



**Town of Fairview
Regular Meeting
July 13, 2015**

The following Council members were present: Mayor Elizabeth Long, John Biggers, Jerry Clontz, Bradley Purser, and Phil Thomas.

Others present: Joe McCollum, Town Attorney; Darrell Baucom, Financial Officer, Ed Humphries, Land Use Administrator / Town Clerk and Teresa Gregorius, Deputy Clerk

Agenda Changes

None

Approval of Agenda

Phil Thomas made a motion to approve the agenda as presented. Jerry Clontz seconded the motion. Councilmen Biggers, Clontz, Purser and Thomas voted yes (4-0).

Public Comments

Alan and Beth Rabb addressed the Council regarding speed limits on Highway 601 and Highway 218 and the engine brake noise made by the tractor trailer trucks traveling these roads. Mrs. Rabb stated that she has information on the process Midland used to lower speeds and engine noise if needed.

Christina Helms, Board of Education reported to the Council that a study had been completed regarding the old Fairview gymnasium. Ms. Helms reports that a structural evaluation of the gymnasium stated that repairs to the structure would be extensive and demolition was recommended. The Board of Education has asked the Union County Board of Commissioners for funds amounting to \$65,000.00 for demolition and asbestos abatement. When Ms. Helms receives word from the Board of Commissioners she will relay their decision to the Town of Fairview. Questions regarding this matter can be addressed to Ms. Helms, Dr. Mike Webb, Deputy Superintendent Instructional Tech. & Operation. or Don Hughes, Director of Facilities.

Presentation

George Alvarez gave a presentation about a Disc Golf Tournament & the Love Festival to be held at Scoggins Farms. The Council questioned Mr. Alvarez regarding:

- Percentage of proceeds that go to charities -- 25-30%
- Cost to spectators – free to attend (charge for food/drink)
- What is the Love Festival – Music, food vendors
- Will there be alcohol – Yes
- If alcohol is not permitted would you still have the Festival -- Yes

Ed Humphries stated that he would be working with Mr. Alvarez to complete the necessary special use permit per town ordinance and Mr. Humphries will set a public hearing for the August meeting if necessary application is complete. Mr. Alvarez will present his case again. The Council will vote at that time to approve the permit.

Reports

- a) Darrell Baucom gave the financial report.

Phil Thomas questioned the increase in motor vehicle cost and Mr. Baucom stated that there was a timing issue regarding receiving the bill and also the property tax being included with the registration.

Mr. Baucom stated that an invoice dated June 28th for \$9,420.00 from Alfred Benesch & Co. was received after July 1st, which the auditors will want includes in the fiscal budget year 2014-15. Mr. Baucom spoke with the state which said the budget could be amended to reflect the invoice.

Phil Thomas made a motion to amend the fiscal amendment s for budget year 2014-15 to include the Alfred Benesch & Co. invoice in the amount of \$9,420.00. John Biggers seconded the motion. Councilmen Biggers, Clontz, Purser and Thomas voted yes (4-0).

Mr. Baucom noted several pending bills to be paid on the list that he supplied to the Council and called for a motion to pay the bills.

John Biggers made a motion to pay the pending bills as submitted. Phil Thomas seconded the motion. Councilmen Biggers, Clontz, Purser and Thomas voted yes (4-0). (Motions to pay pending bills have not been done in the past and will not be requested in the future).

- b) Ed Humphries gave the Land Use Report.

Mr. Humphries highlighted two of the permits noted in the report as being for the park and park sign and no fees were charged to the town.

- c) Jerry Clontz gave the Park and Recreation report.

Mr. Clontz reported that permits for the park driveway and soil erosion and sediment control plan had been filed. The storm water permit has been approved by the state on 7/6/2015. Nothing has been received regarding the driveway from NCDOT.

Mr. Clontz reported that the pond has been cleared. Spraying of the park for weeds/poison ivy was to be completed on Friday, July 10th.

The Park Committee met at the pond before the July 2nd meeting and discussed additional work needed. Additional tree roots need to be cut out around the pond and stumps need to be taken out. Mr. Clontz will be getting bids to complete this additional work as soon as possible. Mr. Clontz has one bid at this time for \$17,000.00.

John Biggers suggested that a fence may be needed along the dam side of the pond for safety purposes. Mr. Clontz stated he has spoken with Jeff Ashbaugh with Alfred Benesch & Co. to let him know that a fence will be needed around the dam since the water in that area will be approximately 8 – 9 feet deep.

- d) John Biggers gave the CRTPO report.

Mr. Biggers stated that the I-77 toll road project is not going away. It will eventually come to the CRTPO advisory committee to vote and Mr. Biggers would like to know how Fairview would like to vote. He anticipates a vote to be taken within the next 2-3 months. He stated that there will be variable toll fees but none have been set at this time but fees could be as high as \$20.00 over a period of time.

- e) Tony Helms gave the Monroe/Union County Economic Development Committee report.

Mr. Helms reported that 600 new jobs have been created in Union County this year. The coming year may not be as good because of the lack of big box building availability in Union County.

Items of Business

- A. Release the “Letter of Credit” in amount of \$11,000 per ordinance requirement for Biggers Farm LLC #SM228282W with Wells Fargo ---Ed Humphries**

Councilman John Biggers requested to be recused for this item of business.

Jerry Clontz made a motion to accept John Biggers request for recusal. Phil Thomas seconded the motion. Councilmen Clontz, Purser and Thomas voted yes (3-0).

Mr. Humphries explained that Biggers Farm LLC has fulfilled the ordinance requirement and the Letter of Credit for \$11,000.00 could now be released.

Phil Thomas made a motion to release the Letter of Credit in the amount of \$11,000.00 to Wells Fargo. Bradley Purser seconded the motion. Councilmen Clontz, Purser and Thomas voted yes (3-0).

Councilman John Biggers took his seat on Council after the vote.

B. Minutes

Jerry Clontz made a motion that the minutes of the June 8, 2015 regular meeting be approved as submitted. Phil Thomas seconded the motion. Councilmen Biggers, Clontz, Purser and Thomas voted yes (4-0).

Council Comments

Mayor Long informed the Council that she met with Unionville Mayor Larry Simpson and Michelle Lancaster, Assistant County Manager on July 10th. The Mayor stated she invited Phil Thomas who has recently filed to run for Mayor to join the meeting. The Mayor asked Ms. Lancaster if she could come and address the Council regarding water and sewer in the Fairview area and she said she would be happy to. The Mayor also asked Ms. Lancaster if she could use her position to research and see if there is a link between arsenic in the water and Alzheimer's. Larry Simpson questioned Ms. Lancaster about the fire funding fee verses fire tax. These are all topics that hopefully can be discussed when she addresses the Council. Mayor Long said she would contact Ms. Lancaster to see if she could come to our August 10th meeting.

Mayor Long asked Bradley Purser if the Fairview Fire Department had a representative on the Union County Fire Community Stakeholders Committee. He was not aware of anyone serving as a representative. Mayor Long will follow up with Brian Austin, President of the Fairview Fire Department Board.

John Biggers asked Mr. Humphries if he would research the speeding/truck noise options and bring back his findings to the Council for discussion. Phil Thomas suggested that this should probably be something that the Planning Board should be involved in looking at also.

Mayor Long mentioned that the US Supreme Court made a ruling regarding sign ordinances and asked Attorney Joe McCollum to review the ruling to verify that Fairview is in compliance.

Phil Thomas stated that he could not attend the meeting with the mayors and Michelle Lancaster because he was in Mullins South Carolina when he received the call at 9:00 AM for the 11:30 AM Meeting.

Bradley Purser made a motion to adjourn. Jerry Clontz seconded the motion. Councilmen Biggers, Clontz, Purser and Thomas voted yes (4-0).

Respectfully submitted,

Teresa Gregorius
Deputy Clerk

Elizabeth Long
Mayor

Approved this 10th day of August, 2015