

**TOWN OF ROBBINS
REGULAR BOARD MEETING
July 8, 2021
TOWN HALL 101 N MIDDLETON STREET, ROBBINS, NC**

| | | |
|-----------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------|
| Call to Order | | Mayor Pro-Tem Bradshaw |
| Invocation | | Mayor Pro-Tem Bradshaw |
| Pledge of Allegiance | | Mayor Pro-Tem Bradshaw |
| Approval of Agenda | | |
| Approval of Consent Agenda | <i>All items listed here are considered routine and will be enacted by one motion. No separate discussion will be held, except upon request from a member of the Board of Commissioners.</i> | |
| | <ul style="list-style-type: none"> • June 2021 Regular Board Meeting Minutes • June 2021 Special Meeting Minutes • June 2021 Joint Public Hearing Minutes • June 2021 Special Meeting Minutes • Surplus Resolution | |
| Public Address to the Board of Commissioners | <i>Any individual or group who wishes to address the Board shall make a request to be on the agenda to the Town Clerk or chief administrative officer. Any and all public addresses to the Board shall be limited to five minutes.</i> | |
| Presentations | <ul style="list-style-type: none"> • Audit Presentation | Wil Huneycutt |
| Reports | <ul style="list-style-type: none"> • Managers' Report • Finance Report • Code Enforcement Report | Clint Mack Jimmy Overton Robbins PD |
| Public Hearings | | |
| New Business | <ul style="list-style-type: none"> • N. Broad Street Right of Way Agreement | |
| Discussion and Possible Action | <ul style="list-style-type: none"> • Kakouras Rezoning Request (Parcel #00010561) <ul style="list-style-type: none"> - Planning Board Recommendations: Consistency Statement and Rezoning - Town Council - Adoption of Consistency Statement - Town Council - Adoption of Kakouras Rezoning Ordinance • Old Police Building- Commissioner Joey Boswell • May 18, 2021, Special Meeting Minutes- Amendment • Fire Department Engine Purchase- Chief Brown | |
| Comments by Commissioners | <ul style="list-style-type: none"> • <i>Limited to 5 Minutes</i> | |
| Closed Session | <ul style="list-style-type: none"> • Pursuant to G.S. 143-318.11(a)(3) to preserve attorney-client privilege. | |
| Adjournment | | |



Town of Robbins Board Commissioners Meeting

301 Branson Circle
Robbins NC 27325
www.townofrobbins.com
Jonathan Barlow, Town Manager

**Regular Meeting
Public Hearing**

~ Minutes ~

Thursday, June 10, 2021

6:00 PM

Robbins Fire Department

Call to Order

The meeting was called to order at 6:05 PM by Mayor Pro-Tempore Nikki Bradshaw
In attendance were commissioner Boswell, Holt, Philips, and Stewart.

Invocation

Mayor Pro-Tempore gave the invocation.

Pledge of Allegiance

Mayor Pro-Tempore led the recitation of the Pledge of Allegiance to the American flag.

Approval of the Agenda

Motion to: Approve the agenda.

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| RESULT | <input checked="" type="checkbox"/> Approved | <input type="checkbox"/> REJECTED | <input type="checkbox"/> Tabled | <input type="checkbox"/> OTHER | |
| VOTE | _____ In Favor | _____ Absent | ___ Abstain | <input checked="" type="checkbox"/> Unanimous | |
| MOVER | <input checked="" type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| DECENTERS | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| ABSENT | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |

Consent Agenda

Motion to: Approve the Consent Agenda.

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|------------------|----------------------------------------------|-----------------------------------------|-------------------------------------|-----------------------------------------------|---------------------------------------------------|
| RESULT | <input checked="" type="checkbox"/> APPROVED | <input type="checkbox"/> REJECTED | <input type="checkbox"/> Tabled | <input type="checkbox"/> OTHER | |
| VOTE | _____ In Favor | _____ Absent | ___ Abstain | <input checked="" type="checkbox"/> Unanimous | |
| MOVER | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input checked="" type="checkbox"/> Kevin Stewart |
| DECENTERS | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| ABSENT | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |

Items on Consent Agenda:

- May 2021 Regular Board Meeting Minutes
- May 2021 Special Budget Work Session Minutes
- May 2021 Special Budget Work Session Minutes
- May 2021 Joint Public Hearing Minutes
- Budget Amendment #4

Overview of the Rules and Procedures for the Public Forum

The overview of the rules and procedures for the public forum was omitted since no one chose to speak at the public forum.

Public Forum

Neil Johnson of 210 Elm Street commented on the state of public roads within the Town of Robbins.

Presentation

2020 Draft Audit- Jonathan Barlow

Town Manager's Report

1. FEMA Hurricane Florence Recovery Projects Update

Monthly progress meetings were held on June 2 to discuss the main pump station project, the outfall line project, and headworks at the wastewater plant. In short, the common theme from both contractors was the uncertainty of delivery of supplies and materials. This seems to be an issue we are hearing a lot about. Work has not started at the main pump station. The contractor installing the new headworks and aerial crossing has started work but is concerned that he will not have the supplies on hand soon to continue work. The contract completion date remains December 12, 2021.

2. Office of Recovery and Resiliency Grant Update

Attached is a spreadsheet summarizing expenditures and/or encumbrances for the FY 2018/19, 19/20 and 20/21. The original grant amount was \$500,000. The deadline to complete the expenditures is April 2022. The attached spreadsheet shows that over the past 3 years about \$456,000 has been spent. The FY21/22 appropriates about \$26,000 which leaves about \$18,000 to spend prior to April 2021.

3. Street Paving Map

Attached is a street paving map that identifies the streets the Town would like to pave in the event we receive the \$500,000 in USDA grant funds.

Code Enforcement Report

No oral report was given.

Public Hearing

1. 2021-22 Fiscal Year Budget Ordinance and Schedule of Fees.

Interim Town Manager Barlow have a presentation of the proposed budget and schedule of fees.

Terri Lemonds commented on the police department budget.

Brandon McGaha commented on the state of the police department budget and vehicles.

David Lambert commented on the budget pertaining to public works and health risks that could arise if the department is not funded properly.

Arthur Barber commented on the police department budget.

2. Parcel #00010066 and #10002382 Annexation

Interim Town Manager Barlow gave a presentation on the Hussey annexation.

A representative for the engineering group spoke to the excitement of bringing a new business to the Town.

Discussion and Possible Action

1. Adoption of 2021-22 Fiscal Year Budget Ordinance and Schedule of Fees

Motion to: set the budget public hearing for June 10, 2021

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| RESULT | <input checked="" type="checkbox"/> APPROVED | <input type="checkbox"/> REJECTED | <input type="checkbox"/> TABLED | <input type="checkbox"/> OTHER | |
| VOTE | 3 In Favor | 1 Against | ___ Abstain | <input type="checkbox"/> Unanimous | |
| MOVER | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input checked="" type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| DECENTERS | <input checked="" type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| ABSENT | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |

2. Hussey Annexation Ordinance

Motion : approve the annexation ordinance.

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| RESULT | <input checked="" type="checkbox"/> APPROVED | <input type="checkbox"/> REJECTED | <input type="checkbox"/> TABLED | <input type="checkbox"/> OTHER | |
| VOTE | ___ In Favor | ___ Against | ___ Abstain | <input type="checkbox"/> Unanimous | |
| MOVER | <input checked="" type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| DECENTERS | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| ABSENT | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |

3. Hussey Rezoning Request Consistency Statement.

Motion to: approve the consistency statement, “ The Board of Commissioners finds that the proposed rezoning request is reasonable and in the public interest. Furthermore, the rezoning is consistent with the Town of Robbins Master Plan Vision; and it is consistent with future land use map of commercial designation.”

Commissioner Stewart gave the motion a second.

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| RESULT | <input checked="" type="checkbox"/> APPROVED | <input type="checkbox"/> REJECTED | <input type="checkbox"/> TABLED | <input type="checkbox"/> OTHER | |
| VOTE | ___ In Favor | ___ Against | ___ Abstain | <input type="checkbox"/> Unanimous | |
| MOVER | <input checked="" type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| DECENTERS | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| ABSENT | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |

4. Hussey Rezoning Ordinance

Motion to: approve the rezoning request and adopt the rezoning ordinance.

Commissioner Boswell gave the motion a second

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| RESULT | <input checked="" type="checkbox"/> APPROVED | <input type="checkbox"/> REJECTED | <input type="checkbox"/> TABLED | <input type="checkbox"/> OTHER | |
| VOTE | ___ In Favor | ___ Against | ___ Abstain | <input type="checkbox"/> Unanimous | |
| MOVER | <input checked="" type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| DECENTERS | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| ABSENT | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |

5. Kakouras Rezoning Request

Motion to: table until the next regular Board of Commissioners meeting.

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| RESULT | <input checked="" type="checkbox"/> APPROVED | <input type="checkbox"/> REJECTED | <input type="checkbox"/> TABLED | <input type="checkbox"/> OTHER | |
| VOTE | 3 In Favor | 2 Against | _____ Abstain | <input type="checkbox"/> Unanimous | |
| MOVER | <input checked="" type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| DECENTERS | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input checked="" type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input checked="" type="checkbox"/> Kevin Stewart |
| ABSENT | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |

Commissioners Comments

Phillips:

Stewart:

Boswell:

Holt:

Bradshaw: One behalf of the Town Commissioners we would like to welcome Clint Mack as our new town manager. Clint Mack is from Suwanee Georgia and a veteran of the US Army. Clint retired in 2019 after serving as an Airborne Infantryman for 21 years, culminating as a Battalion Operations Sergeant Major at Fort Bragg NC. Throughout his career, Clint has nearly seven years of combat experience providing security and safety for others while rebuilding legitimate governments, including city police forces, infrastructure, and other public services. Most recently, Clint has worked for Moore County Schools as the scholarship coordinator and assistant football coach and assistant basketball coach at North Moore High School. Clint holds a bachelor’s degree in public administration from Villanova university and numerous federal certifications. He is a proud member of Robbins First Baptist Church and is married to former Summer Gilmore of Robbins, NC. They have two amazing daughters, Emma Claire and Stella Camryn.

Enter into Closed Session

Commissioner Boswell made a motion to enter into closed session after a five-minute recess at 6:51 PM Pursuant to G.S. 143-318.11(a)(3) to preserve attorney-client privilege. Pursuant to G.S 143-318.11(a)(6) to discuss personnel matters. Pursuant to N.C. Gen. Stat. § 143-318.11(a)(1) and (3) to prevent the disclosure of information that is privileged or confidential pursuant to State or federal law and to discuss matters within the attorney-client privilege. Motion was unanimously approved.

Commissioner Boswell made a motion to go out of closed session at 7:58 PM. Unanimously approved.

Commissioner Boswell made a motion to into open session at 7:59 PM. Unanimously approved.

Not action was taken.

Adjournment

The meeting was closed at 8:00 PM on a motion made by Commissioner Boswell. Unanimously approved.

Nikki Bradshaw, Mayor Pro-Tempore

Hannah Hungerford, Town Clerk

Accepted into the record _____ on a motion

made by _____. In favor: _____; Against _____.



Town of Robbins Board Commissioners Meeting

101 N. Middleton Street
Robbins NC 27325
www.townofrobbins.com
Jonathan Barlow, Interim Manager
Special Meeting

~ Minutes ~

Wednesday, June 30, 2021

5:30 PM

Robbins Town Hall

Call to Order

The meeting was called to order at 6:00 PM by Commissioner Boswell
Commissioner Boswell, Holt, and Stewart were in attendance.

Approval of the Agenda

Motion to: Approve the agenda

| | | | | | |
|------------------|---------------------------------------------|----------------------------------------------------|-------------------------------------|------------------------------------------------------|---------------------------------------------------|
| RESULT | <input checked="" type="checkbox"/> ADOPTED | <input type="checkbox"/> REJECTED | <input type="checkbox"/> TABLED | <input type="checkbox"/> OTHER | |
| VOTE | 2 In Favor | 0 Against | 2 Absent | <input type="checkbox"/> Unanimous | |
| MOVER | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input checked="" type="checkbox"/> Kevin Stewart |
| DECENTERS | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| ABSENT | <input type="checkbox"/> Joey Boswell | <input checked="" type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input checked="" type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |

Discussion and Possible Action

1. Budget Amendment #5
Motion to: approve budget amendment #5.

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|------------------|---------------------------------------------|----------------------------------------------------|-------------------------------------|------------------------------------------------------|---------------------------------------------------|
| RESULT | <input checked="" type="checkbox"/> ADOPTED | <input type="checkbox"/> REJECTED | <input type="checkbox"/> TABLED | <input type="checkbox"/> OTHER | |
| VOTE | 2 In Favor | 0 Against | 2 Absent | <input type="checkbox"/> Unanimous | |
| MOVER | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input checked="" type="checkbox"/> Kevin Stewart |
| DECENTERS | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| ABSENT | <input type="checkbox"/> Joey Boswell | <input checked="" type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input checked="" type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |

Adjournment

The meeting was closed at 5:43 PM on a motion made by Commissioner Stewart. Unanimously approved.

Nikki Bradshaw, Mayor Pro-Tempore

Hannah Hungerford, Town Clerk

Accepted into the record _____ on a motion
made by _____. In favor: _____; Against _____.



Town of Robbins Board Commissioners Meeting

101 N. Middleton Street
Robbins NC 27325
www.townofrobbins.com
Jonathan Barlow, Town Manager
Joint Public Hearing

~ Minutes ~

Tuesday, June 8, 2021

6:00 PM

Robbins Town Hall

Call to Order

The meeting was called to order at 6:00 PM by Commissioner Terri Holt
In attendance were commissioner Boswell, Holt, Philips, and Stewart. Planning Board members Maness and Montjoy.

Invocation

Commissioner Boswell gave the invocation.

Pledge of Allegiance

Commissioner Boswell recited the pledge.

Approval of the Agenda

Motion to: Approve the agenda with the removal of the annexation public hearing.

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|------------------|----------------------------------------------|----------------------------------------------------|-------------------------------------|-------------------------------------------|---------------------------------------------------|
| RESULT | <input checked="" type="checkbox"/> Approved | <input type="checkbox"/> REJECTED | <input type="checkbox"/> TABLED | <input type="checkbox"/> OTHER | |
| VOTE | 3 In Favor | 1 Absent | ___ Abstain | <input type="checkbox"/> Unanimous | |
| MOVER | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input checked="" type="checkbox"/> Kevin Stewart |
| DECENTERS | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| ABSENT | <input type="checkbox"/> Joey Boswell | <input checked="" type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |

Public Hearing

1. **Rezoning application filed for approximately 2.03 acres, Parcel ID #00010066 and #10002382**
 - a. Commissioner Stewart made the motion to open the public hearing. With a unanimous vote. Mayor Pro-Tempore Bradshaw was absent.
 - b. Proposed rezoning of parcel 00010066 and 10002382 from RA-20 to TBD.
 - c. John Parker spoke on behalf of the applicant for the proposed rezoning.
 - d. Chris Posey spoke on behalf of the applicant for the proposed rezoning.
 - e. Jay Patel, owner of the Shell station, came to ask the location of the property being rezoned.
 - f. Commissioner Stewart made the motion to close the public hearing. With a unanimous vote. Mayor Pro-tempore was absent.

Adjournment

1. Resolution directing the Town Clerk to Investigate a Petition.
 - a. Commissioner Phillips made a motion to approve the resolution. Unanimously approved. Mayor Pro-Tempore Bradshaw was absent.
2. Adoption of Certification of Sufficiency
 - a. Commissioner Stewart made a motion to accept the Certificate of Sufficiency. Unanimously approved. Mayor Pro-

Tempore Bradshaw was absent.

3. Resolution Fixing Date of Public Hearing on Question of Annexation Pursuant G.S. 160A-58.2

a. Commissioner Stewart made a motion to approve the resolution. Unanimously approved. Mayor Pro-Tempore Bradshaw was absent.

Adjournment

The meeting was closed at 7:54 PM on a motion made by Commissioner Holt. Unanimously approved. Mayor Pro-Tempore Bradshaw was absent.

Nikki Bradshaw, Mayor Pro-Tempore

Hannah Hungerford, Town Clerk

Accepted into the record _____ on a motion

made by _____. In favor: _____; Against _____.



Town of Robbins
Board Commissioners Meeting

101 N. Middleton Street
Robbins NC 27325
www.townofrobbins.com
Jonathan Barlow, Interim Manager
Special Meeting

~ Minutes ~

Wednesday, June 16, 2021

6:00 PM

Robbins Town Hall

Call to Order

No quorum.

Nikki Bradshaw, Mayor Pro-Tempore

Hannah Hungerford, Town Clerk

Accepted into the record _____ on a motion
made by _____. In favor: _____; Against _____.

A RESOLUTION DECLARING CERTAIN PROPERTY SURPLUS AND AUTHORIZING ITS DISPOSITION

WHEREAS, The Board of Commissioners of the Town of Robbins desires to dispose of certain surplus property of the Town; and

WHEREAS, G.S. 160a-266 authorizes the sale of personal property valued at less than \$30,000.00 by private negotiation, but the statute requires personal property valued at \$30,000.00 or more to be sold by one of three methods authorized by statute, including upset bids. Auction, and sealed bids;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE TOWN OF ROBBINS THAT:

Section 1. The following described property is hereby declared to be surplus:

1. 1999 E-One Freightliner
 - a. VIN#1FV6JLCB7YHA65776
 - b. Est. value: \$25,000

According to section 33.02 subsection A., the Town Manager is authorized to dispose of the described surplus property valued at less than \$500.00, whenever he or she determines, in his or her discretion.

This resolution shall become effective upon adoption.

The foregoing resolution having been submitted to a vote, received the following vote, and was duly adopted this ____ day of _____, 2021.

Mayor Pro-Tempore, Nikki Bradshaw

ATTEST:

Town Clerk, Hannah Hungerford

Manager's
report will be
given orally for
the month of
July 2021

Code
Enforcement
report will be
given out at
meeting.

Police
Department
report will be
given out at
meeting.

NORTH CAROLINA
MOORE COUNTY

**ACKNOWLEDGMENT OF NORTH BROAD STREET RIGHT-OF-WAY
ENCROACHMENT AGREEMENT AND EASEMENT AGREEMENT**

THIS ACKNOWLEDGMENT, ENCROACHMENT AND EASEMENT AGREEMENT (the "Agreement"), made and entered into this the ___ day of _____, 2021, by and between the TOWN OF ROBBINS, a North Carolina municipal corporation (the "Town"), and the MOORE COUNTY BOARD OF EDUCATION, a North Carolina public school system (the "Board of Education"), (collectively referred to as the "Parties").

WITNESSETH

WHEREAS, the Board of Education is the owner of certain real property consisting of two parcels located in the Town of Robbins, North Carolina (Moore County Par ID 95000223 and 00011487; PIN 862114430984 and 862114444275) (collectively the "Property"); and

WHEREAS, the Board of Education acquired title to the Property by deeds recorded in Moore County Registry at Deed Book 164, Page 273 and Deed Book 1086, Page 390; and

WHEREAS, the Board of Education currently uses the Property as the site of Elise Middle School and for parking associated with the school; and

WHEREAS, the Town of Robbins (f/k/a the Town of Elise) has for many years owned and controlled the public right-of-way known as North Broad Street, which right-of-way is forty (40) feet wide and is depicted on that map recorded in the Moore County Registry at Map Book 1, Page 75. As shown on the recorded map, the North Broad Street right-of-way crosses the Property and terminates approximately at Mill Street, which is now Needham Street;

WHEREAS, Broad Street crosses the Property within the recorded Broad Street right-of-way for about 300 feet and then the street leaves the right-of-way area and meanders northwest across the Property. The actual location of Broad Street is depicted as "asphalt" on the attached Exhibit A.;

WHEREAS, in 1995 the Board of Education acquired title to a portion of the Property from the Town by deed recorded in Moore County Registry at Deed Book 1086, Page 390 (the “Deed”), with the portion of the Property acquired from the Town depicted on that plat recorded in the Moore County Registry at Plat Cabinet 5, Slide 855 (the “Plat”); and

WHEREAS, although the Deed states that title to the Property is subject to the “Right of Way of . . . North Broad Street,” the Plat does not show the right-of-way crossing any portion of the Property whatsoever. Instead, the Plat shows the North Broad Street right-of-way as terminating at the eastern boundary line of the Property near the intersection of West Elm Street and South Fousher Street; and

WHEREAS, the Town has never formally closed any portion of North Broad Street pursuant to N.C. Gen. Stat. § 160A-299, and in fact, some Town residents continue to require use of the entire paved portion of North Broad Street to access their homes and properties; and

WHEREAS, both Parties agree that the Plat recorded in 1995 should have shown the North Broad Street right-of-way as a public street forty (40) feet in width with the northern boundary of said right of way running adjacent to the northern property line of the property described in Deed Book 1086, Page 390 and extending through and up to the intersection of Mill Street/Needham Street; and

WHEREAS, in order to correct this error in the chain of title, the Parties have agreed to execute this Agreement; and

WHEREAS, the Parties have also agreed to execute this Agreement to recognize the longstanding use of the Property made by the Board of Education and to continue to allow existing encroachments to the North Broad Street forty (40) feet wide right-of-way; and

WHEREAS, the Town under the terms and conditions set forth herein, hereby exercises its authority in accordance with N.C. Gen. Stat. § 160A-296 to allow the Board of Education to encroach upon the North Broad Street right-of-way as shown in the Attached Exhibit A;

NOW, THEREFORE, in consideration of mutual commitments and subject to the terms and conditions contained herein, the Parties agree as follows:

1. The Parties hereby recognize and affirm that the North Broad Street public right-of-way extends over the Property to the extent of the “Asphalt” shown in Exhibit A. In addition to the asphalted area shown in Exhibit A, the parties recognize and affirm that the North Broad Street right-of-way extends three feet off of the pavement on either side of the asphalt depicted in Exhibit A. The Town, its employees, agents, contractors, and private utility contractors so authorized by the Town, shall have the right to install, remove, maintain, and repair any and all utilities and their appurtenances thereto within the Broad Street public right-of-way as herein described.

2. The Board of Education also grants the Town a public access easement and utility easement over any portion of area identified as “Asphalt” in Exhibit A that extends beyond the

boundaries of the Broad Street right-of-way as shown on that map recorded in the Moore County Registry at Map Book 1, Page 75. The easement authorizes the ingress, egress, and regress of members of the general public over the Asphalt, and the Town, its employees, agents, contractors, and private utility contractors so authorized by the Town, are authorized to install, remove, maintain, and repair any and all utilities and their appurtenances thereto within the easement area provided the surface of the easement area is returned to the same or better condition as same existed prior to such work.

3. The Town hereby authorizes the following structures to encroach into the Broad Street right-of-way and the Town's access easement: the "rock wall" and the "Concrete block wall" shown in Exhibit A. The Board of Education may repair and maintain these structures as it deems appropriate.

4. The Parties further agree that this Agreement will be recorded in the Moore County Registry in the chain of title for the Property so that any successor in title shall have notice of the existence of the North Broad Street right-of-way and the privileges and obligations associated with this Agreement. Finally, the Parties also agree that in the future if the Asphalt portion of Broad Street that is located on the Property and outside the forty (40) foot right-of-way of Broad Street as herein established ceases to be used by the public for access to Mill Street/Needham Street as evidenced by the recordation in the Moore County Public Registry of a Street Closing Order executed by the Town, the right granted by the Board of Education for the public to use the Asphalt and three (3) foot wide shoulders of the Asphalt located on the Property shall terminate.

5. This Agreement sets forth the entire agreement and understanding between the parties as to the subject matter of this Agreement. Nothing in this Agreement supersedes prior agreements between the Parties, except to the extent a prior agreement is inconsistent with this Agreement, in which case this Agreement controls.

6. This Agreement shall be binding upon and shall inure to the benefit of the Parties hereto, their respective heirs, successors, and assigns.

7. This Agreement shall be appurtenant to and run with the land of the Parties hereto. This Agreement may be modified only with the written consent of both Parties.

IN WITNESS THEREOF, the Parties have executed this Agreement on the day and year first above written.

THE TOWN OF ROBBINS

Nikki Bradshaw, Mayor Pro Tempore

Attest:

_____ [SEAL]
Hannah Hungerford, Town Clerk

STATE OF NORTH CAROLINA
_____ COUNTY

I, _____, a Notary Public in and for said County and State, do hereby certify that Hannah Hungerford, Town Clerk for the Town of Robbins, personally came before me this day and being by me duly sworn says for herself that she knows the corporate seal of the Town of Robbins and that the seal affixed to the foregoing instrument is the corporate seal of the Town of Robbins; that Lonnie English, Mayor for the Town of Robbins, and Hannah Hungerford, Town Clerk for the Town of Robbins, subscribed their names thereto; that the corporate seal of the Town of Robbins was affixed thereto, and that said instrument is the act and deed of the Town of Robbins.

Witness my hand and official seal/stamp, this _____ day of _____, 2021.

, Notary Public

My Commission Expires: _____ [SEAL]

MOORE COUNTY BOARD OF EDUCATION

By: _____
Elizabeth Carter, Board Chair

Attest:

By: _____ [SEAL]
_____, Secretary to the Board

STATE OF NORTH CAROLINA
_____ COUNTY

I, _____, a Notary Public in and for said County and State, do hereby certify that _____ personally came before me this day and acknowledged that he/she is the Secretary to the Moore County Board of Education, and that by authority duly given, and as the act of the Board, the forgoing instrument was signed in its name by Elizabeth Carter as the Chair of the Moore County Board of Education, sealed with its seal, and attested by him/her as the Clerk to the Moore County Board of Education.






Witness my hand and official seal/stamp, this _____ day of _____, 2021.

_____, Notary Public

My Commission Expires: _____ [SEAL]

EXHIBIT A

LEGEND

-  SURVEYED LINE
-  NON SURVEYED LINE
-  EXISTING EASEMENT LINE
-  COMPUTED POINT UNLESS NOTED OTHERWISE
-  IRF
IRON ROD FOUND

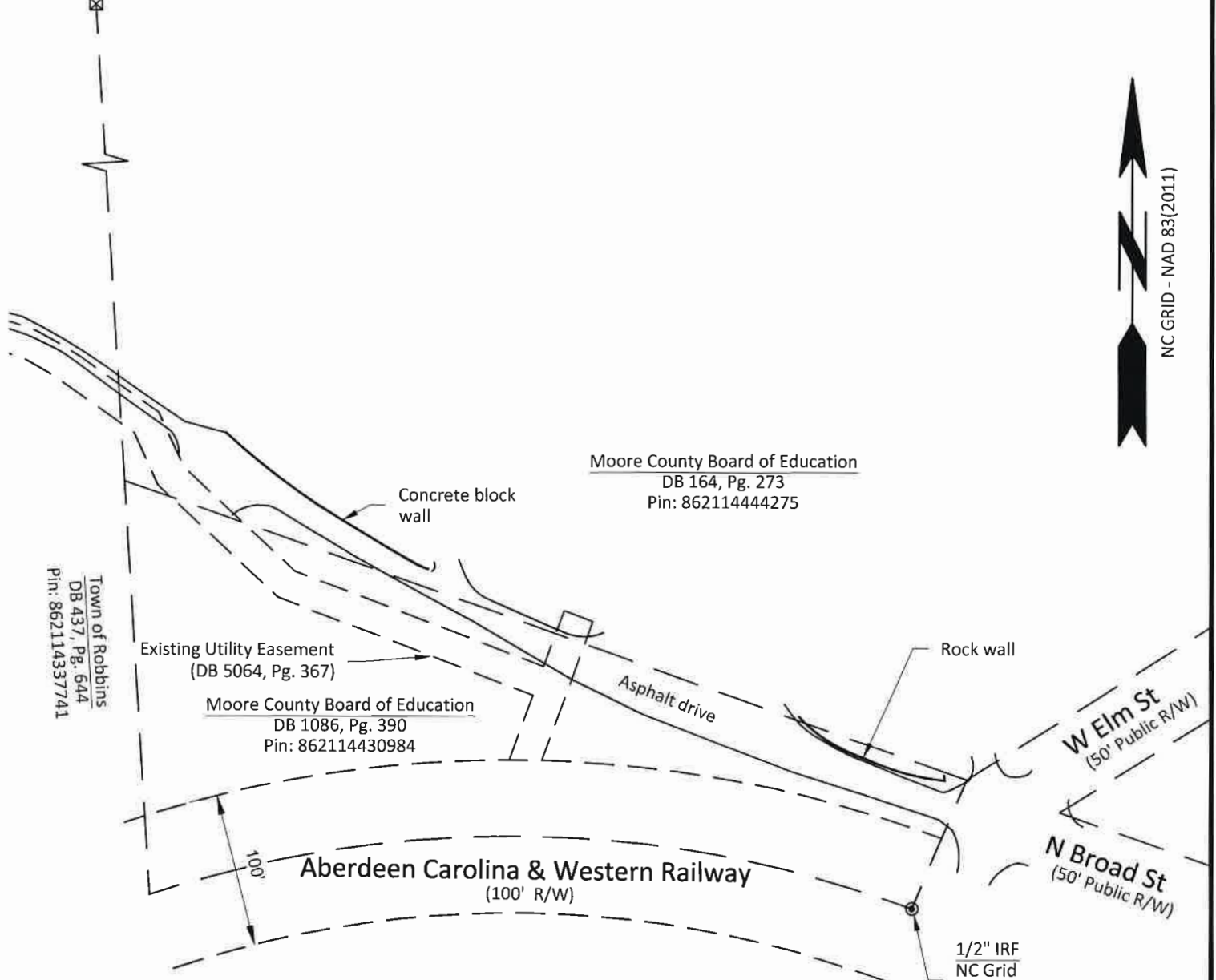


VICINITY MAP (NOT TO SCALE)

NOTES


- The purpose of this map is to show the location of an existing asphalt drive across the existing parcels described in Deed Book 164, Page 273 and Deed Book 1089, Page 390.
- References: Deed Book 164, Page 273 & Deed Book 1089, Page 390.
- Distances shown hereon are horizontal grid measurements, in US Survey Feet, unless stated otherwise. Combined Factor is 0.99986230.
- Areas are by Coordinate Computation.
- This survey was prepared without the benefit of a title report and is subject to all matters a full title search would disclose.

CONCRETE MONUMENT
 NC Grid
 NAD83 (2011) Coordinates:
 N: 614488.11
 E: 1824030.67



Survey Certificate

I, Theodore E. Landis, Jr., certify that this plat was drawn under my supervision from an actual survey made under my supervision (deed description recorded in references shown hereon); that the boundaries not surveyed are clearly indicated as drawn from information found in references shown hereon; that the ratio of precision or positional accuracy as calculated is 1:10,000+; that this plat was prepared in accordance with G.S. 47-30 as amended. Witness my original signature, license number and seal this 20th day of April, A.D., 2021.



 Theodore E. Landis, Jr.
 Professional Land Surveyor L-5320




THE WOOTEN COMPANY
 300 S. Main Street Winston-Salem NC 27101
 336.722.5326 fax 336.722.5329
 License Number: F-0115

PLAT OF ASPHALT DRIVE SURVEY
 PREPARED FOR
TOWN OF ROBBINS
 ACROSS THE PROPERTY OF
THE MOORE COUNTY BOARD OF EDUCATION
 Deed Book 164, Page 273; Deed Book 1089, Page 390

ROBBINS MOORE COUNTY NORTH CAROLINA

50 0 100

 Scale: 1" = 100'
 Date: 4/20/2021
 Field Date: 7/8/2020 Drawn By: TJL
 Doc. No.: 3113N-L002
 Sheet No.: 1 of 1

**AN ORDINANCE AMENDING THE TOWN OF ROBBINS ZONING MAP
ASSIGNING THE ZONING DESIGNATION TO APPROXIMATELY .756 ACRES
OWNED BY IOANNIS KAKOURAS**

WHEREAS, approximately .756 acres of property, identified/referenced on Moore County GIS records as Parcel ID #00010561, and,

WHEREAS, this property is within the Extra Territorial Jurisdiction (ETJ)/planning jurisdiction of the Town of Robbins; and,

WHEREAS, the Town of Robbins proposes to amend the official zoning map by rezoning said parcels from a residential RA-20 zoning district to a commercial “Thoroughfare Business District” (TBD) zoning district; and,

WHEREAS, the required newspaper notices have been given, applicants/adjacent property owners notified, recommendations from the Robbins Planning Board have been received and a public hearing has been held.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS of the Town of Robbins:

Section 1. The Official Zoning Map of the Town of Robbins amended to rezone the following parcels to a “Thoroughfare Business District” (TBD):

*MOORE COUNTY REGISTRY, DEED BOOK 5208 PAGE 137-138:
(MOORE COUNTY GIS PARCEL ID # 00010561)*

Certain lot or parcel of land situated in Sheffield Township, Moore County, North Carolina and more particularly described as follows:

Being lots No. 12, 13, 14, 15, 16 and 17 of the Sunset Hills Development located about one mile South of Robbins, North Carolina on Highway No. 705. For a complete and accurate description of this property see Plat Book No. 4 at page 45 in the Office of Register of Deeds for Moore County. Being the same property as described in Deed Book 379, Page 342, Moore County Registry.

Section 2. All laws and clauses in conflict with this ordinance/map amendment are hereby repealed.

Section 3. This ordinance/map amendment shall be effective immediately upon adoption.

DULY ADOPTED THIS 10TH DAY OF JUNE 2021.

Mayor Pro-Tem

ATTEST:

Town Clerk



Town of Robbins Board Commissioners Meeting

101 N. Middleton Street
Robbins NC 27325
www.townofrobbins.com
Jonathan Barlow, Interim Manager
Special Meeting

~ Minutes ~

Tuesday, May 18, 2021

6:00 PM

Robbins Town Hall

Call to Order

The meeting was called to order at 6:00 PM by Mayor Pro-Tempore Commissioner Holt, and Phillips.
Absent: Commissioner Boswell, and Stewart.

Approval of the Agenda

Motion to: Approve the agenda with the addition.

| | | | | | |
|------------------|--------------------------------------------------|-----------------------------------------|-------------------------------------|------------------------------------------------------|---------------------------------------------------|
| RESULT | <input checked="" type="checkbox"/> ADOPTED | <input type="checkbox"/> REJECTED | <input type="checkbox"/> TABLED | <input type="checkbox"/> OTHER | |
| VOTE | 2 In Favor | _____ Against | 2 Absent | <input type="checkbox"/> Unanimous | |
| MOVER | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input checked="" type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| DECENTERS | <input type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input type="checkbox"/> Kevin Stewart |
| ABSENT | <input checked="" type="checkbox"/> Joey Boswell | <input type="checkbox"/> Nikki Bradshaw | <input type="checkbox"/> Terri Holt | <input type="checkbox"/> Brandon Phillips | <input checked="" type="checkbox"/> Kevin Stewart |

Discussion and Possible Action

- Discussion of Goals for the FY 21/22 Budget.
 - Board of Commissioners requested a decrease of \$7,600, removing one vacant part time police position.
 - There is an 8% decrease in medical insurance, this will be applied across the general and enterprise budget.
 - Manager reminded the Board that with the approval of a new fire engine for the fire department, they need to keep in mind that there will be roughly \$38,00 that needs to be put in the budget for debt service in the general fund in the coming years.
 - The request for new fire hydrants will cause for an increase in the general fund.
 - Mayor pro-tempore asked if the public works assistant and director position have been budgeted.
 - Manager Barlow informed her they were not budgeted, but we have four technicians budgeted for and contract services reflects the use of ORC's for both water and sewer.
 - Police capital outlay was reduced to \$20,000 to reflect the purchase of two used vehicles over a new vehicle.
 - Mayor pro-tempore asked how long the vacant positions on our classification plan have been open.
 - Manager Barlow answered that they have been open since the 18/19 fiscal year.
 - Manager Barlow will present an up-to-date master list the approved expenses from the ORR Grant in the last three years at the next regular meeting.

Adjournment

The meeting was closed at 6:55 PM on a motion made by Commissioner Holt. Unanimously approved.

Nikki Bradshaw, Mayor Pro-Tempore

Hannah Hungerford, Town Clerk

Accepted into the record _____ on a motion
made by _____. In favor: _____; Against _____.