

Town of Spring Lake
Regular Meeting of the Board of Aldermen
Municipal Building
300 Ruth Street
Spring Lake, NC 28390

June 28, 2010

MINUTES

7:00 p.m.

The Spring Lake Board of Aldermen held a regular scheduled meeting in the Grady Howard Conference Room of the Spring Lake Municipal Building with Mayor Ethel T. Clark presiding.

Board Members Present: Mayor Pro Tem James O'Garra
Alderman James Christian
Alderman Richard Higgins
Alderwoman Debora Hudson
Alderwoman Fredricka Sutherland

Others Present:

Michael Uskiewicz, Town Manager
Allen Coats, Finance Director
Troy McDuffie, Police Chief
Rhonda Webb, Town Clerk
John Jackson, Town Attorney
Paul Hoover, Director of Inspections
Tom Spinks, Planning Director

2. Invocation.

Mayor Pro Tem O'Garra gave the invocation.

3. Pledge of Allegiance.

Mayor Clark led the meeting in the pledge of allegiance.

4. Additions or Deletions to Agenda

The Board added a Closed Session under G.S. 143-318.11(a)(6) to the agenda.

Action: The Board approved a motion to add a Closed Session under G.S. 143-318.11(a)(6) to the agenda.

Motion by: Alderwoman Sutherland

Second by: Alderman Christian

Vote: Unanimous

5. Approval of Agenda.

The Board approved the agenda as amended.

Action: The Board approved a motion to approve the agenda as amended.

Motion by: Alderman Higgins

Second by: Alderwoman Sutherland

Vote: Unanimous

(A copy of the agenda is hereby incorporated by reference and made a part of these minutes – see attachment one.)

6. Approval of Consent Items.

The Board approved the consent items: Minutes of June 14, 2010 Regular Meeting; Certificate of Sufficiency, Annexation, Quality Oil; Feasibility Study, Annexation, Quality Oil.

Action: The Board approved a motion to approve the consent items.

Motion by: Alderwoman Sutherland

Second by: Alderman Higgins

Vote: Unanimous

(A copy of the minutes is hereby incorporated by reference and made a part of these minutes – see attachment two and three.)

7. Public Forum

No one spoke at the Public Forum.

8. New Business

a. Resolution Fixing Date for Public Hearing on Quality Oil Annexation.

Mrs. Webb advised the Board that the next step in the annexation process is to hold a public hearing and requested that the Board approve the Resolution setting the public hearing date.

Action: The Board approved a motion to approve Resolution (2010) 10.

Motion by: Alderman Higgins

Second by: Alderwoman Sutherland

Vote: Unanimous

(A copy of the agenda memo, annexation petition, description, map and Resolution (2010) 10 is hereby incorporated by reference and made a part of these minutes – see attachment four.)

b. Resolution, Contract for Recycling, Onslow Container Service, Inc.

Mr. Uskiewicz presented the agreement for recycling. This project was discussed in the retreat. Waste Management and Onslow Container Service are the only companies that submitted a proposal. Onslow Container's proposed agreement is the most fair and equitable agreement that we could get.

Action: The Board approved a motion to put this item on the table for discussion.

Motion by: Alderman Higgins

Second by: Mayor Pro Tem O'Garra

Vote: Unanimous

Alderman Sutherland asked if she understood that pick up is by-weekly and will cost the citizens \$5 and Mr. Uskiewicz stated that is correct, it will be put on the tax bill. He further clarified that the actual charge for recycling is \$3 but the Board approved a \$5 budget increase because the sanitation fund is losing money. She asked if we have an option where citizens can recycle without using the company and get the money back. Mr. Uskiewicz stated that we did not look into that option since recycling is a state mandated regulation. She asked if Onslow Container will get paid to take recyclables to the landfill and Mr. Uskiewicz advised that he did not know. He assumes that they will make a profit since that is their business but we were tasked with getting the best deal for the citizens to have their recyclables picked up. Mr. Hoover stated that they will make money, approximately \$20 per ton. Alderman Sutherland expressed concern about the price going up since the potential for a yearly increase is written in the contract. Mr. Uskiewicz clarified that both parties must agree before a price increase can be put in place. She asked about the number of units that is quoted in the agreement and Mr. Hoover advised that the agreement is based on residents who have can service. There are apartments and mobile home parks that have private service and they will have to extend their service to include recycling. The town will be responsible for ensuring that everyone knows about the requirements. The Town ensures that every company we contract with provides a certificate of liability.

Alderman Higgins clarified that fuel adjustment clauses are common. Mr. Jackson stated that increases have to be approved by the Town.

Mr. Coats clarified that the fees are set by the Board at budget time each year. Should the price increase it would be up to the Board as to whether they wanted to pass the increase along to the citizens. He stated that would be the appropriate thing to do since this fund is supposed to sustain itself.

Alderman Christian asked if the contract will include backyard pickup for those citizens who are not able to move their cans and Mr. Uskiewicz stated that we will make sure it is in the service contract. The contract date will have to be changed due to a time period of educating the citizens on what the recycling will involve. Alderman Higgins suggested that we put the start date off until at least August 1, 2010 to allow this education time.

Action: The Board approved a motion to adopt Resolution (2010) 12.

Motion by: Alderman Higgins

Second by: Mayor Pro Tem O'Garra

Vote: 4-1

Yes

Mayor Pro Tem O'Garra

Alderman Christian

Alderman Higgins

Alderman Hudson

No

Alderman Sutherland

(A copy of the agenda memo, agreement and Resolution (2010) 12 is hereby incorporated by reference and made a part of these minutes – see attachment five.)

c. Budget Amendment #24, End of Year.

Mr. Coats presented the proposed end of year budget amendment to clean up various account balances for the fiscal year end.

Alderman Higgins asked if there is a way to tell by the revenues that were collected if we had any real growth due to the annexation. Mr. Coats stated that there was little growth. Alderman Higgins requested clarification on some of the terms that were used to identify line items. He also asked about the impact on fund balance and Mr. Coats stated that he anticipates having to dip into fund balance for approximately \$25,000 - \$50,000 when all is said and done.

Action: The Board approved a motion to approve budget amendment #24.

Motion by: Alderman Higgins

Second by: Alderwoman Sutherland

Vote: Unanimous

(A copy of the agenda memo and budget amendment # 24 is hereby incorporated by reference and made a part of these minutes – see attachment six.)

d. Resolution, Elevated Water Tank Mixing System Promissory Note.

Mr. Coats advised that the Board adopted a resolution authorizing the application for ARRA funds for the purchase and installation of a water tank mixing system. In the resolution the Board agreed to arrange financing for all remaining costs associated with the project.

Action: The Board approved a motion to approve Resolution (2010) 11.

Motion by: Alderman Higgins

Second by: Mayor Pro Tem O'Garra

Vote: Unanimous

(A copy of the agenda memo, Resolution (2010) 9, table of proposals and debt loan schedule is hereby incorporated by reference and made a part of these minutes – see attachment seven.)

e. Ordinance Amending Rate and Fee Schedule.

Mr. Uskiewicz presented an amendment to the Rate and Fee schedule to lower the cost for irrigation meters from \$900 to \$450 and \$950 to \$500 to encourage citizens to put in an irrigation meter.

Action: The Board approved a motion to adopt Ordinance (2010) 8.

Motion by: Alderman Higgins

Second by: Alderwoman Hudson

Vote: Unanimous

(A copy of the agenda memo, proposed changes and Ordinance (2010) 8 is hereby incorporated by reference and made a part of these minutes – see attachment eight.)

f. Approval of Public Review Period for Proposed Ordinance, Chapter 54.

Mr. Uskiewicz advised that this amendment is presented for the Board's review and approval for a 30-day public inspection period.

Action: The Board approved a motion to approve the public review period for the proposed Ordinance amendment.

Motion by: Mayor Pro Tem O'Garra

Second by: Alderwoman Hudson

Vote: Unanimous

(A copy of the agenda memo and proposed Ordinance is hereby incorporated by reference and made a part of these minutes – see attachment nine.)

9. Board and Staff Comments:

Alderman Christian

- Asked about the Weed and Seed initiative. Mr. Uskiewicz advised that it has been put on hold for now because we do not have investigative powers but it is something that we will be looking at in the future. Alderman Christian stated that it seems to be duplicating things that we already have in town.
- Asked what the Recovery Job Training Institute is. Mr. Uskiewicz advised that it is confidential. It is a grant based on jobs created and advised that the rest is confidential. He stated "Drew I ask that that remain confidential." Alderman Christian stated that he is curious how we could qualify for anything rural.
- How much do we charge to cut people's grass? Mr. Uskiewicz advised that it is based on the size and condition of the area being cut.
- Commended the officer who caught a wanted felon and commended the department for a job well done.

Alderwoman Sutherland

- Thinks the Weed and Seed program is a wonderful program.
- Asked about cutting people's grass also and wanted to know who is going around town checking the grass. She also asked about the process and Chief McDuffie advised how the process works and that Officer Bronson is responsible for ensuring that the Ordinances are complied with.
- She also asked about the Regency issue and inquired if they need the Town's support to apply for the grant. Mr. Uskiewicz requested that we not discuss this in open session. He advised that he has not committed the Town to anything other than supporting a project that is moving forward. Alderwoman Sutherland requested that the Manager inform the Board about things like this so they will know what is going on. Mr. Uskiewicz advised that is what he was doing by putting it in a confidential memo. She stated that it does not say confidential. Her concern was that it had already been signed and he advised that this was

for a pre-conference only. That is the only thing that has been done. He stated that this is what a Manager or Economic Developer does, he helps the businesses cut through the red tape to help secure funds to develop the project.

Alderman Higgins

- Happy to see the Murchison Road sign was taken care of.
- Asked about the Freedom Center and stated that we have been going through this with them for about a year now. Mr. Uskiewicz advised it is still going to happen.

Mayor Pro Tem O'Garra

- Nothing but at-a boys for Officer Bronson. I will make sure my grass is cut.
- Election Day was on Tuesday. He doesn't understand what happened but someone called the Board of Elections and said he was selling hot dogs. He actually was giving them away.

Alderwoman Hudson

- Thanked everyone for coming out.
- Thanked Chief McDuffie and all the employees for doing a wonderful job to keep the Town moving forward.
- For the record and for the citizens, she stated that the Town does have an open door policy. We do have the option of going to the Manager and getting our questions answered prior to the meeting. She stated she doesn't want anyone to think they are not all on the same page because they are. Thanked Mike for the job that he is doing and encouraged anyone who has anything they want to talk about go to him or to the Board.

Michael Uskiewicz

- Tomorrow night is Spring Lake night at the Swampdogs. Spring Lake citizens get \$1 off admission. Mayor Pro Tem O'Garra will throw out the first pitch.

John Jackson

- Proud to be here.

Mayor Clark

- Thanked everyone for being so faithful and sticking with us as we discuss the business of the Town. Please keep coming it is good to know that someone cares.
- Agree with what Ms. Hudson said, the door is always open at Town Hall and feel free to call Mr. Uskiewicz and feel free to call me at Hall Real Estate, Town Hall, my home or my cell phone.

10. Closed Session, G.S. 143-318.11(a)(6) – Personnel

The Board went into Closed Session at 8:08 p.m.

Action: The Board approved a motion to go into Closed Session under G.S. 143-318.11(a)(6).

Motion: Alderwoman Sutherland

Second by: Alderman Christian

Vote: 4-1 Yes

Alderman Christian
Alderman Higgins
Alderwoman Hudson
Alderwoman Sutherland

No

Mayor Pro Tem O'Garra

Mayor Clark called the meeting back into open session at 8:41 p.m.

II. Adjournment.

Action: There being no further business to come before the Board, the meeting was adjourned at 8:41 p.m.

Motion: Alderman Higgins

Second by: Alderwoman Hudson

Vote: Unanimous



Rhonda D. Webb

Rhonda D. Webb, MMC
Town Clerk

ATTEST:

Ethel T. Clark

Ethel T. Clark
Mayor