

**ERWIN BOARD OF COMMISSIONERS  
MEETING MINUTES  
JUNE 3, 2010  
REGULAR MEETING  
ERWIN, NORTH CAROLINA**

The Board of Commissioners for the Town of Erwin with Mayor Patsy Carson presiding, held its Regular Meeting in the Town Hall on Thursday, June 3, 2010 at 7:00 P. M. in Erwin, North Carolina.

Board Members present were: Commissioners Norma Ennis, Randy Baker, William Corbett, Frank Taylor, Mark Whitman and Michael West.

Town Manager Bryan Thompson, Town Clerk Cynthia Patterson and Town Attorney Mac Hunter were present.

Mayor Patsy Carson called the meeting to order at 7:00 P. M.

Commissioner Taylor gave the invocation.

Those present recited the Pledge of Allegiance.

**AGENDA ADJUSTMENTS/APPROVAL OF AGENDA**

Commissioner Baker made a motion to approve the Agenda and was seconded by Commissioner Corbett. The Board voted unanimously.

**CONSENT ITEMS**

Commissioner Ennis made a motion to approve **Item (A)** Approval of Regular Minutes on 5/06/2010, **(Item B)** Approval of Special Called Minutes on 05/24/2010, **(Item C)** Approval of Budget Amendment #2010-007 – W.N. Porter Park Bathroom Facilities, **(Item D)** Approval of Release/Refunds of Taxes #152-153 and was seconded by Commissioner West. The Board voted unanimously.

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**PUBLIC HEARING**

Commissioner Baker made a motion to open Public Hearing for Conditional Use Permit for a Class A Manufactured Home at 7:01pm and was seconded by Commissioner Whitman. The Board voted unanimously.

**CONDITIONAL USE PERMIT APPLICATION – CLASS A MANUFACTURED  
HOME – AT LOCATION OF B/W 57 AND 46 CARP LANE, ERWIN  
APPLICANT JESUS AND TERESA ALEJOS  
PIN# 0598-93-7710.000**

Harnett County Planner Landon Chandler advised the Board that this is a conditional use application for applicant Jesus and Teresa Alejos. The location will be between 57 and 46 Carp Lane, Erwin. This is also zoned RD (Residential District). This site is currently vacant

**MINUTES OF JUNE 3, 2010 CONTINUED**

with some existing vegetation around property boundaries. The surrounding land uses consist primarily of both single and double wide manufactured homes as well as some stick built homes. The applicant has provided a site plan which outlines where they wish to set up a newer Class A Manufactured home. The site plan shows a rough sketch of how the home will be positioned on the lot. The ordinance requires all Class A homes to receive Conditional Use approval before being set up.

Mayor Carson asked that if anyone was interested to speak in favor for this Conditional Use Permit to please come forward and state your name, address and oath.

No one came forward to speak in favor.

Mayor Carson asked that if anyone was interested to speak against this Conditional Use Permit to please come forward and state your name, address and oath.

No one came forward to speak against.

Commissioner Taylor made a motion to close the Public Hearing at 7:04pm and was seconded by Commissioner West. The Board voted unanimously.

Commissioner Baker made a motion to use the Findings of Facts submitted by the Planning Board and accept those findings and also accept the Conditional Use Permit Application for a Class A Manufactured Home at location b/w 57 and 46 Carp Lane, Erwin and was seconded by Commissioner Whitman. The Board voted unanimously.

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**PUBLIC HEARING**

Commissioner Baker made a motion to open public hearing for Outdoor Advertising/Billboard Sign at 7:05pm and was seconded by Commissioner West. The Board voted unanimously.

**CONDITIONAL USE PERMIT APPLICATION – OUTDOOR  
ADVERTISING/BILLBOARD SIGN – AT LOCATION OF THE CORNER OF  
BUNNLEVEL ROAD AND BEAVER ROAD  
PIN# 0597-00-2067.00**

Landon Chandler with Harnett County Planning Dept. informed the Board that this is a conditional use permit application for a day care on Beaver Road. The applicant is Mary Freeman and the owner is Cape Fear Conference A. This is currently zoned at M-1. This site is currently occupied by a church and conference center with surrounding land uses that consist of Single Family homes as well as some vacant lots. The applicant has provided a site plan which outlines where they wish to operate a Daycare Center. The site plan shows a rough sketch of how the parking and building areas are set up. The ordinance calls for 1 space for each staff member and employee plus 1 space for each child to satisfy the requirements of this section.

## **MINUTES OF JUNE 3, 2010 CONTINUED**

Mayor Carson asked that if anyone was interested to speak in favor for this Conditional Use Permit Outdoor Advertising/Billboard Sign to please come forward and state your name, address and oath.

Ferndale Thomas of Fayetteville came forward and stated the oath. Ms. Thomas stated that she is a Board member of the Cape Fear Conference A and would like the sign there and feels it would be beneficial to the Town of Erwin. Ms. Thomas also stated that the committee had no intentions of removing the current sign and was aware that the new sign would have to be at least 300ft. from any other sign.

Mayor Carson asked that if anyone was interested to speak against this Conditional Use Permit Outdoor Advertising/Billboard Sign to please come forward and state your name, address and oath.

No one came forward to speak against.

Commissioner Whitman made a motion to close the public hearing at 7:10pm and was seconded by Commissioner Corbett. The Board voted unanimously.

Commissioner Baker made a motion to accept the Findings of Facts submitted by the Planning Board and also approve the Conditional Use Permit Application for Outdoor Advertising/Billboard Sign with the stimulation that it will be in conformity with the Land Development Plan which should be 300ft from any other sign and 12ft off the right of way and was seconded by Commissioner Corbett. The Board voted unanimously.

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## **OLD BUSINESS**

### **CONSIDERATION OF RECYCLING SERVICE OPTIONS**

Town Manager Bryan Thompson informed the Board that Staff has received three (3) bids for recycling. Two (2) of those proposals have come in with actual proposal contracts. Each of the contracts the way they are written and language found in them do differ from one to the other. Mr. Thompson has attached a side by side comparison for the two contracts which are Republic Waste and Waste Management. See below.

#### **Republic Services**

#3.05 per month  
Charges will be based on actual # of residences

One pickup every two weeks  
65 gallon container  
No market changes provisions  
5 year proposed contract  
Annual adjustment based on consumer  
Price index  
Annual/semiannual adjustment for fuel

#### **Waste Management**

\$2.76 per month  
Charges will be based on actual # of residence

One pickup every two weeks  
65 gallon container  
There is a market changes provision  
5 year proposed contract  
Annual adjustment based on consumer  
Price index  
Quarterly adjustment for fuel

**MINUTES OF JUNE 3, 2010 CONTINUED**

(built into rate structure)  
Public Education is Town's responsibility

(built into rate structure)  
Public Education is Town's &  
Contractor's responsibility

Town Attorney Mac Hunter also stated that both contracts are not voluntary. If the Town would do voluntary it could increase the cost.

The Board expressed some concerns with the provision of market changes in Waste Management contract.

Chip Dodd with Waste Management came forward and spoke to the Board. Ms. Dodd stated that the clause really pertains more to picking up a number of items such as glass and can't rid of it or maybe get rid of it have it processed and have to pay for it. In that instance Waste Management would come to the Town and suggest suspending the collection of glass or does the Town want to pay for that. Waste Management would like protection and be able to come to the Town and say Waste Management would like to suspend the collection. Ms. Dodd also stated that she does not foresee the whole market to collapse.

Scott Horton with Republic Waste came forward and addressed the Board. Mr. Horton stated that Republic Waste did not have a clause for market change and is firm with \$3.05 per month and is ready to start work with the Town of Erwin. Republic Waste supported Earth Day and has very strong interest with recycling.

Derrick Pine with Green Guy came forward and addressed the Board. Mr. Pine stated that he does not have any official contract request however some information has changed since last month. As of July 1<sup>st</sup> he would go instead of an 18 gallon container to a 32 gallon container weekly with the same price which is \$5.00 a month. Mr. Pine stated that he has no issues with the clause discussed earlier, his issue more is recycle the items that are profitable and any profit he receives from selling those goods would be returned back to the community 100%. Mr. Pine also stated that would not ask for a contract more than 2 years to get him established with the Town of Erwin.

Commissioner Baker made a motion to enter into Recyclable Pickup Waste with Republic Waste at their proposed price of \$3.05 per month for pickup services as stated in the contract and was seconded by Commissioner Whitman. The Board voted unanimously.

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**MANAGER'S REPORT**

Mr. Thompson informed the Board that the Town was faced with a 13% increase renewal cost with Blue Cross Blue Shield. The Town had been looking into other carriers however was unable to make a change due to the Retirees. The Staff decided to stay with Blue Cross Blue Shield and see how the Town could structure those benefits in such a way that does not create a decrease the level of coverage. The Board was then presented with three (3) options.

It was the Consent of the Board to move forward with the new plan with Blue Cross Blue Shield.

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**MINUTES OF JUNE 3, 2010 CONTINUED**

Mr. Thompson also stated that Andy Hester with Insurance Solutions will be having a meeting with the Employees in the next week or so to go over the new plan.

The Planning Board reviewed the language for the Sweepstakes Moratorium/Text Amendment and wanted to do more research and look at the new information at the next regular meeting which will be Monday, June 21, 2010 at 7pm. This will still be enough time for the Board of Commissioners to review the Planning Board recommendations.

Mr. Thompson introduced Mr. Hank Raper to the Board. Mr. Raper will be the Town's intern until July. He is studying to be either a Manager of a Municipality or a Lawyer.

**GOVERNING BODY COMMENTS**

Commissioner Taylor commended the Town Employees for doing a good job.

Commissioner West thanked everyone for coming to the meeting and mentioned that the Gospel at the Gazebo will begin the 2<sup>nd</sup> Friday of each month at 6pm. Our goal is to attract residents and business to downtown. Encourage everyone to come out.

Commissioner Ennis also thanked everyone for coming to the meeting and encouraged everyone to get involved with the Town, which is the only way to get something done, is to get involved.

Commissioner Whitman thanked everyone for coming to the meeting and also thanked the Staff for a good job.

Mayor Carson encouraged everyone to attend the next NC Step meeting which will be on Tuesday, June 15, 2010.

Commissioner Corbett informed the Manager of the steps at the River Park are being washed out and to please look into this matter.

**ADJOURNMENT**

Commissioner Corbett made a motion to adjourn at 8:25pm and was seconded by Commissioner Ennis. The Board voted unanimously.

**MINUTES RECORDED AND TYPED BY  
CYNTHIA B PATTERSON TOWN CLERK**

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**Patsy M. Carson, Mayor**

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**Cynthia B. Patterson, Town Clerk**