

Town of HOLLY RIDGE

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HOLLY RIDGE TOWN COUNCIL REGULAR MONTHLY MEETING June 14th, 2011

Mayor Padgett called the Regular monthly Meeting of the Holly Ridge Town Council to order at 7:00 pm. at the Town Hall. Council members present were Mayor Pro-Tem Hines, Councilman Edwards, Councilman Wright, and Councilwoman Stanley. Manager Maiorano, Town Clerk; Heather Reynolds and Attorney Stroud were also in attendance. Councilwoman Bragg was unable to attend.

Invocation and Pledge

Mayor Pro-Tem Hines gave the Invocation and Mayor Padgett led the Pledge of Allegiance.

Adoption of Minutes

A motion was made by **Councilman Edwards** and seconded by **Councilwoman Stanley** to adopt the minutes of the Budget Workshop held on May 2nd, 2011; the Budget Workshop held on May 25th, 2011; and the Regular Town Council Meeting held on May 25th, 2011. **All Agreed.**

Adoption of Agenda

Mayor Pro-Tem Hines recommended tabling item 10. A under New Business "Procedural Guidelines of Meeting Presentation by Attorney Stroud" due to Councilwoman Bragg's absence so all Council members can benefit from the presentation.

A motion was made by Mayor Pro-Tem Hines and seconded by **Councilman Edwards** to adopt the Agenda as amended. **All Agreed.**

Persons Wishing to Address the Council

Mr. Buck Cox of 306 S. Jenkins was present to voice his concerns about a pond near his house that smells of sewer and wants to know when the pond will be cleaned up because it has been going on for at least two years. Mayor Pro-Tem Hines said he has been addressing the pond and the problem is the pond is a private pond, but it is time that something is done. Manager Maiorano stated there are four lots that touch the pond and a letter was sent to Hiram Williams but he denies ownership of the pond and Mr. Williams said the maps are wrong. Manager Maiorano suggested proceeding with legal action. Mayor Pro-Tem Hines said there are noxious weeds in the pond and the previous manager was supposed to get in touch with agriculture. Manager Maiorano said the previous manager did get in touch with agriculture and they did not cover removal of noxious weeds. Manager Maiorano stated the Town would have to clean up the noxious weeds and assess the property owner. Manager Maiorano said the bids to have the pond cleaned ranged from \$5,000.00 to \$15,000.00. Councilman Wright asked if we could verify who owns the pond. Manager Maiorano stated the Town could use the information on the GIS system, but Mr. Williams says the maps are wrong.

Mayor Pro-Tem Hines asked Attorney Stroud what the Town's options are. Attorney Stroud responded we could do title searches and possible surveys to determine ownership. He said he would like to see the property owner's proceed with a nuisance action, but if it becomes a public health issue then the Town would have more authority. Manager Maiorano said his approach on the pond was meeting with Mr. Williams and he says he does not own the pond. Manager Maiorano suggested providing Attorney Stroud a copy of our ordinance to make sure it is enforceable for this issue and then reporting back to the Council next month.

Friends of the Park Report

Manager Maiorano said there was a meeting held to discuss the 4th of July Celebration and what we are selling, how we are selling those items, and staffing the concession stand were some of the issues discussed. He said everyone is feeling good about how everything will go. He also said there has been additional work done on the concession stand in preparation. Manager Maiorano informed everyone who was interested in attending there would be a meeting on June 16th, 2011 at 5:30 p.m. here at the Town Hall and then a follow up meeting on June 30th, 2011 at 5:30 p.m. in the park at the concession stand. Manager Maiorano stated there will be an outpost on the corner, roaming golf carts, and the concession stand. Manager Maiorano said this will be the 14th annual 4th of July celebration.

ONWASA Report

Mayor Pro-Tem Hines gave the following report:

- The connection with Gulf Stream and Highway 50 should be made this week and by the end of the month should be flowing.
- The line between here and Summerhouse is a little delayed because there is around \$2,000,000.00 in extra work at the Summerhouse plant that needs to be done and was not anticipated.
- The budget for fiscal year 2011-2012 was passed and there were no rate increases this year and there were also eliminated expenses.
- No meeting for ONWASA this month.

Public Hearings

Proposed Municipal Budget for Fiscal Year 2011-2012

A motion was made by *Mayor Pro-Tem Hines* and seconded by *Councilman Edwards* to go into a Public Hearing. *All Agreed.*

Manager Maiorano said this is the third meeting on the budget and in the past meetings there was discussion of purchasing a bucket truck. He said Mayor Pro-Tem Hines and he went to look at one last night and they feel comfortable with this truck. He said this truck is a 1999 F450 with a 35 foot boom and is in good condition. Manager Maiorano said he was originally asking \$21,500.00 for the truck and the Town has made an offer of \$17,000.00. He said these trucks are hard to find and this truck is available. Councilman Edwards asked how many miles the truck has on it. Mayor Pro-Tem Hines stated 149,000 miles. Manager Maiorano said there is a bad front tire on the truck and the windshield is cracked. Councilman Edwards asked if it was cheaper to rent or buy a bucket truck. Manager Maiorano said there are no bucket trucks available for rent. Councilman Edwards asked if there is a safety inspection that has to be done. Manager Maiorano answered there are OSHA regulations for operating the truck but as far as we can tell there are no safety inspections. Mayor Padgett said he knows there are stress tests that need to be done on the bucket. Manager Maiorano said the Town is looking at adding \$18,500.00 for the total package to purchase the bucket truck with tags and taxes.

Manager Maiorano said there has been discussion about putting monitors in the meeting room for the Council, staff, and citizens and flat screen TVs are a lot cheaper than they used to be. Manager Maiorano suggested two 50 inch monitors and a lot of Town Halls are moving to this set up to provide better information. Manager Maiorano said the total cost would be \$2,500.00 and has requested this money be added under miscellaneous in administration.

A motion was made by **Mayor Pro-Tem Hines** and seconded by **Councilman Edwards** to return to regular session. **All Agreed.**

Councilwoman Stanley said in the long run the bucket truck is a good idea and can be used for more than just the Christmas decorations such as hanging the flags and trimming trees around town. Councilwoman Stanley said she feels we do need the bucket truck. Councilman Edwards said we don't know much about this particular truck. Mayor Padgett stated we wouldn't know any additional information with any other truck and we should get around 400,000 miles on the motor. Mayor Pro-Tem Hines said while they were looking at the truck there were no problems with the truck and it has no rust on the truck and there wasn't any stress when the bucket moved and didn't know if we would find another truck to purchase. Manager Maiorano stated everything on the truck looked good.

A motion was made by **Councilwoman Stanley** and seconded by **Mayor Pro-Tem Hines** to add an additional \$18,500.00 under line item 10-610-74 for the purchase of a bucket truck, bringing the total to \$27,500.00. **Voting was as follows: Councilman Wright- yes, Councilwoman Stanley- yes, Councilman Edwards- no, Mayor Pro-Tem Hines- yes. Motion Carried.**

Mayor Pro-Tem Hines said adding the monitors to the meeting room would be beneficial to us.

A motion was made by Mayor Pro-Tem Hines and seconded by Councilman Wright to make an addition to the budget in the amount of \$2500.00 under line item 10-420-57 for the purchase of two monitors for the meeting room.

A motion was made by **Mayor Pro-Tem Hines** to adopt the budget as amended and presented.

Councilman Edwards asked Brandon Longo the Assistant Chief from the Holly Ridge Fire Department what will happen to the pumper truck the fire department currently has when the new pumper truck is purchased. Brandon Longo said that vehicle is 30 years old and there isn't much they can do with it. Brandon said the truck is being used as a brush truck right now and in the future will be used mainly as a back-up. Councilman Edwards asked if that means the current truck will be kept and Brandon replied yes. Councilman Edwards asked why the current truck is being replaced then. Mayor Pro-Tem Hines said it needs to be replaced because parts for the truck cannot be obtained and the truck will not pass the pump tests. Councilman Edwards said he would hate to see the pumper truck sold and the profits from it not go towards the purchase of the new truck.

Manager Maiorano said before the budget is adopted he would like to edit the budget ordinance and the budget sheets to show the changes made tonight.

Mayor Pro-Tem Hines withdrew his motion.

Mayor Padgett called for a ten minute recess at 7:45 p.m.

Mayor Padgett called the meeting back to order at 7:55 p.m.

A Motion was made by *Mayor Pro-Tem Hines* and seconded by *Councilman Wright* to adopt the Annual Operating Budget Ordinance labeled “Ordinance No. 2011-01” as presented. *Voting was as follows: Councilman Wright- yes, Councilwoman Stanley- yes, Councilman Edwards- no, Mayor Pro-Tem Hines- yes. Motion Carried.*

The Annual Operating Budget adopted included the following items for Capital Outlay:

- \$9,000 per year for the next four years for two F150’s for Maintenance Department.
- \$9,000 per year for the next four years for two F150’s for Inspections Department.
- \$50,000 this year to the Holly Ridge Fire Department for the down payment of a 2011 Pierce Saber Pumper Truck, \$50,000 for year 2012-2013 and \$48,074.25 for the next six years following the year 2012-2013.
- \$18,500 for the 1999 F450 Bucket Truck.
- \$37,000 per year for the next four years for four police vehicles.

Mayor Pro-Tem Hines thanked the staff for the work put into the preparation of the budget and said everyone did an excellent job and trimmed things down a lot. Mayor Padgett said he felt the staff did an outstanding job as well.

Request from Gerald Bryant for Re-Zoning on Parcel #900-51 located on S. Dyson Street changing the Zoning from R15 to R7.5A

A motion was made by *Councilman Edwards* and seconded by *Councilwoman Stanley* to go into a public hearing. *All Agreed.*

Manager Maiorano stated this property is located on S. Dyson Street and borders on the south side a 7.5 district and is eligible for the re-zoning and the Planning Board did approve the request.

A motion was made by *Councilman Edwards* and seconded by *Councilwoman Stanley* to return to regular session. *All Agreed.*

A motion was made by *Mayor Pro-Tem Hines* and seconded by *Councilman Edwards* to approve the re-zoning request on parcel #900-51 changing the zoning from R15 to R7.5A. *All Agreed.*

Old Business

Discussion of Street Repair Proposal

Manager Maiorano said we are looking at paving Green Street on the North side of town and we put out bids and the lowest came in at \$44,000.00 with Jacksonville Paving. He said we were also looking at Camp Davis because of the condition of the road and we had just had it paved, there are severe cracks in the road. Manager Maiorano said we do not want to award a new contract to Jacksonville Paving if they have faulty work going on in Town, so we called them in to look at the condition of the street. Manager Maiorano stated they said they were “dumbfounded” on what the problem was. Manager Maiorano said they were supposed to get back with us after a meeting that was set up with Terry and Terry did not show up he sent J.R. in his place. Manager Maiorano said he notified and made it very clear to Terry awarding the new contract to them was contingent on us receiving satisfaction from them on Camp Davis Road and they agreed. Manager Maiorano went on to say the quote sent from Jacksonville Paving stated Jacksonville Paving would seal the cracks on Camp Davis Road. They also recognized the cracks in the road are significant and they will come back in six months to meet with Town officials to decide what to do at that point with the road. Manager Maiorano said he was not satisfied with the language because it did not give us resolution on the fact that the road may need to be torn up and re-paved. Manager Maiorano said he cannot advise awarding the contract to Jacksonville Paving because of the outstanding issue on Camp Davis Road. He said Terry with Jacksonville Paving said by the end of the day he would have a resolution to the problem and that was a week ago. Manager Maiorano felt the Town has reached out to them enough. Manager Maiorano suggested entering into litigation with Jacksonville Paving. Manager Maiorano stated Jacksonville Paving acknowledged a problem with the street but has failed to come up with a solution. Manager Maiorano recommended awarding the contract to the next lowest paving company which would be Onslow Grading and Paving with their bid at \$52,227.39. He said currently in Powell Bill for the current fiscal year there is \$50,978.00, with some funds outstanding for fuel bills on the work that has been done on the roads so far. Manager Maiorano stated we will run a few thousand dollars short, but we will be able to do a transfer.

Councilman Edwards said they cannot fill the cracks without paving the whole road because the road is nothing but cracks. Mayor Pro-Tem Hines said they were aware we were going to possibly have more road work and it seems like we were shunned. Councilman Wright said the intent of Jacksonville Paving is questionable.

Attorney Stroud said if Jacksonville Paving is not interested enough in showing up to discuss the condition of Camp Davis Road then the Town can move to the next lowest bidder.

A motion was made by **Councilwoman Stanley** and seconded by **Councilman Wright** to award the bid for paving Green Street to Onslow Paving and Grading. **All Agreed.**

New Business

Discussion of Possible Road Closure of Hudiburg Street

Manager Maiorano stated he just wanted to entertain the Council with the information on road closures and is not looking for any action. He said we have Hudiburg Street between Dyson and Green Street and we know Green Street has some people moving in on it and is having some issues. Manager Maiorano said we also have Dyson Street near the park where 21 homes are going in with the new project and that part of Dyson Street is not open and never has been. Manager Maiorano said he is not saying he wants to open or close any streets he is just asking for direction from the Council concerning the streets if there is any particular direction the Council wishes to proceed. Councilman Edwards asked if we would lose Powell Bill funds for these streets if we closed them. Manager Maiorano answered we do not receive Powell Bill funds for these streets because they are not passable at those particular portions. Manager Maiorano said there is a cost associated with the closing of a street.

Mayor Pro-Tem Hines said no matter what we do with Dyson Street it belongs to the Town because it runs through the Park. He also said Hines Street runs through a swamp and there may never be a road through there, but Hudiburg Street is a different animal because it connects Green Street and Hines Street and we may want to open it in the future.

Discussion of Street Bonds

Manager Maiorano said there was talk in the past about street bonds and possibly applying for the bonds in the amount of around \$300,000.00 - \$400,000.00. He said after discussing with the Attorney and the LGC, we do not actually have to entertain bonds and go through all the fees and having a bond council because the Town could actually secure a loan for the amount to fix the streets. He said the LGC said we could secure local financing especially with interest rates as low as they are.

Attorney Stroud said a lot of banks are big in this type of financing such as BB&T, SunTrust, and First Citizens in the State of North Carolina. He said the downside is the bank will likely be wanting some type of security such as a deed of trust on a piece of Town property, but it is much cheaper to obtain the financing through a bank rather than on bonds. Attorney Stroud said the LGC will also help guide the Town because they will know who is giving good rates.

Councilman Wright asked what \$300,000.00 - \$400,000.00 would cover. Manager Maiorano said we know around \$50,000.00 will cover Green Street and it is a rather long street, but we do not want to ask for too much money because we have to look at a payment the Town can afford.

Manager Maiorano stated he would inform the Council of any information obtained while moving forward. Mayor Pro-Tem Hines and Councilman Wright were in agreement of the Town being behind on street repair and something needs to be done. Mayor Pro-Tem Hines said the drainage on the roads is a major issue and causes a lot of problems.

A motion was made by *Councilman Wright* and seconded by *Councilwoman Stanley* to investigate obtaining a loan in the amount of \$400,000.00 for street repair. *All Agreed.*

Police Department Comments

Councilman Wright asked when the next roadblock would be and Major Bryant responded it would be held in August.

Town Manager Comments

Manager Maiorano said we had some concerns with Waste Industries on our garbage cart count and we had a meeting with Eric from Waste Industries yesterday. He said Eric did a windshield survey for the number of carts and unfortunately he came up with a lot more carts than we did. Manager Maiorano said Town staff actually put hands on every cart and wanted to thank Karen and Heather for going out with the maintenance staff and writing the numbers down to every cart. Manager Maiorano said the garbage cart numbers were amended to a figure everyone though was fair. Manager Maiorano also told the Council that he told Eric the budget sessions were already over and the proposed CPI increase of 1.35% was too late. Manager Maiorano said Eric told him their current contract allows Waste Industries to have a CPI increase as long as the Town is notified, but their CPI increase proposal had to be to the Town by March 30th and was received by us on May 26th in the mail so it will not be presented.

Manager Maiorano said Norma who is Eric's boss called later that day and offered a contract for five years with no increase. Manager Maiorano said that contract will be presented at the next meeting and it could be a good deal.

Manager Maiorano asked for a concensus of the board to approach Penslow Medical for 20 feet of the lot next door for the purpose of additional parking because it is a tight fit for cars backing out of the parking lot at the Town Hall.

It was the concensus of the board to proceed with having Mayor Pro-Tem Hines approach Penslow Medical for additional room for parking.

Council Concerns

Councilman Wright said thank you to the staff for the hard work on the budget and the garbage carts.

Councilwoman Stanley wanted to thank everyone for working hard on the budget.

Councilman Edwards stated even though he didn't agree with some of the content of the budget he did recognize the professionalism of how the budget was presented and the hard work put into it.

Mayor Pro-Tem Hines commented on the nice table that was made for the Manager, Attorney, and Clerk and said Councilman Wright did a great job on the table top.

Councilman Wright asked if the ball field will start having the work done to it because it needs to be a priority. Manager Maiorano said we would make it a priority now that the funds are in place.

Announcements

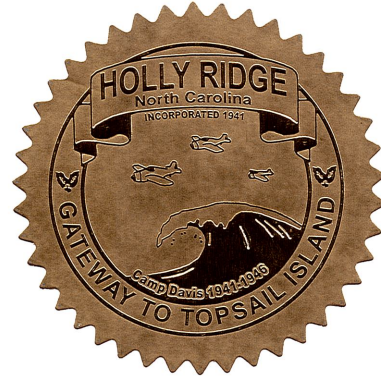
Mayor Padgett gave the following announcements:


- Friends of the Park Meeting on June 16th at 5:30 p.m. at the Town Hall.

Adjournment

A motion was made by *Mayor Pro-Tem Hines* and seconded by *Councilman Edwards* to adjourn at 8:35 p.m. *All Agreed.*

Attest:





Mayor Padgett



Heather Reynolds, Town Clerk

These minutes were recorded and prepared by Town Clerk Heather Reynolds