-12-2008)~~

~~Sec. 9-116.—Application.~~

- ~~(a) Each applicant for a taxicab driver's permit shall file application with the chief of police, directed to the town manager, on forms to be provided by the town clerk, and shall, among other items, show his full name; address; physical condition with particular reference to hearing, eyesight, and use of intoxicating liquors and drugs; physical description; age; race; place of birth; length of time he has resided in the town; whether he is a citizen of the United States; previous places of employment for three years prior to date of application; whether he is married or single; his court record; and his state driver's license number.~~
- ~~(b) The application and statement shall be signed and sworn to by the applicant, and any false statement made by an applicant in applying for a driver's permit shall invalidate the permit issued to the applicant, and upon conviction, the applicant shall be punished in accordance with section 1-6, pertaining to general penalties, enforcement of ordinances, and continuing violations.~~
- ~~(c) The applicant's fingerprints shall be impressed on each application form or other form furnished by the town in the space provided.~~
- ~~(d) Each application shall have attached thereto two recent photographs of the applicant, of such size as may from time to time be designated by the town manager.~~

~~(Ord. No. O-2008-03, § 9-116, 5-12-2008)~~

~~Sec. 9-117.—Investigation of applicant by police department.~~

~~It shall be the duty of the chief of police to cause a thorough investigation to be made of each applicant for a taxicab driver's permit. In the discretion of the chief of police, or at the direction of the town manager, an examination authorized by section 9-118 may be required.~~

~~(Ord. No. O-2008-03, § 9-117, 5-12-2008)~~

~~Sec. 9-118.—Examination of applicant by chief of police; medical examination.~~

~~Each applicant for a taxicab driver's permit may be examined by the chief of police as to his knowledge of the provisions of this article, and each applicant may be required to have a medical examination as to his physical condition and to exhibit a current health certificate.~~

~~(Ord. No. O-2008-03, § 9-118, 5-12-2008)~~

~~Sec. 9-119.—Qualifications of applicant; fee.~~

~~No taxicab driver's permit shall be issued or renewed unless the applicant for a taxicab driver's permit shall meet the following requirements:~~

- ~~(1) Be at least 21 years of age;~~
- ~~(2) Produce, on forms provided by the town, affidavits establishing his good character from three reputable citizens of the town who have known him personally and observed his conduct during one year immediately preceding the date of his application;~~

- ~~(3) Hold a valid state driver's license issued by the authority of the state;~~
- ~~(4) Be clean in dress and in person;~~
- ~~(5) Be not addicted to the use of narcotic or other habit-forming drugs or intoxicating liquors;~~
- ~~(6) Be of sound psyche, with good eyesight and not subject to epilepsy, vertigo, heart trouble, or any other infirmity of body of mind which might render him unfit for the safe operation of a taxicab;~~
- ~~(7) Pay the current fee for the issuance of a permit, payable to the town. The town currently does not have a permit fee, only the privilege license tax of \$15.00. State law, G.S. 20-97(d), allows a tax of \$15.00 on each cab, as well as the privilege license tax.~~

~~(Ord. No. O-2008-03, § 9-119, 5-12-2008)~~

~~Sec. 9-120. Issuance; contents.~~

- ~~(a) Should the town manager find that the applicant for a taxicab driver's permit has satisfactorily complied with the conditions and requirements of this division, he shall cause to be issued a driver's permit, in a form the town manager may prescribe.~~
- ~~(b) The driver's permit shall bear a recent photograph of the driver to whom it is issued and shall show the name, address, height, weight, and age of the driver and the expiration date of the permit. The driver's permit shall specify the holder of an owner's permit for whom such driver shall drive, and no driver shall operate a cab for any other holder without securing a new permit from the town manager designating the new owner.~~

~~(Ord. No. O-2008-03, § 9-120, 5-12-2008)~~

~~Sec. 9-121. Refusal; appeal.~~

- ~~(a) The town manager shall refuse to grant or renew a taxicab driver's permit in the case of an application from any person who:~~
 - ~~(1) Within a period of five years immediately prior to the date of his application has been convicted of a felony;~~
 - ~~(2) With a period of three years immediately prior to the date of his application has had his state automobile driver's license or permit suspended or revoked;~~
 - ~~(3) With a period of three years immediately prior to the date of his application shall have been convicted of driving a motor vehicle while intoxicated;~~
 - ~~(4) Within a period of three years immediately prior to the date of his application shall have been convicted of a violation of any law, city, state, or federal, relating to the use, possession, or sale of intoxicating liquors;~~
 - ~~(5) Within a period of three years immediately prior to the date of his application shall have been convicted of any law, city, state or federal, relating to prostitution;~~
 - ~~(6) In or, within a period of three years immediately prior to the date of his application, has been a habitual user of intoxicating liquors, narcotic drugs, or barbiturate drugs;~~
 - ~~(7) Has been convicted of any criminal court of two or more violations of traffic laws or ordinances within any period of 12 months during the 36 months immediately preceding the date of the application for such taxicab driver's permit; or~~
 - ~~(8) Is a person of such bad character or reputation that it would be clearly contrary to the public interest, safety, and welfare to permit such applicant to driver a taxicab.~~

~~(b) If the town manager refuses to grant a permit under this section, the applicant shall have the right, within ten days after such refusal, to appeal to and be heard by the town board, whose decision on the question of granting or refusing the permit shall be final and conclusive. Notice of appeal to the town board shall be given in writing and filed with the town clerk.~~

~~(Ord. No. O 2008-03, § 9-121, 5-12-2008)~~

~~Sec. 9-122. Revocation or suspension by town board.~~

~~At any time after the issuance of a taxicab driver's permit to any person to drive a taxicab, the town board may revoke such permit if the person holding the permit is convicted of a felony; a violation of any federal or state statute or provision of this Code or other town ordinance relating to the use, possession, transportation, or sale of intoxicating liquors; a violation of any federal or state statute or provision of this Code or other town ordinance relating to the use, possession, or sale of narcotic drugs or barbiturate drugs; two or more violations of traffic laws or ordinances of the town; or if he becomes an habitual user of intoxicating liquors or narcotic drugs. The town board may suspend the permit for the time it may deem proper on any ground sufficient for a revocation of a permit, or if the person holding such permit shall be found to have in his possession or custody any quantity whatsoever of intoxicating liquor, within his cab or on his person, or if he has violated any provision of this article.~~

~~(Ord. No. O 2008-03, § 9-122, 5-12-2008)~~

~~Sec. 9-123. Suspension by town manager.~~

~~The town manager shall have the authority to suspend any taxicab driver's permit and require the surrender thereof for a period not to exceed 30 days upon conviction of a violation of this Code or any town ordinance, or of any statute dealing with the public safety or public morals, or upon any grounds sufficient for a revocation of the license.~~

~~(Ord. No. O 2008-03, § 9-123, 5-12-2008)~~

~~Sec. 9-124. Expiration; renewal.~~

~~Subject to the provisions of this article, a taxicab driver's permit shall remain in force and effect until midnight on the June 30 following the date of issue. The taxicab driver's permit holder shall renew the permit through the finance office by June 30 of each year.~~

~~(Ord. No. O 2008-03, § 9-124, 5-12-2008)~~

Sec. 9-76 - 9-125. - Reserved.

UDO Amendment – Remove Protest Petition Language

Authority taken by NC Session Law 2015-160

Section 14.7. ~~Protest petition.~~ Reserved.

- ~~A. A protest petition shall not be valid unless it is in the form of a written petition bearing the signatures of the requisite number of property owners and stating that the signers do protest the proposed change or amendment, and unless received by the town clerk at least two working days, prior to the public hearing on the proposed change or amendment. All protest petitions shall be on a form prescribed and furnished by the town, and such form may prescribe any reasonable information deemed necessary to permit the town to determine the sufficiency and accuracy of the petition. The protest petition must be valid at the time that the vote is taken and shall meet the requirements of N.C.G.S. §§ 160A-385 and 160A-386.~~
- ~~B. If a valid protest petition is filed, then a map amendment shall not become effective except by favorable vote of three-fourths of all the members of the town board of commissioners.~~
- ~~C. Protest petitions shall not be applicable to any amendment which initially zones property added to the territorial coverage of the ordinance as a result of annexation or otherwise.~~

GENERAL ASSEMBLY OF NORTH CAROLINA
SESSION 2015

SESSION LAW 2015-160
HOUSE BILL 201

AN ACT TO AMEND THE PROCESS BY WHICH THE CITY COUNCILS RECEIVE
CITIZEN INPUT IN ZONING ORDINANCE AMENDMENTS.

The General Assembly of North Carolina enacts:

SECTION 1. G.S. 160A-385(a) reads as rewritten:

"§ 160A-385. Changes.

(a) ~~Qualified Protests.~~ Citizen Comments.

- (1) Zoning ordinances may from time to time be amended, supplemented, changed, modified or repealed. ~~In case, however, of a qualified protest against a zoning map amendment, that amendment shall not become effective except by favorable vote of three fourths of all the members of the city council. For the purposes of this subsection, vacant positions on the council and members who are excused from voting shall not be considered "members of the council" for calculation of the requisite supermajority. If any resident or property owner in the city submits a written statement regarding a proposed amendment, modification, or repeal to a zoning ordinance to the clerk to the board at least two business days prior to the proposed vote on such change, the clerk to the board shall deliver such written statement to the city council. If the proposed change is the subject of a quasi-judicial proceeding under G.S. 160A-388, the clerk shall provide only the names and addresses of the individuals providing written comment, and the provision of such names and addresses to all members of the board shall not disqualify any member of the board from voting.~~
- (2) ~~To qualify as a protest under this section, the petition must be signed by the owners of either (i) twenty percent (20%) or more of the area included in the proposed change or (ii) five percent (5%) of a 100-foot wide buffer extending along the entire boundary of each discrete or separate area proposed to be rezoned. A street right-of-way shall not be considered in computing the 100-foot buffer area as long as that street right-of-way is 100 feet wide or less. When less than an entire parcel of land is subject to the proposed zoning map amendment, the 100-foot buffer shall be measured from the property line of that parcel. In the absence of evidence to the contrary, the city may rely on the county tax listing to determine the "owners" of potentially qualifying areas.~~
- (3) ~~The foregoing provisions concerning protests shall not be applicable to any amendment which initially zones property added to the territorial coverage of the ordinance as a result of annexation or otherwise, or to an amendment to an adopted (i) special use district, (ii) conditional use district, or (iii) conditional district if the amendment does not change the types of uses that are permitted within the district or increase the approved density for residential development, or increase the total approved size of nonresidential development, or reduce the size of any buffers or screening approved for the special use district, conditional use district, or conditional district."~~

SECTION 2. G.S. 160A-386 is repealed.

SECTION 3. G.S. 122C-403(3) reads as rewritten:

- "(3) Regulate the development of the reservation in accordance with the powers granted in Article 19, Parts 2, 3, 3C, 5, 6, and 7, of Chapter 160A of the



General Statutes. The Secretary may not, however, grant a special use permit, a conditional use permit, or a special exception under Part 3 of that Article. In addition, the Secretary is not required to notify landowners of zoning classification actions under G.S. 160A-384, ~~and the protest petition requirements in G.S. 160A-385, and 160A-386 do not apply,~~ but the Secretary shall give the mayor of the Town of Butner at least 14 days' advance written notice of any proposed zoning change. The Secretary may designate Advisory establish a board to act like a Board of Adjustment to make recommendations to the Secretary concerning implementation of plans for the development of the reservation. When acting as a Board of Adjustment, Advisory that board shall be subject to subsections (b), (c), (d), (f), and (g) of G.S. 160A-388."

SECTION 4. This act also repeals any local act authority for submission, review, or action by any municipality upon any zoning protest petition, whether or not enacted as a provision in a municipal charter.

SECTION 5. G.S. 160A-75 reads as rewritten:

"§ 160A-75. Voting.

No member shall be excused from voting except upon matters involving the consideration of the member's own financial interest or official conduct or on matters on which the member is prohibited from voting under G.S. 14-234, 160A-381(d), or 160A-388(e)(2). In all other ~~eases, cases except votes taken under G.S. 160A-385,~~ a failure to vote by a member who is physically present in the council chamber, or who has withdrawn without being excused by a majority vote of the remaining members present, shall be recorded as an affirmative vote. The question of the compensation and allowances of members of the council is not a matter involving a member's own financial interest or official conduct.

An affirmative vote equal to a majority of all the members of the council not excused from voting on the question in issue, including the mayor's vote in case of an equal division, shall be required to adopt an ordinance, take any action having the effect of an ordinance, authorize or commit the expenditure of public funds, or make, ratify, or authorize any contract on behalf of the city. In addition, no ordinance nor any action having the effect of any ordinance may be finally adopted on the date on which it is introduced except by an affirmative vote equal to or greater than two thirds of all the actual membership of the council, excluding vacant seats and not including the mayor unless the mayor has the right to vote on all questions before the council. For purposes of this section, an ordinance shall be deemed to have been introduced on the date the subject matter is first voted on by the council."

SECTION 6. This act becomes effective August 1, 2015, and applies to zoning ordinance changes initiated on or after that date.

In the General Assembly read three times and ratified this the 16th day of July, 2015.

s/ Daniel J. Forest
President of the Senate

s/ Tim Moore
Speaker of the House of Representatives

s/ Pat McCrory
Governor

Approved 10:30 a.m. this 17th day of July, 2015

NEW BUSINESS



Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: January 5, 2021
PREPARED BY: Veronica Hardaway
ISSUE Interviews for Potential Candidates for Ward 4 Commissioner
CONSIDERED:
DEPARTMENT: Administration

SUMMARY OF ISSUE: Interview potential candidates for Ward 4 Commissioner. Once interviews are complete, it is requested that the Town Board nominate and appoint a member to Ward 4 to fill the vacancy.

FINANCIAL IMPACT:
N/A

RECOMMENDATION:

REQUESTED MOTION:

REVIEWED BY TOWN MANAGER:

Attachments:

1 Candidate Applications



Town of Angier

Board of Commissioner Application

Name: Price, George "Junior" Date: 12/17/2020
(Last) (First)

Home Address: 129 N Broad St W

Email: jprice@rgc-inc.com

Telephone Numbers: 919 552-4729 919 586-4722*
(Home) (Mobile) (Work)

Employer: RGC, Inc. Occupation: Safety Director

Do you reside within the Town Limits of Angier? ☒ Yes ☐ No

Length of Residence in the Town of Angier: 50 Years Months

Have you ever run for office in an Angier general election? No

What qualifications do you have that would make you a successful Commissioner?

I grew up in Angier and recognize the need to be prepared for a population growth potentially doubling the size of our town.

Why would you want to serve as a Commissioner? Having the opportunity to grow up in a close knit community, I'd like to create an atmosphere of inclusion to the newest residents of Angier.

Why would you be an asset as a Commissioner with the Town of Angier? Well rounded experience in large & small cities & large & small companies where I have worked helps me to understand proper mgmt.

What issues would you like to see the Board address? Infrastructure repairs or improvements to handle the population growth, controlling crime and addressing the needs of a well run PD, economic development for commercial/retail growth.



Town of Angier

Board of Commissioner Application

(continued)

Prior Public Service

Board(s), Commissioners, Civic Groups, etc.

Dates From:

To:

Planning Board Member

+/- 2017

10-2020

ABC Board Member

+/- 2018

Present

Kiwanis Board Member

+/- 2016

Present

Angier Baptist Church Member
and landscaping & Grounds

+/- 2019

Present

Advisory Board

Chamber of Commerce Member

+/- 2016

Present

Comments:

Would be honored to serve the citizens of Angier in this
capacity to participate in the sense of unity and foster
transparency on the use of Town funds & resources.

Any information you wish to share that has not been listed in the aforementioned sections:

As an OSHA liaison and corporate safety director for 20+ years,
I recognize the need for structure, rules, policies & procedures that
are applied unilaterally for the benefit of the whole.

Signature: Greg C Price Jr

Date Signed: 12/18/2020

Please complete this form in its entirety.

Return completed form to:

Veronica Hardaway, Town Clerk

PO Box 278/55 N. Broad St. W

Angier, NC 27501

Phone: 919.639.2071 Fax: 919.639.6130 Email: vhardaway@angier.org



Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: January 5, 2021
PREPARED BY: Gerry Vincent, Town Manager ICMA-CM *GV*
ISSUE Cape Fear Regional Multi-Jurisdictional Hazard Mitigation Plan 2020
CONSIDERED:
DEPARTMENT: Administration

SUMMARY OF ISSUE: In order to be in compliance with the Federal hazard mitigation planning requirements in 44 CFR 201.6(b)-(d), a Multi-Jurisdictional Mitigation Plan must be revised and submitted on behalf of the Cape Fear Region.

The attached resolution must be adopted by the local body in order to be eligible to receive future funds related to a disaster related event. The Plan must be revised and adopted on a five-year cycle.

FINANCIAL IMPACT: There is no financial impact to be considered at this time.

RECOMMENDATION: Authorize the Town Manager to provide with adoption of the Resolution by the Angier Board of Commissioners.

REQUESTED MOTION: I recommend authorizing the Town Manager to submit the Resolution on behalf of the Angier Board of Commissioners.

REVIEWED BY TOWN MANAGER: *Gerry Vincent*

Attachments: *Letter, Resolution, Introduction of Plan, and Angier's Mitigation Plan*



FEMA

December 7, 2020

Mr. Steve McGugan
State Hazard Mitigation Officer
Assistant Director / Mitigation Section Chief
Division of Emergency Management
NC Department of Public Safety
200 Park Offices Drive
Durham, NC 27713

Reference: Multi-Jurisdictional Hazard Mitigation Plan: Cape Fear Regional

Dear Mr. McGugan:

This is to confirm that we have completed a Federal review of the draft Cape Fear Regional Multi-Jurisdictional Hazard Mitigation Plan for compliance with the Federal hazard mitigation planning requirements contained in 44 CFR 201.6(b)-(d). We have determined that the Cape Fear Regional Multi-Jurisdictional Hazard Mitigation Plan is compliant with Federal requirements, subject to formal community adoption.

In order for our office to issue formal approval of the plan, the participants of Cape Fear Regional must submit adoption documentation. Upon submittal of a copy of documentation of the adoption resolution(s) to our office, we will issue formal approval of the Cape Fear Regional Multi-Jurisdictional Hazard Mitigation Plan. Please have the participants of Cape Fear Regional submit a final copy of their Plan, without draft notations and track changes.

For further information, please do not hesitate to contact Catherine Strickland, of the Hazard Mitigation Assistance Branch, at (770) 220-5328 or Edwardine S. Marrone, of my staff, at (404) 433-3968.

Sincerely,

A handwritten signature in blue ink that reads "Kristen M. Martinenza".

Kristen M. Martinenza, P.E., CFM
Branch Chief
Risk Analysis
FEMA Region IV

RESOLUTION
ADOPTING **CAPE FEAR** REGIONAL
HAZARD MITIGATION PLAN

WHEREAS, the citizens and property within **Town of Angier** are subject to the effects of natural hazards that pose threats to lives and cause damage to property, and with the knowledge and experience that certain areas of the county are particularly vulnerable to drought, extreme heat, hailstorm, hurricane and tropical storm, lightning, thunderstorm wind/high wind, tornado, winter storm and freeze, flood, hazardous material incident, and wildfire; and

WHEREAS, the County desires to seek ways to mitigate the impact of identified hazard risks; and

WHEREAS, the Legislature of the State of North Carolina has in Part 6, Article 21 of Chapter 143; Parts 3, 5, and 8 of Article 19 of Chapter 160A; and Article 8 of Chapter 160A of the North Carolina General Statutes, delegated to local governmental units the responsibility to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Legislature of the State of North Carolina has enacted General Statute Section 166A-19.41 (*State emergency assistance funds*) which provides that for a state of emergency declared pursuant to G.S. 166A-19.20(a) after the deadline established by the Federal Emergency Management Agency pursuant to the Disaster Mitigation Act of 2002, P.L. 106-390, the eligible entity shall have a hazard mitigation plan approved pursuant to the Stafford Act; and.

WHEREAS, Section 322 of the Federal Disaster Mitigation Act of 2000 states that local governments must develop an All-Hazards Mitigation Plan in order to be eligible to receive future Hazard Mitigation Grant Program Funds and other disaster-related assistance funding and that said Plan must be updated and adopted within a five year cycle; and

WHEREAS, the **Town of Angier** has performed a comprehensive review and evaluation of each section of the previously approved Hazard Mitigation Plan and has updated the said plan as required under regulations at 44 CFR Part 201 and according to guidance issued by the Federal Emergency Management Agency and the North Carolina Division of Emergency Management.

WHEREAS, it is the intent of the Board of Commissioners of **the Town of Angier** to fulfill this obligation in order that the County will be eligible for federal and state assistance in the event that a state of disaster is declared for a hazard event affecting the County;

NOW, THEREFORE, be it resolved that the Board of Commissioners of **Angier** hereby:

1. Adopts the **Cape Fear** Regional Hazard Mitigation Plan.
2. Vests **Harnett County** Emergency Management with the responsibility, authority, and the means to:
 - (a) Inform all concerned parties of this action.
 - (b) Cooperate with Federal, State and local agencies and private firms which undertake to study, survey, map and identify floodplain areas, and cooperate with neighboring communities with respect to management of adjoining floodplain areas in order to prevent exacerbation of existing hazard impacts.
3. Appoints **Harnett County** Emergency Management to assure that the Hazard Mitigation Plan is reviewed annually and every five years as specified in the Plan to assure that the Plan is in compliance with all State and Federal regulations and that any needed revisions or amendments to the Plan are developed and presented to the Harnett County Board of Commissioners for consideration.
4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the Hazard Mitigation Plan.

Adopted this the **5th day of January 2021.**

Robert K. Smith, Mayor
Angier Board of Commissioners

Attest:

Veronica T. Hardaway, Town Clerk
Angier Board of Commissioners

Certified by: _____ (SEAL)

Date: _____

Cape Fear Regional Hazard Mitigation Plan 2020



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SECTION 1: INTRODUCTION

This section provides a general introduction to the Cape Fear Regional Hazard Mitigation Plan. It consists of the following five subsections:

- ◆ 1.1 Background
- ◆ 1.2 Purpose
- ◆ 1.3 Scope
- ◆ 1.4 Authority
- ◆ 1.5 Summary of Plan Contents

1.1 Background

Natural hazards, such as winter storms, floods, and tornadoes, are a part of the world around us. Their occurrence is natural and inevitable, and there is little we can do to control their force and intensity. We must consider these hazards to be legitimate and significant threats to human life, safety, and property.

The Cape Fear Region is located in the western part of North Carolina and includes the counties of Chatham, Lee, Harnett, Johnston, Moore and the municipal governments within those counties. This area is vulnerable to a wide range of natural hazards such as winter storms, severe thunderstorms, and floods. It is also vulnerable to human-caused hazards, including chemical releases and hazardous material spills. These hazards threaten the life and safety of residents in the Cape Fear Region and have the potential to damage or destroy both public and private property, disrupt the local economy, and impact the overall quality of life of individuals who live, work, and vacation in the region.

While the threat from hazardous events may never be fully eliminated, there is much we can do to lessen their potential impact upon our communities and our citizens. By minimizing the impact of hazards upon our built environment, we can prevent such events from resulting in disasters. The concept and practice of reducing risks to people and property from known hazards is generally referred to as *hazard mitigation*.



FEMA Definition of Hazard Mitigation:

"Any sustained action taken to reduce or eliminate the long-term risk to human life and property from hazards."

Hazard mitigation techniques include both structural measures (such as strengthening or protecting buildings and infrastructure from the destructive forces of potential hazards) and non-structural measures (such as the adoption of sound land use policies and the creation of public awareness programs). It is widely accepted that the most effective mitigation measures are implemented at the local government level, where decisions on the regulation and control of development are ultimately made. A comprehensive mitigation approach addresses hazard vulnerabilities that exist today and in the foreseeable future. Therefore, it is essential that projected patterns of future development are evaluated and considered in terms of how that growth will increase or decrease a community's overall hazard vulnerability.

A key component in the formulation of a comprehensive approach to hazard mitigation is to develop, adopt, and update a local hazard mitigation plan. A hazard mitigation plan establishes the broad

community vision and guiding principles for reducing hazard risk, and further proposes specific mitigation actions to eliminate or reduce identified vulnerabilities.

Each of the five counties and their municipal jurisdictions participating in the development of the Cape Fear Hazard Mitigation Plan have an existing hazard mitigation plan that has evolved over the years, as described in Section 2: **Planning Process**. This regional plan draws from each of the County plans to document the region's sustained efforts to incorporate hazard mitigation principles and practices into routine government activities and functions. At its core, the Plan recommends specific actions to minimize hazard vulnerability and protect residents from losses to those hazards that pose the greatest risk. These mitigation actions go beyond simply recommending structural solutions to reduce existing vulnerability, such as elevation, retrofitting, and acquisition projects. Local policies on community growth and development, incentives for natural resource protection, and public awareness and outreach activities are examples of other actions considered to reduce the region's vulnerability to identified hazards. The Plan remains a living document, with implementation and evaluation procedures established to help achieve meaningful objectives and successful outcomes over time.

1.1.1 The Disaster Mitigation Act and the Flood Insurance Reform Act

In an effort to reduce the Nation's mounting natural disaster losses, the U.S. Congress passed the Disaster Mitigation Act of 2000 (DMA 2000) in order to amend the Robert T. Stafford Disaster Relief and Emergency Assistance Act. Section 322 of DMA 2000 emphasizes the need for state, local and Tribal government entities to closely coordinate on mitigation planning activities and makes the development of a hazard mitigation plan a specific eligibility requirement for any local or Tribal government applying for federal mitigation grant funds. These funds include the Hazard Mitigation Grant Program (HMGP) and the Pre-Disaster Mitigation (PDM) program, both of which are administered by the Federal Emergency Management Agency (FEMA) under the Department of Homeland Security. Communities with an adopted and federally approved hazard mitigation plan thereby become pre-positioned and more apt to receive available mitigation funds before and after the next disaster strikes.

Additionally, the Flood Insurance Reform Act of 2004 (P.L. 108-264) created two new grant programs, Severe Repetitive Loss (SRL) and Repetitive Flood Claim (RFC), and modified the existing Flood Mitigation Assistance (FMA) program. One of the requirements of this Act is that a FEMA-approved Hazard Mitigation Plan is now required if communities wish to be eligible for these FEMA mitigation programs. However, as of early 2014, these programs have been folded into a single Flood Mitigation Assistance (FMA) program.

This change was brought on by new, major federal flood insurance legislation that was passed in 2012 under the Biggert-Waters Flood Insurance Reform Act (P.L. 112-141). This act made several changes to the way the National Flood Insurance Program is to be run, including raises in rates to reflect true flood risk and changes in how Flood Insurance Rate Map (FIRM) updates impact policyholders. The Biggert-Waters Act further emphasizes Congress' focus on mitigating vulnerable structures.

The Cape Fear Regional Hazard Mitigation Plan has been prepared in coordination with FEMA Region IV and the North Carolina Division of Emergency Management (NCEM) to ensure that the Plan meets all applicable FEMA and state requirements for hazard mitigation plans. A *Local Mitigation Plan Review Tool*, found in Appendix B provides a summary of federal and state minimum standards and notes the location where each requirement is met within the Plan.

1.2 Purpose

The purpose of the Cape Fear Regional Hazard Mitigation Plan is to:

- Complete update of existing Plan to demonstrate progress and reflect current conditions;
- Increase public awareness and education;
- Maintain grant eligibility for participating jurisdictions; and
- Maintain compliance with state and federal legislative requirements for local hazard mitigation plans.

1.3 Scope

The focus of the Cape Fear Regional Hazard Mitigation Plan is on those hazards determined to be “high” or “moderate” risks to the Cape Fear Region, as determined through a detailed hazard risk assessment. Other hazards that pose a “low” or “negligible” risk will continue to be evaluated during future updates to the Plan, but they may not be fully addressed until they are determined to be of high or moderate risk. This enables the participating counties and municipalities to prioritize mitigation actions based on those hazards which are understood to present the greatest risk to lives and property.

The geographic scope (i.e., the planning area) for the Plan includes the counties of Chatham, Lee, Harnett, Johnston, and Moore as well as their incorporated jurisdictions. **Table 1-1** indicates the participating jurisdictions.

Table 1-1: Participating Jurisdictions in the Cape Fear Regional Hazard Mitigation Plan

Chatham County	
Goldston	Siler City
Pittsboro	
Harnett County	
Angier	Erwin
Coats	Lillington
Dunn	
Johnston County	
Archer Lodge	Pine Level
Benson	Princeton
Clayton	Selma
Four Oaks	Smithfield
Kenly	Wilson’s Mill
Micro	
Lee County	
Broadway	Sanford
Moore County	
Aberdeen	Robbins
Cameron	Southern Pines
Carthage	Taylortown

Foxfire Village	Vass
Pinebluff	Whispering Pines
Pinehurst	

1.4 Authority

The Cape Fear Regional Hazard Mitigation Plan has been developed in accordance with current state and federal rules and regulations governing local mitigation plans and has been adopted by each participating county and local jurisdiction in accordance with standard local procedures. Copies of the adoption resolutions for each participating jurisdiction are provided in Appendix A. The Plan shall be routinely monitored and revised to maintain compliance with the following provisions, rules, and legislation:

- Section 322, Mitigation Planning, of the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as enacted by Section 104 of the Disaster Mitigation Act of 2000 (P.L. 106-390);
- FEMA's Final Rule published in the Federal Register, at 44 CFR Part 201 (201.6 for local mitigation planning requirements);
- Flood Insurance Reform Act of 2004 (P.L. 108-264) and Biggert-Waters Flood Insurance Reform Act of 2012 (P.L. 112-141).

1.5 Summary of Plan Contents

The contents of this Plan are designed and organized to be as reader-friendly and functional as possible. While significant background information is included on the processes used and studies completed (i.e., risk assessment, capability assessment), this information is separated from the more meaningful planning outcomes or actions (i.e., mitigation strategy, mitigation action plan).

Section 2, **Planning Process**, provides a complete narrative description of the process used to prepare the Plan. This includes the identification of participants on the planning team and describes how the public and other stakeholders were involved. It also includes a detailed summary for each of the key meetings held, along with any associated outcomes.

The **Community Profile**, located in Section 3, provides a general overview of the Cape Fear region, including prevalent geographic, demographic, and economic characteristics. In addition, building characteristics and land use patterns are discussed. This baseline information provides a snapshot of the planning area and helps local officials recognize those social, environmental, and economic factors that ultimately play a role in determining the region's vulnerability to hazards.

The Risk Assessment is presented in three sections: Section 4, **Hazard Identification**; Section 5, **Hazard Profiles**; and Section 6, **Vulnerability Assessment**. Together, these sections serve to identify, analyze, and assess hazards that pose a threat to the Cape Fear Region. The risk assessment also attempts to define any hazard risks that may uniquely or exclusively affect specific areas of the Cape Fear Region.

The Risk Assessment begins by identifying hazards that threaten the region. Next, detailed profiles are established for each hazard, building on available historical data from past hazard occurrences, spatial extent, and probability of future occurrence. This section culminates in a hazard risk ranking based on conclusions regarding the frequency of occurrence, spatial extent, and potential impact highlighted in each of the hazard profiles. In essence, the information generated through the risk assessment serves a critical function as the participating jurisdictions in the Cape Fear Region seek to determine the most appropriate mitigation actions to pursue and implement—enabling them to prioritize and focus their

efforts on those hazards of greatest concern and those structures or planning areas facing the greatest risk(s).

The **Capability Assessment**, found in Section 7, provides a comprehensive examination of the Cape Fear Region's capacity to implement meaningful mitigation strategies and identifies opportunities to increase and enhance that capacity. Specific capabilities addressed in this section include planning and regulatory capability, staff and organizational (administrative) capability, technical capability, fiscal capability, and political capability. Information was obtained through the use of a detailed survey questionnaire and an inventory and analysis of existing plans, ordinances, and relevant documents. The purpose of this assessment is to identify any existing gaps, weaknesses, or conflicts in programs or activities that may hinder mitigation efforts and to identify those activities that should be built upon in establishing a successful and sustainable local hazard mitigation program.

The **Community Profile**, **Risk Assessment**, and **Capability Assessment** collectively serve as a basis for determining the goals for the Cape Fear Regional Hazard Mitigation Plan, each contributing to the development, adoption, and implementation of a meaningful and manageable **Mitigation Strategy** that is based on accurate background information.

The **Mitigation Strategy**, found in Section 8, consists of broad goal statements as well as an analysis of hazard mitigation techniques for the jurisdictions participating in the Cape Fear Regional Hazard Mitigation Plan to consider in reducing hazard vulnerabilities. The strategy provides the foundation for a detailed **Mitigation Action Plan**, found in Section 9, which links specific mitigation actions for each county and municipal department or agency to locally assigned implementation mechanisms and target completion dates. Together, these sections are designed to make the Plan both strategic, through the identification of long-term goals, and functional, through the identification of immediate and short-term actions that will guide day-to-day decision-making and project implementation.

In addition to the identification and prioritization of possible mitigation projects, emphasis is placed on the use of program and policy alternatives to help make the Cape Fear Region less vulnerable to the damaging forces of hazards while improving the economic, social, and environmental health of the community. The concept of multi-objective planning was emphasized throughout the planning process, particularly in identifying ways to link, where possible, hazard mitigation policies and programs with complimentary community goals related to disaster recovery, housing, economic development, recreational opportunities, transportation improvements, environmental quality, land development, and public health and safety.

Plan Maintenance, found in Section 10, includes the measures that the jurisdictions participating in the Cape Fear Regional plan will take to ensure the Plan's continuous long-term implementation. The procedures also include the manner in which the Plan will be regularly evaluated and updated to remain a current and meaningful planning document.

Mitigation Action Plan

Action #	Description	Hazard(s) Addressed	Relative Priority	Lead Agency/ Department	Potential Funding Sources	Cost Estimate	Implementation Schedule	2020 Status
PP-1	Distribute information to citizens on how to retrofit homes to help prevent wind and flood damage during natural hazards.	Flood, High Wind, Hurricane, Thunderstorm, Tornado	Moderate	Harnett County Planning Department	FEMA, NCEM	Medium	2025	To be continued. Brochures on home retrofit for mitigation are available to citizens that visit the inspections department on a daily basis.
PP-2	Continue to apply for pre- & post-disaster grants to buyout or elevate flood prone properties within County Walk subdivision.	Flood	High	Planning Department, Community Development, Building Inspections	Local/State/Federal	Low	2025	To be continued. Reviewed annually. The county has implemented buyout/elevation projects in the past and will continue to do so as opportunities exist annually for these projects through mitigation funding.
PP-3	The County will partner with a local sand mining facility to retrofit a pit into a future reservoir.	Flood	Moderate	Harnett County Planning Department	None; unless BRAC Regional Task Force acquires other funding	Low	2025	In progress. No measurable progress due to lack of staff, funding and opportunity.
PP-4	Provide backup power for critical facilities.	All Hazards	High	Harnett County Planning Department	Local/State/Federal	High	2025	New
Natural Resource Protection								
NRP-1	Explore requiring all new major subdivisions to set aside land for open space and restrict any building in environmentally sensitive areas.	Flood	High	Harnett County Planning Department	Local	Low	2025	To be continued: The Harnett County UDO has outlined this objective as the "Compatibility Concept Model" and solicits offerings of open space for greater density within a given development.
Emergency Services								
ES-1	The County will conduct a training exercise each year to ensure that County emergency resource distribution operations, such as response time, communication, and coordination with DOT, are adequate for all-natural hazard events.	All Hazards	High	Harnett County Emergency Management	Local	Low	2025	In progress, these were completed with coordination and/or participation from Harnett county Emergency Management. The County in conjunction with other local entities performs at least 3 exercises a year. These training sessions consist of a wide range of scenarios and settings.
Public Education and Awareness								
PEA-1	The County will hold an Emergency Management open house on October 1st each year to inform the public and County employees about all-natural hazards and their corresponding mitigation techniques.	All Hazards	Moderate	Emergency Management Director	Local, State, sell advertisements for public information handed out at meetings	Medium	2025	To be continued: Emergency Management conducts an annual "Open House" where they educate both the public and other staff members. These sessions are to take place in October which coincides with hurricane season. Combined training with EOC's Hurricane exercise
PEA-2	The County will provide a GIS training tool that will be aimed at educating surveyors and builders about responsible growth in regard to hazard mitigation.	All Hazards	High	Harnett County GIS, Planning Department	Local, State	High	2025	To be continued: We are currently working interdepartmentally to devise a strategy, and tool that will be easy to access and operate by the general public.

Table 9-6: Town of Angier Mitigation Action Plan

Action #	Description	Hazard(s) Addressed	Relative Priority	Lead Agency/ Department	Potential Funding Sources	Cost Estimate	Implementation Schedule	2020 Status
Prevention								

Mitigation Action Plan

Action #	Description	Hazard(s) Addressed	Relative Priority	Lead Agency/ Department	Potential Funding Sources	Cost Estimate	Implementation Schedule	2020 Status
P-1	Create and define suitable areas for growth by updating existing land use plan or creation of a new land use plan that considers mitigation of all hazards.	All Hazards	Moderate	Zoning/Planning Administrator, Town Administrator	Local	Low	2025	To be continued: The town has updated its existing land use plan to identify areas suitable for growth. However, further updates of the land use plan will be required, so this action will remain in the plan. The Town adopted a Comprehensive Land Use Plan in 2017. The Land Use Map was updated in 2019 to account for the proposed NC 55 Bypass and encourage growth on the West side of Town.
P-2	Create a yearly checklist that will help monitor and protect infrastructure and existing structures from all hazards.	All Hazards	High	Public Works Director, Building Inspector	Local, State	Low	2025	To be continued. Reviewed annually. The town has developed a checklist that will help it to monitor its infrastructure and existing structures.
P-3	The Town will involve county officials with future growth plans and patterns and hold community- visioning meetings to educate the public and developers about future growth and hazard mitigation planning for all hazards.	All Hazards	Moderate	Town Administrator, Planning Director, Town/County Boards	Local	Low	2025	To be continued. Planning Staff is in periodic communication with County Planners to be sure County officials are aware of growth projections in Angier. The Town has also held public input sessions for various growth-related initiatives including updates to the Ordinance and the 2019 Land Use Plan update.
P-4	Create new ordinances and/or strengthen existing ordinances to protect and preserve environmentally sensitive areas and open space.	Flood	High	Town Administrator, Planning/Zoning Administrator, Town/County Boards	Local	Medium	2025	To be continued. Planning Staff has recently overhauled the Open Space chapter of the UDO to ensure adequate open space is dedicated in new development, ensure recreational opportunities are widely available, and to protect wetlands and flood plains as vacant land is developed. Ordinances have been developed in a way that attempts to minimize degradation to environmentally sensitive areas and to preserve open space. Nevertheless, there are still revisions that could be made to the town's ordinances that would further reduce risk and the town will look into making those changes going forward.
P-5	Pursue state and federal grants that would help improve emergency services along with mitigation planning for all hazards.	All Hazards	Moderate	Town/County Manager, Planning Director, Finance Director	Local	Low	2025	To be continued: Town staff will continue to monitor and apply for grants, as it relates to identified mitigation projects.
Structural Projects								
SP-1	Try to set aside monies for long range Capital Improvement Projects that would help protect public health and safety from all hazards.	All Hazards	Moderate	Town/County Manager, Planning Director, Finance Director	Local	Medium	2025	To be continued. Through the collection of System Development Fees for new development, the Town has and will continue to set aside money for long-range capital improvement projects such as partnering in the future expansion of the Northwest Harnett Regional Treatment Plant to serve the needs of new development.
Property Protection								
PP-1	Provide backup power for critical facilities.	All Hazards	High	Town/County Manager, Planning Director,	Local/State/Federal	Medium	2025	New
Public Education and Awareness								
PEA-1	Make a list available for distribution at the Inspections Department of contractors and consultants knowledgeable or experienced in retrofitting/construction techniques for mitigation of all hazards.	All Hazards	Moderate	Chief Building Inspector, Harnett County Planning and Inspections Department	Low	Local, Possible Grant	2025	To be continued: The town has developed a list of contractors that are knowledgeable in the area of retrofitting homes and other structures. This list is available at the Inspections Department but needs to be reviewed and updated annually.

Mitigation Action Plan

Table 9-7: Town of Coats Mitigation Action Plan

Action #	Description	Hazard(s) Addressed	Relative Priority	Lead Agency/ Department	Potential Funding Sources	Cost Estimate	Implementation Schedule	2020 Status
Prevention								
P-1	The Town will initiate a policy to identify and remove potentially dangerous trees and vegetation along public roadways.	Thunderstorm, High Wind, Hurricane, Winter Storm	High	Town of Coats Board of Commissioners	Local	Medium	2025	To be continued: Town has, & Public Works staff will continue to work on this as part of their quarterly checklist.
P-2	The Town will conduct quarterly inspections of all storm sewers and open ditches in order to evaluate their readiness and to make corrections as needed. The Town will review and update its Storm Water Readiness Plan.	Flood	High	Town of Coats Public Works Department	Local	High	2025	To be continued: Town has completed this successfully and will continue to implement. Public Works staff will continue their work as part of quarterly checklist and before major predicted rain events. The town has regularly conducted inspections of all storm sewers and ditches in order to ensure they are in suitable condition for managing stormwater. The town will update its Stormwater Readiness Plan in the future and perform quarterly inspections of its infrastructure system.
P-3	Ensure that all redevelopment and growth is sustainable to all hazards through the development of new Zoning and Subdivision regulations.	All Hazards	High	Town of Coats Planning Board and Board of Commissioners	Local	High	2025	To be continued: Town staff believe new growth is adequately concentrating in non-hazard areas. Staff and Planning Board will review on monthly basis. The town has developed new zoning and subdivision regulations, but these regulations need to be reviewed and updated annually so that the town can improve the way it redevelops and grows in terms of mitigating hazards.
P-5	The Town will develop a checklist to be used for an annual inspection of all Public Buildings to ensure they remain as structurally secure as possible during all hazard events.	All Hazards	High	Coats Public Works Department, Town Manager, Town Board	Local	Low	2020	Completed: Major renovations completed to keep stormwater from entering parts of Town Hall complex.
P-6	The Town will utilize information obtained from the county GIS floodplain project to prevent redevelopment in flood prone areas and to help identify any currently developed areas that may be at risk.	Flood	Moderate	Town Manager, Town Planning Board, Town Board	Local	Medium	2025	In progress: The town has utilized its GIS database to help prevent development in known hazard areas such as the floodplain. The town will continue to regulate development in the floodplain in a way that will reduce risk. ETJ has been extended into floodplain areas. Town will work with County staff to develop procedure/policy for these areas.
P-7	The Town will include in its new Zoning Ordinance an Open Space District Classification that will effectively set aside any environmentally sensitive areas and restrict any development therein.	Flood	Moderate	Town Manager, Town Planning Board	Local	Medium	2025	In progress: Negotiating with new property owners to set land aside as Open Space. The town has included the Open Space District classification in its zoning ordinance, but the town will need to identify and protect additional areas by designating them as that classification in order to further reduce risk. Town will keep lookout for open tracts that could be converted to parkland.
P-8	The Town will update its Land Use Plan with special emphasis being given to any environmentally sensitive or flood-prone areas.	Flood	Moderate	Town Manager, Town Planning Board	Local	Medium	2025	To be continued: The town has updated its Land Use Plan in 2014 and this has led to the identification of flood prone and environmentally sensitive areas. However, the town will also work to identify additional flood prone areas in the future by reviewing the LUP on an annual basis.
Property Protection								
PP-1	Provide backup power for critical	All Hazards	High	City Council, Planning	Local, State, Federal	Medium	2025	New

Mitigation Action Plan

Action #	Description	Hazard(s) Addressed	Relative Priority	Lead Agency/ Department	Potential Funding Sources	Cost Estimate	Implementation Schedule	2020 Status
Structural Projects								
SP-1	The Town will target infrastructure needs during the development of the annual Town budget.	All Hazards	High	Coats Public Works Department, Town Manager, Town Board	Local	Low	2025	To be continued: In the past, the town has looked at long term infrastructure needs when developing the town budget. Many of these projects have overlapped with mitigation. On an annual basis going forward, the town will evaluate additional infrastructure projects that can help reduce risk and protect citizens.
Emergency Services								
ES-1	The Town will update and revise its Emergency Services and Disaster Response Readiness Plan.	All Hazards	High	Town of Coats Public Works Department, Coats Police Department, Town Manager, Town Board	Local	Medium	2025	To be continued: The town has kept up a consistent review and update process for its Emergency and Disaster Readiness Plan. In order to maintain its plan and ensure it is maximizing its risk- reducing capabilities, the town will update this plan at least twice per year.
Public Education and Awareness								
PEA-1	The Town will educate and solicit public input concerning hazard mitigation strategies and policies through semiannual Town Meetings.	All Hazards	Moderate	Board of Commissioners& Planning Board, Harnett County EMC	Local	Medium	2025	To be continued: Semi-annual town meetings have been held each year since the last update of this plan. The town has pushed out strategies for mitigation during these meetings and sought input from residents. As such, the town will continue to hold these meetings at least twice per year to review strategies and update citizens on the latest techniques for mitigation.
PEA-2	The Town will develop an informational flyer to be distributed each year that will provide our citizenry with the information and suggestions useful during natural disasters.	All Hazards	Moderate	Coats Public Works Department, Town Manager, Town Board	Local	Medium	2025	To be continued: The town has developed an informational flyer and it has been distributed to citizens. This flyer will need to be updated and sent out again on at least an annual basis. The town will work on updating this with the latest information on pertaining to homeowner mitigation.

Table 9-8: City of Dunn Mitigation Action Plan

Action #	Description	Hazard(s) Addressed	Relative Priority	Lead Agency/ Department	Potential Funding Sources	Cost Estimate	Implementation Schedule	2020 Status
Prevention								
P-1	Create policy to annually trim trees and cut down dead trees under the city's supervision prior to April 15th.	Thunderstorm, High Wind, Hurricane, Winter Storm	Moderate	Public Works Department, City Council & Planning Board	Local	Medium	2025, Annually	To be continued: A policy has been adopted to trim trees and cut down dead trees. This is done every year, at least twice a year. The city will continue to implement this action going forward.
P-2	Create and modify existing policies to prevent building in areas prone to flooding and/or wind damage.	Flood, Thunderstorm, High Wind, Hurricane, Tornado	Moderate	Planning Department, City Council & Planning Board	Local, State	Medium	2025	In progress: The city has some policies in place to prevent building in flood/wind prone areas but needs to do a study of its stormwater system and lacks the funding to do so.



Board of Commissioners Agenda Report

55 N Broad Street W.
PO Box 278
Angier, NC 27501
www.angier.org

MEETING DATE: January 5, 2021
PREPARED BY: Gerry Vincent, Town Manager ICMA-CM *EV*
ISSUE Title VI Nondiscrimination Policy Statement 2020
CONSIDERED:
DEPARTMENT: Administration

SUMMARY OF ISSUE: The Federal Highway Administration has charged the North Carolina Department of Transportation (NCDOT) with ensuring compliance with every subrecipient municipality to meet the requirements under the Title VI Nondiscrimination Policy Statement.

Once approved, the policy statement and information attached will be advertised and placed on the Town's website, as required.

FINANCIAL IMPACT: There is no financial impact to be considered at this time.

RECOMMENDATION: Authorize the Town Manager to sign the attached policy statement after approval by the Angier Board of Commissioners.

REQUESTED MOTION: I recommend authorizing the Town Manager to sign the Title VI Nondiscrimination Policy Statement on behalf of the Angier Board of Commissioners.

REVIEWED BY TOWN MANAGER: *Gerry Vincent*

Attachments: *Draft Policy Statement, forms, and advertisement*

Gerry D. Vincent

From: Carter, Jasmine M <jmcarter1@ncdot.gov>
Sent: Tuesday, October 27, 2020 11:38 AM
Cc: Council, Ashley C
Subject: Title VI Implementation Plan
Attachments: Title VI Assurances for Contracts_Contractors.pdf; Complaint Instructions and Forms May 2020.pdf; 2020 Boyette Title VI Non Discrimination Statement.pdf

Importance: High

Follow Up Flag: Follow up
Flag Status: Flagged

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Date: 10/27/2020

RE: Title VI Information for Compliance Review

To Whom This May Concern:

As stated in the initial letter, The Federal Highway Administration has charged this Division with ensuring that every subrecipient municipality meets the requirements, leading to our Division performing compliance reviews. You indicated, in your survey response, that your Municipality does not have a Title VI Implementation Plan and we are happy to assist you in the same. The FHWA has mandated that all subrecipients adhere to Title VI requirements and we want to work with you to get you into compliance as quickly and as easily as possible.

We have defined the following requirements for municipalities regarding statutory compliance for Title VI:

- Designation and publication of a TVI Liaison;
- Designation and publication of a TVI Policy Statement (attached in email);
- Designation and publication of a TVI Grievance Procedure (attached in email);
- Verification that signed Title VI Assurances have been filed with the appropriate NCDOT funding agency (attached in email); and
- Established method of data collection and analysis regarding minority populations within the service areas of the municipality.

Accordingly, please submit your plan documentation upon receipt of this letter for review. The deadline for submission of the requested information January 4th, 2021.

Kindly submit all information to jmcarter1@ncdot.gov. Thanking you for your prompt attention to this matter,
I am

Sincerely yours,

Ashley C. Council, J.D.

Title VI Officer
NCDOT Office of Civil Rights-Title VI Division
accouncil@ncdot.gov

Ms. Jasmine M. Carter
Compliance Specialist
Office of Civil Rights (OCR)
North Carolina Department of Transportation
jmcarter1@ncdot.gov

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1511 Mail Service Center
Raleigh, NC 27699-1511



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Title VI Nondiscrimination Policy Statement

Town of Angier

Policy Statement



It is the policy of the Town of Angier to ensure that no person shall, on the ground of race, color, national origin, limited English Proficiency, income level, sex, age, or disability, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any Town of Angier program or activity, including, where applicable, religion, as provided by Title VI of the Civil Rights Act of 1964, United States Department of Transportation (DOT) Order 1050.2A, Title 49 Code of Federal Regulations (CFR) Part 21, the Civil Rights Restoration Act of 1987, and other pertinent nondiscrimination authorities.

The following practices are hereby prohibited throughout the Town of Angier to comply, at a minimum, with Title VI and related requirements:

- Denying to an individual any standard service or other program benefit without good cause.
- Providing any service or other benefit to a person which is distinct in quantity or quality, or is provided in a different manner, from that provided to others under the program.
- Subjecting a person to segregation or separate treatment in any part of a program.
- Restrictions in the enjoyment of any advantages, privileges, or other benefits enjoyed by others.
- Methods of Administration, which, directly or through contractual relationships, would defeat or substantially impair the accomplishment of effective nondiscrimination.
- Different standards, criteria, or other requirements for admission, enrollment, or participation in planning, advisory, contractual, or other integral activities.
- Acts of intimidation or retaliation, including threatening, coercing, or discriminating against any individual for the purpose of interfering with any right or privilege secured by any pertinent nondiscrimination law, or because he/she has made a complaint, testified, assisted, or participated in any manner in an investigation, proceeding or hearing.
- Discrimination in any employment resulting from a program, a primary objective of which is to provide employment.
- We utilize the census link as our method of data collection and analysis regarding minority populations within the service areas of the municipality.

To assure that appropriate program measures are implemented and monitored, I have designated Melissa Wilder in our Human Resources, as the Town of Angier's Title VI Coordinator: (919) 331-6711, mwilder@angier.org. As an expression of my commitment to and support of the City's Title VI Nondiscrimination Program, below is my signature as the Town Manager of the Town of Angier.

Gerry Vincent, Town Manager

Date



Title VI DISCRIMINATION COMPLAINT INSTRUCTIONS

Town of Angier

EXTERNAL DISCRIMINATION COMPLAINT INSTRUCTIONS

INTRODUCTION

The Town of Angier is responsible for processing discrimination complaints filed under Title VI of the Civil Rights Act of 1964 and related nondiscrimination laws. Participants and beneficiaries of programs and activities administered or funded by the Town of Angier who feel they have been discriminated against based on race, color, national origin, income level, Limited English Proficiency (LEP), sex, age or disability have a right to file a complaint. Complaints of alleged discrimination will be investigated by the appropriate authority, such as ECR, a Federal agency. Note: Religion is only covered under NCDOT's Right of Way program (Fair Housing) and programs funded by the Federal Aviation Administration (FAA) or Federal Transit Administration (FTA).

FILING OF COMPLAINTS

1. **Applicability** – These complaint procedures apply to Town of Angier programs, activities, and services. Note: Title VI does not include internal complaints related to Equal Employment Opportunity (EEO).
2. **Eligibility** – Any person or class of persons who believes he/she has been subjected to discrimination based on race, color, national origin, income level, LEP, sex, age or disability (and religion, where applicable) may file a written complaint with the Town of Angier's Title VI Coordinator. The law also prohibits intimidation or retaliation against anyone who files a complaint.
3. **Filing Options and Time Limits** – Complaints may be filed by the affected individual(s) or a representative and must be filed no later than 180 calendar days after the following:
 - The date of the alleged act of discrimination; or
 - The date when the person(s) became aware of the alleged discrimination; or
 - Where there has been a continuing course of conduct, the date on which that conduct was discontinued or the latest or the latest instance of the conduct.

Title VI and related discrimination complaints may be submitted to the following entities:

- **North Carolina Department of Transportation**, Office of Civil Rights, External Civil Rights, 1511 Mail Service Center, Raleigh, NC 27699-1511; 919-508-1808 or toll-free 800-522-0453.
 - **US Department of Transportation**, Departmental Office of Civil Rights, External Civil Rights Programs Division, 1200 New Jersey Avenue, SE, Washington, DC 20590, 202-366-4070
 - **Federal Highway Administration**, Office of Civil Rights, 1200 New Jersey Avenue, SE, 8th Floor, E81-314, Washington, DC, 20590, 202-366-0693/202-366-0752
 - **Federal Highway Administration**, North Carolina Division Office, 310 New Bern Avenue, Suite 410, Raleigh, NC 27601, 919-747-7010
 - **Federal Transit Administration**, Office of Civil Rights, ATTN: Title VI Program Coordinator, East Bldg. 5th Floor – TCR, 1200 New Jersey Avenue, SE, Washington, DC 20590
 - **Federal Motor Carrier Safety Administration**, Office of Civil Rights, 1200 New Jersey Avenue, SE, Room #W65-312, Washington, DC 20591, 202-366-8810
 - **Federal Aviation Administration**, Office of Civil Rights, 800 Independence Avenue, SW, Washington, SC 2591, 202-267-3258
 - **US Department of Justice**, Special Litigation Section, Civil Rights Division, 950 Pennsylvania Avenue, NW, Washington, DC 20530, 202-514-6255 or toll-free 877-218-5228
4. **Format for Complaints** – Complaints must be in writing and signed by the complainant(s) or a representative, and include the complainant's name, address, and telephone number. Complaints



Title VI DISCRIMINATION COMPLAINT INSTRUCTIONS

Town of Angier

EXTERNAL DISCRIMINATION COMPLAINT INSTRUCTIONS

received by fax or email will be acknowledged and processed. Complaints will be accepted in other languages, including Braille. (See Discrimination Complaint Form included below.)

5. **Complaint Basis** - Allegations must be based on issues involving race, color, national origin, income level, LEP, sex, age, or disability; (and religion, where applicable. The term "basis" refers to the complainant's membership in a protected group category. Note: Religion (or creed) is only protected under Right of Way, Public Transportation and Aviation programs.

Protected Categories	Definition	Examples	Pertinent Statutes and Regulations	
			FHWA	FTA
Race	An individual belonging to one of the accepted racial groups; or the perception, based usually on physical characteristics that a person is a member of a racial group	Black/African American, Hispanic/Latino, Asian, American Indian/Alaska Native, Native Hawaiian/Pacific Islander, White	Title VI of the Civil Rights Act of 1964; 49 CFR Part 21; 23 CFR 200; (Executive Order 13166)	Title VI of the Civil Rights Act of 1964; 49 CFR Part 21; Circular 4702.1B; (Executive Order 13166)
Color	Color of skin, including shade of skin within a racial group	Black White, brown, yellow, etc.		
National Origin (LEP)	Place of birth. Citizenship is not a factor. (Discrimination based on language or a person’s accent is also covered.)	Mexican, Cuban, Japanese, Vietnamese, Chinese, Russian, French.		
Income level	An individual or household determined to be low-income	Poverty status	Executive Order 12898	
Sex	The sex of an individual. Note: Sex under this program does not include sexual orientation	Women and Men	1973 Federal-Aid Highway Act	Title IX of the Education Amendments of 1972
Age	Person of any age	21 year old person	Age Discrimination Act of 1975	
Disability	Physical or mental impairment, permanent or temporary, or perceived	Blind, alcoholic, para-amputee, epileptic, diabetic, arthritic	Section 504 of the Rehabilitation Act of 1973; Americans with Disabilities Act of 1990	
Religion	Creed. An individual belonging to a religious group; or the perception, based usually on distinguishable characteristics that a person is a member of a religious group	Muslim, Christian, Sikh, Hindu, etc.	Title VIII of the Civil Rights Act of 1968 (Fair Housing Act); 49 USC 47123 (FAA); 49 USC 5332 (FTA)	



Title VI DISCRIMINATION COMPLAINT INSTRUCTIONS

Town of Angier

EXTERNAL DISCRIMINATION COMPLAINT INSTRUCTIONS

COMPLAINT RECEIPT AND RESPONSE

1. The Town of Angier's Title VI Coordinator will provide written acknowledgement via registered mail of your complaint within ten (10) calendar days.
2. The Town of Angier will review your complaint upon receipt to ensure the required information was provided, the complaint was timely filed, and jurisdictional requirements were met.
 - a. If the complaint is complete and no additional information is needed, the Town of Angier Title VI Coordinator will send you a letter of acceptance as well as a Complainant Consent/Release Form.
 - b. If the complaint is incomplete, you will be contacted in writing to obtain the needed information. Note: Failure to respond and/or provide the requested information within 15 calendar days may be considered good cause for a determination of no investigative merit.
3. Within fifteen (15) calendar days of receiving your complaint, the Town of Angier will determine its jurisdiction in pursuing the matter and whether the complaint has sufficient merit to warrant investigation. Within five (5) days of this decision, the Town of Angier will notify you and Respondent (the person(s) against whom you have filed the complaint) via registered mail, stating the decision.
 - a. If the decision is not to investigate the complaint, the notification shall specifically state the reasons for the decision.
 - b. If the decision is to investigate the complaint, the notification shall state the grounds of the City's jurisdiction and require your and the Respondent's full cooperation in assisting the investigator.
 - c. Interviews may be recorded during the investigation. Consent to record may be required if the interviewee is located outside of North Carolina.
4. The Town of Angier will attempt to resolve all discrimination complaints within 60 days of accepting the complaint for investigation. Every effort will be made to obtain early resolution of complaints at the lowest level possible. The option of informal mediation between the affected parties and Town of Angier staff may be utilized for resolution. The City will make known all filing options and avenues of appeal.



Title VI DISCRIMINATION COMPLAINT FORM

Town of Angier

Complaint Form

Any person who believes that he/she has been subjected to discrimination based upon race, color, sex, age, national origin, disability, income-level, or limited English proficiency may file a written complaint with the Town of Angier's Title VI Coordinator within 180 days after the discrimination occurred.

Last Name:	First Name:	<input type="checkbox"/> Male
		<input type="checkbox"/> Female
Mailing Address:	City:	State:
		Zip Code:
Home Telephone:	Work/Cell Phone:	Email Address:

Identify the Category of Discrimination:

- | | | | |
|-----------------------------------|-------------------------------------|--|--|
| <input type="checkbox"/> RACE | <input type="checkbox"/> COLOR | <input type="checkbox"/> NATIONAL ORIGIN | <input type="checkbox"/> LIMITED ENGLISH PROFICIENCY |
| <input type="checkbox"/> RELIGION | <input type="checkbox"/> DISABILITY | <input type="checkbox"/> SEX | <input type="checkbox"/> INCOME LEVEL |
| | | | <input type="checkbox"/> AGE |

NOTE: Religion is covered as a basis only under NCDOT's Right of Way Unit (Fair Housing) and Public Transportation and Aviation Division.

Identify the Race of the Complainant:

- | | | | |
|--|---|---|---|
| <input type="checkbox"/> Black | <input type="checkbox"/> White | <input type="checkbox"/> Hispanic | <input type="checkbox"/> Asian American |
| <input type="checkbox"/> American Indian | <input type="checkbox"/> Alaskan Native | <input type="checkbox"/> Pacific Islander | <input type="checkbox"/> Other _____ |

Date and place of alleged discriminatory action(s). Please include earliest date of discrimination and most recent date of discrimination:

Names of individuals responsible for the alleged discriminatory action(s):

How were you allegedly discriminated against? Describe the nature of the action, decision, or conditions of the alleged discrimination. Explain as clearly as possible what happened and why you believe your protected status (basis) was a factor in the discrimination. Include how other persons were treated differently from you. Attach additional page(s) if necessary.



Title VI DISCRIMINATION COMPLAINT FORM

Town of Angier

Complaint Form

The law prohibits intimidation or retaliation against anyone because he/she either has taken action, or participated in action, to secure rights protected by these laws. If you feel you have been retaliated against, separate from the discrimination alleged above, please explain the circumstances below. Explain what action you took which you believe was the cause for the alleged retaliation. Attach additional page(s) if necessary.

Names of persons (witnesses, fellow employees, supervisors, or others) whom we may contact for additional information to support to clarify your complaint: Attach additional page(s) if necessary.

Name

Address

Telephone

Have you filed, or intend to file, a complaint regarding the matter raised with any of the following? If yes, please provide the filing dates. Check all that apply.

☐ Federal Highway Administration _____
☐ Federal Transit Administration _____
☐ Federal Motor Carrier Safety Administration _____
☐ US Department of Transportation _____
☐ Federal or State Court _____
☐ NC Department of Transportation _____
☐ Other _____

Have you discussed the complaint with any Town of Angier representative? If yes, provide the name, position, and date of discussion.

Title VI DISCRIMINATION COMPLAINT FORM

Town of Angier

Complaint Form



Please provide any additional information that you believe would assist with an investigation.

Briefly explain what remedy, or action, you are seeking for the alleged discrimination.

AN UNSIGNED COMPLAINT WILL NOT BE ACCEPTED. PLEASE SIGN AND DATE THE FORM BELOW.

COMPLAINANT'S SIGNATURE

DATE

MAIL COMPLAINT FORM TO:

Town of Angier
Title VI Coordinator
PO Box 278
Angier, NC
919-639-2071

FOR OFFICE USE ONLY

Date Complaint Received: _____

Processed by: _____

Referred to: _____

Date Referred: _____

Section 6: Title VI Nondiscrimination Policy Statement

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- Restrictions in the enjoyment of any advantages, privileges, or other benefits enjoyed by others.
- Methods of Administration, which, directly or through contractual relationships, would defeat or substantially impair the accomplishment of effective nondiscrimination.
- Different standards, criteria, or other requirements for admission, enrollment, or participation in planning, advisory, contractual, or other integral activities.
- Acts of intimidation or retaliation, including threatening, coercing, or discriminating against any individual for the purpose of interfering with any right or privilege secured by any pertinent nondiscrimination law, or because he/she has made a complaint, testified, assisted, or participated in any manner in an investigation, proceeding or hearing.
- Discrimination in any employment resulting from a program, a primary objective of which is to provide employment.

MANAGER'S REPORT &
STAFF REPORTS

TOWN MANAGER'S REPORT

TOWN BOARD MEETING

January 5, 2021

1. Staff has prepared and will advertise a Request for Proposals to seek qualified firms to provide solid waste and recycling services to Angier residential and commercial customers. The current contract with Green for Life (GFL aka Waste Industries) ends June 30, 2021.
2. The second public meeting regarding the Jack Marley Park Comprehensive & Master Plan will be conducted on January 7th at 6 & 7pm at the Board Room. Hopefully, the public can attend and express comments regarding the overall plan. Once the second meeting is held, a full presentation will be scheduled to the Board of Commissioners.
3. Board Retreat-Within the next couple of weeks, I will be requesting from the Board items of interests to discuss at the upcoming Retreat in March. Such as:
 - a. Budgeting
 - b. Debt Service
 - i. Utilities
 - ii. Town Hall/Police Station
 - iii. Refinancing of Existing Loans-Options
 - c. Managing Growth
 - d. Personnel, etc...
4. The Town has received a wire transfer of \$100,000 from the NC Department of Environmental Quality (Governor/General Assembly) towards a utility project. Staff has listed several to be considered. I will draft a recommendation to the Board of Commissioners in February, after consulting with staff.
5. And lastly, as promised, Hans and I will report to the Board the financial condition of the FY21 General & Utility Fund budgets during the pandemic.

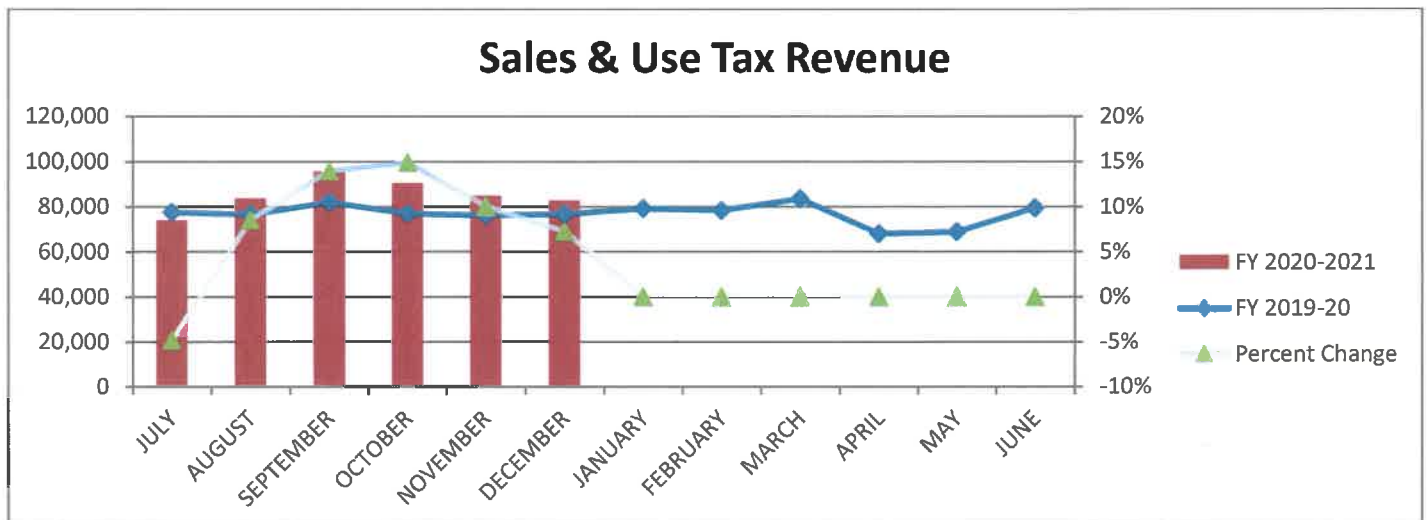
THE END

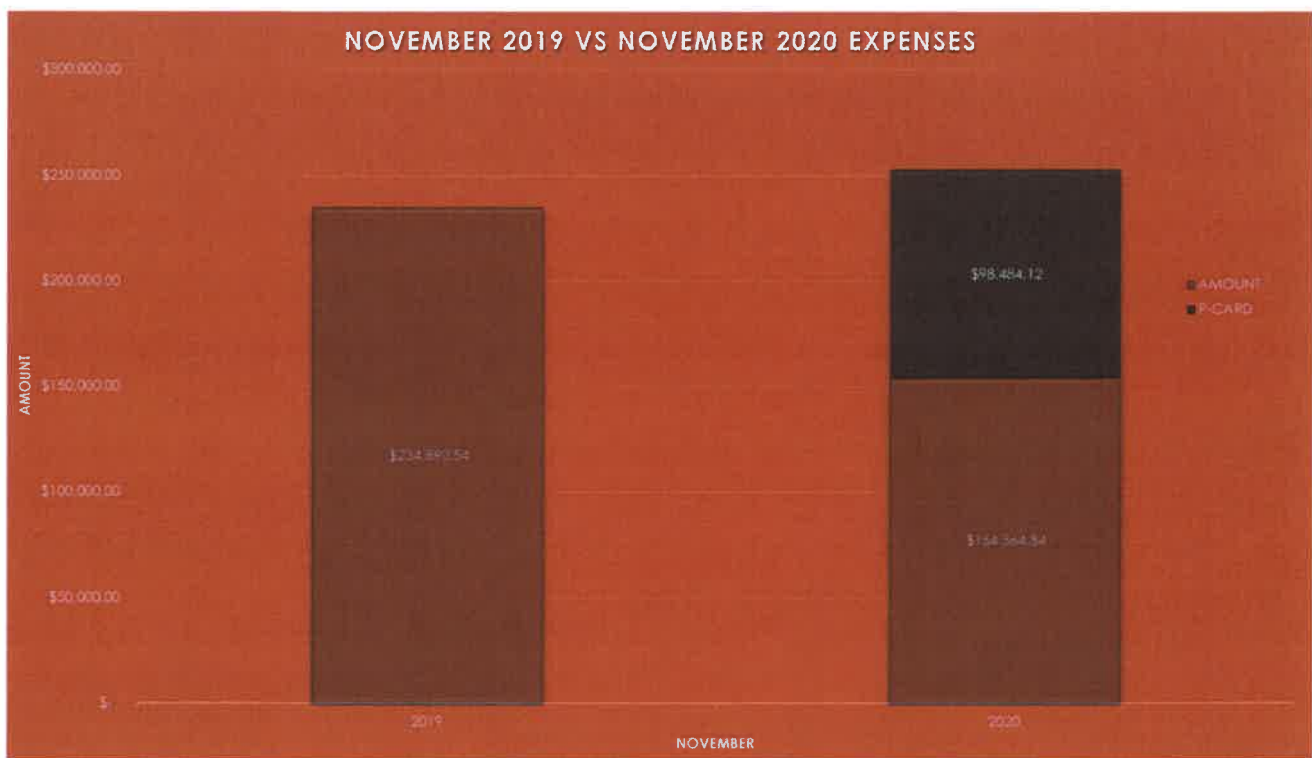


FINANCE MONTHLY REPORT FOR THE MONTH OF: November 2020

- Processed payroll on 11/6/20 \$51,913.99, 11/20/20 \$52,041.36 and Longevity 11/25/20 \$6,813.94 (these are the net figures)
- Compiled & Submitted Monthly Retirement Report on 11/30/20 \$25,032.79
- Remitted Federal & State payroll tax on 11/6/20, 11/20/20 and 11/25/20
- Invoiced Harnett County SRO Contract for November 2020 \$5,163.61
- Sent out reminders for annual evaluations
- Assisted with new Tyler software meetings every two weeks
- Advertised and Hired a new Public Works Employee (they are now fully staffed)
- Advertised for Utility Billing/Admin Assistant

SALES AND USE TAX ANALYSIS 2012-2020								
	FY 2013-14	FY 2014-15	FY 2015-16	FY 2016-17	FY 2017-18	FY 2018-19	FY 2019-20	FY 2020-2021
JULY	\$ 41,365.95	\$ 45,037.32	\$ 50,244.39	\$ 56,084.29	\$ 66,869.58	\$ 65,195.40	\$ 77,370.47	\$ 73,777.08
AUGUST	\$ 46,654.79	\$ 45,670.51	\$ 49,930.99	\$ 55,557.40	\$ 61,087.65	\$ 72,533.17	\$ 76,455.85	\$ 83,580.63
SEPT	\$ 49,086.63	\$ 52,446.12	\$ 55,797.12	\$ 67,886.26	\$ 66,601.23	\$ 73,538.08	\$ 82,101.99	\$ 95,415.88
OCT	\$ 45,287.95	\$ 43,269.18	\$ 53,165.24	\$ 52,701.25	\$ 61,370.24	\$ 58,542.31	\$ 76,940.98	\$ 90,420.40
NOV	\$ 41,332.42	\$ 50,359.42	\$ 43,719.03	\$ 60,488.28	\$ 65,335.23	\$ 66,991.57	\$ 76,243.84	\$ 84,738.69
DEC	\$ 36,683.68	\$ 39,041.39	\$ 51,358.88	\$ 62,670.74	\$ 67,374.14	\$ 69,018.88	\$ 76,768.83	\$ 82,731.52
JAN	\$ 40,005.53	\$ 49,563.38	\$ 48,985.49	\$ 60,488.28	\$ 59,520.04	\$ 71,875.13	\$ 79,174.71	\$ -
FEB	\$ 46,362.69	\$ 46,618.33	\$ 50,354.19	\$ 64,688.65	\$ 68,248.48	\$ 75,991.44	\$ 78,426.77	\$ -
MARCH	\$ 48,422.31	\$ 58,298.98	\$ 60,691.74	\$ 73,243.06	\$ 75,235.74	\$ 80,537.79	\$ 83,543.99	\$ -
APRIL	\$ 38,785.44	\$ 44,937.03	\$ 44,835.77	\$ 53,970.97	\$ 57,544.30	\$ 65,539.52	\$ 67,996.27	\$ -
MAY	\$ 42,789.11	\$ 42,622.56	\$ 47,875.96	\$ 60,008.79	\$ 58,211.82	\$ 64,390.11	\$ 68,856.81	\$ -
JUNE	\$ 48,162.72	\$ 47,167.89	\$ 57,925.24	\$ 70,884.97	\$ 71,628.50	\$ 82,125.20	\$ 79,460.71	\$ -
TOTAL	\$ 524,939.22	\$ 565,032.11	\$ 614,884.04	\$ 738,672.94	\$ 779,026.95	\$ 846,278.60	\$ 923,341.22	\$ 510,664.20
Increase/(Decrease) Previous FY	\$ -	\$ 40,092.89	\$ 49,851.93	\$ 123,788.90	\$ 40,354.01	\$ 67,251.65	\$ 75,260.41	\$ 38,819.55
% Growth	0.00%	7.10%	8.11%	16.76%	5.18%	7.95%	8.35%	8.77%







UTILITIES USAGE AND REVENUE SUMMARY

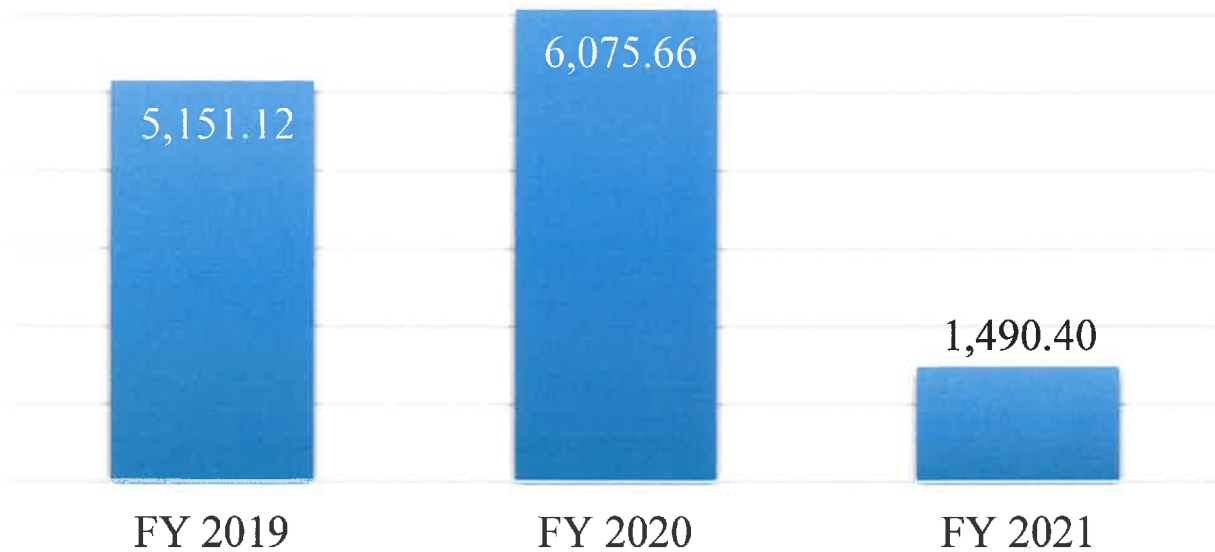
	FY 2019-2020		FY 2020-2021		% CHANGE USAGE	% CHANGE REVENUE
	USAGE	REVENUE	USAGE	REVENUE		
JULY	22,951,536	\$ 196,885.39	21,939,778	\$ 197,470.30	-4.41%	0.30%
AUGUST	21,396,184	\$ 189,638.86	25,625,384	\$ 220,784.34	19.77%	16.42%
SEPTEMBER	21,821,213	\$ 193,342.47	25,141,617	\$ 219,273.15	15.22%	13.41%
OCTOBER	19,010,969	\$ 180,700.65	21,928,890	\$ 203,176.92	15.35%	12.44%
NOVEMBER	19,417,795	\$ 182,938.84	21,337,196	\$ 201,007.45	9.88%	9.88%
DECEMBER	21,789,979	\$ 190,420.08			-100.00%	-100.00%
JANUARY	17,929,158	\$ 176,249.42			-100.00%	-100.00%
FEBRUARY	19,582,947	\$ 182,507.22			-100.00%	-100.00%
MARCH	19,792,841	\$ 185,637.31			-100.00%	-100.00%
APRIL	21,100,726	\$ 190,595.32			-100.00%	-100.00%
MAY	20,263,941	\$ 188,076.51			-100.00%	-100.00%
JUNE	26,458,902	\$ 218,192.63			-100.00%	-100.00%
Y-T-D TOTAL	104,597,697	943,506	115,972,865	1,041,712	10.88%	10.41%
MONTHLY AVERAGE	20,959,683	189,599	23,194,573	208,342	10.66%	9.89%



FY 2019 - 2020				FY 2020 - 2021				Profit/Loss			
	Late Fees/ Reconnection fees	Activation Fees	NSF fees	Late Fees/ Reconnection fees	Activation Fees	NSF fees		Late/ Reconn Fees	Activation fees	NSF fees	
July	\$ 8,344.98	\$ 1,260.00	\$ 208.00	\$ -	\$ 2,380.00	\$ 50.00		\$ (8,344.98)	\$ 1,120.00	\$ (158.00)	
August	\$ 8,175.00	\$ 1,680.00	\$ 179.00	\$ 10,185.29	\$ 1,785.00	\$ 25.00		\$ 2,010.29	\$ 105.00	\$ (154.00)	
September	\$ 8,800.00	\$ 1,715.00	\$ 275.00	\$ 14,562.01	\$ 1,715.00	\$ 100.00		\$ 5,762.01	\$ -	\$ (175.00)	
October	\$ 7,490.00	\$ 1,680.00	\$ 133.00	\$ 10,990.00	\$ 1,785.00	\$ 275.00		\$ 3,500.00	\$ 105.00	\$ 142.00	
November	\$ 8,755.00	\$ 1,750.00	\$ 212.00	\$ 9,120.00	\$ 2,275.00	\$ 125.00		\$ 365.00	\$ 525.00	\$ (87.00)	
December	\$ 8,985.00	\$ 1,470.00	\$ 175.00					\$ -	\$ -	\$ -	
January	\$ 7,190.00	\$ 2,310.00	\$ 208.00					\$ -	\$ -	\$ -	
February	\$ 8,840.00	\$ 1,155.00	\$ 75.00					\$ -	\$ -	\$ -	
March	\$ -	\$ 1,365.00	\$ 125.00					\$ -	\$ -	\$ -	
April	\$ -	\$ 2,205.00	\$ 225.00					\$ -	\$ -	\$ -	
May	\$ -	\$ 1,785.00	\$ 75.00					\$ -	\$ -	\$ -	
June	\$ -	\$ 1,750.00	\$ 1,890.00					\$ -	\$ -	\$ -	
Subtotal:	\$ 66,579.98	\$ 20,125.00	\$ 3,780.00	\$ 44,857.30	\$ 9,940.00	\$ 575.00		\$ 3,292.32	\$ 1,855.00	\$ (432.00)	

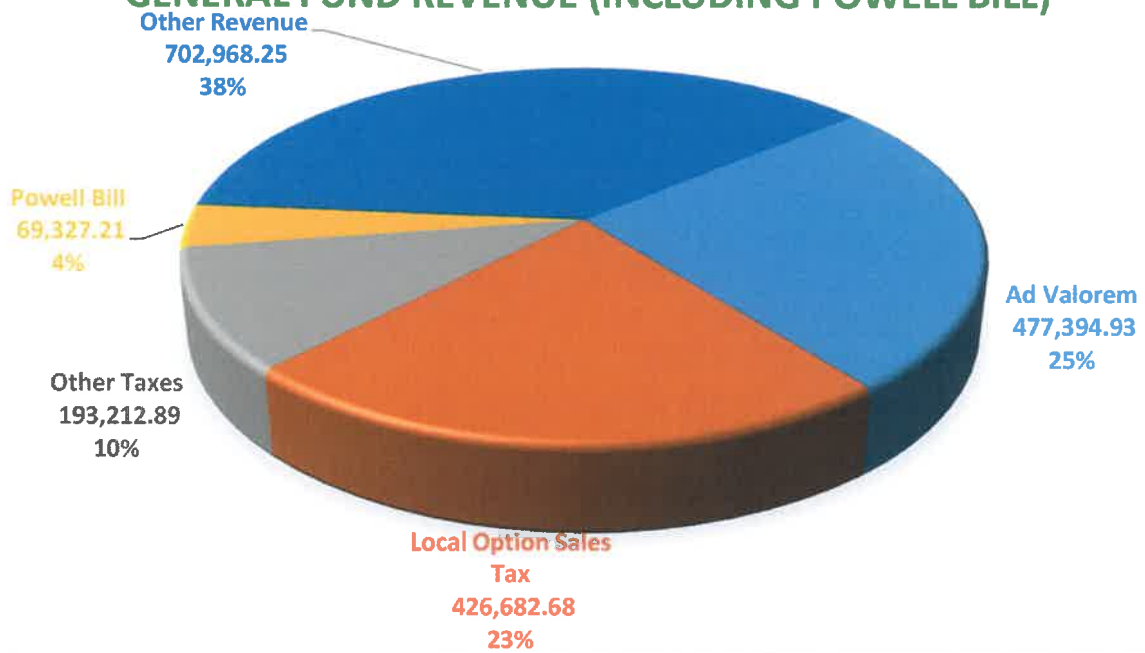


(Recovered Utility Delinquencies)





GENERAL FUND REVENUE (INCLUDING POWELL BILL)





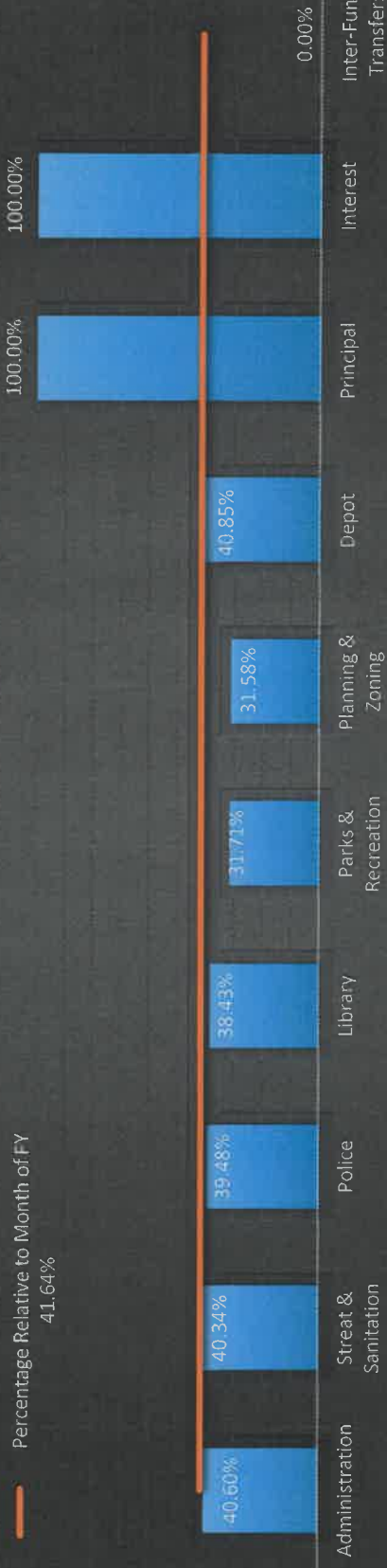


General Fund Departmental % Spent Relative to Month within Fiscal

Year 2020

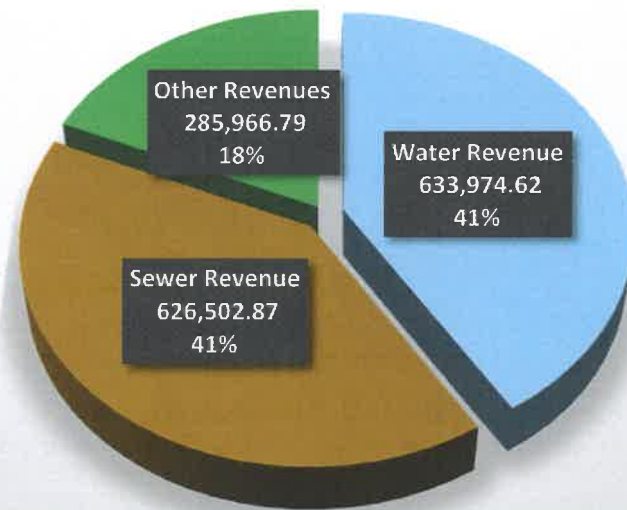
Percentage Relative to Month of FY

41.64%





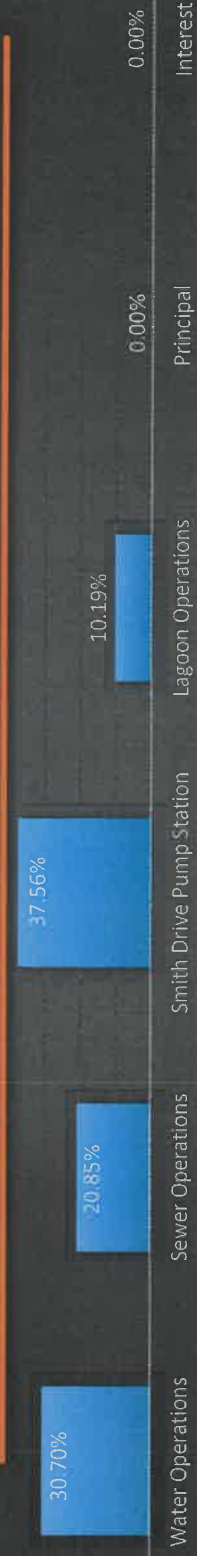
Water & Sewer Fund Revenue





Water & Sewer Fund Departmental % Spent Relative to Month within Fiscal Year 2020

Percentage Relative to Month of FY
41.64%





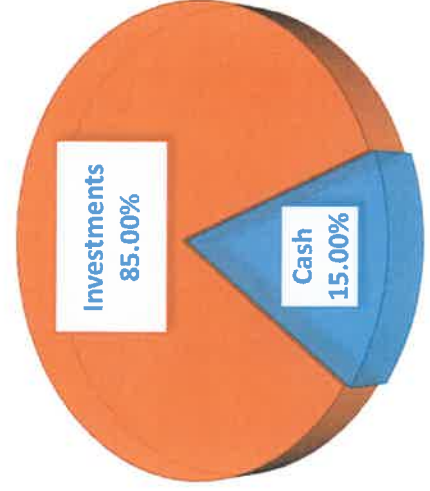
FY 2021 Cash Flow Report

Months	General Fund*	Powell Bill	HWY 210 Project	Wake County Tank Project	Water & Sewer Fund*	Angier Elementary Drainage Project	Debt Service Reserve Fund	Total Cash Flow
July	(356,300.64)	78,960.64	4,693.09	3.33	932,033.49	15,190.89	142,763.00	817,343.80
August	(477,606.97)	77,787.06	4,693.09	3.33	992,663.28	15,190.89	142,763.00	755,493.68
September	(355,949.10)	20,012.00	4,693.09	3.33	1,537,271.08	15,190.89	142,763.00	1,363,984.29
October	(445,104.02)	20,012.23	4,693.19	3.33	1,421,890.55	15,190.89	142,763.00	1,159,449.17
November	(390,113.11)	9,795.48	4,693.19	3.33	1,590,347.51	15,190.89	142,763.00	1,372,680.29

FY 2021 Investment of Idle Funds Report

Months	NCCMT		NCCMT		First Bank General Fund	First Bank W/S Fund	First Bank CD	First Bank W/S CD	Total Investments
	General Fund	Powell Bill Fund	Fund	W/S Fund					
July	2,977,100.80	-	442,984.11	1,000,000	1,500,000	422,852.14	1,499,203.05	7,842,140.10	
August	3,061,773.21	-	443,131.02	1,000,000	1,500,000	422,852.14	1,499,203.05	7,926,959.42	
September	3,212,180.70	127,001.88	1,343,448.44	1,000,000	-	422,852.14	1,499,203.05	7,604,686.21	
October	3,302,685.30	127,003.07	1,343,640.78	1,000,000	-	422,852.14	1,499,203.05	7,695,384.34	
November	3,388,463.45	127,004.11	1,343,813.12	1,000,000	-	422,852.14	1,499,203.05	7,781,335.87	

TOTAL CASH & INVESTMENTS





Statement of Revenues & Expenditures (as of November 30, 2020)

General Fund				
	Budget	YTD	Variance	Percentage
Revenues:				
Ad Valorem Taxes	1,754,500	477,394.93	(1,277,105.07)	27.21%
Motor Vehicle Tax	218,500	115,314.63	(103,185.37)	52.78%
Local Option Sales Tax	850,805	426,682.68	(424,122.32)	50.15%
Other Taxes	319,695	77,898.26	(241,796.74)	24.37%
Grant Revenue	49,850	52,869.03	3,019.03	106.06%
Permits and Fees	458,150	253,607.45	(204,542.55)	55.35%
Recreation Department Fees	61,050	33,521.00	(27,529.00)	54.91%
Investment Earnings	14,000	4,519.55	(9,480.45)	32.28%
Other General Revenues	447,845	358,451.22	(89,393.78)	80.04%
Fund Balance Appropriated	706,920	-	(706,920.00)	0.00%
Total Revenues	4,881,315	1,800,258.75	(3,081,056.25)	36.88%
Expenditures:	Budget	YTD	Variance	Percentage
Administration	853,685.00	346,633.35	507,051.65	40.60%
Street & Sanitation	785,572.00	316,924.67	468,647.33	40.34%
Police	1,426,825.00	563,255.11	863,569.89	39.48%
Library	246,421.00	94,692.74	151,728.26	38.43%
Parks & Recreation	402,016.00	127,478.03	274,537.97	31.71%
Planning & Zoning	412,617.00	130,319.41	282,297.59	31.58%
Depot	25,000.00	10,212.12	14,787.88	40.85%
Debt Service Obligations:				
Interest	9,675.00	9,675.00	-	100.00%
Principle	83,334.00	83,333.33	0.67	100.00%
Inter-Fund Transfers	626,170.00	-	626,170.00	0.00%
Total Expenditures	4,871,315	1,682,523.76	3,188,791.24	34.54%
Revenues over Expenditures (Spread) ----->		117,734.99		



Statement of Revenues & Expenditures (as of November 30, 2020)

Powell Bill				
	Budget	YTD	Variance	Percentage
Revenues:				
State Aid-Street	140,628	69,321.60	(71,306.40)	49.29%
Investment Earnings	-	5.61	5.61	0.00%
Fund Balance Appropriated	-	-	-	0.00%
Total Revenues	140,628	69,327.21	(71,300.79)	49.30%
Expenditures:				
	Budget	YTD	Variance	Percentage
Equipment Maintenance	6,000.00	2,166.19	3,833.81	36.10%
Fuel	1,000.00	-	1,000.00	0.00%
Materials	10,000.00	9,988.30	11.70	99.88%
Contracted Service	123,628.00	-	123,628.00	0.00%
Total Expenditures	140,628	12,154.49	128,473.51	8.64%
Revenues over Expenditures (Spread) ----->		57,172.72		

Statement of Revenues & Expenditures (as of November 30, 2020)

Water & Sewer Fund				
	Budget	YTD	Variance	Percentage
Revenues:				
Water Sales	1,381,649	633,974.62	(747,674.38)	45.89%
Sewer Sales	1,308,304	626,502.87	(681,801.13)	47.89%
Investment Earnings	35,400	12,175.45	(23,224.55)	34.39%
Late Fees/Reconnections	65,000	43,209.60	(21,790.40)	66.48%
Other Operating Revenues	1,917,192	230,581.74	(1,686,610.26)	12.03%
Transfer from W/S Capital Reserve	-	-	-	0.00%
Total Revenues	4,707,545	1,546,444.28	(3,161,100.72)	32.85%
Expenditures:				
	Budget	YTD	Variance	Percentage
Water Operations	1,747,570.00	536,464.25	1,211,105.75	30.70%
Sewer Operations	1,933,350.00	403,055.55	1,530,294.45	20.85%
Smith Drive Regional Pump Station	544,700.00	204,602.77	340,097.23	37.56%
Lagoon	87,550.00	8,917.62	78,632.38	10.19%
Debt Service				
Principal	240,231.00	-	240,231.00	0.00%
Interest	168,286.00	-	168,286.00	0.00%
Debt Service Reserve	15,700.00	-	15,700.00	0.00%
Total Expenditures	4,737,387	1,153,040.19	3,584,346.81	24.34%
Revenues over Expenditures (Spread) ----->		393,404.09		



Statement of Revenues & Expenditures (as of November 30, 2020)

HWY 210/Park Street Sidewalk Extension Project Fund

	Budget	YTD	Variance	Percentage
Revenues:				
Interest on Investments	-	1.29	1.29	0.00%
NC Department of Transportation	516,006	56,093.68	(459,912.32)	10.87%
Payment in Lieu of Sidewalk	-	20,000.00	20,000.00	0.00%
Transfer from General Fund	257,920	10,316.00	(247,604.00)	4.00%
Total Revenues	773,926	86,410.97	(687,515.03)	11.17%
Expenditures:	Budget	YTD	Variance	Percentage
Engineering	3,413.00	81,717.78	(78,304.78)	2394.31%
Construction	770,513.00	-	770,513.00	0.00%
Total Expenditures	773,926	81,717.78	692,208.22	10.56%
Revenues over Expenditures (Spread) ----->		4,693.19		

Statement of Revenues & Expenditures (as of November 30, 2020)

Angier Elementary Drainage Project Fund

	Budget	YTD	Variance	Percentage
Revenues:				
Transfer from General Fund	-	-	-	0.00%
Harnett County Board of Education	14,907	50,000.00	35,093.00	335.41%
Interest on Investments	-	283.54	283.54	0.00%
Total Revenues	14,907	50,283.54	35,376.54	337.31%
Expenditures:	Budget	YTD	Variance	Percentage
Construction	14,907.00	35,092.65	(20,185.65)	235.41%
Total Expenditures	14,907	35,092.65	(20,185.65)	235.41%
Revenues over Expenditures (Spread) ----->		15,190.89		



Town of Angier

www.angier.org

Robert K. Smith
Mayor

Gerry Vincent
Town Manager

Veronica Hardaway
Town Clerk

Library Report – December 2020

December was a very busy month at the library this year. To help celebrate the holidays, we hosted a gingerbread decorating event all month long. Kids of all ages were able to come into the library to decorate pre-assembled houses to be displayed in our “village” for all the patrons to see. In our first 2 weeks we had over 50 houses already! This was a great opportunity for the community to come in and participate in a fun activity while also being exposed to the rest that the library has to offer. We also took the opportunity to have Commissioner Coats come read *The Polar Express* at two evening events held at the library. Social distancing guidelines required us to limit the number of people who could come, but we were able to present to 51 people (33 kids) over the course of the two days, while serving hot chocolate and cookies. We live streamed the second reading for those who were unable to attend in person.

Thanks to the hard work of the Public Works department, we were able to fix all the broken StoryWalk signs at the park, and make a more durable platform to display the books. We were able to get our Christmas story in place on 12/9 and received feedback that same day with excitement for the new story. We will continue to update the story monthly during the colder months, and change it more frequently as it warms up. We also continued to have our preschool story time, Lego club, and adult book club this month, with steady turnout for all of them.

Staff is busy preparing for the Harnett County Main library to be shut down for 6-8 weeks to the public beginning 1/9/21, as they move to their new building. During this time, we are anticipating receiving some of the patrons that are not able to go to that library for books or computer usage. We also anticipate higher program participation during this time. We will be continuing to enforce the mask/face covering policy within the library, especially as we see more people coming into the building. We are also preparing patrons for the lack of any resource sharing for a period of time during this shutdown, as the main library is the hub for all book sharing from other libraries both in and out of county.

Katy Warren
Library Director

MONTHLY REPORT
ANGIER PARKS & RECREATION
December 17, 2020

- WE HAVE APPROVAL FROM HARNETT COUNTY SCHOOLS THAT THEY WILL BE ALLOWING THE COUNTY REC PROGRAMS USE THE SCHOOL GYMNASIUMS ON SATURDAYS AND SUNDAYS PROVIDED WE PAY A CUSTODIAN TO COME IN AND SANITIZE AFTER USAGE. RIGHT NOW WE ARE GOING TO HAVE REGISTRATION FOR BASKETBALL AND CHEERLEADING FOR BASKETBALL FROM NOVEMBER 16 THROUGH DECEMBER 18. WE ARE GOING TO START BASKETBALL ON JANUARY 2. BASKETBALL SEASON WILL GO THROUGH EARLY MARCH. WE ARE CONFIDENT WE ARE GOING TO HAVE A BASKETBALL SEASON IN 2021.
- THE BASKETBALL COURT RENOVATION IS NOW COMPLETE WITH NEW ASPHALT, BACKBOARD AND GOALS, 15' PERMANENT BENCH ALONG WITH AN 8'HIGH BLACK CHAIN LINK FENCE AROUND THE COURT. THE NEW RENOVATIONS LOOK GREAT!
- WE HAVE CONTRACT FOR THE SECURITY CAMERAS TO BE INSTALLED AT JACK MARLEY PARK. THERE WILL BE 16 CAMERAS INSTALLED AT THE PARK WITH OUR STAFF AND THE POLICE DEPARTMENT HAVING ACCESS TO VIEW THE CAMERAS AT ANY TIME ON THEIR CELL PHONES. THE INSTALLATION OF THE CAMERAS SHOULD BEGIN IN JANUARY.
- WE WILL BE GETTING QUOTES FOR NEW PICNIC SHELTER BY FIELD 4 WHERE OLD CONCESSION AND RESTROOMS WAS IN PLACE. WE WILL ALSO BE GETTING QUOTES TO REPLACE THE METAL EQUIPMENT SHED AS WELL.



Town of Angier
Planning & Inspections Department
919-331-6702



Robert K. Smith
Mayor

Gerry Vincent
Town Manager

Planning and Inspections Department
Monthly Report: December 2020

All Data as of 12/22/20

Permitting Totals – Month of December 2020:

Total Permits Issued: **38**

Building Inspections Performed: **90**

New Construction Permits Issued - Residential: **11**

New Construction Permits Issued - Commercial: **0**

Total Fees Collected: **\$13,280.50**

2020-2021 Fiscal Year Totals:

New Construction - Residential: **85**

New Construction - Commercial: **0**

Total Fees Collected: **\$96,336.00**



Town of Angier
Planning & Inspections Department
919-331-6702



Robert K. Smith
Mayor

Gerry Vincent
Town Manager

Subdivisions – Current Status:

Southern Acres: Home Construction Nearing Build Out

Whetstone Phase II: Infrastructure Construction Underway

Bellewood: All Residential Phases Recorded, Home Construction Underway

Kathryn's Retreat: All Phases Recorded, Home Construction underway

Coble Farms West: Construction Drawings Nearing Approval, Off-Site Utilities Pending

Honeycutt Oaks PUD: Construction Drawings Approved, Construction to Begin Soon

Glen Meadow Phase II: Infrastructure Construction Nearing Completion

Lynn Ridge: Infrastructure Construction Underway, Nearing Phase I Completion

Neill's Pointe (Formerly Tuscarora grove): Construction Drawings Nearing Approval

Highland Ridge: Preliminary Plat Approved, Construction Drawings Under Review

Kennebec Crossing: Special Use Permit Approved, Pending Preliminary Approval

Spring Village PUD: Master Plan Conditionally Approved, Special Use Permit Approved

Tanglewood: Preliminary Plat Conditionally Approved

Cotswold PUD: Master Plan Conditionally Approved, Pending Special Use Permit

Multifamily & Nonresidential Projects – Current Status:

Angier Plaza Phase II (W. Dupree St/Rawls Rd): Site Plan Approved for Restaurant, Retail, Office Uses; Pending Off-site Utilities

Andrews Landing Townhomes (8316 S. NC 55 HWY): Site Plan Approved – 9 Townhome Building Permits Issued

Code Enforcement Spreadsheet Attached

2020 Code Enforcement Report

All Active and Recently Closed Violation Files

File Num	Site Address	Property Owner	Nature of Violation	Date Opened	Date Closed	Current Status
18-107	102 N Dunn St	Henry Williams	Minimum Housing Case	11/6/2018		Unfit for Habitation. Vacated and Closed March 15, 2019. Property sold Sept. 2020 - New Owner repairing dwelling.
19-021	191 W Lillington St	Rhunell Chatmon	Minimum Housing Case	2/25/2019		Vacated and Closed June 10, 2019. Owner in progress to convert structure to uninhabitable storage building.
19-158	91 S Johnson St	Omar Arroyo Aparicio (new owner)	Minimum Housing Case	10/14/2019		Dwelling Boarded 4/9/20. New Owner looking into demo or restoring to liveable condition - 11/10/20.
19-159 20-3	67 S Cross St 123 E Depot St	Terry McDougal Curtis Perry	Minimum Housing Case Unscreened Dumpster	10/14/2019 1/2/2020		Unfit for Human Habitation. Ordinance to Vacate and Close Dwelling adopted by the Board on 3/3/2020. Dwelling Boarded 4/9/20.
20-19	201 W Lillington St	Jennie Scriven	Minimum Housing Case	4/9/2020		Civil Penalties Continue
20-44	130 Oakwood Drive	Willie Mae McKoy	Occupancy prior to approved inspections	5/26/2020		Property sold June 2020. New property owner in progress of renovating dwelling for habitation.
20-46	72 Candy Drive	Jennifer Williams	Shipping Container	5/29/2020		Building inspections in progress
20-57	50 N Dunn St	Shirley Hickman	Minimum Housing Case	6/30/2020	12/18/2020	Citation Issued, Owner to Remove Minimum Housing Violations Corrected. Case Closed.
20-66	161 W Melver St	Morris Coats	Unpermitted Work	7/31/2020		Stop Work Order Issued, Tenant Working to Obtain Permits
Mobile Home Park Inspections						
	Lipscomb Rd (Lipscomb Road MHP)	Tanglewood Properties, LLC - Andrew Ingraham	Annual Park Inspection	10/21/2020	12/21/2020	CLOSED
	Layton Ln (Young's MHP)	Dale Young	Annual Park Inspection	10/20/2020	12/14/2020	CLOSED
	Crestview Dr (Crestview MHP)	Har-Law Realty Corp. - Howard Babbitt	Annual Park Inspection	10/21/2020		Re-inspection 12/2, 12/22 - Items Remaining
	W Church St (Honeycutt MHP)	Ted Honeycutt	Annual Park Inspection	10/20/2020	12/22/2020	CLOSED
	Lipscomb Rd (Wind Break MHP)	Clara Young	Annual Park Inspection	10/20/2020	12/22/2020	CLOSED
20-101	355 E Smithfield St	Rodney Smith	Debris in Yard	11/12/2020	12/22/2020	CLOSED
20-105	45 Fish Dr	Passport Door Systems, Inc.	Incomplete Dumpster Screening	11/12/2020		Violation Letter Sent 11/12
20-106	58 S Dunn St	Harry Annette	Limbs in Yard	11/17/2020	12/10/2020	CLOSED
20-107	162 W Smithfield St	Weeks Holdings, LLC	Parking Lot Expansion	11/17/2020	12/4/2020	CLOSED
20-108	125 Kay Ln	Sunfire 3, LLC	Potential Junked Vehicle	11/23/2020		Violation Letter Sent 11/25
20-110	7639 NC 210 N	Lamco Custom Builders, LLC	Abandoned Dwelling	12/10/2020		Notification Letter Sent 12/11
20-111	355 E Smithfield St	Rodney Smith	Potential Junked Vehicle	12/10/2020		Notification Letter Sent 12/11



Angier Police Department

P.O. Box 278, 55 North Broad Street West

Angier, North Carolina 27501

Office (919) 639-2699

Chief of Police
Arthur R. Yarbrough, Jr.
ayarbrough@angier.org

Date December 17, 2020
To Town Manager Gerry Vincent
From Arthur R. Yarbrough, Jr

Subject Matter: December, 2020 Police Activities
Statistical Data

NOTE: Stats may vary or be lower than actual pertaining to charges or citations, due to the back up of court reporting to RMS (our record systems) and the date of this reporting.

The Police Department has had several encounters with Covid positive individuals, several officers have been tested and thankfully have tested negative. We are limiting personal encounters with the public when and if at all possible. However Covid mandates will be enforced to the best of our ability. Safety First.

Too early as of this date for ABC reporting

****Police activities for the month of December consisted of 1,865 calls for Service/Officer initiated activities (call logs). Officers investigated 11 (oca) incidents involving 6 offenses. Of the offenses committed 5 individuals were arrested on a total of 6 charges.**

****Traffic enforcement activities included 7 traffic stops, 2 citations issued totaling 3 charges. 7 verbal warnings were given. There were also 14 traffic accidents investigated during this period.**

****Other activities**

Officers completed 945 security checks, 60 business contacts and 712 subdivision checks. (documented sub check is when an officer patrols thru the subdivision)

Thank you,

Call Log Call Type Summary

Angier Police Department

11/24/2020 - 12/15/2020

<No Call Type Specified>	4	911 Hang Up - 911 Hang Up	7
Alarm Activation - Alarm Activation	7	Animal Complaint - Animal Complaint	2
Assault - Assault	1	Assist EMS - Assist EMS	2
Assist Motorist - Assist Motorist	6	Assist Other Agency - Assist Other Agency - Law Enforcement	4
Breaking and Entering - Breaking and Entering	2	Business Walk Thru - Business Walk Thru	60
Careless and Reckless Vehicle - Careless and Reckless Vehicle	1	Crash - Traffic Accident	14
Direct Traffic - Direct Traffic	11	Disturbance - Disturbance	10
Domestic Dispute - Domestic Dispute	7	Escort - Escort	6
Fire - Fire	1	Fraud - Fraud	2
Larceny - Larceny	2	Noise Complaint - Noise Complaint	1
Open Door - Open Door	1	Property Damage - Property Damage	2
Security Check - Security Check	945	Shoplifting Complaint - Shoplifting Complaint	1
Stand-By - Stand-By	4	Subdivision Check - Subdivision Check	712
Suspicious Activity - Suspicious Activity	12	Suspicious Person - Suspicious Person	3
Suspicious Vehicle - Suspicious Vehicle	6	Traffic Stop - Traffic Stop	7
Trespassing - Trespassing	1	TWO - Talk With Officer	5
Warrant Service - Warrant Service	12	Welfare Check - Welfare Check	4

Total Number Of Calls: 1,865

Citation Totals by Officer

Angier Police Department

(11/24/2020 - 12/15/2020)

Officer:	Number of Citations:	Number of Charges:
3571 - OFFICER D H HELMS	1	1
5000 - PO W F HUGHES	1	2
Totals:	2	3

Arrest Felony Totals by Officer

Angier Police Department

(11/24/2020 - 12/15/2020)

Arresting Officer:	Total Charges On All Felony Arrests:	Total Felony Charges:	Total Felony Arrests:
612 - Daniel H. Helms	1	1	1
Total:	1	1	1

Arrest Misdemeanor Totals by Officer

Angier Police Department

(11/24/2020 - 12/15/2020)

Arresting Officer:	Total Charges On All Misdemeanor Arrests:	Total Misdemeanor Arrests:
612 - Daniel H. Helms	1	1
616 - Officer Dustin L. Miller	2	2
617 - officer William F. Hughes	2	1
Total:	5	4



Town of Angier

www.angier.org

Robert K. Smith
Mayor

Gerry Vincent
Town Manager

Veronica Hardaway
Town Clerk

January 5, 2021

Public Works staff report for the Month of January.

- Staff read approximately 3000 water meters for billing the month of December, approximately 2950 of those were radio read meters, and we read those meters in 4 hours.
- Staff took 20 loads of limbs to the landfill the month of November (41.44 tons)
- Staff took 10 loads of Household to the landfill the month of September (8.41 tons)
- Staff cleaned Sewer pump stations
- Staff installed bubbles in pump stations to help cut down on cleaning
- Staff replace Fire Hydrant at 211 West Church street
- CMT is rehabbing manholes around Town
- The Timmons Group is doing evaluations on Pump station 1 and 6.
- Staff inspected water/sewer lines at Lynn Ridge
- Staff repaired water leak at Mary Marvin Trail
- Staff repaired water leak at Coats and Shelly apartments
- Staff repaired water leak at Ragland Hill
- Staff cut off 120 residents for not payment of the water bills.
- Public Works has hired Brandon Norris to fill its vacant position
- Staff is putting up Christmas decorations