



**Town of Fairview
Regular Town Council Meeting
November 8, 2022**

The following Council members were present: Jerry Clontz, Patricia Kindley, and Gary Wilfong. Mayor Phil Thomas and John Biggers were absent.

Others present: Darrell Baucom, Financial Officer; Ed Humphries, Land Use Administrator/Deputy Clerk; Teresa Gregorius, Town Clerk and Spencer Thomas, Administrative Assistant

Mayor Pro Tem Wilfong recognized the veterans attending the meeting and thanked them for their service. He also recognized Lane Spidel, Boy Scout.

Agenda Changes/Approval

Teresa Gregorius, Town Clerk stated that she would like to add as Item #6 a request by the auditor to appoint three persons to review their draft financial statements for the Yellow Book audit.

Jerry Clontz made a motion to approve the agenda as amended. Patricia Kindley seconded the motion. Council members Clontz, Kindley and Wilfong voted yes (3-0).

Public Comments

Rodney Stephens spoke about the noise ordinance

Consent Agenda

- a) Financial and Tax Reports--- *Report Accepted as Information*
- b) Land Use Report---*Report Accepted as Information*
- c) Fund Balance Worksheet 2022-2023 --- *Report Accepted as Information*
- d) Fairview Park Event October Draft Minutes (*Minutes Accepted as Information*)
- e) Fairview Park Facility October Draft Minutes (*No October Meeting*)
- f) Planning Board October Draft Minutes (*Minutes Accepted as Information*)
- g) Approve Council Minutes for October 11, 2022

Jerry Clontz made a motion to approve the consent agenda. Patricia Kindley seconded the motion. Council members Clontz, Kindley and Wilfong voted yes (3-0).

4. Items of Business:

Item 1: Piedmont High School Marching Band Boosters Request for \$5,000.00

Mike Weeks addressed the Council with a request from the Piedmont High School Marching Band Boosters for \$5,000.00 to help with instrument maintenance and uniform updating. The Council discussed.

Jerry Clontz made a motion to approve \$1,500.00 for the Piedmont High Band Boosters. Patricia Kindley seconded the motion. Council members Clontz, Kindley and Wilfong voted yes (3-0).

Item 2: Discuss Petition for Zoning Text Change

Ed Humphries presented Text Change TC #22-089 request to add “Camping & Recreational Vehicle Park” as an accepted use in RA-40. Supplemental sections will be 180H and Appendix G. He informed the Council that at the October 18th meeting of the Planning Board it was voted 7-0 not to recommend the text change. The Council discussed.

Mayor Pro Tem Opened Public Hearing

No Public Comments

Mayor Pro Tem Closed Public Hearing

Decision: Patricia Kindley made a motion to not approve TC #22-089 request to add “Camping & Recreational Vehicle Park” as an accepted use in RA-40. The proposed zoning amendment under consideration is not found to be reasonable and consistent with the recommendations of the Town’s adopted comprehensive plan, the Town of Fairview Land Use Plan (Revised March 9, 2021), and the Town of Fairview Land Use Ordinance (effective July 1, 2005). Jerry Clontz seconded the motion. Council members Clontz, Kindley and Wilfong voted yes (3-0).

Item 3: Discuss Revision to Fairview Noise Ordinance

Ed Humphries presented a revision to the Fairview Noise Ordinance regarding outlining violations and penalties. Mr. Humphries had the attorney review the violations/penalties section of the ordinance and she made her recommendations as noted below in Section 4 (1):

(1) Violations may include civil penalties and equitable remedies. Civil penalties for violation of the noise ordinance shall be as follows:

First Citation: Warning

Second Citation: \$100 fine

Third Citation: \$200 fine

Fourth Citation: \$500 fine

If the offender fails to pay this penalty within ten days after being cited for a violation, the penalty may be recovered by the Town in a civil action in the nature of a debt.

The Council discussed. Patricia Kindley made a motion to approve the changes as recommended by the attorney. Jerry Clontz seconded the motion. Council members Clontz, Kindley and Wilfong voted yes (3-0).

Item 4: Discuss/Approve Park Master Plan

Ed Humphries reported to the Council that they needed to officially approve the Park Master Plan presented and amended by Benesch in September. The Council discussed.

Patricia Kindley made a motion to approve the Park Master Plan as presented. Jerry Clontz seconded the motion. Council members Clontz, Kindley and Wilfong voted yes (3-0).

Item 5: Discuss/Approve Bid for Town Hall Re-roofing

Mayor Pro Tem Wilfong presented the bids submitted to re-roof town hall. Mayor Thomas sent out letters to four companies requesting a quote for the work. Three bids were submitted. There were aspects of the bids that Mayor Thomas wanted to follow up on to receive additional information. The Council discussed.

Patricia Kindley made a motion to authorize Mayor Thomas to obtain the additional information needed from the companies and make the final decision to award the contract to the most responsive/responsible bid and sign all the required paperwork. Jerry Clontz seconded the motion. Council members Clontz, Kindley and Wilfong voted yes (3-0).

Item 5: Discuss/Approve J.B. Watson Audit Request

Mayor Pro Tem Wilfong reported that Deneal Bennett from our auditor, J.B. Watson has requested three persons to review the current draft financial statements as required by the Yellow Book audit. The Council discussed.

Patricia Kindley made a motion to appoint John Biggers, Councilman, Darrell Baucom, Financial Officer, and Ed Humphries, Land Use Administrator to review the financial statements. Jerry Clontz seconded the motion. Council members Clontz, Kindley and Wilfong voted yes (3-0).

Council Comments

Spencer Thomas reminded everyone that the Winter Festival is December 10th from 4:00 till 7:00 PM. If anyone has a church or business that would like to participate, please call town hall for additional information.

Jerry Clontz made a motion to adjourn. Patricia Kindley seconded the motion. Council members Clontz, Kindley and Wilfong voted yes (3-0).

Respectfully submitted,

Teresa Gregorius
Town Clerk

Gary Wilfong
Mayor Pro Tem

Approved this 13th day of December 2022