

**MINUTES
FOXFIRE VILLAGE COUNCIL
REGULAR MEETING/PUBLIC HEARING
Foxfire Village Hall
November 11, 2014 – 7:00 PM**

1. **Call to Order:** Mayor Steve Durham called the meeting to order at 7:00 PM.
2. **Members Present:** Mayor Pro Tem Leslie Frusco, Councilman Vic Koos, Councilman Mick McCue, and Councilman Jon Sedlak
3. **Others Present:** Lisa Kivett-Village Clerk, Sharon Sanchez-Deputy Finance Officer, Ellen Markus - Seven Lakes Times, Mary Gilroy and Strata Solar Representative Louis Iannone
4. **Moment of Silence:** Mayor Durham requested that in observance of Veterans Day those present pause for a moment of silence for all the men and women who have served or are currently serving in the military. This was followed by the pledge of allegiance to the United States Flag.
5. **Public Hearing – Amending the Foxfire Village Zoning Ordinance Regarding Solar Generation Facility, Utility Scale**

Councilman McCue made a motion to open the public hearing seconded by Mayor Pro Tem Frusco and carried unanimously.

Mayor Pro Tem Frusco made a motion to dispense with the reading of Ordinance Amendment #2014-22 seconded by Councilman McCue and carried unanimously.

Mayor Durham reported that Louis Iannone from Strata Solar was in attendance and available to answer any questions.

Mary Gilroy questioned the wording to letter “L. Decomishining Period”.

Councilman McCue question the “noise level” and that the ordinance only speaks of “inverter noise”. He wants to be sure this is the only thing that will make noise during the operation. Louis Iannone said the council could make the wording more general if they wished.

Mayor Pro Tem Frusco commented for clarification that 50 dec. is equivalent to talking in a normal conversation. Gilroy added that when the system sleeps at night when there is no sun, it will be silent.

There were no further comments.

Mayor Pro Tem Frusco made a motion to close the public hearing seconded by Councilman McCue and carried unanimously.

- **Adoption of Ordinance Amendment #2014-22**

Councilman McCue made a motion to adopt Ordinance Amendment #2014-22 seconded by Mayor Pro Tem Frusco and carried unanimously.

Mayor Pro Tem Frusco commented that a public hearing will be held once an application is received for the construction and operation of the solar farm.

6. Additions and Approval of Agenda

Mayor Pro Tem Frusco added “*off leash dogs*” to the agenda. There were no other additions or deletions.

Councilman McCue made a motion to adopt the agenda as amended seconded by Mayor Pro Tem Frusco and carried unanimously.

7. Consent Agenda:

- A. Approval of Minutes
- October 14, 2014 Regular Meeting
 - October 14, CLOSED Meeting
 - October 30, 2014 Work Session

End of Consent Agenda

Councilman McCue made a motion to adopt the consent agenda seconded by Mayor Pro Tem Frusco and carried unanimously.

8. Public Comment Period:

None

9. Planning & Zoning Board Report – Mary Gilroy

Mary Gilroy reported meeting with Village Clerk Lisa Kivett last week to discuss the timing for the CUP. An engineering firm from Southern Pines has been lined up to do a quick review of the CUP. Their hourly price is very reasonable. Mayor Pro Tem Frusco asked if they would directly bill the Village. Gilroy responded she would find out. There was brief discussion on the cost and what they would review.

10. Councilmember's Reports:

A. Finance – Leslie Frusco

1. Finance Report

Mayor Pro Tem Frusco the cash balance as of October 31st in the general fund total \$1,266,342. Of this amount \$869,041 is unrestricted with the remaining amount restricted for Stonehill, the Capital Reserve Fund, the Debt Service Fund and assigned funds for future debt service.

The water balance is \$569,935. The unrestricted amount is \$433,859. As previously reported, the Village has received from BB&T a check in the amount of what was in their escrow account which is now essentially the Village's escrow account and can only be used for future debts or wells. It is now recorded under the existing cash balance because the Village actually hold it as opposed to BB&T. Next budget, we will look at possible putting away more funds into this restricted fund in order to cover the entire cost or projected cost of a new well when necessary.

Total cash balances of both restricted and unrestricted funds are \$1,836,276.

The July annual payment has been made for the park and water fund. The next loan payment will be in April 2015 for Woodland Circle.

In the beginning of December, the Village will send out "reminder" notices to property owners who have not paid their property taxes. These are just friendly reminder notices because as of January 5th if taxes have not been paid, they will start to accrue interest.

Final changes and modifications to the annual audit report have been made. The auditor has sent the audit to the Local Government Commission and we are awaiting final approval. Once received it will be presented to the Council.

2. Dogs of Leash

Mayor Pro Tem Frusco reported receiving a phone call from a resident concerning a dog of its leash at the Village Green Park while walking the trails. This dog was not dangerous however it did startle the resident. Mayor Pro Tem Frusco asked that residents be mind-full of this. The Village has an ordinance in place regarding dogs being leashed if not on the

owner's property and the owner being responsible for cleaning up after their pets. Mayor Durham asked that P&Z add this information in the "new resident" info they are preparing.

B. Public Safety – Mick McCue

1. Interim Police Chief

Councilman McCue reported that Chief Mike Campbell will be on a leave of absence for a lengthy amount of time and Sergeant Chad Shue will act as interim Police Chief during his absence. Officer Scott Patterson will work on a temporary full-time status during the absence.

2. Trunk or Treat Update

Councilman McCue reported a good turn-out for the Trunk or Treat held at the Village Green Park on Halloween. Approximately 50 to 60 children enjoyed trunk or treating and a hayride. He would like to get the word out earlier next year to increase the amount of participants.

Mayor Pro Tem Frusco said she appreciated Arlene and Mick McCue for spearheading the trunk or treat.

C. Water Department – Jon Sedlak

1. Water Usage Report

Councilman Sedlak reported that water production is currently below last years and that is a good sign.

He reported a situation in Grande Pines where a water valve was encased in concrete. The contractor did not want to break up the concrete so a new "guts" of the valve will be replaced.

The Village received a letter from the State asking to increase the monitoring for SH1 well and Number 11 well from quarterly to annual. This has been discussed with David McKew.

D. Streets and Park – Vic Koos

1. Village Green Park Flag

Councilman Koos reported that resident Gail Ruppert contacted him about the Village Green Park flag being frayed and torn. She approached the VFW about purchasing a new flag and was given one at no charge. Councilman Koos replaced the flag this morning, on Veteran's Day. The FPOA has agreed through Ms. Ruppert to donate \$100 to the VFW.

2. Paving of Dam on Forest Lake Drive

Councilman Koos reported that Turner Paving has been hired to repave the dam bridge on Forest Lake Drive. This is completely necessary because water sits on the bridge and soaks in. The work will be done in about 2 weeks and traffic will be down to one lane during that time. A CodeRed message will be sent out to residents alerting to this.

Sergeant Shue added that there is a lot of sand run-off in the area causing a dangerous situation for drivers. Councilman Koos said he was planning to have the road sculpt to re-direct the sand run-off.

E. Mayors Report – Steve Durham

1. Council Meeting Times

Mayor Durham suggested the Regular Council Meeting start time be changed to 6:30, the same time as work sessions. He talked briefly about the benefit of changing the time especially while it gets dark earlier in the winter.

Councilman McCue made a motion to change the start time of the Regular Council Meetings to 6:30 PM effective immediately, seconded by Mayor Pro Tem Frusco and carried unanimously.

2. November and December Work Session Dates

Mayor Durham commented that the Councils work sessions in November and December fall on holidays and suggested changing November 27th to November 25th and to cancel the December work session all together.

Mayor Pro Tem Frusco made a motion to change the November work session date and to cancel the December work session seconded by Councilman Sedlak and carried unanimously.

3. Women's Association Sign Decorating

Mayor Durham reported the Foxfire Women's Association requested permission to decorate several of the Village's stone street signs. The council discussed this at their last work session and agreed to allow them to place large red bows on the signs. The bows will be promptly removed after Christmas.

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

None

12. Old Business:

None

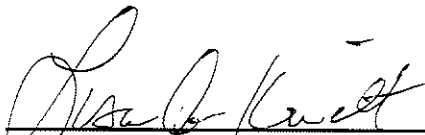
13. New Business:

None

14. Adjournment:

Councilman McCue made a motion to adjourn seconded by Councilman Koos and carried unanimously. The meeting adjourned at 7:39 PM.

As so incorporated to these minutes of November 11, 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, NCCMC
Village Clerk



Steven Durham
Mayor