

Bermuda Run Town Council
AGENDA MEETING MINUTES
Tuesday, April 26, 2022
9:00 a. m. – Town Hall

Council Members Present: Mayor Rick Cross, Mike Brannon, Curtis Capps, Heather Coleman, Mike Ernst, and Melinda Szeliga

Council Members Absent:

Also Present: Lee Rollins, Town Manager; Cindy Poe, Town Clerk; Brian Williams, Town Attorney

1. Call to Order

Mayor Rick Cross called the meeting to order.

2. Adoption of the Agenda

Mayor Cross asked that Information Item #1 – Sheriff Update – be moved to before the Citizen Comment period. Council Member Mike Ernst made a motion approve the agenda as amended. Council Member Melinda Szeliga seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.

3. Approval of the March 22, 2022 Agenda Meeting Minutes

Council Member made a motion to approve the March 22, 2022 Agenda Meeting minutes. Council Member seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.

Sheriff JD Hartman with Community Officer Mike Foster reported to the Council the activity within the Town since January, 2022 and entertained thoughts and ideas on how to manage complaints of speeding issues within the Town.

4. Citizens Comments –

- Robert Morgan (Petitioner) with Homes Urban discussed the purchase of land and plans for the property. He requested the Council set a Public Hearing on May 10.
- Melissa Tomallo of Pinewood Lane lives on the back side of the proposed apartments. She provided the Council a Power Point presentation showing current water runoff issues from the I-40 West widening, adding that this would make things worse.
- Diane Pfundstein of Brookstone Drive provided a petition with 415 resident names who are opposed to the rezoning.
- Sandy Kaiman of North Fork Drive spoke against the rezoning.
- Matt Carr of Sweetwater Circle spoke against the rezoning -- adding that if the Council Members wanted to be voted back in, that they would vote against it.
- Timothy Deegan spoke against the rezoning by quoting from “BERMUDA’s” website.
- Jim Fulghun of Town Park discussed the Comprehensive Plan during is statements of opposition to the rezoning.
- Colleen Symmes – Kinderton Village resident of over 16 years spoke against the rezoning, saying the neighborhood is “perfect” as is.

5. Items for Consideration

A. Zoning Map Amendment 2022-04

RLM Development, LLC (Home Urban) has applied to rezone a 22.5-acre portion of tract of land totaling approximately 64.7 acres from Commercial Mixed (CM), WS-IV Yadkin River Watershed (WS-IV) to Village Mixed, WS-IV Yadkin River Watershed (VM, WS-IV). The subject property is behind 196 and 190 NC HWY 801 N and is further described as a portion of parcel of Davie County Tax Map C800000001. The Town Council will decide whether or not to set a public hearing. The first available date for a public hearing is May 10th at the regular Town Council meeting to be held at the Loft at WinMock Barn at 6:00pm.

Council Member Mike Brannon made a motion set a Public Hearing on May 10 for the rezoning request. Council Member Mike Ernst seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.

B. Juniper Pump Station Renovation and WWTP Removal Contract 2-Recommendation of Award

Contract 2 involves renovating the influent pump station and decommissioning the wastewater treatment plant. It was publicly advertised on March 3, 2022. Only one bid was received on March 29, 2022. The project was re-bid for opening on April 7, 2022. Only one bid was received. A negotiated price of \$1,552,653 was confirmed. The Town Engineer and Town Manager recommend awarding the contract to Brushy Mountain, Inc. in the amount of \$1,552,6530

Council Member Heather Coleman made a motion to award the contract to Brushy Mountain, Inc. Council Member Curtis Capps seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.

C. A Capital Project Ordinance for the Juniper Pump Station Renovation and WWTP Removal

A project ordinance is required for accounting purposes to properly track sources and uses of fund for the contractually approved project. The Town Manager recommends revenue in the amount of \$1,785,550.00 from Utility Fund Balance. The Town Manager recommends expenditures in the amount of \$1,785,550.00, which include payment of \$1,552,653.00 to Brushy Mountain, Inc., and \$232,897 for Project Administration and Inspection.

Council Member Mike Ernst made a motion to approve the Capital Project Ordinance as presented. Council Member Mike Brannon seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.

6. Information Items

- Bermuda Run Drive Sidewalk Preliminary Cost Opinion
- Recording Council Meetings
- Suggested “High Risk” Opportunity Segments of Riverbend Drive Loop Sidewalk Concept

7. Closed Session - Pursuant to 143.318.11.(A)(6) to Consider the Qualifications, Competence, Performance, Character, Fitness, Conditions of Appointment, or Conditions of Initial Employment of an Individual Public Officer or Employee or Prospective Public Officer or Employee; or to Hear or Investigate a Complaint, Charge, or Grievance by or Against an Individual Public Officer or Employee.

Council Member Mike Ernst made a motion to go into Closed Session. Council Member Heather Coleman seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.

8. Come out of Closed Session

Council Member Melinda Szeliga made a motion to come out of Closed Session. Council Member Mike Ernst seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.

9. Council / Mayor Comments

Melinda Szeliga – Thanked KV residents for their attendance and comments.


Rick Cross – Thanked Senior Services for their “Meet the Candidates” meeting – it was well attended. May is Older Americans Month. BR Cares will have 5K on May 14 to benefit Smart Start. Mayor will meet with Davie County School Superintendent Jeff Wallace re: making presentation to the Council.

10. Town Manager Comments - None

11. Adjourn

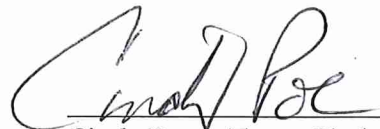
With no further business, Council Member Mike Ernst made a motion to adjourn. The motion was seconded by Council Member Curtis Capps. The motion was approved by a vote of five (5) in favor and none opposed.

Approved:



Rick Cross – Mayor

Respectfully submitted:



Cindy Poe – Town Clerk