

MINUTES

Regular Meeting
City Hall Council Chamber

March 7, 2011
Monday, 6:00 p.m.

Present: Mayor W. Ted Alexander, presiding; Council Members Christopher H. (Chris) Mabry, O. Stanhope (Stan) Anthony, III, Jeanette D. Patterson, Dennis C. Bailey, Joel R. Shores, Jr., Andrew L. Hopper, Sr.; City Manager Rick Howell, City Attorney Robert W. (Bob) Yelton, City Clerk Bernadette A. Parduski, MMC, Director of Finance Theodore B. (Ted) Phillips, CPA, Director of Human Resources Deborah C. (Deb) Jolly, Director of Utilities Brad R. Cornwell, PLS, EI, Police Chief Jeffrey H. (Jeff) Ledford, Fire Chief William P. Hunt, Director of Public Works Daniel C. (Danny) Darst; and media representatives

Mayor Alexander called the meeting to order at 6:00 p.m., welcomed all who were in attendance, and recognized Chair Phil Hege and Gerald Weathers of the Shelby Alcoholic Beverage Control Board. Mr. Howell gave the invocation and Mr. Hopper led the *Pledge of Allegiance*.

A. Approval of agenda:

- 1) Motion to adopt the proposed agenda

ACTION TAKEN: Upon a motion by Mr. Bailey, second by Mr. Hopper, City Council voted unanimously to approve the agenda as presented.

B. Special Presentation:

- 1) Presentation of the Certificate of Accreditation – November 2010 awarded to the Shelby Police Department by the Commission on Accreditation for Law Enforcement Agencies, Inc. (CALEA)

Mayor Alexander provided background information as to the Shelby Police Department's participation in the CALEA accreditation process since its initial accreditation in November 2001. The Department has met the requirements of a highly regarded and broadly recognized body of Law Enforcement Accreditation Standards, proving compliance with over 460 standards, and was awarded its fourth Certificate of Accreditation in November 2010. The Mayor reiterated that there are only 39 law enforcement agencies in North Carolina that have achieved national accreditation and only 574 nationwide.

Mayor Alexander called upon Chief Ledford, Lieutenant and Accreditation Manager Brad Fraser, and Sergeant Larry Cox and formally presented CALEA's Certificate of Accreditation to them. On behalf of the City, he commended the entire Police Department for demonstrating their commitment to professional standards in policy and practice. Chief Ledford expressed his gratitude for the support of staff and the elected officials in this accomplishment.

C. Consent Agenda:

ACTION TAKEN: Mayor Alexander presented the consent agenda. Mrs. Patterson made a motion to approve the consent agenda and each item as presented. After a second from Mr. Bailey, the consent agenda and following items were unanimously approved:

- 1) Approval of the Minutes of the Regular Meeting of February 21, 2011

END CONSENT AGENDA

D. Unfinished Business:

- 1) Consideration of appointments to City Advisory Boards and Commissions:

- a. Alcoholic Beverage Control Board

Mrs. Parduski reported that the terms of two incumbents, Gerald Weathers and Freddie Harrill, conclude April 2011. Both incumbents wish to continue their service.

Mr. Shores nominated Gerald Weathers and Freddie Harrill for reappointment to new terms concluding April 2014.

ACTION TAKEN: Upon motion by Mr. Hopper, second by Mr. Anthony, City Council voted unanimously to close the nominations and to accept the nominees by acclamation.

- 2) Consideration of a budget ordinance amendment for the City of Shelby's Water Treatment Plant Improvements FY 11 Project: Ordinance No. 13-2011

Mr. Howell reminded Council of their prior appropriation of \$465,000 which was approved in October 2010 via a capital project ordinance for various areas of upgrade or repair at the City's Water Treatment Plant. Ordinance

No. 13-2011 would authorize an amendment for an additional \$50,000 in the appropriation of fund balance from the Water Fund for this project to account for the unanticipated costs associated with the design, engineering, and construction of the structural repairs to the plant building as identified. Mr. Howell recommended that the previously established budget ordinance be increased by \$50,000 to \$515,000 to cover these expenditures.

ACTION TAKEN: Upon a motion by Mrs. Patterson, second by Mr. Mabry, City Council voted unanimously to approve and adopt Ordinance No. 13-2011 entitled, "A BUDGET ORDINANCE AMENDMENT FOR THE CITY OF SHELBY'S WATER TREATMENT PLANT IMPROVEMENTS FY 11 PROJECT".

3) Consideration of a resolution adopting 2011-2012 City Council goals and priorities: Resolution No. 8-2011

Mr. Howell introduced Resolution No. 8-2011 for Council's consideration. He presented a set of upcoming fiscal year goals and priorities as identified, developed, and derived from Council's annual retreat held in January 2011 for their discussion and feedback. Mr. Howell requested formal approval of the resolution which establishes a guideline for action and implementation by staff.

ACTION TAKEN: Upon a motion by Mr. Shores, second by Mr. Hopper, City Council voted unanimously to approve and adopt Resolution No. 8-2011 entitled, "A RESOLUTION ADOPTING 2011-2012 CITY COUNCIL GOALS AND PRIORITIES".

4) Discussion of Curbside Recycling Request for Proposal (RFP)

Mr. Howell presented the draft Request for Proposal for Curbside Recycling and the Cleveland County Schools within the City limits to Council for their consideration. As background, Council has adopted as one of its top priorities for the Fiscal Year 2011-2012 implementation of a curbside single stream recycling program and has directed staff to pursue a plan for implementing the new program. The proposal includes every other week collection of recyclables using 96-gallon rollout carts and delivering them to a processing facility by a qualified contractor. The anticipated cost to City residents is in the range of \$3.00 per month. The successful contractor will be selected through this RFP process. Mr. Howell added several cities including Charlotte, Mooresville, Hickory, and Winston-Salem have curbside recycling programs in place.

Next Mr. Howell addressed questions and issues about curbside recycling. Discussion followed and included these points:

- **Determination of units to be serviced – the number of single family, handicap backyard rollouts, multi-family, small businesses, etc.**
- **Community educational plan; coordinated efforts to include the Keep Shelby Beautiful (KSB) Commission and Cleveland County**
- **Scope of services and contract manager**
- **Cost proposal, contract terms and conditions, and use of local vendors**
- **Recycling trends among comparably sized cities versus running an in-house program**
- **Customer communications, complaint handling procedure, and service standards**
- **Map of routes and collection schedule with alternating weeks**
- **Search and apply for available grants**
- **Single-issue recycling survey seeking a clear mandate from City residents**
- **Status of existing Cleveland County/City of Shelby Recycling Center on Market Street**
- **Elimination of the Cleveland County \$15.00 Solid Waste User Fee charged to residents within the City limits on their property tax bills**
- **Consider conducting a public hearing**

At the end of the discussion, Mayor Alexander recognized Master Carter Bridges who was in attendance with his father and previously wrote a letter in support of recycling in Shelby.

With consensus, the Mayor directed Mr. Howell to proceed with the next step of advertising the RFP for responses.

E. New Business: None

F. City Manager's Report:

1) Mr. Howell updated the Mayor and Council on several projects with

pending bid openings: Shelby Middle School Sewer Project, Keeter Stadium Water Line and Sewer Line Improvement Projects, Chestnut Neighborhood Sanitary Sewer Infrastructure Project, and Shelby Cleveland County Regional Airport Apron Pavement Rehabilitation Grant Project.

- 2) Mr. Howell reminded the Mayor and Council of the North Carolina Municipal Power Agency Number 1 (NCMPA1) Regional Meeting on March 31, 2011 at 5:30 p.m. in Gastonia, North Carolina.
- 3) Mr. Howell also reminded the Mayor and Council of the North Carolina League of Municipalities (NCLM) Regional Legislative Meeting on April 13, 2011 at 4:00 p.m. in Newton, North Carolina.
- 4) Mr. Howell provided the Mayor and Council with a preliminary bid tab for the 100,000 SF Job Ready Shell Building Project prepared by WHN Architects for informational purposes.
- 5) With regard to economic development news regarding the Foothills Commerce Center, Mr. Howell reported that several potential clients have expressed interest in the shell building.
- 6) Mr. Howell informed the Mayor and Council that Greg Traywick, Cleveland County Extension Director, is expected to make a proposal regarding a permanent site for the Foothills Farmers Market at their March 21, 2011 meeting.
- 7) Mr. Howell anticipated several personnel policy revisions and code enforcement updates will be forthcoming for Council's consideration in the near future.
- 8) Mr. Howell invited the Mayor and Council to attend the City's Annual Service Awards and Recognition Luncheon to be held on March 16, 2011 beginning at 11:30 a.m., Cleveland Country Club.

G. Council Announcements and Remarks:

- 1) On behalf of Keep Shelby Beautiful (KSB), Mrs. Patterson announced that Keep America Beautiful's Great American Cleanup takes place annually from March 1 through May 31. This year KSB's cleanup event will take place on March 19, 2011 from 9:00 a.m. to 12:00 Noon in the Chestnut Street neighborhood.

H. Adjournment:

1) Motion to adjourn

ACTION TAKEN: Upon a motion by Mr. Shores, second by Mr. Hopper, City Council voted unanimously to adjourn the meeting at 7:01 p.m.

Respectfully submitted,

**Bernadette A. Parduski, MMC
City Clerk**

**W. Ted Alexander
Mayor**

Minutes of March 7, A. D. 2011