

# Town of Bermuda Run

## Town Council Meeting Minutes

March 8, 2016 – 7:00 PM

The Town Council of Bermuda Run held its scheduled meeting on Tuesday, March 8, 2016 at 7:00 PM. The meeting was held in the Davie Room at WinMock Event Center.

**Council Members Present:** Mayor Kenneth A. Rethmeier, DrPH; Ken Bateman; Shirley Cagle; Ed Coley; John Guglielmi and Jerry West

**Council Members Absent:** None

**Also Present:** Lee Rollins, Town Manager; Brian Williams, Town Attorney; Erin Burris, Zoning Administrator; Janet Smith, Planning Board Chair

**Call to Order** Mayor Rethmeier called the meeting to order.

**Pledge of Allegiance**

**Moment of Silence**

**Adoption of the Agenda**

*Council Member John Guglielmi made a motion to adopt the agenda as presented. Council Member Jerry West seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.*

**Approval of the February 9, 2016 Meeting Minutes**

*Council Shirley Cagle made a motion to approve the February 9, 2016 meeting minutes as amended. Council Member Ken Bateman seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.*

**Citizens Comments**

There were none wishing to speak.

### **Public Hearing: TA 2015-03 Temporary Sign Amendments to the Zoning Ordinance**

Zoning Administrator Erin Burris provided an overview for the Town Council and those in attendance. The purpose for the administrative text amendments are intended to update the temporary sign regulations to comply with the recently established U.S. Supreme Court case law *Redd vs. Town of Gilbert, Arizona*. The proposed amendments will change how all temporary signs are regulated and how sign provisions are enforced.

Mayor Rethmeier asked the Town Council if there were questions for Erin. There were none.

Mayor Rethmeier opened the public hearing to receive public comment on the proposed text amendments. There being none in attendance wishing to speak, Mayor Rethmeier closed the public hearing.

*Council Member Shirley Cagle made a motion that the amendments are consistent with the Town of Bermuda Run Comprehensive Plan and considers the action to be reasonable and in the public interest. Council Member Ed Coley seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.*

### **Public Hearing: TA2016-01 Removal of Single-Family and Two-Family Residential Design Standards**

Zoning Administrator Erin Burris provided an overview for the Town Council and those in attendance. The purpose of the proposed text amendments are intended to remove the single-family and two-family residential design standards to comply with North Carolina Session Law 2015-86, which passed in June 2015.

Mayor Rethmeier asked the Town Council if there were questions for Erin. Council Member John Guglielmi asked if the Town Council could defer action on the proposed amendments. Town Attorney Brian Williams stated that towns are only authorized to act if given explicit authority in state law. He further stated that Erin Burris is required to administer zoning and planning based on state law.

Mayor Rethmeier opened the public hearing to receive public comment on the proposed text amendments. There being none in attendance wishing to speak, Mayor Rethmeier closed the public hearing.

*Council Member Jerry West made a motion to approve the proposed text amendments, finding that the amendments are not fully consistent with the Town of Bermuda Run Comprehensive Plan, but the amendments are recommended in order to comply with state law. Council Member Ed Coley seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.*

**2016 – 2017 Landscape Maintenance Contract – Kinderton Village Residential**

Town Manager Lee Rollins presented a one year renewal landscape maintenance agreement from Blakley Landscape Service for maintenance of Kinderton Village entrances and postal kiosk areas. An overall landscape maintenance agreement between Blakley and the Kinderton Village Master Board has already been approved. The agreement with the Town, which would begin April 1, 2016, is for \$951 a month.

*Council Member Ken Bateman made a motion to approve the landscape maintenance agreement with Blakley Landscape Service as presented. Council Member Jerry West seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.*

**Council/Mayor Comments**

- Jerry West: Mentioned the damage done on the west side landscaping of the roundabout.  
John Guglielmi: Upset with state lawmakers and lobbyists who continue to erode local control.  
Ed Coley: No comments.  
Ken Bateman: Expressed his extreme disappointment in a Davie County Commissioner not opening their emails from citizens regarding the sales tax distribution issue.  
Shirley Cagle: Thanked Erin for her work in keeping the Town up to date to stay in compliance with existing laws. Encouraged residents to turnout for the April 4, 2016 meeting of the Davie County Commissioners. Expressed concern about the landscape of future Town services.  
Mayor Rethmeier: Expressed his appreciation to Terry Bralley and the Davie County Economic Development Commission spearheading a retail recruitment and existing retail enhancement strategy for Davie County and the three municipalities. Expressed his appreciation to the two Cooleemee and one Bermuda Run Speaker that articulated disapproval of any change to the distribution of sales tax that penalizes the towns. Expressed appreciation to his wife as they celebrate their 47<sup>th</sup> wedding anniversary on this day.

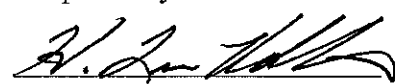
*There being no further business, Council Member Ken Bateman made a motion to adjourn. Council Member Jerry West seconded the motion. The motion was approved by a vote of five (5) in favor and none opposed.*

Approved



Kenneth A. Rethmeier, DrPH – Mayor

Respectfully Submitted



H. Lee Rollins – Town Clerk