

**MINUTES OF THE
TOWN COUNCIL MEETING OF THE
TOWN OF PINEVILLE, NORTH CAROLINA
APRIL 13, 2010**

The Town Council of the Town of Pineville met in regular session on Tuesday, April 13, 2010 at 6:30 p.m. at The Hut Meeting Facility in Pineville.

ATTENDANCE

Mayor: George C. Fowler

Mayor Pro-Tem: David Phillips

Town Council Members: Libby Boatwright, Debbie Fowler, and Jim Eschert.

Town Administrator: Mike Rose

Zoning Administrator: Kevin Icard was absent

Town Planner: Travis Morgan was absent

Town Clerk: Barbara Monticello

CALL TO ORDER

Mayor Fowler called the meeting to order at 6:27 p.m. and welcomed those in attendance. Town Administrator Mike Rose invited anyone wishing to speak on an agenda item to sign the speaker list.

PLEDGE OF ALLEGIANCE TO THE FLAG

The Pledge of Allegiance was lead by Mayor Pro Tem David Phillips.

MOMENT OF SILENCE

Mayor Fowler called for a moment of silence for the following individuals:

R.J. Summers (passed); Podge Marze (passed); Mrs. Gaynell Crump (nursing home); Johnny Bennett (passed); Margaret Long's sister, Isabelle Bridges (passed); Shirley Newell (passed); Mrs. Darnell (passed); Johnny Mac's daughter, Tonda (passed); Krystal Harris' daughter-in-law (passed); and Mary Ellen Eury (ill).

ORDER OF BUSINESS

Adoption of the Agenda: Mayor Fowler noted one change to the agenda which was to add one speaker, Mr. Charles Strickland, under the Special Recognition section. Mayor Pro-Tem David Phillips moved to adopt the agenda with that change. Council Member Debbie Fowler seconded the motion. There were ayes by all to adopt the agenda with the addition.

Approval of Minutes for the previous Regular Town Council Meeting of March 9, 2010:

Mayor Fowler called for a motion on the minutes from the last Regular Council Meeting. Council Member Libby Boatwright moved to approve the minutes with Council Member Debbie Fowler seconding the motion. There were ayes by all to approve the minutes as is.

Special Recognition:

- A. Proclamations:** *Pineville Classics Week, Nurses Week, Municipal Clerk’s Week, Armenian Martyrs Day.* Mayor Fowler recognized four groups with proclamations for the month of April. Council Member Libby Boatwright moved to approve all four proclamations with Council Member Debbie Fowler seconding the motion. There were ayes by all.
- B. Pineville Police Officer of the Year – 2009:** Mayor Fowler introduced Chief Merchant of the Pineville Police Department. Chief Merchant explained that the program started about four years ago. An “Officer of the Quarter” is elected by a supervisor and then voted on by their peers each quarter. At the end of the year, one officer is chosen out of the four as “Officer of the Year”. He introduced Toby Calhoun as the 2009 recipient of the award. Detective Calhoun thanked everyone and stated he had been with the Pineville Police Department for 18 years. Chief Merchant also recognized the past recipients of the award: 2006 - Officer Shaun Boyter; 2007 – Sgt. Wes Rollins; and 2008 – Sgt. Dan Martin.
- C. Grant Smithson—District Court Judge Candidate:** Mayor Fowler introduced Mr. Grant Smithson. Mr. Smithson informed the audience that he was a candidate for District Court Judge and gave a brief description of his background, credentials and qualifications for the job. He reminded everyone that the primary was being held on May 4th and that it was a non-partisan election.
- D. Charles Strickland –** Mayor Fowler recognized Mr. Charles Strickland, an advocate for better bus service, who attends many of the MTC and CATS meetings. Mr. Strickland introduced himself and explained that he was working with other towns to improve bus service to those living in the outer towns. He indicated that most bus routes currently have service into and out of the City of Charlotte but there was no existing service between towns like Pineville and Matthews. He was looking for support from the surrounding towns in the form of a resolution or proclamation to show that there is a need to serve those on the outskirts of Charlotte.

CONSENT AGENDA

The following items are included: *a) Audit RFP Results; b) Resolution No. 2010-06 for Renewable Energy Credit Rider; c) Set Zoning Public Hearing Dates.* A motion was made by Council Member Libby Boatwright and seconded by Mayor Pro Tem David Phillips to adopt the Consent Agent as is. There were ayes by all to adopt the consent agenda with no changes.

PUBLIC HEARINGS

None

OLD BUSINESS

None

NEW BUSINESS

- A. Recognition of April as National Fair Housing Month** – *Presentation by the Charlotte Regional Realtor Association and a request to consider a Proclamation declaring April as National Fair Housing Month.* Mayor Fowler introduced Ms. Leanne Brown, a volunteer with the Housing Opportunity Foundation. Ms. Brown explained that the Charlotte Regional Realtor's Association was taking part in the second annual Housing Opportunity Foundation's Realtors Care Day. On April 23rd, more than six hundred regional realtors will volunteer to assist homeowners with costly exterior repairs and safety modifications such as replacing roofs, repairing porches or cleaning gutters at 30 different home sites across Mecklenburg and Iredell counties. She added that Council Members would be receiving an invitation to Realtor's Care Day to meet the volunteers and if anyone was seeking more information they could visit the website at www.realtorscareday.com. Council Member Debbie Fowler moved to approve the proclamation for Fair Housing Month. Mayor Pro Tem David Phillips seconded the motion and there were ayes by all.
- B. Presentation of Solid Waste and Recycling Bids** – *Consideration of bids received for the provision of solid waste and recycling services.* Town Administrator, Mike Rose, explained that with the new fiscal year approaching, he and the department heads were reviewing all service contracts agreements for any improvements that could be made. The town had contracted about two decades ago with CCC, who became Allied Waste and most recently, Republic Waste Services. The contract was due to expire in July 2010 and with the new single-stream, co-mingled recycling coming, he thought it would be a good opportunity to put it out to bid. By law, he noted, the town was not required to do that, nor was it required to take the lowest bidder if the town chose not to. Bids were acquired from Advanced Disposal, Republic Waste, and Signature Waste, all of which met the bid specifications.

Mr. Rose continued, stating that the plan was to continue household trash collection once a week as it has been in the past but new, larger recycling containers were being proposed so that more recycling could be done but less often. He proposed a change in the recycling collection from once a week to once every two weeks. Studies have shown an increase in recycling when the larger bins are used. Ninety per-cent of the town's garbage is managed currently through Republic with two small sections of town handled by Hawk Sanitation and K&S Sanitation, both of which did not submit a bid proposal.

Mr. Rose indicated that the town currently pays \$17.01 per household per month, a monthly fuel recovery surcharge of about \$1100 and \$370 per month for three dumpsters for a total of about \$24,000 a month for waste services. He also noted there had been annual CPI increases each year but they did not exceed 5%. Mr. Rose read the bid tabulation results for each hauler: Advanced Disposal -- \$13.29 per household, per month; Republic Waste -- \$ 13.25 per household, per month; and Signature Waste -- \$15.46 per household, per month. Pricing on two of the three proposals received, did not include the monthly fuel surcharges which would be an additional cost, and both had allowed for CPI increases annually. Mr. Rose pointed out that although Signature Waste appeared to be the highest cost, their bid package specified that there would be no CPI

increases for the first two years, nor would there be any additional monthly fuel surcharges. That, he stated, would make their bid as competitive as the other two.

Mr. Rose stated the contract would be for five years, all the companies came in with similar rates, and all three were capable of providing the services. He stated that a high level of customer service and reliability were critical factors in choosing a company. He thought that Signature Waste could provide that to the town.

Council Member Boatwright wanted to be sure that back door service was still going to be provided to those residents that needed it while Mayor Pro Tem Phillips wanted to know if references had been checked. Mr. Rose indicated that, as part of the new contract, any of the three companies would have to provide back door service to those that required it and he had been in contact with some of the surrounding towns such as Huntersville, Matthews, Cornelius, and Davidson regarding their trash services. He also noted that Tega Cay currently had Signature Waste as their service provider and they were happy with them.

Mayor Pro Tem Phillips was concerned that we were currently paying Republic \$17.01 per household, per month yet their current bid was at \$13.25 per household, per month. Mr. Rose explained that moving to a once every two week pickup of recyclables and with the current automated technology in place now, Republic was able to reduce the costs. Council Member Eschert wanted to know if there would be an alternative for empty nesters or one person households for a smaller recycling bin if they didn't need the bigger one. Mr. Rose indicated that once a provider is chosen, the contract details could be fine-tuned. Council Member Fowler's concern was if Signature Waste could handle the town's needs being a smaller company than the other two.

Joe Swinford from Signature Waste was introduced and given an opportunity to speak. He stated that he had been in the business for 20 years and believed that his 11 employees and 12 trucks could handle the job. He liked doing business with smaller towns and enjoyed working as a smaller company. His company has been handling Tega Cay's trash since 2007. Residents did not think his company was capable of handling their needs but it has been three years and residents have changed their opinion and like the service they provide.

Discussion continued with further questions from Council regarding annual rate increases, fuel surcharges, the size and maintenance of the trucks, and responsiveness to missed pickups. There were also questions regarding the schedule and days of pickup and if they would remain the same or change with another hauler. Mr. Rose stated that he would be sitting down with whoever won the bid to work out a schedule for pickup and there would be some issues to work out during the transition if a new company was chosen. Council Member Boatwright did not believe there was any reason to change service providers until she considered no CPI increases for two years or fuel charges for the duration of the contract so she moved to appoint Signature Waste as the town's new waste provider. Mayor Pro Tem Phillips seconded the motion and there were ayes by all.

C. Staff Updates – (1) Budget Workshop Schedule. Mr. Rose stated that he and the Finance Director were working to put together the information from the last workshop. He

proposed May 25th and 27th for additional workshop dates to be held at the Hut at 6:00 p.m. (2) *PCAA Opening Day*. Mr. Rose informed Council that opening day for the PCAA was Saturday, April 17th at 9:00 a.m. He requested that all Council Members be present to show their support. (3) *Memorial Day Tribute*. Mr. Rose reminded Council of the upcoming annual tribute to Pineville veterans. This year's ceremony would be held on Sunday, May 30th from 1:30 p.m. until 3:30 p.m. and would begin at the Hut. He added that there would be a 21 gun salute this year.

Mr. Rose spoke on behalf of Planning Director, Kevin Icard who was not present. He reminded Council that the Planning Coordinator's Luncheon would be held on April 23rd in Matthews. All elected officials were invited. An updated 2010 Hazard Mitigation Plan would be presented at May's council meeting and an informational meeting would be held at the McCullough Sales office on April 22nd at 6:30 p.m. to discuss changes to their CDU Plan.

ADJOURNMENT:

There being no further questions or comments, Council Member Libby Boatwright moved to adjourn the meeting at 7:30 p.m. Council Member Debbie Fowler seconded the motion and there were ayes by all to adjourn.

George C. Fowler, Mayor

Attest:

Barbara Monticello, Town Clerk