

**MINUTES
FOXFIRE VILLAGE COUNCIL
REGULAR MEETING
Foxfire Town Hall
April 9, 2019 – 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, Councilman Ed Howze and Councilman Sedlak were in attendance.
- 3. Others Present:** Lisa A. Kivett-Village Clerk and several Village Residents
- 4. Moment of Silence:** Mayor McCue requested those present to pause for a moment of silence followed by the Pledge of Allegiance
- 5. Quasi-Judicial Public Hearing – CUP No. 996 – Gladstone Farms, LLC**
Minutes of this hearing are separate from these Regular Meeting Minutes
- 6. Public Hearing – Amend Certain Square Footage Requirements**
Minutes of this hearing are separate from these Regular Meeting Minutes
- 7. League of Women Voters Presentation – ERA**

Sue Manley and Pam Koos are Village residents and members of the Moore County League of Women Voters. Ms. Manley read aloud a written presentation regarding Ratification of The Equal Right Amendment. Ms. Koos read aloud bullet points of important facts she gleaned from literature she gave to the council. The League of Women Voters would like the Village Council to consider signing a petition supporting a resolution calling for a hearing on the ratification.

Mayor McCue asked what effort they have made to obtain signatures from Foxfire Village residents. Manley replied they had not made an effort. Mayor McCue added it was just his opinion, that signatures from voters in Moore County to go forward with this is where they will gain support. Karen Cruze – ERA Action Team added they have accumulated 782 signatures of Moore County residents. They have been forwarded to Representative Boles, Frank McNeill, and Tom McInnis for their support in ratifying the ERA. If they can get the County Commissioners from all 100 counties to approve a resolution, then the Legislature can be forced to take bills out of committee and to the floor for ratification. Their ultimate goal is to move the Equal Rights bill from the committee, to the floor, so it can be voted on.

There were no comments or questions from the Village Council.

8. Approval of the April 9, 2019 Agenda:

Councilman Howze made a motion to adopt the agenda as written. The motion carried unanimously.

9. Consent Agenda

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

1. Approval of Minutes
 - March 12, 2019 Regular Meeting
 - March 22, 2019 CLOSED
 - March 28, 2019 Work Session/Closed

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

10. Public Comment Period

None

11. Zoning Administrator's Report – Lisa Kivett

Ms. Kivett reported the following activity from March 13, 2019 thru April 9, 2019.

Twenty-four (24) homes are currently under construction or in the beginning stage of lot clearing. Four (4) of them located within the ETJ.

Five (5) Certificate of Occupancy issued. Three located in Grande Pines, one on Forest Lake Dr. and one in Autumn Acres.

Permit applications were received for the following:

- Two (2) Fence
- One (1) Propane Tank
- Four (4) Single Family Residence - Located on Hoffman Rd. and Richmond Rd. and Ridge Rd. Plans for Pineland Preserve have not been reviewed for compliance.

Numerous ordinance violations were addressed:

One (1) Construction of Fence w/o Permit

Two (2) trailers

Four (4) Removal of garbage cans

One (1) non registered vehicle parked (Sergeant Ritter had it removed)

Two (2) dog running loose (same person – resulted in Warning Citation from Sgt. Ritter)

Two (2) Public Nuisance - not picking up after animal (same person – resulted in Warning Citation from Sgt. Ritter)

Phone Complaints:

I received two phone calls about cut pine trees left on the side of Hillside Drive. I called the Club's General Mgr. Michael. He said the golf course had them cut and they will be removed this week.

Construction without a permit for a fence at 19 Cardinal Dr. I visited homeowner and provided a construction application and copy of the RS30 and fence ordinances. I requested work be stopped until permit approved.

Updates

Accessory building at – 1 Eliot has been screened with plantings around foundation.

Bobby Edwards submitted his application to park the trailer at the general store however did not submit a site plan showing the location or screening. I caught Mr. Edwards at the store on Thursday of last week and told him what was missing. He is supposed to come in this week to take care of things. I have not seen nor heard back from him yet.

12. Council Member Reports:

A. Finance – Leslie Frusco

Mayor Pro Tem Frusco reported the following as of March 31, 2019. The general fund total balance was \$1,087,818 of which \$382,744 is restricted for the Capital Reserve Fund, Capital Project Fund, Debt Service Fund, the K9 Fund (which was established by and is funded by a private resident), Street Maintenance Reserve, Police Vehicle Reserve, and the Separation Allowance Reserve. The unrestricted balance is \$705,073. This amount is less than the previous month because in addition to making the regular loan payment on Woodland Circle, the Village approved a \$200,000 principle payment coming from the debt reserve fund which was just out of the restricted fund. The remaining total balance on the Woodland Circle loan is \$510,000. The Council will continue to save money and add to the principle payments whenever possible. By doing so, it will save the Village about 25 to 30 thousand dollars in interest payments over the next 4 years.

The water fund balance is \$760,628 of which \$266,076 is restricted for future well(s) and tank maintenance. The unrestricted balance is \$494,551.

The Village Park loan has two payments remaining, August 2019 and the final payment in August 2020.

Frusco reminded council to anticipate a lengthy budget session at the upcoming work session.

B. Streets and Park – Don Boito
No Report

C. Public Safety – Ed Howze

Councilman Howze reported that five address signs were made for the residents living on Foxfire Blvd. Chief Shue and Chief Stromberg have identified a location for each sign. As soon as the utility lines are marked, the signs will be installed.

D. Water – Jon Sedlak
Councilman Sedlak reported he is still looking at a potential site for a new well.

E. Mayor's Report – E.M. McCue III

Mayor McCue reported that council is aware that the State Legislature is introducing bills that will take away power and authority from local government. Three have recently been entered as proposed legislation. He briefly touched on each which include tree removal on lots, an extended tax exemption for home builders, and automatic attorney fees to the developer or plaintiff in a lawsuit. He elaborated further and expressed the need for the Village to fight the proposed bills. McCue drafted a Letter to the Editor that might be sent to some local newspapers. In addition, a letter was drafted to Representative Boles and Senator McInnis, who is a primary sponsor of one of the bills. McCue would like council to review the draft letters and mail them to Boles and McInnis before being sent to newspapers.

Mayor McCue asked for folks to consider volunteering at the yard waste facility. It would be one hour per month, opening and closing the gate.

13. Old Business:

None

14. New Business:

None

12. Public Comment:

Karen Curtis – resident of Pinehurst asked what the Bill numbers are so she would write a letter to the representatives. Mayor Pro Tem Frusco replied Senate Bill 367, House Bill 492, and Senate Bill 355.

Barbara Okula asked if council would consider putting together petition for residents to sign opposing the bills. McCue replied that a letter from the council would suffice as council represent the entire community.

John Hunter – 30 N. Shamrock Dr. asked if there was a timeline for the ERA. Karen Cruze from the League of Women Voters answered his questions.

14. Adjournment

Councilman Boito made a motion to adjourn. The motion carried unanimously. The meeting adjourned at 6:39 PM. As so incorporated to these minutes of April 9, 2019 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