

**Town of Angier Board of Commissioners
Budget Public Hearing &
Work Session Meeting
June 18, 2019 - 6:30 p.m.
Angier Municipal Building
A g e n d a**

1. Call to Order

2. Pledge of Allegiance

3. Invocation

4. Approval of the June 18, 2019, meeting agenda

5. Public Hearing

A. FY 2019-2020 Budget: In accordance with NCGS 159-12 (b), before adopting the budget Ordinance, the Board shall hold a Public Hearing at which time any persons who wish to be heard on the Budget may appear.

B. Adoption of FY 2019-2020 Budget Ordinance

6. Budget Amendments

A. Budget Amendment #9

- **A scheduled Debt Service payment (principle & interest) was inadvertently not incorporated in the FY 2018-19 Budget Ordinance.**

B. Budget Amendment #10

- **Within the Administration Budget, there are two line items Travel & Meals and Insurance Deductible Reimbursement that require rectifying. The overage with Travel & Meals are a result of former Interim Town Manager (Mike McLaurin) and Contract Services (Bonnie Bray)**

Work Session Meeting Items

7. Town Code Amendment – Trash Receptacles – This amendment intends to limit the number of refuse containers allowed on each property in Town and will coincide with the recently adopted screening requirements for waste containers.

8. Animal Control Ordinance – At the request of the Board, this amendment is intended to allow livestock within Town Limits under certain circumstances through the issuance of a permit on a case-by-case basis.

9. Sealed Bids for Sale of Real Property owned by the Town – Review of the Advertisement & Resolution for the Sale of Real Property.

10. Adjournment



Budget Ordinance
For
Fiscal Year 2019-2020

BE IT ORDAINED by the Board of Commissioners of the Town of Angier, Harnett County, North Carolina in accordance with G.S. 159-13 of the North Carolina General Statutes that:

Section 1: The following amounts are hereby appropriated in the General Fund for the operation of the Town government and its activities for the fiscal year beginning July 1, 2019, and ending June 30, 2020:

Administration	\$ 1,034,300
Street	778,400
Police	1,300,600
Library	238,800
Parks & Recreation	385,900
Planning/Inspection	353,000
Depot	20,000
Debt Service	105,500
 TOTAL	 <hr/> \$ 4,234,500

Section 2: It is estimated that the following revenues will be available in the General Fund for the fiscal year beginning July 1, 2019, and ending June 30, 2020:

Ad Valorem Taxes, Current and Prior Years	\$ 1,750,000
DMV Tax Collection	188,100
Payment in Lieu of Taxes	8,000
Tax Penalties and Interest	4,500
Local Option Sales Tax	875,000
Vehicle Licenses	18,000
Solid Waste Disposal Tax	3,800
Franchise Taxes	290,000
Investment Earnings	16,000
Permits and Fees	102,100
ABC Revenues/Beer and Wine Taxes	98,000
Appropriation of Fund Balance	340,800
Other General Revenue	<hr/> 540,200
 TOTAL	 <hr/> \$ 4,234,500

Section 3: The following is hereby appropriated in the Powell Bill Fund for the fiscal year beginning July 1, 2019, and ending June 30, 2020:

Powell Bill	307,000
TOTAL	307,000

Section 4: It is estimated that the following revenues will be available in the Powell Bill Fund for the fiscal year beginning July 1, 2019, and ending June 30, 2020:

State Street Aid	\$ 141,000
Investment Earnings	1,000
Fund Balance Appropriated	165,000
TOTAL	\$ 307,000

Section 5: The following is hereby appropriated in the Water and Sewer Fund for the fiscal year beginning July 1, 2019, and ending June 30, 2020:

Water	\$ 1,110,300
Sewer	806,400
Wastewater Treatment Plant	529,800
Lagoon	79,800
Debt Service	422,800
TOTAL	\$ 2,949,100

Section 6: It is estimated that the following revenues will be available in the Water and Sewer Fund for the fiscal year beginning July 1, 2019, and ending June 30, 2020:

Water Sales	\$ 1,127,600
Sewer Sales	1,046,700
Investment Earnings	35,400
Water/Sewer Access and Development Fees	171,500
Antenna Rental Revenue	31,500
Transfer from Water/Sewer Capital Reserve	415,100
Other Water/Sewer Revenues	121,300
TOTAL	\$ 2,949,100

Section 7: All fees appearing on the Fiscal Year 2019 – 2020 Rate and Fee Schedule as set forth in Attachment A shall be adopted by the Board and is to be in effect during the Fiscal Year 2019-2020 and is on record in the Clerk's office.

Section 8: The Town Manager, or his or her designee, is hereby authorized to transfer appropriations within a fund as contained herein under the following conditions:

- A. He may, at his option, divide the appropriations into revenue and expenditure objects for the purpose of managing the finances of the Town at the object level. Authorization to move budgetary amounts within these revenue and expenditure objects is hereby granted.
- B. He may transfer amounts between line item expenditures within a department without limitation with an official report on such transfers at the next regular meeting of the Town Board as in accordance with G.S. 159-15. These changes should not result in changes in recurring obligations such as salaries.
- C. He shall be authorized to make interfund loans for a period of not more than ninety (90) days; notification of such loan shall be given to the Town Board of Commissioners at its next meeting following the date of the loan.

Interfund and interdepartmental transfers, except as noted in Section 8, Subsections A, B, and C shall be accomplished by the Town Board of Commissioners only.

Section 9: The following is the salary schedule for the Town of Angier's Board of Commissioners for the fiscal year beginning July 1, 2019 and ending June 30, 2020:

Mayor	\$ 6,501 per year
Commissioner	\$ 5,320 per year

Section 10: The Town Board of Commissioners has retained the services of outside legal counsel at a monthly flat rate of \$3,750 to represent the Town in legal matters which extend beyond the normal boundaries of staff counsel.

Section 11: The Town Board of Commissioners has authorized in the Fiscal Year 2019-2020 Budget to include a Town contribution to the 401K Retirement Plan of 5% of a regular employee's salary. The Town shall contribute 5% of sworn law enforcement officer's salary, regardless of employee contribution as required by G.S. 143-166.50(e).

Section 12: The Board of Commissioners has authorized in the Fiscal Year 2019-2020 Budget to include the following cost sharing for group health insurance based on an employee's full time equivalency. At the time of this adoption, the following costs are estimates only. These figures will be adjusted when the Town receives the final costs from the insurance company.

Health Insurance Plan	Total Cost	Town Share	Employee Share
Individual	\$ 488.25	\$ 488.25	\$.00
Employee/Spouse	\$ 1,318.28	\$ 488.25	\$ 830.03
Employee/Child(ren)	\$ 855.44	\$ 488.25	\$ 367.19
Family	\$ 1,685.46	\$ 488.25	\$ 1,197.21

Section 13: The Town Board of Commissioners has authorized the Fiscal Year 2019-2020 Salary Grade Table to include a 4% cost of living increase effective July 1, 2019 as set forth in Attachment B.

Section 14: The power of approval of contracts and authorizations of settlements for liability claims is hereby reserved by the Town Board of Commissioners.

Section 15: There is hereby levied a tax at the rate of fifty three cents (53¢) per one hundred dollars (\$100) valuation of property listed as ad valorem taxes as of January 1, 2019, for the purpose of raising revenue listed as 2019 Tax Revenue in the Town of Angier General Fund. The rate of tax, for the purpose of taxation, is based upon an estimated total valuation for Harnett County property of \$279,833,415, a projected levy of \$1,483,117 and for Wake County property of \$50,917,541, a projected levy of \$269,863 and an estimated collection rate of 99.83%.

Section 16: Operating funds encumbered by the Town as of June 30, 2019, are hereby appropriated to this budget.

Section 17: The Board of Commissioners of the Town of Angier hereby authorize, empower, and command the Harnett County Tax Administrator and the Wake County Tax Administrator to bill and collect taxes on the Town's behalf in accordance with the respective standing agreements.

Section 18: Reimbursement for use of privately owned vehicles by Town employees for official Town business will be made in accordance with the latest Standard Mileage Rate as set forth by the Internal Revenue Service. For the fiscal year beginning July 1, 2019 and ending June 30, 2020, mileage will be reimbursed at a rate of fifty eight cents (.58 cents) per mile.

Section 19: Copies of this Budget Ordinance shall be furnished to the Town Manager, Clerk to the Board and to the Finance Officer to be kept by them for their direction in the disbursement of funds.

Adopted this 18th day of June, 2019.

Town of Angier Board of Commissioners

Lewis W. Weatherspoon, Mayor

ATTEST:

Veronica Hardaway, Town Clerk



Capital Outlay
For
Fiscal Year 2019-2020

General Fund

Administration

Town hall generator 75,000

Public Works – Streets & Sanitation

Ford F150 truck (1) 30,000

Police

Sport utility vehicles (2) + equipment 120,000

Library

Interior doors 11,500

Furniture 4,800

Video camera 2,500

Parks & Recreation

Children's Park restroom renovation 10,000

Concession stand restroom and roof at fields 2 and 3 12,000

Sports equipment building renovation 45,000

Planning & Zoning

Ford F150 truck (1) 30,000

Total General Fund \$ 340,800

Water/Sewer Fund

Water

Water sampling station \$ 18,000

GIS mapping system 12,000

Mini excavator 80,000

Sewer

Public works building - Concrete, overhead doors, Scada units 64,000

Upgrade pumps at pump station #1 25,000

Reroute sewer force main at lift station #1 150,000

Rehabilitate priority 4 manholes 35,000

TV inspection of priority 3 sewer collection line 60,000

Transfer switch at lift station #7 12,000

Total Water/Sewer Fund \$ 456,000



THE TOWN OF

Angier
NORTH CAROLINA

Rate and Fee Schedule
For the Fiscal Year June 30, 2020

Property Tax Rate:

Per \$100 of valuation	\$ 0.53
Vehicle Fees	\$ 5.00

Privilege License Taxes

Privilege License Taxes are the excise taxes placed on a business for the privilege of conducting a particular trade or business within the corporate limits of the Town. Licenses are billed annually for existing business and are issued to new business upon their opening.

The taxes listed below are privilege license taxes that are restricted by law.

Beer (On-premises)	\$15.00
Beer (Off-premises)	\$ 5.00
Wine (On-premises)	\$15.00
Wine (Off-premises)	\$10.00

Recreation Fees:

In Town Residents	\$30.00
Out of Town Residents	\$60.00
Late Registration Fee	\$10.00

Depot Rental:

	<u>In Town Residents</u>	<u>Out of Town Residents</u>
Depot Rental	\$200.00	\$300.00
Depot Deposit	\$200.00	\$200.00

Note: Civic and non-profit organizations receive a 25% discount on Depot rental.

Animal Control Fees:

First Offense – Warning	No Fee
Second Offense – Civil Summons	\$75.00
Third Offense – Civil Summons	\$150.00
Fourth Offense – Civil Summons	\$350.00
Fifth Offense & Above – Civil Summons	\$500.00

Miscellaneous Fees:

Copies	\$ 0.25 per page
Returned Check Fee	\$25.00
Online Return Processing Fee	\$ 4.00
Police Reports	\$ 5.00

Planning Fees

Board-related Fees

(related costs include but are not limited to advertising fees and postage)

Annexation Requests	\$250.00 plus advertising costs
Rezoning	\$400.00 plus any related costs
Special Use Permit	\$500.00 plus any related costs
Variance	\$400.00 plus any related costs
Ordinance Text Amendment	\$400.00 plus any related costs
Street renaming (buying new road signs and County 911 re-addressing)	\$400.00 plus any related costs
Copies of Maps	\$10 for 11"x 17"

Planning Service Fees

Zoning Verification Letter	\$20.00
Land Use Permit	\$35.00
Sign Permit	\$35.00 (each sign)
Exempt or Recombination Subdivision Review	\$50.00
Minor Subdivision Review (1-2 Lots)	\$100.00
Minor Subdivision Review (3-5 Lots)	\$200.00
Major Subdivision - Preliminary Review	\$300.00 plus \$ per lot
Master Plan Review (Planned Development)	\$300.00 plus \$1 per unit
Construction Drawings Review	\$400.00
Major Subdivision - Final Plat Review	\$200.00
Site Plan Review	\$400.00
Storm Drainage/Erosion Control Review	\$350.00
Parks & Recreation Impact Fee	\$500 per residential unit

Accessory Use/Site Addition Plan Review	\$100.00
Site Plan Revision	\$100.00
Wireless Communication Facility Application	\$1,000.00
Small Cell Antenna Application	\$100.00
Manufactured Home Park Compliance Inspection Fee	\$150.00 (plus \$7.00 per lot)
Manufactured Home Park Re-Inspection	\$50.00 per trip
Itinerant Merchants, Solicitors, Peddlers	\$20.00
Renewal or Reapplication Fee	\$10.00

Permit Fees for Residential Construction

New dwellings – single family, duplex (Includes all trades and attached structures)

Heated and Unheated

Up to 1,200 square feet	\$500.00 per dwelling
Over 1,200 square feet	\$500.00 plus \$0.25 per square foot over 1,200 square foot

Residential additions

(Sunrooms, bedrooms, etc.)

0 – 600 square feet	\$200.00 plus trades
Over 600 square feet	Same as new dwelling

Multi-family Structures (Containing 3 or more attached units)

(Commercial Project rates)

Mobile Homes

\$150.00 plus trades

Modular Homes

\$250.00 plus trades

Moved House

\$250.00 plus trades

Residential Accessory Structures & Minor Renovations (Decks, sheds, Remodels, etc.)

0 – 400 square feet	\$50.00 plus trades
401 – 800 square feet	\$100.00 plus trades
801 – 1200 square feet	\$150.00 plus trades
1201 – 2000 square feet	\$200.00 plus trades
Over 2000 square feet	\$200.00 plus \$0.10 per square foot over 2000 square feet, plus trades

Permit fees for Commercial Construction

Commercial rates apply to all nonresidential buildings and multi-family units.

Fee for each trade is separate from the total cost of the project.

Project Cost	Fee
Up to \$2,500	\$75.00
\$2,501 - 5,000	\$100.00
\$5,001 – 10,000	\$200.00
\$10,001 – 25,000	\$350.00
\$25,001 – 50,000	\$500.00
\$50,001 – 100,000	\$1,000.00
\$100,001 – 200,000	\$2,500.00
\$200,001 – 350,000	\$3,500.00
\$350,001 – 500,000	\$5,000.00
\$500,001 – 750,000	\$7,000.00
\$750,001 – 1,000,000	\$9,000.00
Project cost over \$1,000,000	\$9,000.00 plus \$0.002 of the amount above \$1,000,000
Each T-Pole	\$60.00
Commercial modular unit any size	\$200.00 plus each trade

Trade Permit and Miscellaneous Fees

Permit Type	Description	Fee
Electrical Trade	Minimum	\$50.00
	200 Amp	\$60.00
	400 Amp	\$75.00
	TSP	\$35.00
	Conditional Power	\$50.00 (Commercial Only)
	Signs	\$35.00
Mechanical Trade	Minimum	\$50.00
	Gas Pack	\$60.00
	Heat Pump (each unit)	\$60.00
	Gas Piping / Tests	\$35.00
Plumbing Trade	Minimum	\$50.00
	2.5 Bath	\$60.00
	3 Bath	\$70.00
	4 Bath or greater	\$85.00
Homeowner Recovery Fund		\$10.00
Daycare and Group Home Annual Inspection		\$50.00
ABC Permit Inspection		\$50.00
Demolition permit		
(Commercial and Residential) May require asbestos report		\$50.00
Re-inspection Fees:		
1 through 7 violations		\$50.00
8 or more violations		\$75.00

****Working without a permit, in violation with State Law, may result in a "Double the Fee" penalty****

Utility Connection

The fee structure for connecting onto the Town of Angier utility system may include any of the following charges:

Regulatory Fees

Regulatory fees allow the customer the opportunity to connect to the town's water / sewer system. These fees cover the administrative costs for inspection, design and regulatory requirements.

Size	Water Fee	Sewer Fee
5/8"/3/4" water and 4" sewer	\$732.00	\$799.00
1" water and 4" sewer	\$799.00	\$799.00
2" water and 4" sewer	\$1598.00	\$799.00

Regulatory Fees - Paid by builder at time of issuance of building permit.

System Development Fees – Paid by developer prior to recording final plat.

System Development Fees – A charge or assessment for service imposed with respect to new development to fund costs of capital improvements necessitated by and attributable to such new development, to recoup costs of existing facilities which serve such new development, or a combination of those costs as provided in the Public Water and Sewer System Development Fee Act, S.L. 2017-138.

<u>Meter Size</u>	<u>Capacity (gpm)</u>	<u>Cap. Factor</u>	<u>Water</u>	<u>Sewer</u>	<u>Total Fee</u>
5/8"	20	1.00	\$ 665.00	\$ 1,994.00	\$ 2,659.00
3/4"	30	1.50	\$ 998.00	\$ 2,991.00	\$ 3,989.00
1"	50	2.50	\$ 1,662.00	\$ 4,986.00	\$ 6,648.00
1-1/2"	100	5.00	\$ 3,325.00	\$ 9,971.00	\$ 13,296.00
2"	160	8.00	\$ 5,320.00	\$ 15,954.00	\$ 21,274.00
3"	300	15.00	\$ 9,976.00	\$ 29,914.00	\$ 39,890.00
4"	500	25.00	\$ 16,626.00	\$ 49,857.00	\$ 66,483.00
6"	1,000	50.00	\$ 33,251.00	\$ 99,715.00	\$ 132,966.00

Note: All residential meters are charged at the 5/8" rate, and each unit must be metered separately. Irrigation meters are charged based on the actual meter size rate.

Irrigation Fees:

Size	Fee
5/8" tap or 1" tap	\$970.00 plus additional meter cost

Note: Irrigation fees are for branch taps off of existing 3/4" or 1" water service. If a separate irrigation tap is desired, all applicable fees based on meter size will apply.

Meter Charges:

Size	Fee
5/8"/3/4" water meter	\$366.00
1" water meter	\$399.00
2" or larger water meter	Cost of meter and fees

Note: If a road bore is required by the Town, there will be an additional fee as determined by the Town Manager or his designee.

Water and Sewer

Water has a base allowance for the first 2,000 gallons and a variable rate for each additional 1,000 gallons. Sewer is assessed a flat rate and is metered at the first gallon of usage.

	Water/Base	Water/Variable	Sewer/Flat	Sewer Per 1,000
In Town Residents	\$19.80	\$3.55	\$16.00	\$ 5.90
Out of Town Residents	\$39.60	\$7.10	\$32.00	\$11.80

Water Deposits – The deposit is required for those residents who are not property owners. Residents should present a valid social security card. Deposits are refundable and will transfer from a location within the Town's jurisdiction to another location within the Town's jurisdiction. Once water service is terminated, the deposit will be applied to the resident's account balance and any credit balance will be refunded to the resident.

Water Deposit \$125.00

Water Service Fees – Service fees are not refundable.

Water service cut on/transfer fee	\$35.00
Illegal cut on fee (Tampering Fee)	\$50.00
Late Fee	\$10.00
Disconnect Fee	\$35.00
Additional Disconnect Fees	See Delinquent Accounts Below

Trash Service Rates

Residential	\$ 9.94
Commercial	\$13.97
Recycle	\$ 4.14

Adjustment Policy:

Leak and break adjustments – all customers are allowed three (3) sewer adjustments in any one calendar year. You must provide the Town with a statement of repair from a plumber. In the event that the resident or landlord repairs the leak, a receipt showing the purchase of plumbing supplies and a statement from the individual who actually made the repair must be provided to the Town. **Hanging toilets are NOT eligible for adjustments.**

Delinquent Accounts:

Meters are read and bills are calculated on a monthly basis. Bills are mailed on the last working day of each month. Account balances are always due on the tenth (10th) day of the month. There is a grace period, which allows bills to be paid on the twentieth (20th) day of the month without a late fee. If balances are unpaid after 5:00pm on the 20th day of the month, or the Monday after (if the 20th falls on a weekend), a \$10.00 late fee will be applied on each account. If the balance has not been paid by 5:00pm on the 25th of the month or the Monday after (if the 25th falls on a weekend), the following late/disconnect fees apply:


1 st Late Fee/Disconnection	\$35.00
2 nd Late Fee/Disconnection	\$50.00
3 or more disconnections within a calendar year	\$75.00

Your account will final out after 10 days of disconnection if service has not been restored and your deposit (if applicable) will be applied to the balance on the account. If service is restored after the 10 day disconnection period, a new deposit (\$125.00) and connection fee (\$35.00) will be required. If service is disconnected and a meter shows any usage has occurred between the time of cut off and restoration, there will be a tampering fee assessed on the account in the amount of \$50.00. The tampering fee must be paid in addition to any other charges that may be due on the account before water service can be restored. **The Town is not responsible for bills that are not delivered by the US Postal Service. If you do not receive your bill by the fifth (5th) of the month, you should contact Town Hall at (919) 639-2071 for your balance.**



Board of Commissioners Agenda Report

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

MEETING DATE: June 18, 2019
PREPARED BY: Gerry Vincent, Town Manager ICMA-CM 
ISSUE: Request Budget Amendment #9
CONSIDERED:
DEPARTMENT: Debt Service

SUMMARY OF ISSUE: A scheduled debt service payment (principle & interest) was inadvertently not incorporated in the FY 2018-19 Budget Ordinance.

FINANCIAL IMPACT: The result is no net increase in the appropriations of the General Fund.

RECOMMENDATION: Authorize the Town Manager to proceed with the adjustments as indicated in Budget Amendment #9.

REQUESTED MOTION: I recommend authorizing the Town Manager to proceed with the budget amendments as indicated in Budget Amendment #9.

REVIEWED BY TOWN MANAGER: *Gerry Vincent*

Attachments: *See attached Amendment #9.*

Town of Angier, North Carolina
Budget Ordinance Amendment
Fiscal Year 2018-19
Amendment #9

BE IT ORDAINED by the Board of Commissioners for the Town of Angier, North Carolina, that the following amendment be made to the general fund budget ordinance for the fiscal year ending June 30, 2019:

Section 1. To amend the General Fund, the appropriations are to be changed as follows:

<u>Account</u>		<u>Decrease</u>	<u>Increase</u>
Revenue			
10-3001-0035	Fund balance appropriated	<u>\$ -</u>	<u>34,526</u>
Expenditures			
10-9011-0001	Debt service interest		705
10-9011-0002	Debt service principal	<u>\$ -</u>	<u>33,821</u>
		<u>\$ -</u>	<u>\$ 34,526</u>

This will result in no net increase in the appropriations of the General Fund.

Section 2. Copies of this budget amendment shall be furnished to the Clerk to the Board of Commissioners, and to the Budget Officer and the Finance Officer for their direction.

Adopted this 18th day of June 2019.

Lewis W. Weatherspoon, Mayor

Attest:

Veronica Hardaway, Town Clerk



Board of Commissioners Agenda Report

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

MEETING DATE: June 18, 2019
PREPARED BY: Gerry Vincent, Town Manager ICMA-CM *GV*
ISSUE Request Budget Amendment #10
CONSIDERED:
DEPARTMENT: Administration

SUMMARY OF ISSUE: Within the Administration Budget, there are two line items Travel & Meals and Insurance Deductible Reimbursement that require rectifying. The overage with Travel & Meals are a result of former Interim Town Manager (Mike McLaurin) and Contract Services (Bonnie Bray).

FINANCIAL IMPACT: The result is no net increase in the appropriations of the General Fund.

RECOMMENDATION: Authorize the Town Manager to proceed with the adjustments as indicated in Budget Amendment #10.

REQUESTED MOTION: I recommend authorizing the Town Manager to proceed with the budget amendments as indicated in Budget Amendment #10.

REVIEWED BY TOWN MANAGER: *Gerry Vincent*

Attachments: *See attached Amendment #10*

***Town of Angier, North Carolina
Budget Ordinance Amendment
Fiscal 2018-10
Amendment #10***

BE IT ORDAINED by the Board of Commissioners for the Town of Angier, North Carolina that the following amendment be made to the general fund budget ordinance for the fiscal year ending June 30, 2019.

Section 1. To amend the General Fund, the appropriations are to be changed as follows:

Account		Decrease	Increase
Revenue			
10.9004-0009	Administration-Travel & Meals		\$20,000
10.9004-0017	Administration-Insur. Deductible Reimb.		\$18,200
10.9010-0015	Depot-Building Maintenance	\$30,300	
10.9006-0017	Police-Vehicle Maintenance	\$7,900	

This will result in no net increase in the appropriations of the General Fund.

Section 2. Copies of this budget amendment shall be furnished to the Clerk of the Board of Commissioners, and to the Budget Officer and the Finance Officer for their direction.

Adopted this 18th day of June 2019.

Lewis W. Weatherspoon, Mayor

Attest:

Veronica Hardaway, Town Clerk



Board of Commissioners Agenda Report

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

MEETING DATE: June 18, 2019
PREPARED BY: Sean Johnson
ISSUE Town Code Amendment – Trash Receptacles
CONSIDERED:
DEPARTMENT: Planning & Inspections

SUMMARY OF ISSUE:

The Planning Department requests that the Board consider the adoption of Staff and Planning Board recommended amendments to Section 15-35 of the Town Code. These amendments intend to limit the number of refuse containers allowed on each property in Town. This amendment would coincide with the recently approved screening requirements for waste containers, thereby requiring all properties with excess refuse containers to replace them with a dumpster and then screen that dumpster.

Staff, the Planning Board and the Commissioners have discussed these Code amendments at several previous meetings. This amendment does not require a Public Hearing. Staff recommends the amendment be made effective approximately 6 months from approval so that enforcement coincides with the recently approved screening requirements.

FINANCIAL IMPACT:

Costs to add amendments to the Code will be paid out of the current Administration and/or Planning Department budget.

RECOMMENDATION:

Staff recommends the Board approve the amendments to Section 15-35 of the Town Code as presented, effective December 4, 2019.

REQUESTED MOTION: (Amendments will be voted on separately)

I move to approve the amendments to Section 15-35 of the Town Code as presented, effective December 4, 2019.

REVIEWED BY TOWN MANAGER:

Attachments:

Town Code Amendment Draft

**AN ORDINANCE AMENDING CHAPTER 15, ARTICLE II SECTION 15-35
OF THE TOWN OF ANGIER CODE OF ORDINANCES**

NOW, THEREFORE, BE IT ORDAINED by the Town of Commissioners' of the Town of Angier that Sec. 15-35 of Chapter 15 of the Code of Ordinances of the Town of Angier is amended as follows:

Sec. 15-35 – Placement, Removal of Containers; Duties of Occupants

Residential ~~properties~~ ~~accounts~~ will be provided up to two refuse containers and billed for each container requiring pickup on the monthly utility bill. ~~Any number of refuse and recycle containers above two will require dumpster service at the owner's expense.~~

Commercial ~~properties~~ ~~accounts~~ will be provided up to ~~three~~ ~~two~~ refuse containers and two recycle containers. ~~Any number of refuse and recycle containers above three will require dumpster service at the owner's expense.~~

- (1) Refuse containers shall be placed for collection at a location in such a manner as to be convenient for removal and collection.
- (2) It shall be the duty of the occupant of any building or any residential unit to:
 - a. Place the refuse container at a location in such a manner as to be convenient for removal and collection. The supervisor may require such placement at any location for reasons of topography, efficiency or emergency.
 - b. Remove the empty container from the place of deposit at curbside or otherwise to the storage location. Such removal shall be accomplished not later than 7:00 p.m. on the day of collection.
 - c. Empty garbage containers must be placed in a storage location behind or at the side rear of the dwelling or business.

Adopted this the ____ day of ____, 2019.

Lewis W. Weatherspoon, Mayor

Attest:

Veronica Hardaway, Town Clerk



Board of Commissioners Agenda Report

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

MEETING DATE:	June 18, 2019
PREPARED BY:	Sean Johnson
ISSUE	Town Code Amendment – Animal Control Ordinance
CONSIDERED:	
DEPARTMENT:	Planning & Inspections

SUMMARY OF ISSUE:

At the request of the Board at their June 4th meeting, Staff has drafted a proposed amendment to the Municipal Animal Control Ordinance. This amendment is intended to allow livestock within Town Limits under certain circumstances through the issuance of a permit on a case-by-case basis.

FINANCIAL IMPACT:

To Be Determined.

RECOMMENDATION:

Staff seeks a consensus from the Board regarding the amendments to Section XXLLL of the Municipal Animal Control Ordinance.

REQUESTED MOTION: (Amendments will be voted on separately)

Consensus to contact Harnett County to pursue adding the amendment to the Municipal Animal Control Ordinance.

REVIEWED BY TOWN MANAGER:

Attachments:

Animal Control Ordinance Amendment
Draft

MUNICIPAL ANIMAL SERVICES ORDINANCE
FOR THE TOWNS OF
ANGIER, COATS, ERWIN and LILLINGTON

Originally adopted January 08, 2008
Amended November 18, 2013

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SECTION XX Purpose of Chapter

The purpose of this chapter is to provide and define authority of the Harnett County Animal Services department within the towns of Angier, Coats, Erwin and Lillington. Harnett County Animal Services now has charge of protecting the citizens of these towns from rabies transmitted by unconfined, uncontrolled or Lin-immunized animals, to regulate animals that may be a nuisance, to insure that all animals are treated in a humane manner and in the promotion of responsible pet ownership and animal welfare. Harnett County Animal Services in cooperation with the towns of Angier, Coats, Erwin and Lillington are hereby charged with the responsibility of Animal Services in conjunction within these town's jurisdictions. This ordinance will supersede all town Animal Services ordinances and shall pertain to the towns of Angier, Erwin, Coats and Lillington only. The most current Harnett County Animal Services ordinance shall also pertain to the Towns in agreement of this ordinance.

SECTION XXI Establishment of Bird Sanctuary

- (A) The area embraced within the corporate limits of the Town and all land owned or leased by the Town outside the corporate limits is hereby designated as a bird sanctuary.
- (B) It shall be unlawful to intentionally trap, hunt, shoot, or otherwise kill, within a sanctuary hereby established, any native wild bird. It shall be lawful to trap birds or fowl specifically declared a nuisance by the Town board when such birds or fowl are found to be congregating in such number in a particular locality that they constitute a nuisance or a menace to health or property.
- (C) The bird clubs of the Town are hereby granted permission to erect artistic signs, giving notice of the regulations therein provided, at such places and of such design as may be approved by the Town Board.

State Law Reference: Bird Sanctuary establishment, G.S. 160A-188

SECTION XXII Hunting, Killing, and Trapping of Animals

It shall be unlawful for any person to hunt or kill any animal within the territorial limits of the Towns. Trapping may be done with permission from the Harnett County Animal Services Department. This section does not apply to the Police Departments or Harnett County Animal Services, or duly authorized agents when enforcing the provisions provided in this Ordinance.

SECTION XXLLL Keeping Livestock and Fowl

No person may keep within the Town any Livestock and/or Fowl except in accordance with this section.

- (A) It shall be unlawful for any person to maintain, keep, house or stable any: horse, mule, pony, cow, sheep, goat, swine or any other livestock including ducks, geese, turkeys, guineas within the corporate limits of the Town unless a permit has been issued for such use. Permits may only be issued for lots containing one acre or more and no livestock may be kept within 500 feet of any residential or commercial building, school grounds, church or other establishment.
- (B) It shall be unlawful for any person to maintain, keep or house any cattle, goat, horse, swine, ducks, geese, turkeys, guineas or any other Livestock on a fenced lot with in the corporate limits of Town unless a permit has been issued for such use. Permits may only be issued for lots containing one acre or more and no livestock may be kept within 500 feet of any residential or commercial building, school grounds, church or other establishment.
- (C) Any chickens kept within the corporate limits of the Town must be contained by a fence, building or other enclosure that will ensure that the chickens will not run at large.
- (D) Any Fowl found running at large may be taken into possession and/or destroyed by Harnett County Animal Services anywhere within the corporate limits of the town.

SECTION XXIV Number of Chickens

- (A) A maximum of six (6) hens (*Gallus gallus domesticus*) will be allowed per household.
- (B) NO Roosters or other poultry breeds will be permitted.
- (C) No free-ranging permitted. Hens must be kept in a chicken coop or enclosed runs at all times and are not permitted to roam freely on the Owner's lot.
- (D) The location of the coop and in closed run must be in the rear of the Owner's lot as determined by the line projected along the rear of the dwelling to each sideline and be 20 feet away from the adjoining Lots.
- (E) The coop and enclosed run must be a minimum often feet (10') in length and ten feet (10') in width and a maximum of sixteen feet (16') in length and sixteen feet (16') in width.
- (F) Coop design should provide ample ventilation to avoid odors and be made predator proof.

- (G) All manure and wood shavings from the coop must be disposed of properly by removing off-site by the owner or professional removal service.
- (H) Prior to beginning construction, a Land Use application shall be submitted and approved by the Zoning Administrator, for all coop and run designs.
- (I) The Code Enforcement officer, and its designees, has the right to enter onto the property for the purpose of inspecting the coop and run to ensure compliance with these requirements. The home owner will be notified no less than three days prior to the inspection date and has the right to be present during the inspection
- (J) Owners who are determined to be in violation may be allowed to correct the violation(s) and/or be subject to a fine, as per the Town's code. Daily penalties will be assessed in the event that the violation(s) continue. The Town may revoke this privilege if an Owner has had three (3) or more violations during one calendar year.

SECTION XXV Number of Dogs

It shall be unlawful for any person to keep on any lot or premises within the corporate limits more than three (3) dogs. This limitation shall not apply to dogs less than four (4) months of age.

Any person wanting to keep more than three (3) dogs will apply to the Town for a license to operate a dog kennel. Prior to the issuing of such license it shall be determined that the kennel would be in compliance with all Town and State regulations.

SECTION XXVI Number of Cats

It shall be unlawful for any person to keep on any lot or premises within the corporate limits more than three (3) cats. This limitation shall not apply to cats less than four (4) months of age.

SECTION XXVII Confinement and Running at Large

- (A) No person owning or having possession, charge, custody or control of any animal may cause, permit or allow the animal to stray or in any manner to run at large upon any public street, sidewalk or other public property or to stray, run at large or otherwise trespass upon the private property of another.
- (B) It shall be unlawful for the owner of any animal to allow such animal to be at large on any Town property.

- (C) It shall be unlawful for any person owning, harboring, keeping or in charge of any animal to fail or refuse to remove feces deposited by the animal on any street, sidewalk, park or other publicly owned property.
- (D) It shall be unlawful for the owner of any animal to fail or refuse to remove feces deposited by the animal on any private property.

SECTION XXVIII Possession of Animals and Strays

- (A) It shall be unlawful for any person in the town knowingly and intentionally, unless with consent of the owner, to harbor, feed and keep in their possession by confinement or otherwise allow to remain on their property any animal which does not belong to them unless they notify Harnett County Animal Services within forty-eight (48) hours from the time such animal came into his possession.
- (B) Any person who feeds a stray animal and/or allows the animal to stay on their property for at least two (2) days will be considered the legally responsible for such animal and any violations caused by the animal.
- (C) It shall be unlawful for any person to refuse to surrender any such stray animal to the Police Department or Harnett County Animal Services or person duly authorized upon demand.
- (D) The purpose of this section is to aid in rabies control and to prevent the intentional or unintentional possession of pets belonging to other persons.

SECTION XXIX Impoundment and Reclaiming of Captured Animals

- (A) Any animal within the Town without an owner, any animal running at large within the Town, or any animal whose owner fails to have the animal vaccinated in accordance with the laws of the State, or an animal appearing within the Town without a rabies vaccination tag shall be taken by Harnett County Animal Services and confined for a period of time until reclaimed by the owner with a pre-paid rabies voucher, adopted with a pre-paid rabies voucher or euthanized by the Harnett County Animal Services Department.
- (B) If any animal is not redeemed by the owner within three (3) days from the time Animal

Control takes possession of the animal, the animal shall be put up for adoption or disposed of under the regulations set forth by the Harnett County Animal Services Ordinance and the North Carolina General Statutes.

- (C) In order for the owner to redeem an animal, such owner must first show that the rabies vaccination tag has been procured. In addition the owner shall pay a penalty of fifty (50) dollars for allowing the animal to run at large. The fee may be adjusted in the new fiscal years in the Harnett County Animal Services fees. The owner must pay daily expenses for boarding and caring for the animal.

SECTION XXX Potentially Dangerous and Dangerous Dogs

- (A) It shall be unlawful for a citizen to keep a dog within the corporate limits of the Town a dog that has been deemed potentially dangerous or Dangerous by Harnett County Animal Services.
- (B) Any owner found in violation of this section will be required to release the dog to the Harnett County Animal Services Department for euthanasia and will face a civil fine of \$400.00.

SECTION XXXI Inherently Dangerous Exotic Animals

Shall be in accordance with the Harnett County Animal Services Ordinance

SECTION XXXII Enforcement, Penalties and Remedies

Enforcement Administration

Primary responsibility for enforcing the provisions of this chapter is assigned to the Harnett County Animal Services Department. Municipal Police Departments will assist when needed.

Penalties and Remedies

Penalties and remedies shall be in accordance with the Harnett County Animal Services Ordinance.

SECTION XXXIII Ordinance in Conflict

All ordinances in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

Ordinance Adoption

This Ordinance shall become effective upon adoption.

Adopted this the _____ day of _____ by The Town of Angier.

Attest:

Town Clerk

Mayor

Ordinance Adoption

This Ordinance shall become effective upon its adoption.

Adopted this the _____ day of _____.

ATTEST:

Clerk to the Board

Chairman, Harnett County Board
Of Commissioners



Board of Commissioners Agenda Report

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

MEETING DATE: June 18, 2019
PREPARED BY: Veronica Hardaway
ISSUE Sealed Bid Sale of Real Property
CONSIDERED:
DEPARTMENT: Administration

SUMMARY OF ISSUE:

The Town of Angier has three properties for sale and is interested in the sealed bid process. A Resolution for this process must be adopted prior to advertisement.

FINANCIAL IMPACT:

N/A

RECOMMENDATION:

Staff recommends proceeding with the sealed bid process.

REQUESTED MOTION:

REVIEWED BY TOWN MANAGER:

Attachments:

- 1 Resolution
- 2 Advertisement



Town of Angier

www.angier.org

Lewis Weatherspoon
Mayor

Gerry Vincent
Town Manager

Veronica Hardaway
Town Clerk

Resolution No.: R008-2019

Date Submitted: July 2, 2019

Date Adopted: July 2, 2019

RESOLUTION AUTHORIZING SEALED BID SALE

WHEREAS, the Town of Angier owns several tracts of land for sale as follows:

1. a 1 acre tract of land located on the corner of W Williams Street and N Park Street known as Parcel PIN# 0674-60-5161.000; and
2. a 1 acre tract of land located on W Williams Street also known as Parcel PIN# 0674-60-5111.000; and
3. a 1 acre tract of land located on E Lillington Street also known as Parcel PIN# 0673-89-0207.000;

WHEREAS, North Carolina General Statute § 160A-268 permits the Town to sell real property by advertisement and sealed bid;

THEREFORE, THE BOARD OF COMMISSIONERS OF THE TOWN OF ANGIER RESOLVES THAT:

1. The Board of Commissioners hereby authorizes the sale of the following described track of land by sealed bid:

- a. 190 W Williams Street (PIN#: 0674-60-5161.000)
- b. 200 W Williams Street (PIN#: 0674-60-5111.000)
- c. 73 E Lillington Street (PIN#: 0673-89-0207.000)

2. The Town will accept sealed bids for the properties until 2:00 P.M, Monday, August 5, 2019. Bids shall be delivered to the Town Clerk's Office located at 55 N Broad Street W, Angier, NC.

3. At 2:00 P.M., Monday, August 5, 2019, all bids received shall be opened in public and the amount of each bid recorded. The bid opening will be held in the Board Room, 28 N Raleigh Street, Angier, NC. The record of bids shall be reported to the Board of Commissioners at their regular meeting on Tuesday, August 6, 2019.

4. The Board of Commissioners will determine the highest responsible bidder for the property and will award the bid by its regular meeting on August 6, 2019. Bids will remain open and subject to acceptance until the Board of Commissioners awards the bid.

5. To be responsible, a bid must be accompanied by a bid deposit of five percent (5%) of the amount of the bid. A bid deposit may take the form of cash, cashier's check, a certified check, or a surety bond. The deposit of the bidder to whom the award is made will be held until sale of the property is closed; if that bidder refuses at any time to close the sale, the deposit will be forfeited to the Town. The deposits of

other bidders will be returned at the time the Board of Commissioners awards the property to the highest responsible bidder.

6. In addition, to be responsible, a bidder must be current on payment of all property taxes owed to the Town.

7. The Town reserves the right to withdraw the properties from sale at any time and the right to reject all bids.

Adopted this the 2nd day of July 2, 2019.

ATTEST:

Lewis W. Weatherspoon, Mayor

Veronica Hardaway, Town Clerk

HARNETT COUNTY
TOWN OF ANGIER

PUBLIC NOTICE
ADVERTISEMENT FOR SEALED BIDS
Sale of Town Property

The Angier Board of Commissioners has authorized the sale by sealed bid of the following parcels of real property;

1. 190 W Williams Street (PIN#: 0674-60-5161.000) a 1 acre tract.
2. 200 W Williams Street (PIN#: 0674-60-5111.000) a 1 acre tract.
3. 73 E Lillington Street (PIN#: 0673-89-0207.000) a 1 acre tract.

The Town will accept sealed bids for the property until 2:00 P.M., Monday, August 5, 2019, in the Town Clerk's Office located at 55 N Broad Street W, Angier, NC. At 2:00 P.M., Monday, August 5, 2019, all bids received shall be opened in public and the amount of each bid announced and recorded. The bid opening will be held in the Board Room, 28 N Raleigh Street, Angier, NC. The record of bids shall be reported to the Board of Commissioners at their regular meeting on Tuesday, August 6, 2019.

The Board of Commissioners will determine the highest responsible bidder for the property and will award the bid by its regular meeting on Tuesday, August 6, 2019. Bids will remain open and subject to acceptance until the Board of Commissioners awards the bid.

Each bid must be accompanied by a bid deposit of five percent (5%) of the amount of the bid. A bid deposit may take the form of cash, a cashier's check, a certified check, or a surety bond. The deposit of that bidder to whom the award is made will be held until sale of the property is closed; if that bidder refuses at any time to close the sale, the deposit will be forfeited to the Town. The deposits of other bidders will be returned at the time the Board of Commissioners awards the property to the highest responsible bidder.

In order for a bid to be considered, the bidder must be current on payment of all property taxes owed to the Town.

The Town reserves the right to withdraw the properties from sale at any time and the right to reject all bids.

Inquiries about the property and sale may be made to Gerry Vincent, Town Manager, Town Hall Building, 55 N Broad Street W, Angier, NC.

Veronica Hardaway
Town Clerk