



TOWN COUNCIL REGULAR MEETING

VIRTUAL VIA ZOOM

TUESDAY, SEPTEMBER 08, 2020 AT 7:00 PM

MINUTES

CALL TO ORDER

1. First Closed Session began at 6:00 p.m. Discussion of matters pursuant to NCGS 143-318.11(3) to consult with attorney on possible legal action. Attorney was present to advise Council on a legal matter concerning a large purchase the town made.

After exiting the first Closed Session, Motion made by Council Member Maxim, Seconded by Council Member Gladden to commence the Open Session 7:40 p.m.

Voting Yea: Mayor Pro Tem Davis, Council Member Maxim, Council Member Stinson-Wesley, Council Member Gladden

PRESENT

Mayor Jack Edwards
Mayor Pro Tem Melissa Davis
Council Member Joseph Maxim
Council Member Amelia Stinson-Wesley
Council Member Les Gladden

Pledge Allegiance to the Flag (ASW)

Pledge of Allegiance was led by Council Member Amelia Stinson-Wesley

Moment of Silence

Mayor Edwards asked for a moment of silence for our first responders, police, fire and our military men and women. Council Member Joe Maxim asked all to keep fire fighter Jeff Race and his family in their thoughts as he was recovering from cancer surgery. Mayor Edwards reminded the group that there would be a Flight Ceremony at Romare Bearden Park in Charlotte at 8:30 a.m. on 9/11/2020 in honor of those who perished.

ADOPTION OF AGENDA

A motion was made and seconded to adopt the agenda as is. There were ayes by all and motion passed 4-0.

APPROVAL OF THE MINUTES

2. Regular Council Meeting of August 11, 2020 - Mayor Pro Tem Melissa Davis asked that two changes be made to the August 11, 2020 set of minutes.

Motion made by Mayor Pro Tem Davis, Seconded by Council Member Gladden to approve with changes.
Voting Yea: Mayor Pro Tem Davis, Council Member Maxim, Council Member Stinson-Wesley, Council Member Gladden
3. Work Session of August 24, 2020 - Motion made by Mayor Pro Tem Davis, Seconded by Council Member Gladden to approve as is.
Voting Yea: Mayor Pro Tem Davis, Council Member Maxim, Council Member Stinson-Wesley, Council Member Gladden

CONSENT AGENDA

The Consent Agenda consisted of the following:

4. Revenue Report as of 08/30/20
5. Proclamation for Constitution Week-Each year a request is made by the Daughters of the American Revolution for a Proclamation Honoring America's Constitution.
6. Proclamation for Public Power Week - Public power utilities across the U.S. celebrate Public Power Week the first full week of October every year to help customers and stakeholders understand how they can better engage with their community-owned utility and benefit from all its offerings.

Motion made by Council Member Maxim, Seconded by Mayor Pro Tem Davis to approve the Consent Agenda as is.

Voting Yea: Mayor Pro Tem Davis, Council Member Maxim, Council Member Stinson-Wesley, Council Member Gladden

PUBLIC COMMENT

7. Members of the public wishing to speak during the **PUBLIC COMMENT** section of the agenda should email the Town Clerk at: bmonticello@pinevillenc.gov with their name, address, and a brief description of the subject you wish to speak about. Please have your requests emailed to the clerk no later than noon on Tuesday, September 8, 2020.

Jane Shutt of Pineville Neighbors Place joined the meeting via Zoom and gave a summary of the number of people they have helped this year, along with the amount of money they were able to assist those in need with. Additionally, September is National Suicide Prevention Month. There will be a special presentation on suicide prevention on Wednesday, 9/9/2020 at 12:00 EST on the PNP Facebook Page. Jane also advised the group that no potato drive will take place this October due to the Covid-19 pandemic. There will be a food drive in late September for an October delivery.

Those wishing to speak during the **PUBLIC HEARING** for Jiffy Lube do not need to email their requests in as the floor will be opened for comments and questions at that time.

PUBLIC HEARING

Council Member Joe Maxim made a motion to open the Public Hearing with Council Member Les Gladden seconding the motion. Public Hearing was opened @ 7:45.

8. Public Hearing to consider renovations to Jiffy Lube located on North Polk St. (*Travis Morgan*).

Planning and Zoning Director, Travis Morgan, gave an overview of the project, which was a Conditional Site Plan with applicant seeking approval for renovations at 207 N. Polk Street, doing business as Jiffy Lube. This is a conditional use only - a rebuild to current zoning standards. Mr. Morgan presented elevations with the middle rendering of the building with the three awnings, being the front elevation of the building. The Site Plan shows bay doors to the side and rear of the building. Staff approves the plan, along with new sidewalks, landscaping, etc.

Mr. Morgan opened the floor for any questions and Mayor Edward asked if there were any questions from the Public. There were none.

Council Member Les Gladden asked if they had met all the necessary requirements. Mr. Morgan assured him they had.

Mayor Pro Tem Melissa Davis asked about the additional right of way for the sidewalks. She wanted to be sure the business was aware of and ok with having the sidewalks within the right-of-way, as well as the property line being behind the new sidewalk. Paul Stroup, representative for Jiffy Lube, stated they would not have a problem with that. Council Member Gladden stated that it took the maintenance off of them and put it on the town to which Mr. Morgan replied that was correct.

Council Member Les Gladden made a motion to close the Public Hearing, seconded by Council Member Amelia Stinson-Wesley. There were ayes by all and the Public Hearing closed at 7:50 p.m.

OLD BUSINESS: None

NEW BUSINESS

9. **Council Vote on Jiffy Lube Renovations (ACTION ITEM)** - A vote was taken regarding the Jiffy Lube renovation project.
Motion made by Council Member Gladden, Seconded by Council Member Stinson-Wesley to approve the plans for Jiffy Lube Renovations as presented.
Voting Yea: Mayor Pro Tem Davis, Council Member Maxim, Council Member Stinson-Wesley, Council Member Gladden
10. **Resolution No. 2020-03** - A Supplemental Resolution Declaring Intent to Reimburse Expenditures with Proceeds of Debt pursuant to US Department of Treasury Regulations. (*Richard Dixon*). **(ACTION ITEM)**.
Finance Director, Richard Dixon explained that this resolution was an update to the original Resolution passed in 2019. It authorizes the Town of Pineville to reimburse expenditures with the proceeds of debt. This resolution revises the figures of the original resolution.
Motion made by Council Member Maxim, Seconded by Council Member Gladden to approve Resolution No. 2020-03 to reimburse expenditures with proceeds of debt.
Voting Yea: Mayor Pro Tem Davis, Council Member Maxim, Council Member Stinson-Wesley, Council Member Gladden
11. **Council Vote on Approval of Agreement for Bond Council (Richard Dixon) (ACTION ITEM)**.
Mr. Dixon requested Council to vote to proceed with assistance for services offered by Steve Cordell relating to the financing of the new Town Hall/Library Project.
Council Member Amelia Stinson-Wesley asked if they had done any work for Pineville in the past. Mr. Dixon replied that the town intended to work with them when it was going to do the Discovery Place Project several years ago.
Council Member Les Gladden asked if it was a requirement to enlist the services of an outside company. Mr. Dixon replied that it was required to ensure that everything is correct when submitted to the LGC.
Motion made by Council Member Gladden, Seconded by Council Member Maxim to approve using the services of Steve Cordell to assist in the financing of the new town hall/library project.
Voting Yea: Mayor Pro Tem Davis, Council Member Maxim, Council Member Stinson-Wesley, Council Member Gladden
12. With Kristy Detwiler's term on the **Arts & Science Council's Committee** ending, the Council has been in search of another representative from Pineville. Mr. David Neeley of Carolina Village has expressed interest in being on this board and has completed and sent in the application to Ann Parker of the ASC. He is being recommended for official appointment to this position at the September 8, 2020 Council Meeting. His resume is attached for your reference. **(ACTION ITEM)**.
Council Member Joe Maxim introduced David Neely, who volunteered to be Pineville's representative on the Arts and Science Council. He believes there is a quantifiable connection between the Arts and the economy; the Public Arts attract people and people impact businesses. Music is a great way to attract people who, in turn, visit restaurants, parks and retail establishments.
Council Member Amelia Stinson-Wesley asked Mr. Neeley how long he has lived in Pineville. Mr. Neely replied that he has been living in Pineville since 2013.
Motion made by Council Member Maxim, Seconded by Council Member Stinson-Wesley to officially appoint Mr. Neeley to the Arts and Science Council Committee.
Voting Yea: Mayor Pro Tem Davis, Council Member Maxim, Council Member Stinson-Wesley, Council Member Gladden

13. **Discussion of Opening Belle Johnston** - Attached are the proposed activities and the dates of their intended opening. **(DISCUSSION/INFORMATIONAL).**

Parks and Recreation Director, Kristy Detwiler, reviewed her plan regarding the opening of programs and activities in her department:

- Opened playgrounds Friday afternoon
- Splash Pad remains closed
- Removed tape from shelters with rentals resuming in October. All renters will sign a waiver and any restrictions will reflect Governor's orders at that time
- The stage restrooms are open - being cleaned periodically throughout the day. They will close at 6 p.m. daily.
- Belle Johnston Community Center is now open for the walking track upstairs
- Only two people will be allowed in the fitness room at any given time
- Classes/programs will slowly open during September/October. Social Distancing and masks will be required.
- There will be no touching/sparing with self-defense class – form work only with a limit of 25 per class.
- Cheerleading will not start up yet.
- Pickle ball will be limited to twelve people, returning mid-September.
- Cardio Funk will be the first Tuesday in October with limited size class.
- Senior Fitness is still being done via Zoom.
- Field Trips won't return until next year.

Council Member Joe Maxim asked Ms. Detwiler if she was comfortable with the masks and rules enforcing them. She replied that she was comfortable for the most part with enforcing the masks and social distancing requirements.

Council Member Joe Maxim asked if there were any concerns regarding the cleaning process. Town Manager Ryan Spitzer reminded the group that any additional expenses for cleaning could be submitted as part of the CARES ACT.

Mayor Pro Tem Melissa Davis questioned the town's liability if someone got Covid-19 at the Center or one of the town's facilities. Mr. Spitzer advised there were waivers in place but the concern was with the rental of the Hut facility, as there was no way to control the number of people who come in once the rental agreement was signed. Director Detwiler stated rentals at the Belle Johnston Center could easily be monitored since staff is right there but with the Hut, there is no staff to monitor the activities or number of attendees.

Council Member Les Gladden asked if we were opening the kitchen at the Belle Johnston. Ms. Detwiler stated that it would be opened although there was a twenty-five-person limit.

Council Member Amelia Stinson-Wesley requested we check on the age requirements for masks as children under a certain age were not required to wear them. The consensus of Council was that they were OK with opening the Belle Johnston Center and the Park as presented.

STAFF UPDATE

14. **Manager's Report** (*Ryan Spitzer*)

Monthly Departmental Reports (*Department Heads*)

Mr. Spitzer discussed the following items during his staff update:

- Two new employees – one went from part time to full time at Parks and Recreation. Tim Jones was hired as the new maintenance worker in Public Works and he is certified in A/C.
- Parks and Recreation – First round of interviews will be completed tomorrow for the Parks and Recreation Department Director's position.

- Human Resources – interviews will begin on Monday, September 14, 2020.
- Police Chief – still working on narrowing down the list of applicants to fifteen. We will then narrow it down from there and have results soon.
- Emergency Egress – don't do right now – adding second entrance to the parking lot for the Police Department to use.
- LWCF performed a pre-site inspection for the grant that Director Detwiler applied for.
- Cone Mill – breaking up concrete – crushing to begin in early October. Mayor Pro Tem Melissa Davis asked about the noise. Manager Spitzer said there would be noise but that we would be monitoring it and the times it was being done.
- Friday Retreat – the upcoming Council Retreat would be held at the Hut from 8 a.m. to 5 p.m.
- Police Capitan will report back from ISS. This will be discussed in a closed session.

Mayor Pro Tem Melissa Davis asked about the new website. Mr. Spitzer advised they are website testing now and the new website should be active by the end of the month.

Mayor Pro Tem asked about the September 15th bids for paving. She would like Council to be notified of who won the bid. Manager Spitzer advised that he would let Council know who that will be.

Manager Spitzer asked for Council input on where to put the speed limit signs that Lt. Calhoun ordered for Main Street. Council suggested around GVest and Reid Lane.

Mayor Edwards called for a break before entering the second Closed Session meeting.

15. Calendar of Events

CLOSED SESSION

16. Second Closed Session following Regular Council Meeting. Discussion of matters pursuant to NCGS 143-318.11(5&6), real estate and personnel issues.

At 9:49 p.m. a motion was made and seconded to enter Closed Session. One real estate issue was discussed at length as was one personnel item.

ADJOURN - At 11:01 p.m. a motion was made and seconded to end the Closed Session and adjourn the meeting. There were ayes by all and the meeting adjourned.

Mayor Jack Edwards

ATTEST: _____

Barbara Monticello, Town Clerk