

Bermuda Run Town Council

AGENDA MEETING MINUTES

Tuesday, June 28, 2016
9:00 a.m. – Town Hall

Council Members Present: Mayor Kenneth Rethmeier; Shirley Cagle; Ed Coley; John Guglielmi and Jerry West
Council Members Absent: Ken Bateman
Also Present: Lee Rollins, Town Manager; Brian Williams, Town Attorney; Christy Schafer, Planning Board Vice-Chair

1. Call to Order

Mayor Ken Rethmeier called the meeting to order.

2. Adoption of the Agenda

Council Member Jerry West made a motion to amend the proposed agenda to move item 5. H. Republic Services Request for 5 Year Contract Renewal as the first item for consideration, and to add item 5. K. Above Ground Pools. Council Member John Guglielmi seconded the motion. The motion was approved by a vote of four (4) in favor and none opposed.

3. Approval of the May 24, 2016 Agenda Meeting Minutes

Council Member Shirley Cagle made a motion to approve the minutes from the May 24, 2016 Agenda Meeting. Council Member Jerry West seconded the motion. The motion was approved by a vote of four (4) in favor and none opposed.

4. Citizen's Comments – None wished to speak.

5. Items for Consideration

A. Republic Services Request for a 5 Year Contract Renewal: Residential Trash Pickup

Tracy Nestor, Municipal Services Manager, Republic Services, came before the Town Council to propose a 5 year contract renewal for residential trash pickup. The proposal called for a renewal price of \$11.28 per month per residence, which is the per month price of the current agreement. The proposed 5 year renewal is to allow Republic to cost out new trucks, which will allow mechanical pick up of roll out carts. Republic will provide each resident a 95 gallon roll out cart for trash pickup and a roll out cart for recycling pickup on or before October 1, 2016. The new rollout carts will be no additional cost to the resident.

Council Members asked if there were smaller cart options other than the 95 gallon roll out cart, due to senior citizens needs and cart storage limitations at some residences. Ms. Nestor did say that she could work to provide a 65 gallon roll out cart option for those residents that would like the smaller one. She would work with town staff to communicate to the residents.

Council Member John Guglielmi made a motion to approve the proposed five year contract extension with Republic Services, as presented and effective July 1, 2016. Council Member Jerry West seconded the motion. The motion was approved by a vote of four (4) in favor and none opposed.

A. Appointment of Alternate Planning Board Member

At the May 24, 2016 Council Agenda Meeting, Rod Guthrie and Bleeker Strand were re-appointed as regular members of the Planning Board. Alternate Member, Lynn Marcellino, was re-appointed as a regular member of the Planning Board. The Town Council had one Alternate Member position left to fill. Three (3) names were submitted for consideration: Howard Dickson of 201 Oleander Drive; Rick Cross of 433 Orchard Park Drive; and Bryan Thompson of 218 James Way.

Council Member John Guglielmi made a motion to appoint Rick Cross to a three (3) year term as an Alternate Member of the Planning Board. Council Member Shirley Cagle seconded the motion. The motion was approved by a vote of four (4) in favor and none opposed.

B. Resolution 2016-03: Request NCDOT Conduct a Speed Limit Study

The resolution requests NCDOT conduct a traffic and speed study of US 158 and NC 801 South that lie within the corporate limits, with the intent to lower the speed limit of 45 M.P.H. to 35 M.P.H.

Council Member John Guglielmi made a motion to approve Resolution 2016-03 as presented. Council Member Ed Coley seconded the motion. The motion was approved by a vote of four (4) in favor and none opposed.

C. TA-2016-02 Environmental Protection

Zoning Administrator, Erin Burris, briefed the Town Council on the proposed text amendments, as recommended by the Planning Board. The proposed text amendments are primarily intended to update the environmental regulations in Chapter 10 of the Zoning Ordinance to reflect current state law in regard to stormwater review for Phase II stormwater regulation and provide more options to developers for open space requirements.

Council Member Jerry West made a motion to hold a public hearing on July 12, 2016 for public comment on TA-2016-02. Council Member Shirley Cagle seconded the motion. The motion was approved by a vote of four (4) in favor and none opposed.

D. Revised Interlocal Agreement With Davie County

The revised interlocal agreement with Davie County is amended to include a one percent (1%) collection fee for collection of the gate fees. The previous agreement did not include this fee for gate collections.

Council Member Jerry West made a motion to approve the revised interlocal agreement with Davie County as presented. Council Member Ed Coley seconded the motion. The motion was approved by a vote of four (4) in favor and none opposed.

E. Landscape Maintenance Contract for Town Green

Blakley Landscape Services, Inc. provided an annual update to its maintenance agreement for the Town Green at \$4,920.00. Lee Rollins requested the agreement be a three (3) year agreement to marry up to the existing master landscape agreement, which is three years.

Council Member John Guglielmi made a motion to approve a three (3) year agreement with Blakley Landscape Services, Inc. at \$4,920 per year, for the maintenance of the Town Green. Council Member Jerry West seconded the motion. The motion was approved by a vote of four (4) in favor and none opposed.

F. Town of Bermuda Run Roundabout Obelisk Bids

The Town of Bermuda Run advertised for bids on Friday, June 3, 2016 to construct the roundabout obelisk. Bids would be received until 3:00pm on Monday, June 20, 2016. One bid was received from Davie Construction for \$66,732.00. The bid for the sculpture at the top of the obelisk was submitted by Dempsy Calhoun at \$12,350, plus a contingency of \$1,000 to cover unexpected increases in the cost of raw materials or contract labor. The total bid submittal cost: \$80,082.00

Council Member Jerry West made a motion to approve bids from Davie Construction and Dempsy Calhoun, totaling \$80,082.00 for construction of the roundabout obelisk. Council Member John Guglielmi seconded the motion. The motion was approved by a vote of three (3) in favor and one (1) (Council Member Ed Coley) opposed.

G. Discuss Golf Cart Usage by Underage Drivers

Council Member Ed Coley expressed concern at the ever increasing volume of golf cart usage within the gated community and in particular, the increasing level of golf cart usage by underage drivers. The other Council Members also expressed equal concerns. Council Member Coley suggested that perhaps all golf carts driven on town streets must be registered at Town Hall, with owners signing a disclaimer committing to not allowing underage drivers to utilize the golf cart on town streets. No formal action was taken at this time.

H. Streetlight Agreement with Duke Energy: Old Towne Drive

Lee Rollins presented a proposal, as recommended by Duke Energy, to add four (4) street lights on Old Town Drive from Yadkin Valley Road to the first residential unit in Kinderton Village. The streetlights would allow more visibility of Old Town Drive off of Yadkin Valley Road.

Council Member Jerry West made a motion to approve the streetlight agreement with Duke Energy for installation of additional streetlights on Old Town Drive. Council Member Ed Coley seconded the motion. The motion was approved by a vote of four (4) in favor and none opposed.

I. Budget Amendment – Utility Fund

Lee Rollins provided the Council with an update on the Utility Fund, showing water purchase from Davie County and subsequent reimbursements from customers along Bing Crosby Boulevard. A budget amendment to the Utility Fund is needed to reflect \$225,000 in revenues and \$225,000 in expenditures to reflect the accounting of water purchase and reimbursement.

Council Member John Guglielmi made a motion to approve a budget amendment in the Utility Fund to reflect an additional \$225,000 in revenues and \$225,000 in expenditures for water purchase and reimbursement from Davie County Utilities. Council Member Jerry West seconded the motion. The motion was approved by a vote of four (4) in favor and none opposed.

J. Above Gound Pools

Council Member Jerry West, on behalf of Council member Ken Bateman, asked that consideration be given to concerns regarding a very large inflatable above ground pool in Kinderton Village. Erin Burris stated the town Zoning Ordinance addresses a prohibition of permanent above ground pools, but does not address regulating the type and size of inflatable above ground pools. Lee Rollins communicated with Ann Scofield to see if the restrictive covenants for Kinderton Village address this type of use. She stated that the restrictive covenants do give the Architectural Review Committee authority to review and approve or deny the installation of a pool of this type. She will ask the resident to submit a request to the ARC for consideration.

The Council would like to see the outcome of the ARC decision, before taking any further action on the issue.

6. Council/Mayor Comments

John Guglielmi – No comments.

Jerry West – Would like the Town Council to discuss the possible merits of Sewer allocation at the August Agenda Meeting.

Shirley Cagle- Enjoyed the June summer concert on the Town Green. Wants to make sure in the future that the Town of Bermuda Run is better recognized as providing the event and welcoming the attendees.

Ed Coley – No comments.

Mayor Rethmeier – Thanked the Town Council for their attention and discussion during the elongated meeting.

8. Adjourn

With no further business, Council Member Ed Coley made a motion to adjourn. The motion was seconded by Council Member Jerry West. The motion was approved by a vote of four (4) in favor and none opposed.

Approved:


Kenneth Rethmeier, Dr. PH - Mayor

Respectfully submitted,


Lee Rollins, Town Clerk