

The Smithfield Town Council held its regular meeting on Wednesday, October 8th, 2014. The meeting was called to order at 7:30 p.m. Members present were Mr. T. Carter Williams, Mayor; Mr. Andrew Gregory, Vice Mayor; Mrs. Denise N. Tynes, Ms. Connie Chapman, Mr. Michael Smith, Dr. Milton Cook, and Mr. Randolph Pack. Staff members present were Mr. Peter M. Stephenson, Town Manager; Ms. Lesley King, Town Clerk; Ms. Ellen Minga, Town Treasurer; Mr. Steven Bowman, Chief of Police; Ms. Judy Winslow, Director of Tourism; Smithfield Police Department, and Mr. William H. Riddick, III, Town Attorney. There were fifteen (15) citizens present. The media was represented by Ms. Abby Proch of The Smithfield Times.

Mayor Williams – Good evening ladies and gentlemen. Welcome to the Smithfield Town Council meeting of October 8th, 2014. Some of us just got back from a conference in Roanoke. If you would all stand, we will say the Pledge of Allegiance.

All present stood and recited the Pledge of Allegiance to the flag.

Mayor Williams – Thank you. The Smithfield Police Department Color Guard has been formed and it is their first time presenting the colors. They did an outstanding job. I do not know if it is appropriate to applaud them but we will do it anyway. They looked really good. We will move onto the Informational Section. Our Town Manager will give us the Manager's Report.

Town Manager – Thank you, Your Honor. Without haste, the first part of my report I will turn over to Chief Bowman. In the meantime, I will report that the meeting schedule for the month of October has been posted on the town's website. We do have a few closures to note. Tomorrow we have our in-service training day. The administrative offices and the museum will be closed, as well as the town office closure on Columbus Day, Monday, October 13th. On October 14th, we have a Planning Commission meeting. I believe they have a public hearing scheduled for that meeting. At the end of next week, we will have the Smithfield High School Homecoming Parade. It is on our agenda this evening to be voted on. The Board of Historic and Architectural Review is on October 21st. There will not be a Board of Zoning Appeals this month. The Town Council committee meetings are scheduled at 4:00 p.m. on October 27th and 28th at the Smithfield Center. The September Activity Report has been posted on the website and included in your electronic posting. I am happy to answer any questions.

Chief Bowman – Presentation of Certified Crime Prevention Community Award.

Thank you, Mr. Stephenson, Mr. Mayor, members of Council, and distinguished guests, it is my pleasure and honor to introduce a fine dedicated, public servant who is with us tonight. Mr. Sam Hoffman is the manager of Standards and Policy and Homeland Security within the Department of Criminal Justice Service Division of Law Enforcement. It is a position that he has held since 2011. Previously, he was the Director of Training and Exercises for the Virginia Department of Emergency Management. Mr. Hoffman served in the United States Army during the Vietnam War, the Grenada Invasion, and Operation Desert Storm. He is an alumnus of the Virginia Military Institute. His graduate degree is from the U.S. Army Command, General Staff College, and Webster University. He lives in Goochland County with his wife. It is my pleasure and distinct honor to introduce Mr. Sam Hoffman with the Department Criminal Justice Services.

Mr. Hoffman – Mr. Mayor, Council members, Mr. Stephenson, Chief Bowman, and members of the Smithfield Police Department I have the pleasure of doing a few of these across the state from Abingdon to the far reaches of Hampton Roads. I do not think I have ever seen a governing body that seems to have more fun and get along more with one another than this group has shown me tonight. Maybe it is a false impression but it is my impression anyway. Thank you for allowing me to be here this evening. October is National Crime Prevention month. It is certainly fitting and proper that we should be doing this tonight in the Town of Smithfield. The Certified Crime Prevention Community Program was created to promote community safety and to recognize communities displaying exemplary efforts in the prevention of crime. The Town of Smithfield embodies those goals. Your Chief of Police took an early lead in emphasizing community policing and crime prevention programming. One of his key actions was to appoint a Crime Prevention Specialist to coordinate the overall community effort. You are certainly fortunate to have Mr. Kurt Beach to fill that role. He is one of less than sixty people across the nation to be certified at the national level as a Crime Prevention Specialist. He has held that honor in the Commonwealth for the last fifteen years. Chief Bowman and Mr. Beach would be the first to say that they could not have achieved this recognition alone. Smithfield has certainly demonstrated that it was a community effort in your achieving this recognition. I would like to go over a couple of points about the application review. It was noted that although this was the smallest

locality to have applied for this certification Smithfield demonstrated very strong community involvement. You created goals, objectives, and developed a method for the ongoing evaluation of the program elements. Specific strengths included the involvement of Council, other government offices, and in appointing the Smithfield Community Crime Prevention team. I had the pleasure of meeting Councilwoman Chapman before the meeting. She told me that she was one of the members of that Steering Committee. This team has been actively involved in planning, staffing events, and engaging the entire community. The review committee was also impressed that your Neighborhood Watch Program encompasses almost thirty percent of the town's limits. The Smithfield Police Department was the smallest department at that time to achieve state wide accreditation in the year 2000 and still maintains that to this day. Smithfield was involved in the use of the crime prevention through environmental design concepts since the early 1990's. Smithfield addresses crime prevention through partnerships involving community, businesses, and government. Smithfield recognizes the communities needed involvement in policing. This certification is designed to recognize communities. It is my pleasure on behalf of the Criminal Justice Services Board and the Department of Criminal Justice Services Director to award the designation of Certified Crime Prevention Community to the Town of Smithfield.

Chief Bowman – Thank you, Mr. Hoffman. This is certainly a proud day for the Town of Smithfield and the police department. Approximately two years ago we settled on fulfilling an obligation that was tasked to me when I was hired by the Town Manager. Those who know me realize that I do not like to take two years to do anything so achieving this is a great honor. As we delved into the requirements to receive this coveted designation it became very clear that haste would make waste. The tasks and requirements are extensive and encompassing. The citizen appointees of the team along with the police department staff expended over thirty-five hundred men and women hours toward the accomplishment of this goal. Obviously, if this designation was easy to obtain more than thirteen cities and counties in Virginia would be able to proudly display this sign of designation. However, I am certain that all of this hard work will continue to pay dividends toward the safety of our citizens. I would be remiss if I did not express my sincerest thanks to the many individuals in town that gave freely of their time and expertise as we persevered to this point. First, I would like to thank the men

and women of the Smithfield Certified Crime Prevention team that the Town Council entrusted to work on this very important project namely Councilwoman Chapman, Rick Bodson, Ed Mortimer, Judy Winslow, Terry Rhinier, John Edwards, Bob Cole, Joe Reish, Jessie Thrower, Marion Aden, Catherine Vines, Julie Petty, Nell Seer, Leah Hampton-Beliel, and all of the others who were with us to go through this project. Would the members who are here please stand. I would also like to thank the countless business people who collaborated with the team, the Neighborhood Watch Captains, and any others that provided much needed assistance. I would truly like to thank Kurt Beach who has been my team captain on this project. Mr. Beach coordinated the project and provided the assembled packaged documents to the Department of Criminal Justice Services for review and final consideration. He did a marvelous job. I would also like to extend my heartfelt thanks to the Department of Criminal Justice Services specifically Mr. Rick Arrington, who was our liaison during every step of the progression. He insured that we never got the cart before the horse and that our finished product would likely pass the scrutiny of the entire DCJS Board. I would also like to thank Mr. Hoffman for taking time out of his busy schedule to come to Smithfield this evening. I would also like to recognize the men and women of our police department every day in cold and heat, rain and snow regardless of the conditions are on the front line exercising crime prevention and suppression. They are truly a hardworking group of law enforcement professionals. I ask that they all stand. Finally, I would like to thank the citizens of Smithfield who collectively demonstrated desire to live in a community where they can raise their children, work, play, and enjoy life free of the scourge of crime. Mayor, Council, Mr. Stephenson, Mr. Riddick, and town staff thank you for your support. God bless you and God bless the Town of Smithfield. Thank you.

Councilwoman Chapman – I would just like to recognize Mr. Kurt Beach for putting a lot of time into this. He does not like a lot of public recognition. He puts in a lot of time and dedication. Rick Bodson and Mr. Beach worked countless hours on this. I just wanted to thank him for all that he does for our town.

Vice Mayor Gregory – Sometimes living in a small town you have high turnover in places like that. It might not necessarily have happened without a great Police Chief and police department. We have a great turn out. It makes you really proud to live here. Thank you all very much.

Councilwoman Tynes – I am going to change course just a little bit. I wanted to say how awesome the Color Guards were. I had an opportunity to observe Color Guards in Suffolk last year at the annual dinner for Crime Prevention month and Top Cop. I asked Chief Bowman and Deputy Chief Howell if it would be possible to get an Honor Guard for the town. I came back to Council and they approved it. They practiced and got it all together. Thank you very much. As far as the citizens, if you would like to use the Honor Guard for something then just let the police department know.

Mayor Williams – One thing we learned from going to the Virginia Municipal League Conferences every year is that we have the best town there is regardless of size. We have come a long way with all of our awards. We have had the best painted town, the cleanest town, and the prettiest town. Now we have the best police department. It is amazing what this town does when we come together. I want to thank everybody in the police department and the whole town for supporting the police department. Next we move to Public Comments. The public is invited to speak on any matter that they would like. There is a five minute maximum for speaking. If you would like to be contacted, please leave your contact information with our Town Manager. We will certainly get back in touch with you. At this time, we have Ms. Carolyn Harris.

Ms. Harris – My name is Carolyn Harris. I live at 500 Bailey Avenue. My husband and I moved to the town one year ago in August after many years in the County. One of the things that I did before we purchased our home was to repeatedly check for flooding. I was told every time that the area was not a flood zone. It is true. It is not a flood zone but it floods. My husband stepped into four inches of water in our garage. This happened during the last storm. I was not aware that there had been flooding in the area. A number of the neighbors told me there is a flooding issue in the Pagan Point area. Apparently this started back in 1979 when it was first brought to Council. I was told by one of the neighbors that there is no flooding at the end where it makes a bend. She said that she had actually been flooded so bad that she paid for the grates and pipes to be put alongside her house to drain the water off into the Pagan River. I walked through the area and I noticed that there were differences in all of the pipes in front of everyone's house. Some had medium sized pipes and others had larger pipes. I would say that ninety-eight percent of the pipes were blocked so that was one big issue besides the size of the pipe. Because the road is up high the water will tend to come

down into the yards. I have included pictures from 2006 and 1979. The yards looked almost identical with this storm that we had. It is not just a storm that causes it. If we have a couple of days of rain then it will collect in the ditches. Some people have ditches and some do not. One of the ones that were not as bad as mine was 384 Pagan Road. It is right across the street from Mr. Little. He was very concerned with the amount of flooding that was there. I would never have moved there in a million years. I am compelled to try to help get something done. I spoke with Mayor Williams and he is looking into it at the next committee meeting. At this point, I have been told the weather in January and February will be terrible. They are only saying some type of precipitation whether that it is rain or snow we do not know. I am going to feel confident that this time we can get it done correctly. Everything that I am hearing is that things have been done in the past. Engineers have been out there but the correction of the problem has never really been solved. I think that it is time after this many years that we get something done. I am going to turn it over to Mr. Dunbar.

Mr. Dunbar – My name is Bill Dunbar. I live at 400 Pagan Road. There are about eight homes around mine that get flooded. When we had the storm I had four to eight inches in my back yard. My entire yard was covered in water including inside my garage and shed. All of the water comes from the peninsula and ends at that end of the block because of the development it cannot drain into the river anymore. If you go back in the records it has been reported before. I have records showing that it was reported to Town Council twice. Being an engineer there is a lot of work that would have to be done to solve it. I know we are paying a drainage fee on our sewer to control drainage. At least have someone look at it to come to a solution to minimize it as best they can. Thank you.

Ms. York – My name is Nan York. Good evening. I would like to thank Parks and Recreation Committee and Councilwoman Chapman for their decision in reference to the Town and Country Days Car Show which awarded sponsorship to the Ruritan Club for 2015. Thank you.

Mayor Williams – No one else is signed up. Does anyone else want to speak?

Mr. Brown – Good evening. My name is Greg Brown. I live across the street from Mr. Little at 384 Pagan Road. We had about six inches of water in our garage. It was all through the front yard and back yard. It seems like a big chunk of the neighborhood

drains through a ditch between my property and the adjacent property. It goes through a pipe under my back yard. I think some people have been out looking at it already. If we get a couple of good days of rain then the ditch will start holding water. There is a chance that the pipe under my yard could be blocked or crushed.

Mayor Williams – We would like to talk to you if you do not mind. We will set up a meeting with you.

Mr. Brown – Absolutely.

Mayor Williams – It is the biggest issue there. We were unaware the pipe that goes through your yard was covered up some time ago.

Mr. Brown – We just moved in last year. We love it here. We are big fans of Smithfield.

Mayor Williams – Is there anyone else who would like to speak? Thank you very much for your concerns. We will get in contact with you. We now move to Briefing by Mr. Al Casteen, Isle of Wight County Board of Supervisors, Smithfield District. He is not here tonight. If you did not receive Supervisor Casteen's report on your iPad then the Town Clerk will send it to you tomorrow. Next we have Council Comments.

Councilwoman Tynes – We are wearing pink tonight in honor Breast Cancer Awareness month. It is annual campaign to increase awareness of the disease. All of us have probably known someone who has had breast cancer or some form of cancer. One of our Council members has had breast cancer. Councilwoman Chapman has been cancer free for three years. Ten or fifteen years ago women if you had breast cancer you only had a few months to a year to live. Any donations that you are willing to make for Breast Cancer Awareness month will be appreciated. I would like to make a twenty dollar donation and challenge other Council members to do the same. Thank you.

Councilman Pack – There are a couple of us involved with the Bourbon, Bacon, and Beach Music Festival that we had two weeks ago. We had a follow up meeting today. This event does not happen without volunteers. Over the course of the week there were four hundred and twenty-eight volunteer shifts needed. Those shifts were filled by three hundred and nineteen volunteers from the town and surrounding areas. I would like to thank those volunteers and to the town for having people that are willing to come out and work. A lot of money was raised for various different charities. Three

hundred and nineteen volunteers for one single event are worth mentioning. I thought it was really great. Kudos to the volunteers and everyone in town for being civic minded.

Councilwoman Chapman – I would like to recognize Ms. Gina Ippolito and Smithfield VA Events for the tremendous work that they do in raising money for local charities and our community. If you have never been a part of one of these festivals to see what goes on behind the scenes I can tell you it is thousands and thousands of hours to plan it. It is first class. Thank you.

Mayor Williams – I was at the event. She does a great job. Next is the Consent Agenda Section. There are twelve items on the agenda. Would any Council member like to pull any item for further discussion? Hearing none, we will move to the Summary of Consent Agenda Items. Each Chair of each committee will give us a summary of these items. We will start with Police Committee Chair, Councilwoman Tynes. She is turning it over to Vice Mayor Gregory because she is on the Isle of Wight School Board. She would rather not have a conflict of interest.

Vice Mayor Gregory – Police Committee Summary. We have a resolution for a street closure request for the Smithfield High School Homecoming Parade for October 17th, 2014. The route was discussed and planned. I will continue with the Water and Sewer Committee Summary. The first item is an award of a utility service contract to R.E.W. Corporation. Town staff reviewed a couple of other companies and felt R.E.W. Corporation was the strongest of the proposals. The next item is a motion to authorize our Town Manager to enter into a revised regional consent order. This is with regards to our Sanitary Sewer Consent Order that we have been under for quite some time. It mandates us to repair and inspect all of our sewer lines. In the spirit of cooperation, all of the communities are banning together to turn a good bit of this work back over to Hampton Roads Sanitation District at their cost. It will save us a fair amount of money. We have a motion to accept a proposal to replace a concentrate discharge pump at the Reverse Osmosis Plant for \$15,940.00.

Mayor Williams – Thank you. We now move to the Finance Committee Chair, Councilman Pack.

Councilman Pack – Finance Committee Summary. Thank you, Mr. Mayor. We have a motion to authorize the Town Treasurer to utilize budgeted funds for new lighting in the Community Center by the Friends of the Smithfield Library. They have a budgeted

amount. They come to us for the budgeted amount when it is something that the Town Council deems worthy. This is certainly one of those projects that we recommend for approval this evening. Item C-6 is a motion to accept the proposed town sponsorship by the Chamber of Commerce to the tune of \$6,000.00. Mr. Capps attended our committee meeting where there was a discussion of how our money was spent. He laid out various ways for the town to become a Chamber of Commerce sponsor. We are recommending approval. The next is a motion to shift administration of the Smithfield Farmers Market from Isle of Wight County to the Town of Smithfield. The county and town are both agreeable to this. I would note that additional funds will not be needed. The Farmers Market takes care of its bills with no cost to the town. If approval is given for this then our next item is a resolution to open a new account for the Smithfield Farmers Market. Any time a new account is opened then it requires authorization by Town Council. The last item is invoices over \$10,000.00 which requires Council's authorization. They have been partially paid at the beginning of the year and at the end of the year we true-up with the County. The first is an E911 True-Up for \$44,378.61 and a Tourism True-Up for \$79,927.37. These numbers were presented to us by the Town Treasurer. We recommend these invoices for approval this evening.

Mayor Williams – We now move to Parks and Recreation Committee Chair, Councilwoman Chapman.

Councilwoman Chapman – Parks and Recreation Committee Summary. Thank you, Mayor. The Special Events Committee has decided that the annual car show for the spring which is held at Olden Days will be run by Toys for Tots. The annual fall car show for Town and Country Day will be run by the Smithfield Ruritan Club. The two groups will have first right of refusal. They will have to put in an application yearly with their intent to continue to offer the shows. If they have not done so six months prior to the event then the date would be released to any group that may be interested in taking that over.

Mayor Williams – We will now move to Public Buildings and Welfare Committee Chair, Councilman Dr. Cook.

Councilman Dr. Cook – Public Buildings and Welfare Committee Summary. The Gwaltney Beautification Fund committee decided to allocate its remaining funds to the Isle of Wight Courthouse restoration project. The town is the holder of the funds. We

.Councilman Pack – Second.

Mayor Williams – A motion has been made and properly seconded. Roll call vote.

On call for the vote, seven members were present. Councilman Smith voted aye, Councilman Dr. Cook voted aye, Councilman Pack voted aye, Councilwoman Chapman voted aye, Vice Mayor Gregory voted aye, Councilwoman Tynes abstained, and Mayor Williams voted aye. There were no votes against the motion. There was one abstention. The motion passed.

Mayor Williams – Next is our Action Section. We have a Resolution to Adopt Personal Property Tax Relief Act (PPTRA) Percentage.

Councilman Pack – Thank you, Mr. Mayor. The first item we discussed briefly at our committee meeting which is a resolution to adopt the Personal Property Tax Relief Act. This number is passed on to us by the County. It has not been done yet. Our Town Treasurer ran the numbers herself. Last year we were at fifty percent. This year we are looking at fifty-one percent. I would like to make a motion that we adopt the Personal Property Tax Relief Act at fifty-one percent.

Councilman Smith – Second.

Mayor Williams – A motion has been made and properly seconded. Roll call vote.

On call for the vote, seven members were present. Councilman Pack voted aye, Councilwoman Chapman voted aye, Councilwoman Tynes voted aye, Vice Mayor Gregory voted aye, Councilman Smith voted aye, Councilman Dr. Cook voted aye, and Mayor Williams voted aye. There were no votes against the motion. The motion passed.

Mayor Williams – Again, we have Finance Committee Chair, Councilman Pack.

Councilman Pack – Thank you. Since our committee meetings were early this month there were a couple of additional invoices received for the Finance Committee. We have Additional Invoices Received after Finance Committee Meeting. The first is for Blair Brothers, Inc. who has done pipe and drain clean out for the town in the amount of \$15,198.75. There were four invoices. Was the work done satisfactorily, Mr. Stephenson?

Town Manager – Yes.

Councilman Pack – The second invoice is for Sydnor Hydro, Inc. for \$14,500.00. This is a budgeted item for a new pump for one of the pump stations. We discussed rebuilding it versus purchasing a new one. It was actually eighty dollars cheaper to buy

a brand new one. You will be happy to know that it is a finless pump which will make it last a bit longer. The final invoice is for R.E.W. Corporation for the new communication towers including several locations around town. They raised the antennae height on the tower so they can respond better when they shut down. I would like to make a motion to approve the three additional invoices for approval.

Councilman Smith – Second.

Mayor Williams – A motion has been made and properly seconded. Roll call vote.

On call for the vote, seven members were present. Councilman Smith voted aye, Vice Mayor Gregory voted aye, Councilwoman Chapman voted aye, Councilwoman Tynes voted aye, Councilman Dr. Cook voted aye, Councilman Pack voted aye, and Mayor Williams voted aye. There were no votes against the motion. The motion passed.

. Mayor Williams – Our next item is a Motion to Approve the Town Council Meeting Minutes of September 2nd, 2014.

Town Attorney – Mr. Mayor and members of Council, I recommend they be approved as presented.

Vice Mayor Gregory – So moved.

Councilman Pack – Second.

Mayor Williams – A motion has been made and properly seconded. Roll call vote.

On call for the vote, seven members were present. Councilman Pack voted aye, Councilman Smith voted aye, Councilman Dr. Cook voted aye, Vice Mayor Gregory voted aye, Councilwoman Tynes voted aye, Councilwoman Chapman voted aye, and Mayor Williams voted aye. There were no votes against the motion. The motion passed.

Mayor Williams – Next item is New Business. Does any Council member have any new business? Hearing none, we move to Old Business. Is there any old business? Hearing none, we will move to Closed Session.

Town Attorney – Mr. Mayor, we need a motion to go into closed session for the purpose of the discussion of the acquisition of real property for public purposes and for a legal briefing by legal staff as to actual legal matters.

Councilman Smith – So moved.

Vice Mayor Gregory – Second.

Mayor Williams – A motion has been made and properly seconded. Roll call vote.

On call for the vote, seven members were present. Councilman Smith voted aye, Councilwoman Chapman voted aye, Councilman Dr. Cook voted aye, Councilman Pack voted aye, Vice Mayor Gregory voted aye, Councilwoman Tynes voted aye, and Mayor Williams voted aye. There were no votes against the motion. The motion passed.

Town Council went into closed session at 8:16 p.m.

Town Council went back into regular session at 9:49 p.m.

Town Attorney – We need a motion that during the closed session there was only a discussion of the acquisition of real property for public purposes and a briefing by legal counsel as to actual legal matters.

Councilman Dr. Cook – So moved.

Councilman Pack – Second.

Mayor Williams – A motion has been made and properly seconded. Roll call vote.

On call for the vote, seven members were present. Councilman Smith voted aye, Councilwoman Chapman voted aye, Councilman Dr. Cook voted aye, Councilman Pack voted aye, Vice Mayor Gregory voted aye, Councilwoman Tynes voted aye, and Mayor Williams voted aye. There were no votes against the motion. The motion passed.

Mayor Williams – We have a couple of things to bring before Council. We will hear from Mr. Randy Pack.

Councilman Pack – I would like to make a Motion that we direct the Planning Commission to Begin its Review of its Comprehensive Plan to Review and Explore the Potential Expansion of Town Boundaries.

Vice Mayor Gregory – Second.

Mayor Williams – A motion has been made and properly seconded. Is there any further discussion? Roll call vote.

On call for the vote, seven members were present. Councilman Smith voted aye, Councilwoman Chapman voted aye, Councilman Dr. Cook voted aye, Councilman Pack voted aye, Vice Mayor Gregory voted aye, Councilwoman Tynes voted aye, and Mayor Williams voted aye. There were no votes against the motion. The motion passed.

Mayor Williams – We have one more item to come before Council. Would the Town Manager please read it?

Town Manager – It is a consideration to authorize me, subject to review by the Town Attorney, to enter into an unimproved lot purchase agreement. The lot is defined

as Parcel-F tax map number 21A-01-399V00 of Waterfront Land Corporation. It is also known as 3 Main Street.

Councilman Dr. Cook – I would like to make a motion to authorize the Town Manager to start negotiations for a Purchase Agreement for unimproved property located at 3 Main Street in the Amount of \$45,000.00.

Councilwoman Chapman – Second.

Mayor Williams – A motion has been made and properly seconded. Is there any further discussion? Roll call vote.

On call for the vote, seven members were present. Councilman Smith abstained, Councilwoman Chapman voted aye, Councilman Dr. Cook voted aye, Councilman Pack voted aye, Vice Mayor Gregory voted aye, Councilwoman Tynes voted aye, and Mayor Williams voted aye. There were no votes against the motion. There was one abstention, from Councilman Smith. The motion passed.

Mayor Williams – We have one further item to discuss. We will hear from Councilwoman Tynes.

Councilwoman Tynes – It came to my attention through some residents at Jersey Park and in my community that they are not happy with the trash and recycle pick up. Sometimes they did not pick up at all or pick up the next day. Some of the people are elderly and they pay someone to put their garbage at the curb. It is not getting picked up. I received phone calls while I was at a conference from people with an issue in Jersey Park that a trash truck was left there when a driver decided to quit.

Town Attorney – What happened was that the County terminated Mr. Moody's contract for residential pick up. It started October 1st, 2014. Bay Disposal took over the contract. They followed Mr. Moody's drivers around on their residential route and then hired his drivers. They did not show up for work the next day. The other company hired his drivers from him on the day the contract started.

Town Manager – We are closely monitoring service every week. Mr. Bill Hopkins is in regular communication with the owner of the company to convey concerns. If there are any concerns please let Mr. Hopkins or I know.

Town Attorney – I just found out about it today. You just would not believe what they did.

Town Manager – We are concerned in general about the overall level of service.

Councilman Pack – I have heard similar complaints as well.

Town Manager – Thank you. We need to hear about them.

Town Attorney – I do not think it had anything to do with checks bouncing. I think it had to do with the drivers not showing up for work. They went to work for someone else.

Mayor Williams – I have heard several different things. How he handles his business is not our concern. Our concern is if he just does not show up at all. Mr. Stephenson and Mr. Hopkins are monitoring this and have open communication with the owner. We will keep an eye on it.

Councilwoman Tynes – How long is their employment contract?

Town Manager – I think the Town of Windsor and the Town of Smithfield contracts can both be bid out next spring. They can be renewed but technically go through June 30th of next year.

Councilwoman Tynes – If we are not satisfied and they have breached the contract can we do anything.

Town Attorney – You can bid it out.

Councilwoman Tynes – At any time?

Town Manager – You would have to give notice.

Councilwoman Tynes – If we give them proper notice do we have to wait until next spring.

Town Attorney – No. The contract requires that if you have complaints then you have to give them notice. If he is not doing what he is supposed to be doing and apparently he is not then you have to tell him.

Councilwoman Tynes – Can you notify him of the concerns that the customers are having?

Town Manager – The receptionist at Town Hall is keeping a complaint log. We encourage folks to call the office and have their complaint documented.

Mayor Williams – Does anyone have anything else to come before Council? We are adjourned.

The meeting adjourned at 9:57 p.m.



T. Carter Williams
Mayor



Peter Stephenson, AICP, ICMA-CM
Town Manager