

MINUTES
FOXFIRE VILLAGE COUNCIL
REGULAR MEETING/PUBLIC HEARING
Foxfire Village Hall
June 10, 2014 – 7:00 PM

1. **Call to Order:** Mayor George Erickson called the meeting to order at 7:00 PM.
2. **Members Present:** Councilman Steve Durham and Councilwoman Leslie Frusco
3. **Members Absent:** Councilman Vic Koos and Councilman Mick McCue
4. **Others Present:** Lisa Kivett-Village Clerk, Sharon Sanchez-Deputy Finance Officer, Greg Hankins - Seven Lakes Times, Mary Gilroy, MaryAnne Lauer, Rodney Larreau, Greg Regan
5. **Moment of Silence:** Mayor Erickson requested those present to pause for a moment of silence. This was followed by the pledge of allegiance to the United States Flag.

Councilwoman Frusco presented Deputy Finance Officer/Tax Collector Sharon Sanchez with a Certificate of Service for her five years of service to Foxfire Village.

6. Public Hearing:

A. 2014-2015 Fiscal Year Budget

- **Budget Message**
- **Adoption of 2014-2015 Fiscal Year Budget Ordinance #2014-13**

Councilman Durham made a motion to open the public hearing seconded by Councilwoman Frusco and carried unanimously.

Councilwoman read aloud the 2014-2015 Budget Message which was also displayed on the projector screen for those in attendance to view. She elaborated on several items in the message.

Councilman Durham commented that he is comfortable with the final budget and ready to move on it. There were no further comments.

Councilman Durham made a motion to close the public hearing seconded by Councilwoman Frusco and carried unanimously.

Councilwoman Frusco made a motion to adopt the 2014-2015 Fiscal Year Budget Ordinance #2014-13 seconded by Councilman Durham and carried unanimously.

B. Amending Village Ordinance Provisions Relating to Animals

- **Adoption of Zoning Ordinance Amendment #2014-14**

Councilwoman Frusco made a motion to open the public hearing seconded by Councilman Durham and carried unanimously.

Mayor Erickson reported that the council asked Mary Gilroy P&Z Chair to look at amending the ordinance considering animals in both the EU and the RA Districts as well as other zoning districts within the Village. Both the Council and Planning and Zoning spent a great amount of time to prepare this amended draft.

Councilman Durham commented that the amendment addressed all the concerns they had and he is ready to move forward.

Councilwoman Durham asked if the deletion referencing an item “P” that does not exist was made. Village Clerk Lisa Kivett said it had been deleted.

There were no further comments.

Councilwoman Frusco made a motion to close the public hearing seconded by Councilman Durham and carried unanimously.

Councilman Durham made a motion to adopt Zoning Ordinance #2014-14 as amended seconded by Councilwoman Frusco and carried unanimously.

7. Planning & Zoning Board Recommendation – Mary Gilroy, Chair

Mary Gilroy said the board met the night before to further discuss the proposed amendments to the fencing ordinance. She elaborated on what the board discussed including minimum heights, allowable material and security fencing around swimming pools and gated communities. She asked that a public hearing be called for July to adopt the final draft of the ordinance amendment.

Councilwoman Frusco made a motion to call a public hearing for July 8, 2014 to consider amending the fence ordinance seconded by Councilman Durham and carried unanimously.

Councilwoman Frusco thanked the Planning & Zoning Board for all the work they have done and Mary Gilroy for taking the lead.

8. Additions and Approval of Agenda

Mayor Erickson added *Letters* to his report and *Open Burning Ordinance* as New Business.

Councilman Durham made a motion to adopt the agenda as amended seconded by Councilwoman Frusco and carried unanimously.

9. Consent Agenda:

A. Approval of Minutes

- May 13, 2014 Regular Meeting
- May 21, 2014 Special Budget Work Session
- May 27, 2014 Work Session

B. Ordinance #2014-13 Capital Reserve Fund 2014-2015

C. Budget Ordinance Amendment #2014-15-General Fund

D. Moore County Street Naming & Addressing Interlocal Agreement

E. Ordinance #2014-08 Amending Chapter 35, Section 35-13(c) Complaints and Adjustments (Paragraph One) of the Village Code

Councilwoman Frusco made a motion to adopt the consent agenda seconded by Councilman Durham and carried unanimously.

10. Public Comment Period:

Greg Regan, resident of Grande Pines voiced his concern about the speed limit on Hoffman Rd. The speed limit coming out of the Village is 40 and turns to 55 which extends past the Grande Pines subdivision and Pineland Preserve. He would like to see the speed limit changed from 55 to 40 through this area. He is fearful that someone may get hurt pulling in or out onto Hoffman Rd.

Mayor Erickson replied that this was brought up in the past years and several traffic studies were conducted by the DOT. All three times the DOT said there was not enough traffic on Hoffman Rd. to merit lowering the speed limit through Foxfire Village. He said he would speak with Councilman Koos who oversees streets and roads to see what he could do.

Councilwoman Frusco added that she believes this was also requested on Richmond Rd. and the DOT would not do anything because both sides of the street were not within the Village

limits. She suggested that the residents of Grande Pines, Pineland Preserve and Reynwood who are affected by this write the State Legislators and the DOT about their concerns.

Councilman Durham suggested that the Village write a letter to the DOT requesting another traffic study.

Rodney Larreau, resident in Reynwood said he recently purchased his home and the previous owner removed several trees in the pasture leaving all the stumps. He added that his son has a heart condition and he would like to have horses but can't because of the stumps in the pasture. He would like to raise cows and would like to ask for a variance to do so.

Councilwoman Frusco replied that the Equestrian zoning district does not allow cows and that he would need to go through the process to request a variance. He would need to first present this to the Planning & Zoning Board and they would then recommend it to the Board of Adjustment who decides variances.

11. Councilmember's Reports:

A. Finance – Councilwoman Frusco

1. Finance Report

Councilwoman Frusco reported as of May 31, 2014 the general fund total balance is \$1,249,365 consisting of \$281,277 in restricted funds. Restricted funds include the Capital Reserve Fund, the Debt Service Fund, the assigned funds into the debt service fund and also the Stonehill Fund. \$968,000 is left in unrestricted cash in the general fund.

The water fund has a total unrestricted funds balance of \$394,516. The Village continues to hold in an escrow account with BB&T \$136,000 which is restricted for a potential new well. Total cash balances are \$1,779,894.

Two loan payments are due in July for the Village Park that is \$25,418 and the other from the water fund for wells and water project. The Woodland Circle loan payment due in next April is \$178,962.

B. Water Department – Councilman Durham

Councilman Durham reported that he will be making a final recommendation on water rate changes at the next work session.

C. Mayor's Report

1. Bikes Grant Program

Mayor Erickson reported being involved with *Making Moore Connections* for several years and this is one program they have been working on. He would like the Council to look over the information and discuss it at the next work session.

2. Single Family Home Permit Checklist Update

The Village has been working with Pinehurst inspections over the past couple of years and because of their upturn in homebuilding, they cannot give Foxfire their time to inspect based on the checklist. Mayor Erickson and Lisa Kivett met with Kathy Liles who worked with the Village of Pinehurst to discuss changing the checklist on single family home permits so that everything can be done internally. Kathy will put together some information for council to review at the next work session.

3. Foxfire Local Bill Update

Mayor Erickson spoke with Attorney Mike Brough about the local bill. Mr. Brough drafted a letter from the Village to the two committee co-chairs of the Senate Committee dealing with the local bill that passed the House through the sponsorship of Jamie Boles last year. The letters went out yesterday.

4. Letters

Mayor Erickson reported that Village Clerk Lisa Kivett received a letter from The Stonemans and the Yearbys who live on Forest Ridge requesting 25 MPH Speed limit signs be put on their private dirt road. They have offered to install the signs if the Village would purchase them. He suggested that the Council review this request at the next work session.

Mayor Erickson read aloud his letter of resignation effective July 1, 2014. Mayor Erickson will be relocating to Vero Beach Florida but will retain his home in Foxfire Village. He thanked each of the current and past council member, Village staff, Volunteers for a job well done during his time on the Village Council.

12. Public Comment Period (Comments on Council Member Reports Only):

None

13. Old Business:

None

14. New Business:

Mayor Erickson reported that Councilman McCue prepared a draft amendment to the Open Burning ordinance which along with input from Mike Brough was discussed at the previous work session. He asked if this could be further discussed at the next work session before considering its adoption in July.

Councilwoman read aloud the draft ordinance amendment.

15. Adjournment:

Mayor Erickson made a motion to adjourn seconded by Councilwoman Frusco and carried unanimously. The meeting adjourned at 8:00 PM.

As so incorporated to these minutes of June 10, 2014 are exact copies as so recorded in the ordinance and resolution books of Foxfire Village as if fully set out in the minutes.

Lisa A. Kivett, CMC
Village Clerk

Steve Durham
Mayor Pro Tem