

**TOWN OF HUNTERSVILLE
TOWN BOARD MEETING
MINUTES**

**February 15, 2016
6:30 p.m. – Town Hall**

PRE-MEETING

The Huntersville Board of Commissioners held a pre-meeting at the Huntersville Town Hall at 5:30 p.m. on February 15, 2016.

GOVERNING BODY MEMBERS PRESENT: Mayor John Aneralla; Commissioners Melinda Bales, Dan Boone, Mark Gibbons, Charles Guignard, Rob Kidwell and Danny Phillips.

Special Appropriation/501(c)(3) Funding. Mayor Aneralla presented a policy that he compiled using information from several other towns.

Following discussion, it was the general consensus of the Board to have the Town Attorney draft a policy on 501(c)(3) funding for the Board's consideration and to go ahead and send forms to entities that received funding in the current budget.

LNTC Discussion. Bill Thunberg, Executive Director of Lake Norman Transportation Commission, reviewed role of the LNTC. During the discussion, some members of the Board noted that Mr. Thunberg and the Town's Transportation Planner serve on several of the same committees and they don't feel that overlap is necessary. Commissioner Bales pointed out that per the LNTC bylaws, a review process of the commission is scheduled for this upcoming year.

Fire Station No. 4 Update. Scott Garner reviewed the plans for Fire Station No. 4.

There being no further business, the pre-meeting was adjourned.

**REGULAR MEETING
TOWN OF HUNTERSVILLE
BOARD OF COMMISSIONERS**

The Regular Meeting of the Huntersville Board of Commissioners was held at the Huntersville Town Hall at 6:30 p.m. on February 15, 2016.

GOVERNING BODY MEMBERS PRESENT: Mayor John Aneralla; Commissioners Melinda Bales, Dan Boone, Mark Gibbons, Charles Guignard, Rob Kidwell and Danny Phillips.

Mayor Aneralla called the meeting to order.

Mayor Aneralla called for a moment of silence.

Mayor Aneralla led the Pledge of Allegiance.

MAYOR AND COMMISSIONER REPORTS/STAFF QUESTIONS

Mayor Aneralla

- The next Metropolitan Transit Commission meeting is February 24.
- Will be meeting with CATS CEO on February 18.
- The Commerce Station Management Team has met twice in the last two weeks.

Commissioner Bales

- The Lake Norman EDC currently has 10 active projects.
- A Career Information Session will be held at CPCC Merancas Campus on February 24.
- The speed networking event at Hopewell High School for the Academy of Hospitality and Tourism was a success.
- The Lake Norman Transportation Commission will meet next month in Cornelius.

Commissioner Boone

- The plans for Fire Station No. 4 have been prepared and that project is on schedule.
- The Huntersville Police Department has received 10 new vehicles.
- The North Mecklenburg Rescue Squad held repelling training this past weekend.
- Is putting together a team for the HFFA Women's Red Run 4k Road Race or Walk and challenged Commissioner Bales to form her team.

Commissioner Gibbons

- The next meeting of the NC 73 Council of Planning is February 25.
- Attended the Mecklenburg County Veterans Services Council meeting. The 14th Annual U.S. Service Academy Day will be held April 16 at Charlotte Catholic High School.

Commissioner Guignard

- Commended Public Works for their work treating roads prior to the predicted winter weather.
- The Centralina Council of Governments met last Wednesday. Mayor Woods of Davidson was appointed to serve on the Executive Board.
- The next meeting of the Planning Coordinating Committee is next month.
- The 20th Annual Angels of 97 Spaghetti Dinner will be held on March 19.

Commissioner Kidwell

- The next Olde Huntersville Historic Society meeting is March 2.
- The next meeting of the Charlotte Regional Transportation Planning Organization is Wednesday.
- Attended a P4.0 Workshop.

Commissioner Phillips

- Announced upcoming Lake Norman Chamber events.
- Announced upcoming Visit Lake Norman events.

PUBLIC COMMENTS, REQUESTS, OR PRESENTATIONS

Bill Russell, 9449 Mt. Holly-Huntersville Road, encouraged the elected officials to visit Huntersville businesses to keep them updated on road construction projects.

Carolyn Averill, 8710 Westmoreland Lake Drive, Cornelius, addressed the Board concerning the unsolved case of the murder of her son, Peter Jordan, who was murdered two years ago. Ms. Averill feels she has not been getting adequate updates from the Police Department and hopes that given the breakdown of communication throughout this case that there will be a revised strategy to address victims' families. There will be a Walk for Justice for Peter on February 20.

Cassidy Brauns addressed the Board on behalf of Advanced Disposal. Mr. Brauns presented PowerPoint presentation reviewing their proposal for solid waste collection services. *PowerPoint Presentation attached hereto as Attachment No. 1.*

Malinda Barkley addressed the Board on behalf of Republic Services. Ms. Barkley reviewed their proposal for solid waste collection services.

PUBLIC HEARINGS

None

Mayor Aneralla recognized Planning Board members present: Hal Bankirer and Janice Lewis.

OTHER BUSINESS

Richard Barry Park Signage Agreement. Staff requests the Board consider extending the Richard Barry Park Signage Agreement with the Carolina Rapids Soccer Club for two additional years, ending December 31, 2017. The Carolina Rapids have paid for the two sections of new fencing along the soccer fields. All additional signage revenue sold will be split 50/50 with the Town. For the first two years the Town received just over \$4,000. Carolina Rapids anticipates to increase this number with more focus on signage sponsors. The Parks & Recreation Commission approved this extension with a unanimous vote at its January 2016 meeting.

Commissioner Kidwell made a motion to extend the Richard Barry Park Signage agreement for two additional years.

Commissioner Bales seconded motion.

Motion carried unanimously.

Agreement attached hereto as Attachment No. 2.

Alcoholic Beverage Policy/Ordinance. Michael Jaycocks, Parks & Recreation Director, reviewed request. Over the last couple of years the Town has been receiving more and more requests about potential events having alcohol at those events. The proposed policy is similar to the policies of the Town of Cornelius and the Town of Kannapolis which would allow alcohol at certain events that the Town approves and has to be in a certain area that is controlled. The Police Department reviewed the policy and did not have any concerns.

Commissioner Phillips requested there be another process for approving alcohol at events other than the Parks & Recreation Director having that sole authority and if they are denied a permit, a written reason be provided.

Bob Blythe, Town Attorney, suggested that the Parks & Recreation Director could have that responsibility and if it is denied, the applicant could appeal to the Parks & Recreation Commission.

Commissioner Boone suggested that more definition be included under Item H for what the seller is responsible for cleaning and that bilingual signage be considered.

Commissioner Gibbons requested clarification of the word sponsor.

Mr. Jaycocks explained that it basically means that the Town is involved in that event.

Commissioner Phillips made a motion to get the Town Attorney and Michael to make the changes that we are requesting and bring this back to us at our first meeting in March.

Commissioner Boone seconded motion.

Motion carried unanimously.

Solid Waste Collection Services. Bobby Williams, Assistant to the Manager, reviewed proposals that were received at 2 p.m. today.

						Using 17,500 Households		
Advanced Disposal			MSW	YW	REC (bi-weekly)	Total Unit Price	Annual Cost	Life of Contract
new trucks, equip, etc.	Unit Cost	5-year	\$ 8.06	\$ 4.04	\$ 2.30	\$ 14.40	\$ 3,024,000	\$ 15,120,000
		7-year	\$ 7.98	\$ 3.99	\$ 2.28	\$ 14.25	\$ 2,992,500	\$ 20,947,500
<u>NOTE:</u> Advanced Disposal's original 5-year bid with all new trucks and equipment was \$15.48 (\$14.30 over 5 years with existing trucks and rebranded carts, with a phased switch out period of carts over 12-18 months and replacement of 1-2 trucks per year, and/or as needed).								
						Using 17,500 Households		
Republic			MSW	YW	REC (bi-weekly)	Total Unit Price	Annual Cost	Life of Contract
new trucks, equip, etc.	Unit Cost	5-year	\$ 8.25	\$ 3.80	\$ 3.20	15.25	\$ 3,202,500	\$ 16,012,500
		7-year	\$ 8.26	\$ 3.95	\$ 2.13	14.34	\$ 3,011,400	\$ 21,079,800
<u>NOTE:</u> Republic's original 5-year bid was \$15.80 and its original 7-year bid alternate was \$14.34.								
CURRENT BUDGET - FY16 (17,500 HH's + some growth)								
			MSW	YW	REC	TOTALS	Annual Cost	
			\$ 8.26	\$ 3.95	\$ 2.13	\$ 14.34	\$ 3,091,239	
NOTE: Contract expires June 30, 2016.								
* <u>NOTE:</u> Prices above do not represent any increases to # of household units, CPI adjustments, tipping fee increases or fuel rate adjustments year by year over the life of the contract.								

Commissioner Kidwell made a motion to defer decision to the March 7 Regular Town Board Meeting. Commissioner Guignard seconded motion. Motion carried unanimously.

Lake Norman Transportation Commission. Commissioner Phillips made a motion to defund the Lake Norman Transportation Commission.

Commissioner Gibbons seconded motion.

Commissioner Guignard requested clarification if the motion is to defund effective immediately or defund at the end of the fiscal year.

Greg Ferguson, Town Manager, explained that the Interlocal Agreement is on a fiscal year basis, so the Town is committed through the end of June under the current Interlocal Agreement.

Commissioner Phillips amended his motion to notify the other towns that we are not going to participate in the Lake Norman Transportation Commission as of June 30, 2016.

Commissioner Gibbons seconded amended motion.

Commissioner Guignard said it gives me great pause to be discussing this because after sitting on this group for two years some four years ago and seeing the cooperation and collaboration that occurred between the four towns, I think a lot of what's going on between the four towns can go back to some of those roots. Unfortunately, there's a lot of things that have not occurred that these four towns might have stood for otherwise. Although I can accept and respect why my fellow commissioners want to defund this, I think to completely withdraw if there was a compromise to say we will participate in those types of meetings to discuss these types of things and some people will say you can't do it if you don't spend money, well you might can do it if you don't spend money. You don't always have to spend money to make things happen in a good way. It concerns me that we may be sending a message we don't want to be sending to the other three towns north of us, because we are certainly sending a message to the town south of us that we don't like what you've done recently. I don't know if I want to send this message.

Commissioner Gibbons stated this has been talked about and will not come as a surprise to the other towns that are participating. To the point about trying to continue this, I think that the people with the seats at the table need to continue getting together outside of our CRTPO meetings and discuss regional direction. I would like to see us have something very similar to an interlocal agreement where the towns say this is who we are going to have in this and this is why we got here.

Commissioner Boone stated I don't think we should defund the LNTC. I think we should defund the LNTC executive director. We'd still be on the committee but we just wouldn't be funding the director.

Commissioner Bales stated I think we need to have a little more dialogue here. In conversations over the last few weeks I have said that there was some direction needed and things that could be fixed. Per the interlocal agreement, the time to review the LNTC and make changes actually comes within the next fiscal year. Every two years the conversation happens within the LNTC that a committee is formed that we reevaluate what isn't working within the LNTC and we work to consensus and make those changes accordingly. I am deeply disappointed that this Board would choose to walk away from a regional entity that has since 2008 pulled all four towns together. If the directives need to change, our boards direct that change. There's no reason to walk away from the organization and the interlocal agreement to make the change.

Bob Blythe, Town Attorney, pointed out that the position and the funding for the executive director is part of the agreement itself. If you are to remain in it and not provide funding for executive director, it would require an amendment to the agreement.

Commissioner Kidwell stated in talks with representatives from Cornelius and Davidson, I hear the same thing over and over, is it worth saving and if you guys leave we're probably going to leave too. Whether they go forward with that or not is really up to them and their board. It was said earlier that we're not

talking about a whole lot of money here, about \$25,000 a year. That \$25,000 is money we can put towards something else that will benefit the town. As for the communication between the towns, the CRTPO, I get to sit with Cornelius and Davidson. We speak with each other two, three, four times a week regarding items that are on the TIP list, things that are going on in the town. What can we work towards to improve the infrastructure between our towns. Huntersville is very lucky that we have a Transportation Director. And so I'm looking at \$25,000 to an organization that even the rest of the transportation people involved in there say it's broken, I don't know if we want to fix it, we are probably going to leave. And then I look and I'm like we've got this great guy already working for us and they are overlapping in many groups. He knows our vision from the Town's perspective. As we learn more about these groups that they are involved in I feel strongly at this point it is a broken group and to keep dumping money into it or to launch another study to see how we can make it better is going to be a further waste of tax dollars.

Mayor Aneralla called for the vote to notify the other towns that we are not going to participate in the Lake Norman Transportation Commission as of June 30, 2016.

Motion carried 4 to 2, with Commissioners Bales and Guignard opposed.

Board of Adjustment Appointments. Commissioner Kidwell made a motion to move the Alternate Bethany Welch and the Alternate Eric Rowell to vacant Town Seats 2 and 5.

Commissioner Boone seconded motion.

Commissioner Kidwell withdrew his motion.

Commissioner Bales made a motion to appoint Bethany Welch to Town Seat 2.

Commissioner Gibbons seconded motion.

Motion carried 5 to 1, with Commissioner Phillips opposed.

Commissioner Kidwell made a motion to appoint Eric Rowell to Town Seat 5.

Commissioner Guignard seconded motion.

Motion carried 4 to 2, with Commissioners Bales and Boone opposed.

Mayor Aneralla accepted nominations to fill the two vacant Alternate Seats.

Commissioner Boone nominated Greg Evans and Toniann Primiano.

Commissioner Kidwell nominated Toniann Primiano and Edward Cecil.

Vote for Edward Cecil: Commissioners Bales, Guignard and Kidwell in favor.

Vote for Greg Evans: Commissioners Boone, Gibbons and Phillips in favor.

Vote for Primiano: Commissioners Bales, Boone, Gibbons, Guignard, Kidwell and Phillips in favor.

Mayor Aneralla broke the tie between Edward Cecil and Greg Evans by voting in favor of Greg Evans.

Greg Evans and Toniann Primiano were appointed to Alternate Seats on the Board of Adjustment.

Planning Board Appointments. Commissioner Phillips made a motion to appoint Jennifer Davis. Commissioner Bales seconded motion. Motion carried unanimously.

Land Development Ordinances Advisory Board Bylaws. Jack Simoneau, Planning Director, explained request. Section 2-2 of the bylaws reflects five at-large members and should reflect six at-large members for consistency with Section 2-1.

Commissioner Guignard made a motion to adopt amended Bylaws for the Land Development Ordinances Advisory Board.

Commissioner Bales seconded motion.

Motion carried unanimously.

Amended Bylaws attached hereto as Attachment No. 3.

Land Development Ordinances Advisory Board Appointments. The Board submitted written ballots for the appointments.

Following are the votes received for the six at-large members.

Vote for Bruce Andersen: Commissioners Bales, Boone, Gibbons, Guignard, Kidwell and Phillips in favor.

Vote for Jay Henson: Commissioners Bales, Boone, Gibbons, Guignard and Phillips in favor.

Vote for Brian Hines: Commissioners Boone, Gibbons, Guignard, Kidwell and Phillips in favor.

Vote for Jesse Jones: Commissioners Gibbons, Kidwell and Phillips in favor.

Vote for Daniel Rikard: Commissioners Bales, Boone, Gibbons, Guignard, Kidwell and Phillips in favor.

Vote for Jeff Sny: Commissioners Bales, Boone, Gibbons, Guignard and Kidwell in favor.

Vote for Geoffrey Steele: Commissioner Bales in favor.

Vote for Nick Walsh: Commissioners Bales, Boone, Kidwell and Phillips in favor.

Following are the votes received for the one Planning Board member.

Vote for Janice Lewis: Commissioner Bales in favor.

Vote for Joanne Miller: Commissioners Boone, Gibbons, Guignard, Kidwell and Phillips in favor.

Commissioner Kidwell made a motion to appoint Bruce Andersen, Daniel Rikard and Jeff Sny to two year terms and Jay Henson, Brian Hines and Nick Walsh to one year terms and appoint Joanne Miller as the Planning Board member.

Commissioner Guignard seconded motion.

Motion carried unanimously.

CONSENT AGENDA

Approval of Minutes. Commissioner Phillips made a motion to approve the minutes of the February 1, 2016 Regular Town Board Meeting. Commissioner Guignard seconded motion. Motion carried unanimously.

Budget Amendment – Commerce Station Park. Commissioner Phillips made a motion to approve budget amendment appropriating an economic development grant in the amount of \$4,000 received from ElectriCities for Commerce Station Park development costs. Commissioner Guignard seconded motion. Motion carried unanimously.

Budget Amendment – Police Department. Commissioner Phillips made a motion to approve budget amendment recognizing insurance revenue in the amount of \$500 and appropriate to the Police Department's insurance account. Commissioner Guignard seconded motion. Motion carried unanimously.

Budget Amendment – Police Department. Commissioner Phillips made a motion to approve budget amendment recognizing insurance revenue in the amount of \$207.54 and appropriate to the Police Department's insurance account. Commissioner Guignard seconded motion. Motion carried unanimously.

Property Tax Refunds. Commissioner Phillips made a motion to approve SL362 Property Tax Refund Report No. 53. Commissioner Guignard seconded motion. Motion carried unanimously.

Property Tax Refund Report attached hereto as Attachment No. 4.

CLOSING COMMENTS

None

Commissioner Bales made a motion to go into closed session for economic development. Commissioner Gibbons seconded motion. Motion carried unanimously.

Following closed session, there being no further business, the meeting was adjourned.

Approved this the ____ day of _____, 2016.