

Ordinance 2020-05 to Amend Service and User Fees for Users of the Storm Water  
Ordinance 2020-08 Amending Sewage utility Availability and Tap Rates, Charges and Fees  
Ordinance 2020-09 Amending Water Utility Availability and Tap Rates, Charges and Fees  
Ordinance 2020-10 Amend Sections 8.3 and 8.15 of the Unified Development Ordinance

**PITTSBORO TOWN COUNCIL MEETING  
TUESDAY, OCTOBER 6, 2020 @ 7:00 PM**

**QUORUM:**

Jim Hill  
Jarod Baker – ZOOM  
William Majeske  
Jay Thompson – ZOOM

Jim Buddenbaum, Attorney - ZOOM  
Shari L. Ping, Clerk Treasurer

OTHERS: Jason Love, Town Manager; Steve Maple, Building Commissioner; Rachel Miller, Parks & Rec Rep; Adam Peaper, Rundell Ernstberger – ZOOM; Kyle Martin – ZOOM, Linda Thompson - ZOOM

**PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE:**

President Jim Hill brought the Town Council Meeting to order at 7:00 pm by establishing a quorum. Four (4) of the five (5) members are present, two (2) members are present via Zoom, Melodi Ingalls was absent. Jim then asked the Council, staff and audience to stand for the Pledge of Allegiance and to follow with a Moment of Silence.

1. Jim Hill opened the Public Hearing for **Ordinance 2020-05 to Amend Service and User Fees of the Storm Water**. Jim asked if the Public had any comments. There being none, Jim closed the Public Hearing for Ordinance 2020-05. Effective date will be January 1, 2021. He then asked for a roll call vote – Jay-aye, Jarod-aye, Bill-aye, Jim-aye. Motion carries 4-0.
2. Jim Hill opened the Public Hearing for **Ordinance 2020-08 Amending Sewage utility Availability and Tap Rates, Charges and Fees**. Jim asked for any comments from the Public. There being none, Jim closed the Public Hearing. Bill Majeske made the motion to approve Ordinance 2020-08 effective date January 1, 2021, Jim Hill seconded. He then asked for a roll call vote – Jay-aye, Jarod-aye, Bill-aye, Jim-aye. Motion carries 4-0. Jim then asked for a motion to approve Ordinance 2020-08. Bill Majesek made the motion, Jim Hill seconded. He then asked for a roll call vote – Jay-aye, Jarod-aye, Bill-aye, Jim-aye. Motion carries 4-0.
3. Jim Hill opened the Public Hearing for **Ordinance 2020-09 Amending Water Utility Availability and Tap Rates, Charges and Fees**. Jim asked for any comments from the Public. There being none, Jim closed the Public Hearing. Bill Majeske made the motion to approve Ordinance 2020-08 effective date January 1, 2021, Jim Hill seconded. He then asked for a roll call vote – Jay-aye, Jarod-aye, Bill-aye, Jim-aye. Motion carries 4-0. Jim then asked for a motion to approve Ordinance 2020-08. Bill Majesek made the motion, Jim Hill seconded. He then asked for a roll call vote – Jay-aye, Jarod-aye, Bill-aye, Jim-aye. Motion carries 4-0.

**WISHES TO SPEAK:**

**OLD BUSINESS:**

*2021 Budget* – Jim Hill said that Rachel Miller had sent some budget changes for the Park & Rec budget for next year. There is no increase or decrease to the dollar amount of the budget. Just a matter of moving money around. Jim asked if the Council had any concerns. Jay-none, Jarod-no concerns, Bill-none, Jim-none. Rachel asked if we know if the viability of the numbers can be moved around. Jason Love mentioned that we are approving the budget and won't have hard numbers until after the DLGF approves the budget. Rachel is going to keep the numbers the same until after we hear from the DLGF.

Jim Buddenbaum is back on via ZOOM. He dropped off for some reason, but is back on.

Insurance costs vs HSA Contributions spreadsheet. Jay had no questions, Jarod asked about the comparison of the current insurance vs 25% and 50%. Shari explained the top portion of the spreadsheet is the current costs. The employees pay \$1 per paycheck. The 25% and 50% is for the dependents only. Jason asked Shari to explain the spreadsheet to him. Discussion followed. Jason asked Shari to do the same spreadsheet for his employees out of utilities. It was decided to table until the October 20<sup>th</sup> or November 3<sup>rd</sup> meeting. Steve Maple asked if we had the new rates for 2021? Shari said she spoke to Mike Steele, Steele Benefits, and he did not have new rates yet.

*Ordinance 2020-10 Amend Sections 8.3 and 8.15 of the Unified Development Ordinance* – Steve Maple explained the changes to the 8.15 Sign Standards and 8.3 Fences on Corner Lots. Jim Buddenbaum explained the US Supreme Court case that changed that you can't regulate speech. Adam Peaper explained the Supreme Court decision means that your signs have to be content neutral. Which boils down that you can't regulate certain types of signs one way. You are allowed to regulate time, place and manner and not allowed to regulate the content. The changes to the UDO will allow for a certain number of portable signs in yards. He also explained the restaurants will be allowed to use signs to advertise for their business. Jim Hill asked if the Council had any questions – Jay-none, Jarod-none, Bill-none, Jim-none. Jim then asked for a motion to approve *Ordinance 2020-10 to Amend Sections 8.3 and 8.15 of the Unified Development Ordinance*. Bill Majeske made the motion, Jim Hill seconded. Jim asked for a roll call vote – Jay-aye, Jarod-aye, Bill-aye, Jim-aye. Motion carries 4-0.

*IMPA Contract* – Jim Hill explained that we previously approved the IMPA contract, however, they have come back with an ordinance to sign. Jim Hill feels we need to draw up our own ordinance. Jim Buddenbaum said we need to decide if we want to extend their contract. He said Jason is in favor of extending the contract. Jim Buddenbaum will draw up our own ordinance and bring to the October 20<sup>th</sup> meeting.

*Trash RFP* – Jim Hill asked if everyone had a chance to look over the RFP packet (see attached). Jim asked Shari Ping if she sent the notice to the paper. Shari said she hasn't seen the RFP packet, so the notice has not been put in the papers. Jim Buddenbaum said the notice to bidders was in the RFP packet. Shari Ping asked to fill in the blanks with dates. Discussion followed with dates and times to fill in the blanks. Poll the council for questions-Jay-none, Jarod-none, Bill-none, Jim-none.

*Service/Meter Deposit* – Jim Hill sent an email on October 2<sup>nd</sup> with current electric, water and gas meter deposits for residential and commercial deposits. He also put his suggestions and for renters only. Jay Thompson asked Jim Buddenbaum if this is discrimination if we do it for renters only. Yes, we have to do the same for all residents. Jim Buddenbaum explained the deposit is for payment of the bills upon leaving. We need to use a credit service so that we would be protected against discrimination. Discussion followed. Jay Thompson explained that when he purchased his home in Arizona and since he didn't want to give his social security he had to pay \$300 for electric and they will hold it until you no longer have their service. Jason Love asked about outsourcing a credit service, do we need to approve an ordinance to use a credit service? Jim Buddenbaum said yes. Jason explained we would need to establish a pay chart based on credit scores. Jim B. said some users will need a co-signer. Jim Buddenbaum suggested that Shari call Kevin from Baker Tilley and see if they know of any credit service companies that are familiar with municipalities. Jim Hill suggested we table this until the October 20<sup>th</sup> meeting.

*Audio/Visual Update* – Jim Hill and Jason Love met with the company that put in the cameras in the Park. Jason said they are working fast and will get back with him. Jim Hill also mentioned New Era is still working on putting together a quote. Table this until a later date.

*½ Acre in Brixton Woods* – Jim Hill asked Jim Buddenbaum if he has an update. Jim B. said he sent an email to Greg Steurwald but has not heard back from him. He will ask Aleasha Boling to look into. Jim B. said they held a hearing that passed a resolution but the resolution doesn't comply with the statute. That's probably what Greg is looking at. Jim B. thinks we will have to start the process over if we can get Greg's attention.

## **DRAFTS & CLAIMS**

Jim Hill asked for a motion to approve the October 6, 2020 drafts & claims as presented by Shari Ping. Bill Majeske made the motion to approve, Jim Hill seconded. Jim asked for a roll call vote – Jay-aye, Jarod-aye, Bill-aye, Jim-aye. Motion carries 4-0.

**COUNCIL COMMENT:**

Jim Hill asked Jay Thompson if he had something to bring to the Council at this time. Jay asked about the Trash RFP and asked if we skipped it on the agenda. Jason and Shari explained what was discussed. Jay has a disclaimer and explained that in May 2018 he contacted Calvin Davidson from Ray's Trash to provide 2-way radios service for his company. Last Friday he received an email from Calvin and they are still interested with Jay providing technical and consulting services. Jay said this has no bearing on his decision to vote one way or another on the trash services. He just wanted this on public record. Does Jim B. feel he needs to sign a disclaimer, disclosure or conflict of interest? Jim needs to look into this and get back to Jay. Jay will send Jim B. information necessary to look into this.

Jay Thompson reported there is a homeowner in Deer Meadows who puts up a snow fence every year and he doesn't like it and wants to do away with the permit process. Can we discuss this or table until the next meeting? Jason asked what his problem is with the permit process. Jay said he copies the paperwork and turns it in every year and there is no fee involved. Jay felt like he needed to bring it before the Council since he represents the constituents of Deer Meadows. Shari asked Steve Maple if this would need to go before the Plan Commission and then their recommendation is brought back to the Council. Steve said it did. Jason informed the Council that we spent about six (6) months on this issue before. If Steve had any say he would do away with allowing snow fences all together.

Jay then said he rode around with Jason and he showed him the sewage treatment structure and explained the flow meter that was installed at SDI so we could get accurate flow readings. He said Chris York hasn't seen any data and he asked Jason if there was an update on the data. Jason said Chris was still trying to figure the program out by self-teaching.

Jay then asked about the sewage plant and if it can handle all of Jefferson Park once it is built out. Jason said yes. Eric Wathen said the changes they are planning would bump up the flow to 1.4-1.5 million gallons per day. Jason said there won't be an issue with the current flow.

Jay asked if there is an update on the water plant. Jason said there is a meeting next week to get an update on the water plant.

Jay thanked the Town Employees for picking up the dead squirrels on Wall Street. It seems it was happening a lot and they were picked up in a timely manner. So he wanted to thank whoever was responsible for the clean-up.

Jim Hill then asked if other Council members had anything to bring before the Council. Jarod-no, Bill-no, Jim-no. He then asked if there was any public comment.

**ADJOURNMENT:**

He then asked for a motion to adjourn. Bill Majeske made the motion to adjourn, Jim Hill seconded. Roll call vote – Jay-aye, Jarod-aye, Bill-aye, Jim-aye. Motion carries 4-0.

Respectfully submitted,

Shari L. Ping  
Clerk Treasurer