

**MINUTES
FOXFIRE VILLAGE COUNCIL
REGULAR MEETING
Village Hall Meeting Room
January 12, 2021 – 4:30 PM**

1. **Call to Order:** Mayor McCue called the meeting to order at 4:30 PM
2. **Members Present:** Councilman Don Boito, Mayor Pro Tem Frusco, and Councilman Ed Howze.
3. **Members Absent:** Councilman Mike Cole
4. **Others Present:** Lisa Kivett-Village Clerk, Residents Mary Gilroy and Andy Moody, Chief Shue, Officer Garner, Officer Kivett, and Officer Blake, several members of Officer Garner's family
5. **Moment of Silence:** Mayor McCue requested those present to pause for a moment of silence followed by the Pledge of Allegiance.
6. **Presentations:**
 - John and Janice Gregorich

Village residents, John and Janice Gregorich were acknowledged for their many generous contributions to the Village Police K9 Program. Their contributions over the past several years have helped pay for medical bills, food, or necessary training of the K9. Chief Shue presented the Gregorich's with a plaque of appreciation and a Village Police Department patch.

- Officer Gary Garner – Promotion

Councilman Howze read aloud an outline of Officer Garner's law enforcement career. He pointed out that since hired, he has been promoted to the ranks of Corporal, Sergeant, and now Lieutenant. Chief Shue thanked Officer Garner for his dedicated service to the Village which included handling all police calls for two weeks three officers were COVID-19 quarantined. Chief Shue felt this action alone called for a promotion. Clerk Lisa Kivett administered the Oath of Office and Chief Shue presented Officer Garner with Lieutenant Bars.

7. Approval of the January 12, 2021 Regular Meeting Agenda:

Mayor Pro Tem Frusco made a motion to adopt the January 12, 2021 agenda as written. The motion carried unanimously.

8. Consent Agenda

All items listed below are considered routine and will be enacted by one motion and without discussion

A. Approval of Minutes

1. December 8, 2020 Regular Meeting
2. December 10, 2020 Special Work Session

Mayor Pro Tem Frusco made a motion to approve the consent agenda. The motion carried unanimously.

9. Public Comment Period

NONE

10. Zoning Administrator's Report – Lisa Kivett

Zoning Administrator Lisa Kivett reported the following activity for December 9th thru January 12th

Thirty-four (34) homes are currently under construction or in the beginning stage of lot clearing. Two (2) of them located within the ETJ.

Permit applications were received and reviewed for the following:

- Five (5) Single Family Residence
(Burning Tree, Oak Hill Drive, Grande Pines Ct. E, Second Wind Court., and Woodland Circle.)

- Two (2) Fence
- Two (2) Accessory Building
- One (1) Propane Tank
- One (1) Land Clearing

Certificate of Occupancy Issued

23 Ridge Rd.
111 Pineland Preserve
125 Autumn Ridge
1607 Hoffman Rd. (ETJ)

Ordinance Violations Addressed

One (1) Basketball Equipment in Road
Six (6) Sign Violations
Two (2) Animals Running at Large
Nine (9) Trailers
One (1) Land Clearing without Permit

11. Council Member Reports:

A. Finance – Leslie Frusco

Mayor Pro Tem Frusco reported as of December 31, 2020, the General Fund balance was \$1,588,840 of which \$124,476 restricted for the K-9 fund, capital reserve fund, street maintenance and separation allowance. The water balance was \$948,049 of which \$281,076 is restricted for future well(s) and tank maintenance.

As of December 31st, we have collected 92% of budgeted ad valorem tax and as of today, we are at 101% collected. We are slightly behind last year, but in a good position. Motor vehicle tax and sales tax numbers are significantly better than the North Carolina League of Municipalities projections and we are significantly ahead of the budgeted projections.

The yearly audit report is complete, and the Village is in a good financial position. Frusco pointed out a remaining fund balance of \$640,000 and asked members of the council to start thinking about where they want to allocate some of the funds. Frusco suggested allocating to street maintenance, police separation allowance, the purchase of a fourth police vehicle, and \$400,000 to \$425,000 to capital reserve account.

B. Streets and Park – Don Boito

- Extending Contract for Gilbert Brown

Councilman Boito suggested the Village extend Gilbert Brown's mowing contract for another two years and to consider increasing his pay. There were no objections from council.

- Park Burn Contract

A copy of the Fish and Wildlife contract was emailed to council for their review. Boito asked if there were any questions before signing. It was decided that Mayor McCue will sign the contract for the Village.

C. Public Safety – Ed Howze

- PD Update

Councilman Howze presented the following Speed Sign Data for the fourth quarter of 2020.

Location	<u>Avg MPH</u>	<u>% @ or below limit</u>	<u># of cars</u>
Forest Lake Dr	20.65 MPH	100%	1,245
Hoffman & Sunset	36.38 MPH	95.56%	68,878
S. Shamrock Dr	24.20 MPH	99.98%	5,261
Richmond & Foxhill	36.04 MPH	93.50%	23,038
Richmond & Foxfire	35.57 MPH	97.61%	38,413
Hoffman & Richmond	33.23 MPH	98.22%	92,704

Data is consistent with the previous quarter. Traffic citations issued decreased from 210 to 52 issued. This data shows the signs are working to decrease speeding. Howze added that ordinance violation increased from 40 issued to 79 issued and attributed the increase to adding the part-time officer.

- FD Update

Howze has not yet received call statistics from Chief Stromberg.

The South Shamrock gate was installed further in from the old gate on Hoffman Rd. The old gate is still in-tact until the new gate is operational. Moore County 911 must first issue a siren code necessary to operate the gate. Once programmed, the old gate will be removed, metal poles installed on either side, and emergency use only signs placed. It should be operational within two weeks.

D. Water Department – Mike Cole

Mayor McCue reported for Councilman Cole who was absent. He reported that council previously discussed drafting a water shut-off policy. In reviewing Village ordinances, he found that one is already in place.

E. Mayor's Report – E.M. McCue III

Mayor McCue reported the Moore County Board of Commissioners have scheduled a work session for January 27th and invited all town mayors/ administrators to attend. One item on their agenda is to consider increasing the occupancy tax from 3% to 6%.

Mayor McCue distributed the NCLM advocacy goal listing to each council member. He asked that each review and prioritize each proposed goal. The goals will be voted on, on January 15th and McCue will serve at the voting delegate for Foxfire.

Mayor McCue had a conversation with Dr. Mark Brenner who recently purchased four acres of the triangle property, including the house situated on it. Dr. Brenner would like to develop a nice restaurant/grocery store, like "195" located in Southern Pines. He would like to work with the Village and build something that council and residents want.

Mayor McCue reminded council of the upcoming work session on January 28th. The main discussion will be review of Article 8 of the draft UDO and possibly Article 9 if time permits. He would like to have a draft of the UDO on the Village website prior to conducting a public hearing to adopt it in July.

10. Old Business:

Mayor Pro Tem Frusco asked Lisa Kivett if the previously discussed "list of village ordinances" notice was being sent to new residents. Kivett replied yes, and Sharon Sanchez was providing her with names and addresses of new residents when they establish water service.

11. New Business

- **2021 Priorities Discussion**

Mayor McCue asked council to start thinking about Village priorities for 2021. He asked for some suggestions.

Mayor Pro Tem reiterated on a previous memo to council about purchasing another police vehicle and the need for a fourth officer. She cited the main reasons for the additional officer was to provide more coverage and also because of the changing demographics. Frusco suggested increasing the starting pay to attract more individuals who will stay and not leave for more money somewhere else. Another priority is locating an additional well to connect to the Village water.

Councilman Howze agreed that manpower was a priority. He also suggested a possible enlargement of the fire department bays.

Councilman Boito suggested a reserve fund for savings and also that council begin recruiting folks to run for council this coming November.

Mayor McCue said the number one priority is water and connecting to the County. He agreed for the need of increased personnel in the police department and suggested council once again review the need for a town manager/administrator. McCue also recommended replacing the flagpole and asked that Councilman Howze procure prices. Frusco added that one could be purchased this budget year.

Other possible issues McCue pointed out were the upcoming election, development of the recently sold Edwards property on Foxfire Rd., and the triangle property. He added that there was talk the Xanders property would be divided into 10-acre lots.

Another issue is the FPOA will need to disband due to lack of participation by residents to keep it afloat. This will be a great loss for the Village and its residents.

12. Public Comment:

Mary Gilroy said the Village needs to engage people to run for council who have similar goals and ideas as are in the Village Land Use Plan and Long Range Plans. People move her for larger lots and because it's a safe area. We need people who want to maintain those qualities.

13. Adjournment

Mayor Pro Tem Frusco made a motion to adjourn. The motion carried unanimously, and the meeting adjourned at 5:30 PM. As so incorporated to these minutes of January 12, 2021 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, CZO
Village Clerk



E.M. McCue III
Mayor