

REGULAR MEETING, MONDAY, MARCH 19, 2007

The regular meeting of the Hope Mills Board of Commissioners was called to order by Mayor Dees at 7:30 p.m. Commissioners Luther, Smith, Gorman, Legge, and Collins were present.

Others present were Interim Town Manager Bob Nicholl, Town Attorney William R. Davis, Parks and Recreation Director Anita Kilgore, Public Works Director Bruce McLaurin, Street Supervisor Ira Peterson, Director of Inspections Jerry Thompson, Code Enforcement Officer Jeff Wade, Fire Chief Chuck Hodges, Police Captain John Smith, and Police Chief John Hodges.

Rev. Ron Godbolt, Christ Gospel Church, gave the invocation, and Mayor Pro Tem Gorman led the Pledge of Allegiance.

1. AGENDA ADJUSTMENTS, ADDITIONS, DELETIONS TO THE AGENDA.

Mayor Dees stated he would like to add an information item to the agenda.

Commissioner Collins made a motion to add the item as requested. Commissioner Legge seconded, and the motion carried unanimously.

2. SPECIAL RECOGNITION: SOUTH VIEW GIRLS' BASKETBALL TEAM.

Mayor Dees read a proclamation proclaiming the South View Girls' Basketball Team to be the 2006-2007 North Carolina State Champions, and called upon all citizens to give them the respect, support and recognition they so richly deserve.

Office of the Mayor Town of Hope Mills, North Carolina *Proclamation*

WHEREAS, the South View Girls' Basketball Team compiled an undefeated 32-0 record en route to winning the North Carolina 4-A State Championship; and they were the only basketball team in the state – boys or girls out of 736 teams to finish the year unbeaten; and

WHEREAS, they were the only team to finish undefeated since the state championships began playing at a neutral site; and they were ranked Number One in the state for much of the season, bringing recognition to our school and our community; and

WHEREAS, they won the Two Rivers 4-A Conference Regular Season and the Conference Tournament Championships; and they won the Tournament of Jewels Christmas Tournament in Wilmington, the Eastern Sectional Tournament Championship, and the Eastern Regional Tournament Championship; and

WHEREAS, they exhibited good sportsmanship and a never-say-die attitude by coming from 17 points behind in the second half to win the state championship; and

WHEREAS, the seniors on this team played in a program that won 101 games during the last four years; and the team, coached by Brent Barker, has established itself as a premier girls' basketball program in the state; and

WHEREAS, the team and its coaches represented the Town of Hope Mills in such a fine

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outstanding manner;

NOW, THEREFORE, I, EDDIE DEES, MAYOR OF THE TOWN OF HOPE MILLS, NORTH CAROLINA, do hereby proclaim the South View Girls' Basketball Team to be the "2006-2007 North Carolina State Champs" and call upon all citizens to give them the respect, support and recognition they so richly deserve.

PROCLAIMED this 19th day of March, 2007.

EDDIE DEES, MAYOR

In addition, Mayor Dees presented Certificates of Congratulations to Coach Brent Barker, Coach Faye Corbin, and Coach Nattlie McArthur in recognition and appreciation of their professional dedication and long hours as Coaches of South View High School girls' basketball team who under their leadership earned the 2006-2007 North Carolina 4-A State Championship.

Mayor Dees commended the coaches and the team for this achievement and expressed congratulations to the players, parents, and fans for their support. Mayor Dees expressed personal thanks and appreciation to the coaches and the team for being Youth Ambassadors for the Town of Hope Mills.

In addition, Mayor Dees presented Certificates of Congratulations to the following South View Girls Basketball Team members: Amber Calvin, Nikoll Wilson, Samantha Ramirez, Whitney Jordan, Ta'nele Walker, Tyffani Fenwick, Rakhee Smith, Debrisha Morris, Amanda Morrill, Jasmine Price, Angelica Rodriguez, and Brittany Wade.

The coaches and team members were given a standing ovation.

3. INFORMATION ITEM: TOWN MANAGER POSITION.

Mayor Dees said he had a special announcement to make tonight. Pending drug screening tests, background checks, and the actual signing of the contract, the Town has hired a new Town Manager. Mr. Randy Beeman, currently the Town Manager of River Bend, North Carolina has accepted the offer of employment and will start to work next month. He is working a 30 day notice. Mr. Beeman is highly qualified for the job, and has a Bachelor of Science degree in Business Administration with a Management Concentration from East Carolina University. He is the former County Manager of Pamlico County where he was named State County Manager of the Year. He is an accountant who has served as an auditor, a business manager, and as a County Tax Administrator. Mr. Beeman has been the budget officer for a 12-plus million dollar budget and was supervisor over 135 employees. He has a North Carolina Flood Plain Manager Certification and a County Administration Certificate. Mr. Beeman is a member of the North Carolina City and County Management Association, the North Carolina Local Government Budget Association, and the North Carolina International Personnel Management Association. He is also a volunteer Emergency Medical Technician. Mayor Dees said the Board was delighted to have someone of Mr. Beeman's education and experience and was looking forward to working with him.

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4. MAYORAL PROCLAMATIONS:

a) Knights of Columbus Founder's Day - March 29, 2007.

Mayor Dees read the proclamation and presented the same to representatives of the Knights of Columbus. Mayor Dees urged all citizens to recognize the contributions of the Knights of Columbus to social welfare, civic improvement, youth work, and patriotism.

Mr. Jack Klemmer, on behalf of the Knights of Columbus, thanked the Town for all its support.

b) Air Quality Week - May 1-7, 2007.

Mayor Dees read the proclamation, and presented the same to Mr. Ed Byrne, Cumberland County Planning Department. Mayor Dees urged all citizens to take part in making our community a cleaner, healthier place to live, work, and play.

5. STATUS REPORT ON HOPE MILLS LAKE/DAM PROJECT.

Mayor Dees stated the clearing of the lake bed had started. He said Saffo Contractors had been doing an excellent job and they hoped to have the project completed in two months. Mayor Dees said they have assured the Town they will return, if necessary, to cut any new growth before the lake is filled.

In addition, Mayor Dees reported that Crowder Construction had said they planned to begin site preparation by the end of this month with construction to start perhaps as early as the middle of April. He said also there is additional information on the agenda to be discussed tonight concerning the lake/dam project.

6. PUBLIC HEARING: CONSIDERATION TO ACCEPT AND APPROVE FINANCING PROPOSAL FOR THE HOPE MILLS LAKE/DAM PROJECT, AND ADOPT RESOLUTION APPROVING FINANCING TERMS.

Mayor Dees introduced the item and called upon Mr. Nicholl for presentation of the financing proposal and recommendation.

Mr. Nicholl presented the following breakdown of the Financing Proposals received by the Town through 5:00 p.m. on March 15, 2007:

<u>Institution</u>	<u>Interest Rate</u>	<u>Term</u>	<u>Total Finance Charges</u>
BB&T Governmental Finance*	3.97%	15 yrs.	\$5,385,151.95
RBC Centura Public & Institutional Banking	3.98%	15 yrs.	\$5,273,600.00
First Citizens Bank	No Bid		

***bold type indicates recommended institution and proposal for Board action and LGC approval**

Mr. Nicholl offered the following additional information:

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BB&T Proposal

1. BB&T will allow prepayment of the principal balance on any scheduled payment date without a prepayment penalty.
2. BB&T will charge \$4,700.00 for their legal review expenses and underwriting for this financing proposal.
3. BB&T Annual Payment will be \$359,010.13 for the duration of the loan and is an amount the Town can financially budget each year.

RBC Centura

1. RBC Centura will charge prepayment of the loan subject to a yield maintenance fee of 1% of the outstanding amount.
2. RBC Centura will charge \$5,250.00 for total bank fees, and additionally all associated costs for legal fees and any other related costs (amount not stated).
3. RBC Centura annual payments will vary from \$425,866.67 down to \$277,280.00 for the duration of the loan. It would take the Town paying on this indebtedness seven years before the amount would be within the Town's budgetary capabilities.

Mr. Nicholl presented the financing proposals for Board review and consideration. In addition, Mr. Nicholl provided a copy of the Request for Proposal which indicated a desired financing term of 20 years. He noted that both financial institutions submitted a proposed 15 year financing term reflecting an amortization schedule of 15 years.

Mr. Nicholl recommended the Board approve the BB&T Financing Proposal and adopt the Resolution approving financing terms which will allow the Town to prepay the loan if it so chooses. He remarked prepayment on the RBC Centura financing proposal would not be permissible without incurring a 1% penalty of the outstanding debt.

At 7:48 p.m., Mayor Dees opened the public hearing for questions and comments from the public.

Donald Lowder, 3639 Lakeshore Drive, urged the Board to accept the B&T proposal and the resolution that was presented to borrow the funds necessary to complete the rebuilding of the spillway. He stated he realized that this was a large undertaking for the city of Hope Mills, but he has no doubt that this financial obligation will be met and paid off in a timely manner. Mr. Lowder stated the Town did need the lake and for decades Hope Mills Lake had been the central gathering place for the residents and neighbors from surrounding communities. Mr. Lowder said it was and he hopes it will soon be again become the last free swimming area in the area for several miles around. He said on any given warm weekend hundreds of people, young people, teens and adults alike come to the lake to enjoy a day in the sun, having picnics, getting refreshments from Big T's, boating, fishing, or swimming in the lake and people just really enjoyed being a part of Hope Mills Lake and the amenities thereof. Mr. Lowder said that over the course of spring, summer and fall in any given year thousands of people come to Hope Mill Lake and Hope Mills Lake Park to use the park, to use the water, and some sturdy fishermen even use it year round. Mr. Lowder said Hope Mills Lake was the main deciding factor for his family when they relocated here 34 years ago, and it would still be a major deciding factor. He said Hope Mills was a great place to live and will be even a greater place to live when the lake is full again -- we need this lake. Mr. Lowder said the first thing he planned on doing when the lake is full and the boats are allowed back, is to take his 4 year old grandson for a ride because he has never

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seen the lake and he would hate for his grandson and thousands of children in the general area never be able to enjoy Hope Mills Lake. Mr. Lowder reiterated he urged the Town Board to borrow the funds necessary to bring this project to completion, and said we need this lake.

Rex Johnson, 3636 Lakeshore Drive, stated he would like to thank the Board for the work they do for the Town of Hope Mills and he knows for the last four years since the dam was breached it has been a bit harder than normal on each one of them as Town Commissioners and Mayor, and he appreciated all the work they had done. Mr. Johnson said that everyone wanted to get the lake back for the boating, fishing and swimming and as Rev. Godbolt mentioned having Easter Sunrise Service on the western shore of the lake. Mr. Johnson said also having the Fourth of July festivities on the lake and having the fireworks over the lake, having the Christmas Parade and the Christmas festivities at the lake was very important. He said one thing the Board may want to consider in the future is power generation because the Town will have the water power there and that may help pay off some of the money it would take to replace the dam and if not used for that maybe use that money to rebuild lake/dam no. 2. Mr. Johnson said last week he was so excited when he realized the time was here when he heard the chainsaws start up at Big T's. Mr. Johnson said it appeared that the BB&T deal is the best financing package for the Town. He noted that the Town had struggled with the Corps of Engineers to get the permits, and the Town has contracts with two very good contractors, one of which has already started work, so now is the time to get the money and finish the project. Mr. Johnson said he supported the Board today when they take the consideration of borrowing the money from BB&T and he will support them next year and the years to come when it comes time to pay the money back.

Scotty Sweat, 2442 Painters Mill Drive, stated he was a life long resident of the community and said he used to walk to the lake and rode his bike and he believes the first time he was pulled over was at the lake. He said Hope Mills has always been dear to his heart, and when his business hosts the Friends of Hope Mills Lake website, he did that because he realized the lake is what sets Hope Mills apart from any other municipality. He noted every municipality has its own character, but without Hope Mills Lake, this just is not Hope Mills. He said we still have the same sense of community that we always had, but he would like to think that was one thing that draws the Town together and he does not live close enough to hear the chainsaws, but it is really important to him and to a lot of people, and his 5 years old asks him on a regular basis, was he sure there was water in the lake, and he promises he would take him canoeing and fishing. Mr. Sweat said for the future, think about where Hope Mills is going to be down the road and continue to make this a community we want people to come to. Mr. Sweat encouraged the Board to take into consideration all efforts that are put behind revitalizing the lake.

Lisa Waring, 3628 Lakeshore Drive, stated she appreciated being able to speak with the Board tonight. Mrs. Waring said she was representing the 632 members of the Friends of Hope Mills Lake, Inc. Mrs. Waring said they were a non-profit, 501C3 tax exempt organization and their mission is to assist the Town in the restoration and preservation of Hope Mills Lake. Mrs. Waring said not quite one year ago on April 15, 2006 the Friends of Hope Mills Lake organization held a press conference at the lake gazebo. She noted the press conference was designed to inform the public about the fact that they had formed and what they were all about. Mrs. Waring said the mere fact that this organization's membership has now has exploded to a total of 632 members in less than one year with representation from throughout this community, throughout the state and throughout the nation, appears to speak for itself. She said people always ask her, who would ever believe that there had been such an overwhelming positive response on the issue to restore the lake. She said she always replied, we would because we have listened to the community and we have listened to their stories. She said also Hope Mills Lake is important to the people of Hope Mills, it is unique and it is what you hear so often "it is what makes Hope Mills." She said the lake serves as an attraction for businesses and for new residents coming to our community or are

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interested in relocating here. The lake provides open and accessible recreational opportunities to community members, it is a place for families to gather and for children to play and cool off on hot summer days and learn to swim. Mrs. Waring said the lake whispers memories of days gone by for so many residents of our town, the lake has historical and religious significance for our community, and it provide a peaceful quietness to the heart of this small town -- it is what this community knows. She stated over the years we have lost three other lakes, and this is the last remaining one - we cannot afford to lose this lake and it is up to the Board to see that this does not happen. The decision to restore this lake and to move forward with this project rests in the Board's hands here tonight. She stated they were asking them to do the right thing, to borrow the money necessary to invest in the future of this community, and they are requesting that the rebuilding of the dam gets underway as soon as possible. In closing, she would like to show the Board a copy of a May 17, 2003 edition of the Saturday Extra her dad brought to her and said ironically this was the edition that came out a little over a week before we lost our lake. She noted on the cover there was a picture of a young boy and the caption beneath reads "Shane Johnson age 7 jumps into Hope Mills Lake for a cooling swim," and inside the paper the article on page two was titled "Hope Mills just wouldn't be the same without the lake of the same name." She said as a community this is how we felt a week before we lost our lake, and this is how we feel today.

Dr. Jim Williams, 5415 Thompson Circle, stated what we are surrounded by makes up our world, our surroundings become a major influence on how we think, what we do, how we behave. He said we can see this by what surrounds us, our family, our schools, our churches, our friends, our co-workers. He said we can see it in the natural environment that surrounds us which has an effect on everything. He said we can see the difference between Asheville and Wrightsville Beach, between Fayetteville and Hope Mills. He said the differences arise from their natural environment, farm towns differ from ski resorts which are different from capital cities which are different from beach communities. He said Hope Mills was a proud mill town that fostered its uniqueness, the mills and the mill pond has been a unique feature of Hope Mills and this community since the beginning just as the mountains are a part of Asheville, the shores are a part of Ocean Isle. Dr. Williams said the mills are gone, but the lake remains as a central part of our town and has been influential in the affairs of our town and on its people since the beginning. He said it is part of our core and the lake makes Hope Mills unique, and is a common thread in our community. Mr. William said he first drove through Hope Mills in 1995 and only got a brief glimpse of the lake. He moved to Hope Mills in 2000 when he came to work at the VA Hospital, and there was no question where they were going to live - they headed straight to Hope Mills, and this is a common story for many people that live here in Hope Mills - this is what drove them to the area and this is what keeps many people in the area. He said as Hope Mills inevitably changes and grows it would be unwise for us to lose touch with those things which are at the core of this community. Dr. Williams said to lose a part of our core is to move away from what we are and that move cannot easily be reversed. He said let us not lose this lake as it is too valuable to the core of this town, and we must preserve Hope Mills and all that has made it uniquely Hope Mills and the lake is one of those things. Dr. Williams said without it we just become another community of greater Fayetteville, nothing special just a place were a few older folks remember when there were some mills around this place. He said he believes the lake is vital for the continuation of Hope Mills as we know it and he fully supports borrowing the funds necessary to see this project to completion. Dr. Williams said support for restoration for Hope Mills Lake is not only local but extends throughout the State Senate, the State House, the Governor's Office, and the U.S. House of Representatives as demonstrated by the past and present efforts of Representative Alex Warner, Representative Rick Glazier, Congressman Robin Hayes, Senator Tony Rand, and Governor Easley. He stated both Senator Rand and Representative Glazier wanted to be here tonight and speak, but they had prior engagements. Dr. Williams said he would like to take a moment to read into the record a joint letter they wrote for tonight, dated March 19, 2007:

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“To The Honorable Hope Mills Town Council Members:

This letter is written in strong support of the request for funding for the Hope Mills Lake project.

We have been committed to helping the people of Hope Mills rebuild the dam and restore their treasured lake to its original state.

The dam was destroyed during the 2003 Memorial Day weekend, when a series of thunderstorms dumped four to six inches of rain in less than 24 hours in Cumberland and Hoke counties. The rainfall overloaded Big Rockfish Creek in Hoke County, and Little Rockfish and Buckhead Creeks in Cumberland County. The resulting flash floods affected several homes, eroded two roads, and caused four dams to fail, causing a devastating loss for Hope Mills.

The restoration of the dam and the surrounding recreation area is fundamental to the future economic health of Hope Mills, and it is critical to its citizens that the vibrant town park and lake they have enjoyed for so many years be restored.

Restoration efforts began almost four years ago when Governor Easley funded 75% for the original cost of the dam and the Town of Hope Mills committed to refurbishing the dam and restoring the lake. Four years of delays caused the cost of the spillway to escalate, and as a result, the Governor granted an additional \$2.1 million dollars and the federal government funded \$1.6 million.

The Town of Hope Mills must now join together with the citizens of Hope Mills to renew its commitment to the lake’s restoration. Each delay costs the citizens more money and it is clear the time to ensure complete restoration is now.

We commend the Hope Mills Town Council Members, the Friends of the Lake, and the citizens of Hope Mills for their continued efforts towards the betterment of their community, and we recommend, without hesitation or reservation, the funding request for the restoration of Hope Mills Lake.

Thank you very much for your consideration of their request and this letter.

Sincerely,

/s/ Senator Tony Rand /s/ Representative Rick Glazier”

Dr. Williams stated Mr. Alex Warner was the man instrumental in getting the Governor to come to Hope Mills after the dam broke in 2003 in the first place. He said we thank Alex Warner for his successful efforts in getting the initial funding from the state for the dam restoration, and now let us finish this process he began four years ago.

Gary Thompson, 3632 Lakeshore Drive, said he has been living on the lake 12 years and he wanted to commend the Board on the decision on clearing the lake because they are doing an unbelievable job. Mr Thompson said he also hoped to commend the Board on the financing with BB&T, because we need that lake. He said when you come down Hope Mills Road from I-95 and you get where the banks start and you see the lake, it is something that grabs you. He said a lot of people have been in Hope Mills all their lives and played in the lake and if you think back to the hundreds or thousands of people that come on the Fourth of July that this town draws, it is absolutely unbelievable and we need that back and he hopes they make the right decision.

Jessie Bellflowers, 3819 Sturbridge Drive, said on the way here tonight he was thinking about some of the words he was going to say. He stated there are certain attributes that set towns and cities apart, some of those include character, and some of

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those include prosperity and there is nothing greater than the assets in our town than our people and the people that have enjoyed that lake. He said he thinks about the founding fathers and the builders and the framers of that lake in the beginning and the significance and the importance that the lake played a hundred years ago in their life time. He said the lake was not only a part of the community, it was their lifeline because of what it supported then and they watched the lake, they watched it closely, they knew actually what to do when storms would come. He said they did it because of their character, the very founding character of the people of our town that has been built on over the years, so has the lake. He said they cared for the lake as you and I, and he believes he speaks hopefully for everyone here, that the lake is the future prosperity of our town, of what brought us here, and what keeps us here today. Mr. Bellflowers said it was our children's lake, that is what we are financing, we are financing an investment for our children's future so they can enjoy the same prosperity and they can continue the same strong family values and character that exist in our town that makes our town much different, unique, than any other town our size and municipality in the state. Mr. Bellflowers said early today as he left college, he drove down to the library to make a copy of the proposal and made time to read it and understand it. He stated it is a lot of money, we all know it is a lot of money, but our prosperity is priceless. He stated it is not worth \$5 million dollars, he thinks it is worth more than \$5 million dollars. He said we cannot put a price on the lake, but tonight the Board has to make a decision to finance the money to finish the project that we have all waited for, for almost four years now. Mr. Bellflowers said he concurs with the Town Manager's recommendation with BB&T, and he fully supports his recommendation on going with BB&T, and he thinks there is a lot of hard work that was put into this, and the Mayor should be commended for the outstanding work that he personally put into this. Mr. Bellflowers said he thinks the time has come, and he hopes they support the project and said he is a taxpayer just as everyone in the room, he supports it and will continue to support it for as long as it takes to bring our prosperity back.

Al Brafford, 4743 Legion Road, said he has been a resident since 1934. Mr. Brafford said the best thing he can do is repeat what he heard in the past. He noted a Commissioner from near Greensboro, Piedmont, had visited Hope Mills and often visited our town when he was Town Supervisor, and he often looked out on that lake for many years. Mr. Brafford said the gentleman enjoyed looking at that lake, and said he did not have anything in his town like it. He said they would go out and look at it and he would say over and over, "you people have a jewel in your town." He still treasures that comment that a Commissioner from Piedmont made to him several years ago. Mr. Brafford said you have a jewel in our town and it is important to you, to the citizens of Hope Mills that lake be rebuilt as speedy as possible, and that the lake be restored to the citizens of Hope Mills to whom it belongs.

Michael Mitchell, 5411 Thompson Circle, said he serves as the Treasurer for the Friends of the Hope Mills Lake and the Treasurer for the Chamber of Commerce, and he comes to night wearing three hats. He said the very first hat is a ball cap with my tee shirt and shorts and he would like to get out in the lake and fish in his john boat with his son, his neighbors, or his friends and he has been on the lake many days and had a joyous time catching fish. Mr. Mitchell said it has been pleasure to fish in Hope Mills Lake. He stated as the Treasurer for the Friends of Hope Mills Lake he would like to let the Board

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know that it is ironic that almost one year to the date since they formed they are now 632 members strong their faith in the Board has never wavered and the financial support for the Board has never wavered and as the Town gets its fiscal matters in order so will the Friends of Hope Mills Lake. Mr. Mitchell stated that they have already secured a grant for \$80,000.00 from the Cumberland Community Foundation, which has great faith in our town, and he is sure they will move forward on this project. He said as a representative from the Chamber of Commerce, they are getting requests for 4-5 to 10 relocation packets per week from citizens wanting to move to our fine town and they would like to once again be able to put a picture of Hope Mills Lake in the packets, because it is a large part of what attracts all of us to this fine town. He stated it has been very important to the businesses that we restore our lake. Mr. Mitchell said it has had major economic circumstances for many of our businesses and he wanted to let the Board know both the Chamber and the Friends of Hope Mills Lake will do whatever is necessary to fully support the Town Board in raising funds as it moves forward with its fiscal matters.

Bill Conklin, 3931 Russell Street, stated he agrees with everything that has been said tonight, and one other thing he does agree with, is when he first moved here 15 years ago, a lady across the street from him, Ms. Brown, who had been here all her life told him some history about the lake. Mr. Conklin said one of the things she told him, she remembered as a girl was swimming across the lake back and forth and up and down the lake, and he would hate for anyone here not to be able to say that to their children. Mr. Conklin asked the Board to please vote to approve the finance package to restore the lake.

There being no one else to speak in favor or in opposition to the matter, Mayor Dees closed the public hearing at 8:17 p.m.

Commissioner Luther made a motion to accept and approve the BB&T financing proposal for the Hope Mills Lake/Dam Project, and adopt the Resolution approving the financing terms. Commissioner Collins seconded the motion.

Commissioner Gorman said he would personally like to thank all the speakers and he appreciated their support. He said the Town had been looking forward to this project for four years, and he hoped within the next one to two months to see equipment on site and get the project completed.

Commissioner Legge thanked all the speakers. He said he knew some people thought the Board did not support restoring the lake, but the Board had a lot of things to go through to get to this point. Commissioner Legge said he was happy work has begun, and thanked all the citizens and the Friends of the Lake.

Commissioner Collins said he had heard some negative comments, but he had always supported restoring the lake. HE said he appreciated all the citizens, the Board, and the staff for their hard work on this financing package.

Commissioner Smith said his Grandmother worked at the mill, his Father was raised in Hope Mills, and he was a graduate of South View High School. Commissioner Smith thanked all the speakers, and said he wanted the lake back. He said he was not putting the lake over the employees, and the Town needed to remember the employees at budget time. Commissioner Smith said he always supported the restoration of the lake.

Commissioner Luther said restoring the lake was what the Town needed. She

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said her family had owned businesses in Hope Mills for 73 years, and she was definitely in favor of restoring the lake. Commissioner Luther thanked everyone for all their hard work on this project.

Mayor Dees noted this had been a long, hard battle because the Board had to go through a lot of red tape. Mayor Dees said he appreciated everyone's patience and now we could move forward.

Mayor Dees called for a vote on the motion, **and the motion carried unanimously.**

**RESOLUTION
OF THE
BOARD OF COMMISSIONERS
OF THE
TOWN OF HOPE MILLS, NORTH CAROLINA**

RESOLUTION APPROVING FINANCING TERMS

WHEREAS: The Town of Hope Mills ("Town") has previously determined to undertake a project for the construction of a concrete dam/spillway to replace the earthen dam that breached on May 26, 2003 at Hope Mills Lake (the "Project"), and the Town Manager has now presented a proposal for the financing of such Project.

BE IT THEREFORE RESOLVED, as follows:

1. The Town hereby determines to finance the project through Branch Banking and Trust Company ("BB&T"), in accordance with the proposal dated March 15, 2007. The amount financed shall not exceed \$4,000,000.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 3.97%, and the financing term shall not exceed fifteen (15) years from closing.

2. All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the Town are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution. The Financing Documents shall include a Financing Agreement and Deed of Trust and a Project Fund Agreement as BB&T may request.

3. The Town Manager is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the financing documents have been completed to such officer's satisfaction. The Town Manager is authorized to approve changes to any Financing documents previously signed by Town Officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Town Manager shall approve, with the Town Manager's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document's final form.

4. The Town shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The Town hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b)(3).

5. All prior actions of Town Officers in furtherance of the purposes of this resolution are hereby ratified approved and confirmed. All other resolutions (or parts thereof) in conflict with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

Adopted this 19th day of March, 2007

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(Clerk)

(Mayor)

SEAL

7. CONSIDERATION TO ADOPT RESOLUTION AUTHORIZING FILING OF AN APPLICATION WITH THE N.C. LOCAL GOVERNMENT COMMISSION FOR APPROVAL OF FINANCING AGREEMENT FOR THE HOPE MILLS LAKE/DAM PROJECT.

Commissioner Luther made a motion to adopt the Resolution. Commissioner Collins seconded, and the motion carried unanimously.

RESOLUTION
OF THE
BOARD OF COMMISSIONERS
OF THE
TOWN OF HOPE MILLS, NORTH CAROLINA

RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION FOR APPROVAL OF A FINANCING AGREEMENT AUTHORIZED BY NORTH CAROLINA GENERAL STATUTE 160A-20

WHEREAS, the Board of Commissioners of Hope Mills, North Carolina desires to restore and construct the Hope Mills Lake/Dam to better serve the citizens of Hope Mills; and

WHEREAS, Federal and State grants in excess of eight million dollars have been appropriated for the reconstruction of the Hope Mills Dam, and the Board of Commissioners of Hope Mills desires to finance the Project by the use of an installment contract authorized under North Carolina General Statute 160A, Article 3, Section 20; and

WHEREAS, findings of fact by this Governing Body must be presented to enable the North Carolina Local Government Commission to make its findings of fact set forth in North Carolina General Statute 159, Article 8, Section 151 prior to approval of the proposed contract;

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Hope Mills, North Carolina, meeting in regular session on the 19th day of March, 2007, make the following findings of fact:

1. The proposed contract is necessary or expedient because of the need to replace the storm damaged Hope Mills dam structure with a new dam meeting current dam safety criteria. The restoration and preservation of Hope Mills Lake is important for a number of reasons. The Lake is historically significant; it is an investment in natural conservation, clean water and the resources it produces; and it is equally important in its recreational value.
2. The proposed contract is preferable to a bond issue for the same purpose because the cost to issue general obligation bonds would be greater.
3. The sums to fall due under the contract are adequate and not excessive for the proposed purpose based upon the February 19, 2007 approval of the Crowder Construction Company \$10,037,590.00 bid for the Hope Mills Dam repair project, and the approval of the Saffo Contracting \$295,000.00 bid for the Hope Mills Lake clearing project, in compliance with bid documents, plans, and specifications as prepared by McKim & Creed, P.E., 104 Gillespie Street, Fayetteville, North Carolina 28301.
4. The Town of Hope Mills debt management procedures and policies are good because policies are carried out in compliance with the applicable laws and will continue to provide adequate debt management as directed by the Local Government Commission.

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5. The Town anticipates sufficient and presently available revenues will be available to meet the sums to fall due under the proposed contract. The Town will also seek grant money and private donations to help offset the installment payments. As part of its contract, the Town can prepay principal at any time without penalty. If any increase in the property tax should become necessary as a result of this contract then such increase would no more than five cents per \$100 evaluation and is not deemed excessive.
6. The Town of Hope Mills is not in default in any of its debt service obligations.
7. The attorney for the Town of Hope Mills has rendered an opinion that the proposed Project is authorized by law and is a purpose for which public funds may be expended pursuant to the Constitution and laws of North Carolina.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Mayor and/or Town Manager is hereby authorized to act on behalf of the Town of Hope Mills in filing an application with the North Carolina Local Government Commission for approval of the Project and the proposed financing contract and other actions not inconsistent with the resolution.

This resolution is effective upon its adoption, this 19th day of March, 2007.

The motion to adopt this resolution was made by Commissioner Doris R. Luther, seconded by Commissioner Tonzie K. Collins, I, and passed by a vote of 5 to 0.

EDDIE DEES, MAYOR

ATTEST:

Phyllis C. Register, MMC, Town Clerk

This is to certify that this is a true and accurate copy of the Resolution adopted by the Hope Mills Board of Commissioners on the 19th day of March, 2007.

Phyllis C. Register, MMC, Town Clerk

March 19, 2007

8. PUBLIC COMMENTS.

There were none.

9. CONSENT AGENDA:

Mayor Dees presented the consent agenda and asked the Commissioners if there were any items they wished moved to the regular agenda for discussion.

Commissioner Legge made a motion to approve the consent agenda items as presented. Commissioner Luther seconded, and the motion carried unanimously.

- a) Consideration to approve Minutes of the March 5, 2007 Regular Meeting.

Minutes approved as written.

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- b) Consideration to authorize expenditures in excess of \$5,000.00 for the Street Department - Street Sweeper Repairs (\$7,212.80) and parts (\$906.00).

Mr. Nicholl presented a request from Street Department Supervisor Ira Peterson for approval for street sweeper repairs and parts. Mr. Nicholl stated that funds were available in the current budget for the repairs and parts.

Mr. Nicholl recommended Board approval for the expenditures in excess of \$5,000.00 for the needed repairs and parts.

Street Sweeper repairs and parts approved.

- c) Consideration to adopt a Resolution directing the Clerk perform a sufficiency study for voluntary annexation petition #07-2, proposed South View Villas located on Elk Road, 1.33 acres, property of Broadwell Land Company.

**RESOLUTION DIRECTING THE CLERK TO INVESTIGATE
A PETITION RECEIVED UNDER G.S. 160A-31
Annexation #07-2**

WHEREAS, a petition requesting annexation of an area described in said petition was received on March 6, 2007 by the Board of Commissioners for 1.33 acres, property of Broadwell Land Co., Don Broadwell, known as proposed South View Villas located on Elk Road; and

WHEREAS, G.S. 160A-31 provides that the sufficiency of the petition shall be investigated by the Town Clerk before further annexation proceedings may take place; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of the Town of Hope Mills, North Carolina, that:

The Town Clerk is hereby directed to investigate the sufficiency of the above described petition and to certify as soon as possible to the Board of Commissioners the result of her investigation.

ADOPTED this 19th day of March, 2007.

EDDIE DEES, MAYOR

ATTEST:

Phyllis C. Register, MMC, Town Clerk

- Resolution adopted.**
- d) Consideration to authorize use of **Drug Tax Forfeiture Funds** for the following Police Department requests:
1. Re-keying of Police Department - \$596.41, Tar Heel Lock and Safe.

Chief Hodges reported the Police Department had recently encountered several issues regarding security concerns within the Police Department and Community Policing Building. Chief Hodges noted between the two buildings there were several different

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types of locks on the doors that were mix-matched and according to the locksmiths that were consulted these could be easily manipulated. In addition, Chief Hodges reported due to the fact there had been several personnel changes in the recent past, keys had been duplicated without approval. Chief Hodges said this was a measure to have a master key system in order to increase security and enforce accountability.

Chief Hodges reported of the three estimates obtained, Tar Heel Lock and Safe had provided the lowest bid and the most feasible method of upgrade. Chief Hodges requested that \$596.41 be approved from Drug Tax Forfeiture monies for re-keying of the Police Department.

2. Purchase mock neck shirts - \$1,632.80, Formula K Enterprises.

Chief Hodges reported there were several reasons for the implementation of the mock shirts. He stated currently officers were wearing a tie with the winter uniforms, and although the department would not eliminate entirely the use of the tie which was utilized for formal occasions only, it was more reasonable and prudent to wear mock neck shirts. He stated mock neck shirts were comfortable for the officer and reduced all officers' safety issues. Chief Hodges said the mock neck would in no way diminish the professional look of the officer and it would only enhance their ability to perform as well as applying another measure to ensure they were as safe as feasible while conducting their duties. Chief Hodges stated the Police Department understood that the initial phase to implement the mock neck shirts was at no cost to the Town, but there would be reoccurring expenses when new officers come or replacement shirts had to be ordered. He stated based on the current allotted budget for uniforms, there was sufficient amounts to handle any future needs without requiring an increase.

3. Repair and renovations to Police Command Post, 1994 Ford B600 Bus, estimated cost up to \$12,500.00.

Chief Hodges reported recently the Town received a donation of a 1994 Ford B600 Bus from Cumberland County. He stated the Police Department was currently planning to convert this vehicle into a command post. He said during planning, a list of items was compiled to develop some understanding of what would be needed to complete the conversion, and the estimate at this time to complete the project and make it a fully functional command post was \$12,500.00. Chief Hodges recommended this amount be approved, and that expenditures related to the completion of this project be taken from the Drug Tax Forfeiture Fund. He stated in the event the department reached the estimated amount of \$12,500.00 before completion, the Board would be advised and any additional funds requested would be sent through proper avenues. Chief Hodges said it was the department's intent to have the command post completed and fully functional by the July 4th festivities.

Drug tax forfeiture funds authorized as requested.

"END CONSENT AGENDA"

10. PUBLIC HEARING: CONSIDERATION TO ADOPT ANNEXATION ORDINANCE #07-1, REMAINING PORTIONS OF STEEPLE CHASE SUBDIVISION,

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136.98 ACRES, PROPERTY OF NPS ASSOCIATES.

Mayor Dees opened the public hearing. There being no one speak in favor or in opposition to the matter, the public hearing was closed.

Commissioner Collins made a motion to adopt Annexation Ordinance #07-1. Commissioner Luther seconded, and the motion carried unanimously.

AN ORDINANCE TO EXTEND THE CORPORATE LIMITS
OF THE
TOWN OF HOPE MILLS, NORTH CAROLINA
Annexation #07-1

WHEREAS, the Board of Commissioners has been petitioned under G.S. 160A-31 to annex the area described below; and

WHEREAS, the Board of Commissioners has by resolution directed the Town Clerk to investigate the sufficiency of the petition; and

WHEREAS, the Town Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held at Town Hall, Bill Luther Board Meeting Room #120, 5770 Rockfish Road, at 7:30 p.m. on March 19, 2007, after due notice by publication on March 6, 2007; and

WHEREAS, the Board of Commissioners finds that the area described therein meets the standards of G.S. 160A-31;

NOW, THEREFORE, BE IT ORDAINED by the Board of Commissioners of the Town of Hope Mills, North Carolina that:

Section 1. By virtue of the authority granted by G.S. 160A-31 the following described territory is hereby annexed and made part of the Town of Hope Mills, effective March 19, 2007.

BEGINNING at the northernmost corner of Lot 264 of Steeplechase Section One as recorded in Plat Book 114, Page 132, Cumberland County, North Carolina Registry and running with the northern boundary of said Steeplechase Section One (Lots 264-254, 251, 271, 316, 328, 343, 61-58) the following courses and distances;

South 46 degrees 14 minutes 07 seconds West, 57.93 feet to a corner;
South 72 degrees 17 minutes 28 seconds West, 118.48 feet to a corner;
South 69 degrees 14 minutes 46 seconds West, 114.81 feet to a corner;
South 63 degrees 31 minutes 06 seconds West, 178.56 feet to a corner;
South 38 degrees 50 minutes 00 seconds West, 45.00 feet to a corner;
South 76 degrees 39 minutes 10 seconds West, 60.70 feet to a corner;
South 63 degrees 31 minutes 06 seconds West, 80.00 feet to a corner;
North 56 degrees 38 minutes 23 seconds West, 32.90 feet to a corner;
South 56 degrees 00 minutes 00 seconds West, 340.00 feet to a corner;
South 51 degrees 11 minutes 50 seconds West, 178.03 feet to a corner;
North 38 degrees 48 minutes 10 seconds West, 45.91 feet to a point;
South 51 degrees 11 minutes 50 seconds West, 185.00 feet to a corner;
North 38 degrees 48 minutes 10 seconds West, 80.00 feet to a corner;
South 51 degrees 11 minutes 50 seconds West, 175.00 feet to a point;
South 38 degrees 48 minutes 10 seconds East, 14.89 feet to a corner;
South 51 degrees 11 minutes 50 seconds West 136.52 feet to a corner;
North 40 degrees 56 minutes 00 seconds West, 10.01 feet to a corner;
South 46 degrees 56 minutes 30 seconds West, 136.51 feet to a corner;

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South 45 degrees 56 minutes 57 seconds West, 50.01 feet to a corner;
South 46 degrees 56 minutes 30 seconds West, 55.52 feet to a corner;
South 68 degrees 20 minutes 28 seconds West, 291.86 feet to the westernmost corner of Lot 58 in the eastern line of a tract recorded in Deed Book 4024, Page 232; thence with the eastern line of said tract North 19 degrees 23 minutes 45 seconds West, 382.00 feet to a corner; thence with the northern line of said tract recorded in Deed Book 4024, Page 232 and beyond South 70 degrees 09 minutes 50 seconds West, 793.29 feet to a corner in the eastern line of a tract recorded in Deed Book, 3040, Page 261; thence with said eastern line North 20 degrees 57 minutes 35 seconds West, 2383.08 feet to a corner on the bank of Big Rockfish Creek; thence with Bid Rockfish Creek the following courses and distances;

North 19 degrees 13 minutes 51 seconds East, 470.68 feet to a point;
North 38 degrees 05 minutes 37 seconds East, 93.61 feet to a point;
North 71 degrees 01 minutes 28 seconds East, 86.40 feet to a point;
South 24 degrees 39 minutes 45 seconds East, 103.26 feet to a point;
South 27 degrees 21 minutes 33 seconds West, 203.79 feet to a point;
South 49 degrees 19 minutes 17 seconds East, 337.94 feet to a point;
North 84 degrees 10 minutes 20 seconds East, 229.00 feet to a point;
South 00 degrees 14 minutes 31 seconds West, 142.95 feet to a point;
South 79 degrees 03 minutes 35 seconds East, 200.14 feet to a point;
North 76 degrees 03 minutes 54 seconds East, 329.34 feet to a point;
North 32 degrees 18 minutes 34 seconds East, 398.49 feet to a point;
South 40 degrees 56 minutes 16 seconds East, 254.62 feet to a point;
North 82 degrees 44 minutes 05 seconds East, 244.75 feet to a point;
North 72 degrees 52 minutes 58 seconds East, 202.26 feet to a point;
North 47 degrees 44 minutes 34 seconds East, 211.71 feet to a point;
South 04 degrees 23 minutes 23 seconds East, 415.83 feet to a point;
South 87 degrees 17 minutes 13 seconds East, 291.96 feet to a point;
South 68 degrees 36 minutes 38 seconds East, 88.67 feet to a point;
South 58 degrees 05 minutes 29 seconds East, 107.89 feet to a point;
South 78 degrees 32 minutes 06 seconds East, 215.81 feet to a point;
North 32 degrees 42 minutes 48 seconds East, 153.11 feet to a point;
North 67 degrees 16 minutes 53 seconds East, 142.15 feet to a point;
South 08 degrees 00 minutes 30 seconds East, 139.21 feet to a point;
South 40 degrees 02 minutes 53 seconds West, 315.73 feet to a point;
South 46 degrees 43 minutes 41 seconds East, 115.11 feet to a point;
North 65 degrees 52 minutes 51 seconds East, 203.25 feet to a point;

thence leaving the creek and running with the western line of a tract recorded in Deed Book 3393, Page 0537, South 27 degrees 07 minutes 29 seconds East, 965.01 feet to the POINT OF BEGINNING. Containing 136.98 acres.

Section 2. Upon and after March 19, 2007, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the Town of Hope Mills and shall be entitled to the same privileges and benefits as other parts of the Town of Hope Mills. Said territory shall be subject to municipal taxes according to G.S. 160A-58.10.

Section 3. The Mayor of the Town of Hope Mills shall cause to be recorded in the Office of the Register of Deeds of Cumberland County, and in the Office of the Secretary of State at Raleigh, North Carolina, an accurate map of the annexed territory, described in Section 1 above, together with a duly certified copy of this ordinance. Such a map shall also be delivered to the Cumberland County Board of Elections, as required by G.S. 163-288.1.

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ADOPTED this 19th day of March, 2007.

EDDIE DEES, MAYOR

ATTEST:

Phyllis C. Register, MMC, Town Clerk

11. CASE NO. 07-026. CONSIDERATION OF C(P) SITE PLAN REVIEW - DIBBS PHYSICAL THERAPY, LOCATED AT THE NORTHWEST CORNER OF CUMBERLAND ROAD AND WINGATE ROAD.

Mr. Ed Byrne, Cumberland County Planning Department, displayed a map of the subject property and stated the site was located at the northwest corner of Cumberland Road and Wingate Road. He noted the developer had submitted a site plan for a proposed physical therapy office on a lot containing 1.16 acres, and the property was zoned C(P) Planned Commercial District. In addition, Mr. Byrne presented the proposed conditions of approval. Mr. Byrne noted there would be a lateral access located on the back of the property.

In response to a question from Commissioner Legge, Mr. Byrne reported that this site plan had been reviewed by Town staff and their comments were noted in the conditions of approval.

In response to a question from Commissioner Gorman regarding the landscaping plan, Mr. Byrne stated it would be the responsibility of the Town Inspections Department to make sure that all conditions were in place before a certificate of occupancy was issued.

Commissioner Smith made a motion to approve the C(P) site plan for Dibbs Physical Therapy property subject to conditions of approval. Commissioner Collins seconded, and the motion carried unanimously.

Permit-Related:

1. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the Hope Mills Zoning Ordinance and permits required to place any structure within this development from the Hope Mills Zoning Inspection Department, in the Town Hall at 5770 Rockfish Road. For additional information, the developer should contact a Zoning Inspector.
2. Connection to public water and sewer is required, the Public Works Commission must approve water and sewer plans prior to application for any permits.
3. The developer may have to provide the Inspections Department with an approved state sedimentation and erosion control plan (S&E) prior to any application for permits. If any retention/detention basins are required for state approval of this plan, then five copies of a revised plan must be submitted and approved by Joint Planning Board's Staff prior to application for any permits.
4. The NC Department of Transportation (NCDOT) and Town Engineer approve the proposed curb-cut(s) and the proper permits must be obtained prior to zoning/building permit application.
5. The developer must provide a site-specific address and tax parcel number at the time of

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building/zoning permit application.

6. The developer will be required to submit a landscape plan to Town Inspection Department at the time of permit application. The following are the minimum standards for required for landscaping this site:
 - a. Three large shade trees or nine small ornamental trees and 18 shrubs are required within the six-foot wide street yard landscaping area along Cumberland Road;
 - b. Four large shade trees or 13 small ornamental trees and 26 shrubs are required within the six-foot wide street yard landscaping area along Wingate Road;
 - c. Three large shade trees and 17 shrubs are required within the parking area;
 - d. The design and layout of the landscaping must meet all the applicable regulation of Article XIV of the Hope Mills Zoning Ordinance.
 - e. All required plant materials shall be maintained by the property owners, including replacing dead or unhealthy trees and shrubs. All planting areas shall be kept free of weeds and debris.
7. A *Certificate of Occupancy* will not be issued until a Town Inspector inspects the site and certifies that the site is developed in accordance with the approved plans.

Site-Related:

8. All uses, dimensions, setbacks and other related provisions of the Hope Mills Subdivision and Zoning Ordinances for the C(P) zoning district must be complied with.
9. The signage for this development shall be in accordance with the applicable sign regulations as set forth in Article X of the Hope Mills Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property. (Note: This conditional approval is **not** approval of the size, shape, or location of any signs.)
10. The Town Public Works Director must approve the drainage plans for storm water run-off prior to any permits being issued. (Note: Tie into the existing NC Department of Transportation system or retention ponds may be required.)
11. Turn lanes may be required by the NC Department of Transportation (NCDOT).
12. All lighting is required to be directed internally within this development.
13. All dumpster, garbage, and utility areas shall be located on concrete pads and screened on a minimum of three sides.
14. All required parking spaces are to be a minimum size of 8½' x 20'. A minimum of five off-street parking spaces for each doctor/therapist practicing on the premises are required for this development.
15. The owner/developer is responsible and liable for maintenance and upkeep of this site, all structures, and appurtenances, to include ensuring that the site is kept free of litter and debris, all grass areas mowed, all buffers and shrubbery kept trim and maintained, so that the site remains in a constant state of being aesthetically and environmentally pleasing.
16. This conditional approval is also conditional approval of that portion of the structure labeled as "Future Development" on the site plan provided that this portion of the structure is also used for the physical therapy business.
17. The site must be developed in accordance with this conditionally approved plan; any deviation from this approval most likely will require re-submittal for Town Board approval.

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18. The developer must contact the Hope Mills Fire Chief, the following issues must be addressed and resolved prior to application for any permits:
 - a. The width of the driveways and drive lanes within the parking area;
 - b. Power lines crossing the main entrance;
 - c. The developer's intent regarding a sprinkler system;
 - d. A fire hydrant may be required to be installed to serve this site; the locations of the existing hydrants in this area are such that in the event of an emergency at the subject site, traffic flow may be impeded.

(Note: If the site plan is required to be amended as a result of the above issues, five copies of the revised plan must be submitted to the Joint Planning Board Staff and subsequently approved by the other Town departments and the Planning Staff prior to application for any permits.)

12. CASE NO. 07-031. CONSIDERATION OF C(P) SITE PLAN REVIEW - FUN-FUN-FUN, LOCATED ON THE NORTH SIDE OF CUMBERLAND ROAD, EAST OF WINGATE ROAD.

Mr. Ed Byrne, Cumberland County Planning Department, displayed a map of the subject property, and stated the site was located on the north side of Cumberland Road east of Wingate Road. He noted the developer proposed an entertainment center, Fun-Fun-Fun, on a 2.18 acre lot. Mr. Byrne stated the property was zoned C(P) Planned Commercial District. In addition, Mr. Byrne presented the recommended conditions of approval for the site plan. Further, Mr. Byrne pointed out that a lateral access would be required on this property.

In response to a question from Commissioner Legge, Mr. Byrne stated the lateral access would be a drive at the back of the property. Commissioner Legge expressed concerns with the number of entrances and exits on Wingate Road because there was only one traffic light at this location. Mr. Byrne commented that the North Carolina Department of Transportation determined the number of driveways at the particular property.

Commissioner Legge made a motion to approve the C(P) site plan for Fun-Fun-Fun subject to the conditions of approval. Commissioner Luther seconded, and the motion carried unanimously.

Permit-Related:

1. The owner/developer(s) of these lots must obtain detailed instructions on provisions of the County Zoning Ordinance and permits required to place any structure within this development from the County Code Enforcement Section, Room 101 in the Historic Courthouse at 130 Gillespie Street. For additional information, the developer should contact a Code Enforcement Officer.
2. Connection to public water and sewer is required, the Public Works Commission must approve water and sewer plans prior to application for any permits.
3. The developer must provide the Town Inspections Department with an approved state sedimentation and erosion control plan (S&E) prior to any application for permits. If any retention/detention basins are required for state approval of this plan, then five copies of a revised plan must be submitted and approved by Joint Planning Board Staff prior to application for any permits.
4. The NC Department of Transportation (NCDOT) and Town Engineer approve the proposed curb-cut(s) and the proper permits must be obtained prior to zoning/building permit application.

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5. The developer must provide a site-specific address and tax parcel number at the time of building/zoning permit application.
6. The developer will be required to submit a landscape plan to Zoning Inspector at the time of permit application. The following are the minimum standards from Article XIV of the Hope Mills Zoning Ordinance for the required landscaping of this site:
 - a. Six large shade trees or 19 small ornamental trees (three ornamental trees in place of each large shade tree) and 37 shrubs are required within the six foot street yard area;
 - b. Six large shade trees and 37 shrubs are required within the parking area;
 - c. All required plant materials shall be maintained by the property owners, including replacing dead or unhealthy trees and shrubs.
 - d. All planting areas shall be kept free of weeds and debris.
7. A *Certificate of Occupancy* will not be issued until a Zoning Inspector inspects the site and certifies that the site is developed in accordance with the approved plans.

Site-Related:

8. All uses, dimensions, setbacks and other related provisions of the Hope Mills Subdivision and Zoning Ordinances for the C(P) zoning district must be complied with.
9. This conditional approval is not approval of any freestanding signs. All signage for this development shall be in accordance with the applicable sign regulations as set forth in Article X of the Hope Mills Zoning Ordinance and that the proper permit(s) must be obtained prior to the installation of any permanent signs on the property. (Note: This conditional approval is not approval of the size, shape, or location of any signs.)
10. All utilities except for 25kv or greater electrical lines must be placed underground.
11. The Town's Public Works Director must approve the stormwater plans.
12. Turn lanes may be required by the NC Department of Transportation (NCDOT).
13. All lighting is required to be directed internally within this development..
14. All dumpster, garbage, and utility areas shall be located on concrete pads and screened on a minimum of three sides.
15. All required parking spaces shall be a minimum of 8 ½' x 20'. A minimum of sixty off-street parking spaces are required for this development.
16. A minimum of one off-street loading space, measuring 12'x25' with a 14-foot overhead clearance, shall be provided for the proposed site. The loading space must be in place and clearly marked at the time of application for the *Certificate of Occupancy*.
17. One fire hydrant is required to be installed and connected to the existing 16" water main that runs along the front of the property. This hydrant must be located within 50' of the entrance to the property.
18. The "Lateral Access for Emergency Services" must remain open and unimpeded at all times for purposes of ingress/egress of fire apparatus in an emergency situation.
19. Based on the occupancy load for the structure, automatic sprinklers are required to be installed. (The formula used for calculating for sprinkler systems and conditioning this development of the same can be found in the case file.)
20. Prior to development of the "proposed miniature golf course" area, five copies of a revised plan must be submitted to the Joint Planning Board Staff and approved by the staff of both the Town and Planning.

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13. **OLD BUSINESS: CONSIDERATION TO AUTHORIZE ADDITIONAL FUNDS FOR BUILDINGS & GROUNDS DEPARTMENT; ACCT. 500-7000, \$785.00, FOR ELECTRIC FLOOR MACHINE; AND ACCT. 500-3300, \$1,300.00, FOR DEPARTMENTAL SUPPLIES.**

Mayor Dees noted Mr. Nicholl's recommendation included in the agenda packet concerning this matter. Mayor Dees stated the Board at its last meeting had tabled this item for additional information, and noted that the funds to purchase the floor cleaning machine and needed cleaning supplies would come from the undesignated fund balance.

Commissioner Gorman made a motion to approve the additional funds for the Buildings and Grounds Department, \$785.00 for electric floor machine, and \$1,300.00 for departmental supplies. Commissioner Legge seconded, and the motion carried unanimously.

14. STAFF CONCERNS.

Attorney Davis congratulated the Board on its actions relative to approving the financing package for the lake/dam restoration project, and congratulated the South View High School girls basketball team.

15. OFFICIAL CONCERNS.

Commissioner Collins commented as follows:

1. Congratulated the South View High School girls basketball team, and stated the championship game was great and the team never gave up.
2. Stated he was looking forward to the Town Manager arriving and stated Mr. Beeman would be a plus and an asset to the Town.
3. Expressed appreciation to the Knights of Columbus for everything they do for the Town.
4. Stated that the lake project would be completed.
5. Thanked everyone for attending the meeting.

Commissioner Luther commented as follows:

1. Congratulated the South View High School girls basketball team on their championship.
2. Thanked everyone for supporting the Board and for attending the meetings. She encouraged everyone to continue to attend the Board meetings and become more involved in their town.
3. Announced the open house for the 2030 Land Use Plan would be Thursday, March 22nd in the Town Hall from 4:30 to 7:00 p.m. She stated this was a very important meeting and invited all citizens to come and offer their input. Commissioner Luther reported that over the past year Cumberland County and all of the municipalities had been preparing a Joint Growth Vision Plan and when adopted the plan would directly influence decisions about economic development, land use, water and sewer utilities, parks, recreation and open space,

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transportation improvements, and community appearance.

She stated that elected officials and planning Board members from across the county had been meeting monthly to discuss these concerns. Commissioner Luther encouraged everyone to please come and offer their input and comments. Commissioner Luther said she would like to thank the County and all committee members for the hard that had been done on this plan.

4. Thanked Mr. Nicholl for all the hard work he had done, and stated that she hoped everyone was as pleased as she was with the announcement of the new Town Manager. She stated Mr. Beeman would be as asset to the Town.
5. Commissioner Luther stated the Town owed a debt of appreciation to Ms. Diana Krist, Interim Finance Director, and Mr. Nicholl for all their work on the audit. She stated that she greatly appreciated their work and especially Ms. Krist who had worked nights, weekends, and holidays.

Commissioner Smith commented as follows:

1. Thanked Rev. Godbolt for bringing the invocation.
2. Congratulated the South View High School girls basketball team, and noted that there was no "I" in the word "team."
3. Thanked all the speakers who voiced their concerns and comments.
4. Stated he was glad Mr. Beeman had accepted the position of Town Manager. He encouraged everyone to work as a team and to succeed to make Hope Mills the best that it could be.
5. Congratulated all the citizens and stated that he was glad to be a part of the restoration of the beautiful Hope Mills Lake.

Commissioner Gorman commented as follows:

1. Congratulated the South View High School girls basketball team and stated they did a great job.
2. Reported that the Town Manager Search Committee had narrowed down the candidates to five, and the committee actually interviewed four candidates. He said from this interview process, the candidates were narrowed to two, and Mr. Beeman was the successful candidate. Commissioner Gorman said he felt everyone would be very pleased with Mr. Beeman's education, experience, financial knowledge, as well as experience and knowledge on stormwater issues. He stated Mr. Beeman had lots of good ideas and felt everyone would enjoy working with him.
3. Inquired concerning the status of the Hope Mills Bypass opening.

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Mayor Dees responded he had been told that the project would be completely paved by August 1.

4. Inquired concerning annexation of the bypass area.

Mayor Dees said he understood that this area was in the Hope Mills municipal influence area or area of intent, but there was some criteria that had to be met such as density requirements.

Mr. Ed Byrne commented that the Town was presently at its maximum regarding satellite annexation areas, and briefly explained the criteria.

5. Inquired concerning annexing the Elk Road area.

Mr. Byrne stated that this was in the Town's area of intent, and the Town needed to update its area of consideration. He stated that the Cumberland County Planning staff would be assisting the Town with updating the Town's area of consideration, and suggested the Board redefine and adopt the revised area of consideration.

6. Thanked everyone for attending the meeting and said it was a great crowd and he was excited that everything was moving forward. Commissioner Gorman stated he looked forward to having the lake restored.

Commissioner Legge commented as follows:

1. Thanked everyone for attending the meeting.
2. Stated he was excited about Mr. Beeman coming as the Town Manager.
3. Stated that the Board fully supported restoring Hope Mills Lake.
4. Stated the South View High Girls Basketball team did a tremendous job.
5. Stated he was proud of the Knights of Columbus and their work.
6. Reminded everyone of the Police Department carnival fund-raiser, March 28th - April 1st at the Municipal Park, and encouraged everyone to come out and enjoy and support this effort.
7. Congratulated the Board on all its hard work, and the hard work of the citizens, and thanked the citizens for believing in the Town Board.

Mayor Dees commented as follows:

1. Thanked everyone for attending the meeting and stated he appreciated all the comments. He said it was nice to know that when the occasion arises, citizens will let their thoughts be heard. Mayor Dees stated this had been a long process and it had taken a lot of hard work. Also, he would like to thank Mr. Nicholl for his support and especially Mrs. Register for all her efforts, because we would not be at this stage without her.

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2. Stated he was glad to have the South View Girls Basketball Team at the meeting, and was very proud of them. He noted that efforts like theirs let people everywhere know what a great community this is.
3. Stated the Board was excited about the new Town Manager, and said he has impressive credentials and the Town is lucky to get someone with his education and his experience.
4. Stated he would like to extend his condolences to the family of Dr. Willis who passed away last week. Mayor Dees said he was a long time doctor here in town and many were once patients. Mayor Dees said he would also like to extend condolences to the family of one of his best friends - Coach Melvin Braswell, the Defensive Coordinator at South View. Mr. Braswell's mother passed away this weekend and he would like for everyone to remember those families in their prayers.
5. Reminded everyone of the carnival that begins next Wednesday, and proceeds from that event will go to the Police Department, and they would appreciate everyone's support.
6. Reminded everyone the Alms House is holding its annual fund-raiser on Saturday, April 21st at 6:00 p.m., with bar-be-que plates and local entertainers, all to benefit the Alms House.
7. Reminded everyone of the County 2030 Plan meeting Thursday, March 22nd at the Town Hall.
8. Reminded everyone of the next Board meeting on Monday, April 2nd at 7:30 p.m., Town Hall.

16. ADJOURNMENT.

At 9:00 p.m., upon a motion by Commissioner Legge, seconded by Commissioner Luther and unanimously carried, the meeting was adjourned.

EDDIE DEES, MAYOR

ATTEST:

Phyllis C. Register, MMC, Town Clerk

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