

Agenda

Town of Fairview



Agenda
Town Council Meeting
January 9, 2017
7:00 pm

(Meeting to be held at the Old Fairview School)

1. Call the meeting to order: ---Mayor Thomas

Invocation
Pledge of Allegiance

- a. Agenda Changes
- b. Approval of Agenda

2. Public Comments / Presentations:**

3. Consent Agenda:

- a) Financial and Tax Reports--- *Report Accepted as Information*
- b) Land Use Report---*Report Accepted as Information*
- c) CRTPO --- *No Report*
- d) Monroe/Union County Economic Development Committee Report--- *No Report*
- e) Approve Council Minutes for December 12, 2016

4. Items of Business:

Item 1: Approve contact with N-Focus for Fairview Council Retreat Facilitation
--- *Mayor Thomas*

Agenda

Item 2: Re-appoint Mayor Pro-Tem

Item 3: Park Update --- *Jerry Clontz*

- a) Approve seventh application for Eagle Wood Inc. in the amount of \$169,363.66

5. Council Comments:

6. Adjournment

AS A COURTESY, PLEASE TURN CELL PHONES OFF WHILE MEETING IS IN PROGRESS

**** Public Comments are limited to 3 minutes**

Consent Agenda

A consent agenda is an effective means of managing the length of a meeting. It is normally made up of routine items that are not controversial in nature and upon which no further discussion is anticipated. Action on the consent agenda usually occurs early in the meeting with all items listed being approved by one motion and vote.

If any member of the governing body feels the need to discuss one or more of the items more fully, the item may be removed from the consent agenda and placed on the regular agenda.

1:36 PM

12/30/16

Accrual Basis

Town of Fairview
Balance Sheet
As of December 31, 2016

	<u>Dec 31, 16</u>	<u>Dec 31, 15</u>
ASSETS		
Current Assets		
Checking/Savings		
American Community Bank	264,115.27	202,414.17
Bank of NC	209,730.09	956,756.46
Total Checking/Savings	473,845.36	1,159,170.63
Other Current Assets		
Accounts Receivable - State Gov	897.83	0.00
Franchise Tax Receivable	34,697.37	43,188.53
Investments		
Investments NCCMT	967.99	965.19
Total Investments	967.99	965.19
Sales Tax Receivable	4,083.70	4,001.24
Taxes receivable	2,672.47	3,696.99
Total Other Current Assets	43,319.36	51,851.95
Total Current Assets	517,164.72	1,211,022.58
Fixed Assets		
Accumulated Depreciation	-9,717.68	-7,474.08
Computer Equipment	12,643.66	12,643.66
Furniture and Equipment	1,698.00	1,698.00
Land	219,516.33	219,516.33
Land improvements	10,145.00	10,145.00
Leasehold improvements	2,500.00	2,500.00
Total Fixed Assets	236,785.31	239,028.91
Other Assets		
Park development costs	56,201.15	25,055.00
Total Other Assets	56,201.15	25,055.00
TOTAL ASSETS	<u>810,151.18</u>	<u>1,475,106.49</u>

Town of Fairview
Profit & Loss Budget vs. Actual
 July through December 2016

	Jul - Dec 16	Budget	\$ Over Budget
Ordinary Income/Expense			
Income			
Ad Valorem taxes	36,877.61	34,500.00	2,377.61
Cable TV franchise taxes	1,608.10	0.00	1,608.10
Interest on delinquent taxes	187.91		
Investment income	1,341.62	1,200.00	141.62
Motor vehicle taxes	3,791.04	3,802.00	-10.96
PARTF grant	125,430.90	0.00	125,430.90
Sales and use tax	12,393.06	12,000.00	393.06
Sales and use tax refund	92.93		
Utility Franchise taxes	74,407.66	84,000.00	-9,592.34
Zoning fees	2,820.00	1,500.00	1,320.00
Total Income	258,950.83	137,002.00	121,948.83
Expense			
Advertising and Promotion	134.32	300.00	-165.68
Audit fees	5,287.50	7,050.00	-1,762.50
Bank Service Charges	127.76	0.00	127.76
Capital outlay	864,778.21	0.00	864,778.21
Charitable Contributions	39,426.93	26,284.00	13,142.93
Collection fees	607.98	600.00	7.98
Computer and Internet Expenses	2,257.00	3,000.00	-743.00
Dues and Subscriptions	4,968.00	5,250.00	-282.00
Festival expense	0.00	10,000.00	-10,000.00
Grants	0.00	5,000.00	-5,000.00
Insurance Expense	5,057.60	6,000.00	-942.40
Legal fees	3,353.54	3,000.00	353.54
Meals and Entertainment	22.00		
Miscellaneous Expense	122.09	0.00	122.09
Office Supplies	986.10	3,000.00	-2,013.90
Park Maintenance	135.00	3,000.00	-2,865.00
Payroll Expenses	16,291.85	16,691.34	-399.49
Payroll taxes	2,828.36	2,784.90	43.46
Planning and zoning	19,766.84	19,712.52	54.32
Professional Fees	4,568.70	10,000.00	-5,431.30
Public Safety	5,833.31	5,000.02	833.29
Rent Expense	1,750.00	1,500.00	250.00
Repairs and Maintenance	0.00	1,000.00	-1,000.00
Telephone Expense	1,636.34	1,800.00	-163.66
Training fees	125.00	600.00	-475.00
Travel Expense	202.50	600.00	-397.50
Total Expense	980,266.93	132,172.78	848,094.15
Net Ordinary Income	-721,316.10	4,829.22	-726,145.32
Net Income	-721,316.10	4,829.22	-726,145.32

1:42 PM

12/30/16

Accrual Basis

Town of Fairview Transactions by Account

As of December 31, 2016

Type	Date	Num	Name	Memo	Debit	Credit	Balance
American Community Bank							198,540.66
Paycheck	12/12/2016	101770	Darrell H. Baucom			667.58	197,873.08
Paycheck	12/12/2016	101781	Teresa Gregorius			772.86	197,100.22
Paycheck	12/12/2016	101769	Bradley W Purser			138.53	196,961.69
Paycheck	12/12/2016	101771	Doug Buchanan			46.17	196,915.52
Paycheck	12/12/2016	101772	Edward D Humphries			2,071.11	194,844.41
Paycheck	12/12/2016	101773	Gary H Wilfong			138.53	194,705.88
Paycheck	12/12/2016	101774	Jerry C. Clontz			161.61	194,544.27
Paycheck	12/12/2016	101775	John A Biggers, Jr.			138.53	194,405.74
Paycheck	12/12/2016	101776	John H. Crowell			46.17	194,359.57
Paycheck	12/12/2016	101777	Nancy H Randall			46.17	194,313.40
Paycheck	12/12/2016	101778	Patricia H. Kindley			46.17	194,267.23
Paycheck	12/12/2016	101779	Phillip C Thomas			184.70	194,082.53
Paycheck	12/12/2016	101780	Sara Furr			46.17	194,036.36
Paycheck	12/12/2016	101782	Tony FD Helms			46.17	193,990.19
Liability Check	12/12/2016	To Print	IRS	55-0789092		1,754.12	192,236.07
Check	12/12/2016	101783	CompuNetworkid	Hosting and support fees		260.00	191,976.07
Check	12/12/2016	101784	Eagle Wood, Inc.	Construction draw #6		240,275.08	-48,299.01
Paycheck	12/12/2016	101785	Darrell H. Baucom			50.00	-48,349.01
Paycheck	12/12/2016	101786	Edward D Humphries			50.00	-48,399.01
Paycheck	12/12/2016	101787	Teresa Gregorius			50.00	-48,449.01
Deposit	12/14/2016			Deposit	39,710.29		-8,738.72
Deposit	12/14/2016			Deposit	2,098.80		-6,639.92
Deposit	12/15/2016			Deposit	20,670.96		14,031.04
Transfer	12/15/2016			Funds Transfer for Park...	250,000.00		264,031.04
Deposit	12/15/2016			Deposit	300.00		264,331.04
Liability Check	12/19/2016	To Print	IRS	55-0789092		24.86	264,306.18
Check	12/27/2016		Frontier Telephone			190.91	264,115.27
Total American Community Bank					312,780.05	247,205.44	264,115.27
TOTAL					312,780.05	247,205.44	264,115.27

Town of Fairview
Park Related costs

<u>Date</u>	<u>Services</u>	<u>Payee</u>	<u>Check Number</u>	<u>Amount Paid</u>
2/9/2015	Design development - initial bill	Benesch	101245	8,370.00
4/13/2015	Design development - second bill	Benesch	101268	1,335.00
5/11/2015	Design development - third bill	Benesch	101292	4,610.00
6/8/2015	Design development - fourth bill	Benesch	101321	1,010.00
6/23/2015	NC DOT driveway permit application fee	NC DOT	101329	50.00
6/23/2015	NC DENR erosion and sedimentation app fee	NC DENR	101330	260.00
7/10/2015	Construction documents - June 28, 2015	Benesch	101335	9,420.00
8/10/2015	Construction documents - July 26, 2015	Benesch	101359	2,355.00
8/27/2015	NC DENR storm water permit	NC DENR	101383	505.00
9/14/2015	Construction docs - Aug 18 and perc test	Benesch	101385	1,895.00
10/12/2015	Const docs, permitting and bidding	Benesch	101411	6,255.00
11/9/2015	Bidding on park	Benesch	101437	3,100.00
12/7/2015	Amendment #1 for turn lane design	Benesch	101488	4,900.00
3/14/2016	Construction administration	Benesch	101552	2,300.00
3/28/2016	NC DENR for revisions to plan	NC DENR	101565	150.00
4/11/2016	Construction administration	Benesch	101566	5,600.00
5/9/2016	Construction administration	Benesch	101589	2,162.00
6/13/2016	Construction administration	Benesch	101612	760.50
7/11/2016	Construction administration and Amend #2	Benesch	101631	1,163.65
8/8/2016	Amendment #2	Benesch	101650	2,005.00
8/11/2016	Initial construction - first draw	Eagle Wood	101671	83,797.98
9/12/2016	Construction administration	Benesch	101672	2,346.84
9/12/2016	Initial construction - second draw	Eagle Wood	101676	85,790.96
9/13/2016	Construction administration - Amend #2	Benesch	101692	1,764.01
9/30/2016	Initial construction - third draw	Eagle Wood	101713	76,419.35
10/10/2016	Amendment #2 draw	Benesch	101718	3,298.00
11/14/2016	Duke Energy - Deposit and connection fee	Duke Energy	101721	115.00
11/14/2016	Initial construction - fourth draw	Eagle Wood	101722	196,960.49
12/12/2016	Construction administration	Benesch	101759	500.00
12/12/2016	Initial construction - fifth draw	Eagle Wood	101762	171,505.50
12/12/2016	Initial construction - sixth draw	Eagle Wood	101784	240,275.08
Total incurred costs-to-date				920,979.36
Reimbursements received from PARTF November 4, 2015				18,032.50
Reimbursements received from PARTF November 9, 2016				136,130.15
Total reimbursed to date				154,162.65
Park Budget				
Design and construction management				65,150.00
Cost to develop park				1,215,529.00
Contingency				60,651.00
Total park costs				1,341,330.00

Town of Fairview
Pond Related Costs

<u>Date</u>	<u>Services</u>	<u>Payee</u>	<u>Check Number</u>	<u>Amount Paid</u>
3/9/2015	Foster Lake and Pond - lowering pond level	Foster Lake	101248	2,450.00
	Total for 14/15 fiscal year			2,450.00
8/10/2015	Foster Lake and Pond - pond renovation	Foster Lake	101356	22,833.59
9/14/2015	Warlick Trucking - Grading, etc on pond site	Warlick Trucking	101386	9,500.00
	Total paid-to-date on pond renovation and maintenance			34,783.59

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Zoning Permits 2016

2016

<u>Date</u>	<u>CK#</u>	<u>Permit #</u>	<u>Type</u>	<u>Fee \$</u>	<u>Name</u>	<u>Address</u>	<u>Parcel#</u>
12-Jan	4353	A-16-001	Accessory	\$50	Tomberlin Inc	9716 Tallwood Dr. IT	8210037
Totals		1		\$50			

11-Feb	4353	S-16-002	Sign	\$35	Union County Schools	Fairview Elem School	08219010b
9-Feb	167	C-16-003	Comp	\$100	Breece	1225 Crowell Dairy Road	0825513A

Totals 2 \$135

3-Mar	3493	A-16-004	Accessory	\$50	Matthew Antone	1731 Garrett Road	8285064
10-Mar	2062	H-16-005	Home	\$50	John Beard-Schumacher	116 George Watkins Tr	8255004
10-Mar	13948	H-16-006	Home	\$50	Kelly Thomas--Helms	1032 Biggers Farm	0818004D
22-Mar	N/A	TC-16-007	Farm	N/A	Fairview	Bona Fide Farms	N/A
22-Mar	167	C-16-008	Compliance	\$100	Tomberlin--Spidel	741 Roy Kindley Road	08150013B
24-Mar	Cash	U-16-009	Upfit	\$50	Starnes Const--Hinson	9216 Concord Highway IT	8183007
29-Mar	1114	H-16-010	Home	\$50	Livarchuk	1615 Crowell Dairy Road	8282020
31-Mar	597	C-16-011	Compliance	\$100	Chad Julka-Contractor	402 Duck Creek Lane	8216027

Totals 8 \$450

5-Apr	2151	A-16-012	Accessory	\$50	Luten Const	8811 Noah Helms Road	08285031B
11-Apr	2047	U-16-013	Upfit	\$50	Lyons	7916 Surry Lane	8222087
12-Apr	1040	H-16-014	Home	\$50	Plyer	523 Hopewell Church Road	08183002C

14-Apr	cash	C-16-015	Compliance	\$100	Nance	423 W. Old Dutch	08219015C
21-Apr	N/A	TC-16-016	Text Change	N/A	Town of Fairview	&400 Concord Highway	N/A
26-Apr	7151	AP-16-017	Pool	\$50	Edgewater Pools	9913 Windrow Dr	8213121
28-Apr	1767	A--16-018	vrchery Rang	\$50	Boy Scouts	9408 Belt Road Mid	8210005
28-Apr	16216	NU-16-019	Upfit	\$50	Fairview Grocery	7502 Concord Highway	8189013
Totals		8		\$400			

3-May	1899	C-16-020	Comp	\$100	Jordyn Hazelton	7805 Crooked Creek	08120019G
3-May	2715	AP-16-021	Pool	\$50	Amenities Unl	8401 Ferguson Farm Road	08084001B
10-May	4031	Ru-16-022	Upfit	\$50	John Dragonetti	437 Foxglove Lane	8213157
10-May	2077	H-16-023	Home	\$50	G. Morgan	6508 Morgans Cove Rd	8192021
10-May	1167	AP-16-024	Pool	\$50	Brent Berry	628 Heritage View	8213023
24-May	54949	C-16-025	Compliance	\$100	Clint Medlin	6507 Little Road	8084007
Totals		6		\$400			

2-Jun	1500	HO-16-026	Home Occup	\$50	Paul Troutman	621 Woodbridgen ln IT	8210042
9-Jun	2608	H-16-027	Home	\$50	Newton Cust hom-Kees	9610 Covey Trail It	0813068-69
9-Jun	2608	A-16-028	Accessory	\$50	Newton Cust hom-Kees	9610 Covey Trail It	0813068-69
9-Jun	2822	A-16-029	Accessory	\$50	Amenities-Marez	8401 Ferguson Farm	08084001B
14-Jun	1716	AP-16-030	Pool	\$50	Ant-Sylvan-Haverty	1727 Brief Road	08114008I
14-Jun	N/A	A-16-031	Accessory	N/A	Richard Austin	6316 Little Road	08087022D
17-Jun	282	AP-16-032	Pool	Mail*	T Fisher	7012 Fairview Court	8192088
28-Jun	31420	AP-16-033	Pool	\$50	East Coast-Dan Burk	8720 UnionvilleBrief Rd	08117007A
28-Jun	3917	A-16-034	Accessory	\$50	Bethlehem Pres Ch	7808 Concord Highway	8189010
30-Jun	14405	C-16-035	Compliance	\$100	Pinnacle Homes-Osborne	8105 Carriker Williams	08117013F
Totals		10		\$450			

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5-Jul	7454	A-16-036	Accessory	\$50	Richard Little	6316 Little Road	08087022D
12-Jul	216	C-16-037	Comp	\$100	Francine Paluso	7703 Crooked Creek Rd	08120019H
12-Jul	1026	AA-16-038	Accessory	\$50	Bert Panegree-Foulks	623 Simpson Road	08228004A
19-Jul	5302	A-16-039	Accessory	\$50	Angle Whitley	9503 Machado	08246002M
19-Jul	1797	U-16-040	Deck	\$50	Hartsell-Anderson	409 Duck Creek Ln	8216028
19-Jul	3084	H-16-041	Home	\$50	Daniel Helms Const	310W Lawyers Road	8195008
21-Jul	909	A-16-042	Addition	\$50	Phyler	613 E. Old Dutch	08183002B
21-Jul	14476	C-16-043	Compliance	\$100	Pennace	8013 Carriker Williams Rd	08117012D
26-Jul	1702	U-16-044	upfit	\$50	Lofton-Lewisville-Beard	116 George Watkins Trail	08255004D
Totals		9		\$550			
4-Aug	3625	AP-16-045	pool	\$50	Edgewater-Cloillins	7011 Fairview Ct	08249007B
25-Aug	cash	U-16-046	Upfit	\$50	Falcone Crawspace	9708 Mill Grove	8279011
31-Aug	3399	U-16-047	Upfit	\$50	Josh Pressley	422 E Highway 218	8189023
Totals		3		\$150			
12-Sep	20109	NR-16-048	Accessory	\$200	Charlotte Nat. Golf	6920 Howey Bottoms IT	8288005
20-Sep	N/A	TC-16-049	Text Chg	N/A	Town of Fairview	7400 Concord Highway	N/A
20-Sep	2196	C-16-050	Compliance	\$100	Shumaker Homes	116 kenneth Watkins Rd	8255004
27-Sep	1970	A-16-051	Accessory	\$50	Michael Shattuck	1903 Highway 218 W	08252001B
27-Sep		A-16-052***	Accessory		Michael Belk	9620 Jonah Ridge	8246040
27-Sep	2595	Add-16-053	Addition	\$50	Jagmohan Singh	209 Highway 218 E	08189014A
Totals		6		\$400			
4-Oct	26715	Add-16-054	Addition	\$50	Huntley Brothers	2701 Brief Rd E	08087002A
11-Oct	19005	CUP-16-055	CUP	\$500	Tyler & Britney Moss	980 Ben Black Midland	08282019H
13-Oct	1520	H-16-056	Home	\$75	9504 Andrew Hudson	Indian Trail Fairview	08225011c
13-Oct	2065	MS-16-057	Subdivide	\$65	Tim Clontz	2107 Shepherds Cv IT	08279011C
18-Oct	3274	EP-16-058	Electric	\$50	John Little	8919 Old Ferry	8117020

Applicant Belk decided to put application on Hold (see A-16-064)

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Totals	5								\$740
1-Nov	2509	A-16-059	Accessory	\$50	Matt Maira	9917 Windrow lot48	813122		
10-Nov	1100	C-16-060	Compliance	\$100	Cleveland	9504 Machado Drive	8246002		
17-Nov	188	HO-16-061	H Occupator	\$50	Caudle	406 Heritage View	08126018D		
17-Nov	6354	A-16-062	Accessory	\$50	Wilfong	1304 Lawyers Road W	8261008		
29-Nov	1178	MS-16-063	Minoe Sub	\$130	S. Sandy-Duncan	7701 W. Duncan Rd, IT	8252007		
29-Nov	1155	A-16-064/53	Accessory	\$50	Belk	9620 Jonah Ridge	8246040		

Totals	6								\$430
1-Dec	55679	C-16-065	Compliance	\$100	Madison --Morgan	6435 Morgans Cove	081922011G		
13-Dec	4734	A-16-066	pool	\$50	San Vuan Pools--Gatlin	9905 Running Cedar	8210023		
Dec.13	3129	A-16-066***	Shelter	\$50	Scout Camp- Belk Road	9408 Belk Road	821005		
13-Dec	2211	A-16-067	Accessory	\$50	Rolling Hill Farm---Hill	1980 Brief Road East	08117008H		
15-Dec	3122	C 16-068	Compliance	\$100	Newton	9610 Covey Trail	8213068		
Totals	5								\$350

Total permit issued: 66

Total Monies collected: \$ 4,505.00



**Town of Fairview
Regular Meeting
December 12, 2016**

The following Council members were present: Mayor Phil Thomas, Jerry Clontz, Bradley Purser, and Gary Wilfong.

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

Agenda Changes

Mayor Thomas requested that pay application #6 be added to Item #3 Park Update.

Approval of Agenda

Bradley Purser made a motion to approve the agenda as amended. Jerry Clontz seconded the motion. Councilmen Clontz, Purser and Wilfong voted yes (3-0).

Public Comments

Mike Semones spoke regarding excessive engine brake noise and asked if Council had discussed the issue.

Consent Agenda

- a) Accept Financial and Tax Reports as Information
- b) Accept Land Use Report as Information
- c) CRTPO --- *No Report*
- d) Monroe/Union County Economic Development Committee Report--- *No Report*
- e) Approve Meeting Dates and Holiday Closures for 2017
- f) Approve Council Regular Minutes for November 14, 2016

Jerry Clontz made a motion to approve the consent agenda as amended. Gary Wilfong seconded the motion. Councilmen Clontz, Purser and Wilfong voted yes (3-0).

Items of Business

Item 1: Conduct Public Hearing for Conditional Use permit #CUP-16-055

Ed Humphries explained that the Conditional Use Permit was to subdivide a residential lot (1.326 ac) from parcel #08282019H and create a conforming lot allowing a barn in the northwest corner of the lot to remain on the property.

Mayor Thomas to open Public Hearing

Public Comments

None

Mayor Thomas closed the Public Hearing

Below are "Findings of Fact" for the above Conditional Use Permit with individual motions on each:

Bradley Purser made a motion that the proposed conditional use permit will not endanger the public health or safety because it is not a safety issue. Jerry Clontz seconded the motion. Councilmen Clontz, Purser and Wilfong voted yes (3-0).

Jerry Clontz made a motion that the proposed conditional use permit will not substantially injure the value of adjoining or abutting property because it is already a rural area. Bradley Purser seconded the motion. Councilmen Clontz, Purser and Wilfong voted yes (3-0).

Gary Wilfong made a motion that the proposed conditional use permit will be in harmony with the area in which it is located because of the research conducted by the Land Use Administrator. Jerry Clontz seconded the motion. Councilmen Clontz, Purser and Wilfong voted yes (3-0).

Jerry Clontz made a motion that the proposed conditional use will be in general conformity with the land use plan, Thoroughfare plan or other plan because it conforms to the town's land use plan. Gary Wilfong seconded the motion. Councilmen Clontz, Purser and Wilfong voted yes (3-0).

Item 2: Approve Conditional Use permit #CUP-16-055

Gary Wilfong made a motion to approve the Conditional Use permit to subdivide a residential lot (1.326 ac) from parcel #08282019H and create a conforming lot allowing a barn in the northwest corner of the lot to remain on the property with the following conditions:

1. Located at 9606 Mill Grove Road, Indian Trail, NC 28079 in the Fairview Zoning District.

2. Owner desires to subdivide the property creating a lot 1.326 ac in size from Parcel # 08282019H.
3. Owner desires to keep the barn which is shown on the proposed survey.
4. The applicant may use barn for any farm related or home use activity. Owner may maintain the barn, but not enlarge the footprint of the structure.
5. The barn can be removed from the lot at any time.
6. The lot would be a conforming residential lot.
7. If damage happened beyond normal repair, barn would **not** be rebuilt.

Jerry Clontz seconded the motion. Councilmen Clontz, Purser and Wilfong voted yes (3-0).

Item 3: Park Update

Jerry Clontz updated the Council on the park construction progress:

- Restroom building has been installed
- All benches and trash receptacles have been installed
- Picnic shelter is up and picnic tables are in place
- Waiting on Duke Power to finalize line work
- Fence around the pond dam has not been installed
- Park & Rec Committee is in the process of finalizing signage that will be placed within the park (playground area, shelter area, etc.)
- Aqua shade will be purchased to be put in the pond

Mr. Clontz stated that there will be a walk-thru inspection on December 22, 2016 at 1:00 PM and invited Council members to attend if available. He stated that the park completion date is set for January 6, 2017.

Jerry Clontz made a motion to approve the fifth Application and Certificate for Payment totaling \$171,505.50 and the sixth Application and Certificate for Payment totaling \$240,275.08 to Eagle Wood Inc. Gary Wilfong seconded the motion. Councilmen Clontz, Purser and Wilfong voted yes (3-0).

Council Comments

Gary Wilfong discussed the traffic problems at the intersection of Lawyers Road and Highway 601. He asked the Council about the possibility of approaching NCDOT about the feasibility of a traffic light at the intersection. The Council discussed the situation and asked Mr. Wilfong to speak with the Town of Unionville regarding the intersection to see if both towns might come together and approach NCDOT. Mr. Wilfong will update the Council once he has reached out to the Town of Unionville.

Bradley Purser stated that he had been informed that the retention pond (BMP) behind the fire department can be moved or reconfigured without affecting the PARTF grant stipulations.

Mayor Thomas addressed the engine brake noise problem that resident Mike Semones asked about during the public comments segment. Mayor Thomas stated that in 2015 the Council reviewed information gathered regarding engine brake noise. At that time one of the major

concerns was the ability of the Town to enforce any ordinance put in place regarding engine brake noise since the Town does not have their own police department and the particular streets in question (Hwy. 218 and Hwy 601) are governed by NCDOT and NCDMV. The Council asked Attorney McCollum to check and see if there were other towns that had an engine brake ordinance and how they enforced it.

Mayor Thomas asked the Council if they would like to have a Council Retreat again this year. After discussion, Brady Purser made a motion to schedule a Council Retreat for 2017. Jerry Clontz seconded the motion. Councilmen Clontz, Purser and Wilfong voted yes (3-0). Mayor Thomas asked Ed Humphries to check with N-Focus regarding scheduling and securing a contract to bring back to the Council at the January meeting.

Bradley Purser made a motion to give Darrell Baucom, Ed Humphries and Teresa Gregorius a \$50 check for Christmas. Gary Wilfong seconded the motion. Councilmen Clontz, Purser and Wilfong voted yes (3-0).

Mayor Thomas adjourned the meeting.

Respectfully submitted,

Teresa Gregorius
Town Clerk

Phil Thomas
Mayor

Approved this _____ day of _____, 2017

Contract with N-Focus For Council Retreat

N·FOCUS

Planning • Public Administration • Urban Design

January 3, 2017

Ed Humphries, Manager
Town of Fairview
7400 Concord Highway
Fairview, NC 28110

Re: Proposal for Retreat Facilitation

Dear Ed,

It would be our pleasure to provide Leamon Brice as facilitator for the Town of Fairview's upcoming Board Retreat tentatively scheduled for some time during March, 2017.

N-Focus will maintain it's previously quoted 2016 rate of One Thousand Four Hundred and no/100's (\$1,400.00) dollars for the following Scope of Services to be provided during the 2017 retreat process:

- Discussions with mayor and planner to determine goals of retreat;
- Preparation of agenda and materials for retreat;
- Facilitation of discussions necessary to achieve retreat goals;
- Maintain notes of discussions during retreat; and
- Prepare and provide report of retreat discussions and decisions to mayor and elected officials.

Our fees are inclusive of all personnel costs including but not limited to salary, benefits, taxes, professional development & certifications, cellular communications, management cost and travel.

Should you have any questions, please advise. My contact information appears below.

Should your mayor and board approve this proposal, please return an executed copy of the attached acceptance via e-mail.

Thank you for the opportunity to serve the Town of Fairview.

Respectfully Submitted,

Patti Rader

Patti Rader, Manager
prader@nfocusplanning.org

N-Focus Planning & Design, Inc.
313 South Main Street, Suite 110
Kannapolis, NC 28081
Tel: (704) 933-0772
www.nfocusplanning.org

Ed Humphries, Manager
Town of Fairview

January 3, 2017

ACCEPTANCE:

Patricia A. Rader

January 3, 2017

Patricia A. Rader, Manager
N-Focus Planning & Design, Inc.
prader@nfocusplanning.org
704-933-0772

Date

ACCEPTED on behalf of the Local Government by:

Signature

Date

Printed name of authorized person signed above

Seal of the unit of Local Government

ATTEST:

Clerk to the Governing Board/Council

Date

This document has been pre-audited in accordance with applicable North Carolina General Statute.

Finance Officer

Date

Re-Appoint Mayor Pro-Tem

Park Report

APPLICATION AND CERTIFICATE FOR PAYMENT

OWNER: Town of Fairview
7400 Concord Highway
Monroe, NC 28110

PROJECT: Town of Fairview

FROM CONTRACTOR:

Eagle Wood Inc
P.O. Box 1046
Denver, NC 28037

VIA ARCHITECT/ENGINEERS:
Benesch
2320 W. McCreed St
Charlotte, NC 28208

APPLICATION NO: 7
APPLICATION DATE: 12/30/2016
PERIOD TO: 12/30/2016
CONTRACT DATE: 5-Jul-16

Distribution to:
OWNER: []
ENGINEERS: []
CONTRACTOR: []

CONTRACTOR'S APPLICATION FOR PAYMENT
Application is made for payment, as shown below, in connection with the
Contract Continuation Sheet, AIA Document G703, is attached.

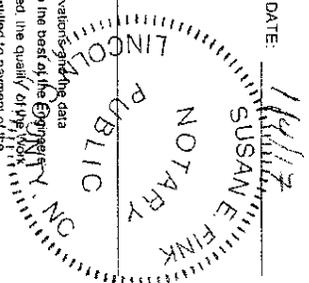
1. ORIGINAL CONTRACT SUM	\$1,276,180.45
2. Net Change by Change Orders	\$0.00
3. CONTRACT SUM TO DATE	\$1,276,180.45
4. TOTAL COMPLETED & STORED TO DATE	\$1,078,013.71
5. Retainage:	
a. 5 % of Completed Work	\$ 53,900.69
b. 0 % of Stored Material	\$0.00
Total Retainage (Line 5a + 5b or	\$ 53,900.69
6. TOTAL EARNED LESS RETAINAGE	\$1,024,113.02
7. LESS PREVIOUS CERTIFICATES FOR PAYMENT	\$854,749.36
8. CURRENT PAYMENT DUE	\$169,363.66
9. BALANCE TO FINISH, INCLUDING RETAINAGE	\$252,067.43

CHANGE ORDER SUMMARY	
Total Changes approved in previous months	\$
Total approved this Month	\$
NET CHANGES by Change Order	\$0.00

The undersigned Contractor certifies that to the best of the Contractor's knowledge information and belief the work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

By: [Signature] DATE: 1/15/17
State of North Carolina
County of Lincoln
Suscribed and sworn to before
me this 4th day of January 2017

Notary Public: [Signature] August 15, 2013
My Commission Expires: August 15, 2018
ENGINEERS' CERTIFICATE FOR PAYMENT



In accordance with the Contractor Documents based on on-site observations and the data comprising this application, the Engineer certifies to the Owner that to the best of the Engineer's knowledge, information and belief the Work had progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED \$169,363.66
(Attach explanations if amount certified differs from the amount applied for in all figures on the Application and on the Continuation Sheet that are changed to conform to the amount certified.)
Engineer: [Signature] Date: 1/15/17
This Certificate is negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Assurances, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this contract.

ITEM NO	DESCRIPTION OF WORK	SCHEDULED VALUE	WORK COMPLETED		MATERIALS PRESENTLY STORED (NOT IN DORE)	TOTAL COMPLETED AND STORED TO DATE (D-E+I)	% (G/C)	BALANCE TO FINISH (C-G)	RETAINAGE (IF VARIABLE RATE)
			FROM PREVIOUS APPLICATION (D+E)	THIS PERIOD					
1	Mobilization	\$63,809.02	1 LS 77.50%	12.00%		\$ 57,109.07	89.50%	\$ 6,699.95	\$ 2,355.45
2	Surveying	\$9,500.00	1 LS 34.20%	50.00%		\$ 7,999.00	84.20%	\$ 1,501.00	\$ 399.95
3	Site Preparation - Incl. (Clearing, Grading, Storm and Erosion)	\$191,629.58	1 LS 94.00%	1.50%		\$ 183,006.25	95.50%	\$ 8,623.33	\$ 9,150.31
4	Water, Sanitary Sewer and Electric Utilities	\$115,129.56	1 LS 91.20%	5.00%		\$ 110,754.64	96.20%	\$ 4,374.92	\$ 5,537.73
5	Parking Lot - Paved for 23 cars and Entrance Rd	\$78,629.58	1 LS 60.00%	0.00%		\$ 47,177.75	60.00%	\$ 31,451.83	\$ 2,358.89
6	Walking Trail - Paved Trail with 2 Benches	\$96,607.11	1 LS 80.0%	12.00%		\$ 88,878.54	92.00%	\$ 7,728.57	\$ 4,443.93
7	Playground (Play equipment, accessible surface 2 benches)	\$130,124.15	1 LS 82.00%	7.00%		\$ 115,810.49	89.00%	\$ 14,313.66	\$ 5,790.52
8	Picnic Shelter - 25 x 25 Feet, (2 grills, 4 picnic tables, and 2 trash receptacles)	\$50,000.00	1 LS 100.00%	0.00%		\$ 50,000.00	100.00%	\$ -	\$ 2,500.00
9	Restroom Building, 750 SF	\$212,850.00	1 LS 90.0200%	0.00%		\$ 191,607.57	90.02%	\$ 21,242.43	\$ 9,580.38
10	Landscaping	\$23,750.00	1 LS 38.41%	58.76%		\$ 221,547.60	97.17%	\$ 6,452.40	\$ 11,077.38
11	Road Widening	\$228,000.00	1 LS 77.88%	22.12%		\$ 2,000.00	100.00%	\$ -	\$ 100.00
12	Construction Testing Allowance	\$2,000.00	1 LS			\$ -	0.00%	\$ 6,000.00	\$ -
13	Electrical Allowance	\$6,000.00	1 LS			\$ -	0.00%	\$ 7,500.00	\$ -
14	PVC Conduit	\$7,500.00	1 LS			\$ -	0.00%	\$ 58,528.65	\$ 106.14
15	Contingency	\$80,651.45	1 LS			\$ 2,122.80	3.50%	\$ -	\$ -
			1 LS	0.00%		\$ 1,078,013.71	#DIV/0!	\$ 198,166.74	\$ 53,900.68

Page 3 of 3		DESCRIPTION OF WORK		WORK COMPLETED		MATERIALS PRESENTLY STORED (NOT IN DOR E)		TOTAL COMPLETED AND STORED TO DATE (D+E+F)		BALANCE TO FINISH (C+G)		RETAINAGE (IF VARIABLE RATE)	
ITEM NO.		SCHEDULED VALUE	FROM PREVIOUS APPLICATION (D+E)	THIS PERIOD				% (G/C)					
1	HWY 601 Road Widening	\$4,022.76	100.00%			\$	4,022.76	100.00%	\$	-	\$	201.14	
2	Utility Locate	\$122.13	100.00%			\$	122.13	100.00%	\$	-	\$	6.11	
3	Adjust Valve Boxes	\$9,505.29	100.00%			\$	9,505.29	100.00%	\$	-	\$	475.26	
4	Box Cut for Road Widening	\$4,321.96	100.00%			\$	4,321.96	100.00%	\$	-	\$	216.10	
5	Cleaning	\$15,034.87	100.00%			\$	15,034.87	100.00%	\$	-	\$	751.74	
6	Driveway Reconstruction	\$16,439.26	100.00%			\$	16,439.26	100.00%	\$	-	\$	821.96	
7	Imported Fill	\$2,347.21	100.00%			\$	2,347.21	100.00%	\$	-	\$	117.36	
8	Inlet Protection (Block and Gravel)	\$30,394.65	100.00%			\$	30,394.65	100.00%	\$	-	\$	1,519.73	
9	Leveling/Wedging (Allowance)	\$3,780.26	100.00%			\$	3,780.26	100.00%	\$	-	\$	189.01	
10	Milling	\$48,278.04	100.00%			\$	48,278.04	100.00%	\$	-	\$	2,413.90	
11	Pavement 2" 9.5C Overlay	\$31,594.05	100.00%			\$	31,594.05	100.00%	\$	-	\$	1,579.70	
12	Pavement 8" B25.0C	\$13,533.39	100.00%			\$	13,533.39	100.00%	\$	-	\$	676.67	
13	Pavement 3" 119.0C	\$6,391.55	100.00%			\$	6,391.55	100.00%	\$	-	\$	319.58	
14	RCP 18"	\$3,983.49	100.00%			\$	3,983.49	100.00%	\$	-	\$	199.17	
15	RCP 18"	\$11,158.92	100.00%			\$	11,158.92	100.00%	\$	-	\$	557.95	
16	Regrade Shoulders and Seed	\$1,557.05	100.00%			\$	1,557.05	100.00%	\$	-	\$	77.85	
17	Relocate Existing Mailboxes	\$1,114.03	100.00%			\$	1,114.03	100.00%	\$	-	\$	55.70	
18	Rip-Rap Aprons	\$1,265.95	100.00%			\$	1,265.95	100.00%	\$	-	\$	63.30	
19	Rock Pipe Inlet Protection	\$2,009.96	100.00%			\$	2,009.96	100.00%	\$	-	\$	100.50	
20	Sawcut Pavement	\$1,436.84	100.00%			\$	1,436.84	100.00%	\$	-	\$	71.84	
21	Silt Fence	\$619.68	100.00%			\$	619.68	100.00%	\$	-	\$	30.66	
22	Stripping	\$9,364.25	31.00%			\$	2,902.92	31.00%	\$	6,461.33	\$	145.15	
23	Traffic Control	\$9,724.41	40.74%			\$	9,724.41	100.00%	\$	-	\$	486.22	
						\$	\$221,538.67		\$	6,461.33	\$	11,076.92	

BLYTHE CONSTRUCTION INC.
P.O. Box 31635
Charlotte NC 28231

Invoice Number: 6120-2016-68008218
Invoice Date: 12/01/16
Customer Number: 2310003666

Shipped From: 612C
Contract number: Fairview Park
Job: 2360021681

PLANT 2 CONCORD
Fairview Park

Sold Barton Contracting
To : 6000 Old Pineville Road
Charlotte NC 28217

ENTERED

DEC 19 2016 *ck*

Ticket Number	Ticket Date	Customer Reference	Truck	Product	Quantity	UM	Unit Price	Extended Amount	T X
612C00064379	11/18/16			232C3004245	19.73	TON	44.00	868.12	Y
612C00064380	11/18/16		MT29-MAGIR	232C3004245	19.95	TON	44.00	877.80	Y
612C00064381	11/18/16			232C3004245	20.18	TON	44.00	887.92	Y
612C00064382	11/18/16			232C3004245	19.85	TON	44.00	873.40	Y
612C00064389	11/18/16			232C3004245	20.27	TON	44.00	891.88	Y
612C00064390	11/18/16			232C3004245	19.83	TON	44.00	872.52	Y
612C00064391	11/18/16		MT29-MAGIR	232C3004245	19.78	TON	44.00	870.32	Y

Product Summary

232C3004245 RB 25.0 C 15-0037-151 139.59 TON 6,141.96 Y

14-173

RECEIVED
DEC 19 2016

SD Billing Number : 5005965930
Invoice Number : 6120-2016-68008218
For questions call : 704-375-8474

Sub-Total: \$6,141.96
Sales Tax: \$429.94
Total Invoice: \$6,571.90

790

*** Invoice payment terms: Net 30 ***

BLYTHE CONSTRUCTION INC.
P.O. Box 31635
Charlotte NC 28231

Invoice Number: 6120-2016-68008139
Invoice Date: 12/12/16
Customer Number: 2310003666

Shipped From: 612D
Contract number: Fairview Park
Job: 2360021681

PLANT 5 NORTH
Fairview Park

Sold Barton Contracting
To : 6000 Old Pineville Road
Charlotte NC 28217

ENTERED

DEC 20 2016 *CD*

Ticket Number	Ticket Date	Customer Reference	Truck	Product	Quantity	UM	Unit Price	Extended Amount	T X
612D00111136	12/12/16			232C3004234	20.16	TON	44.00	887.04	Y
612D00111150	12/12/16			232C3004234	20.15	TON	44.00	886.60	Y
612D00111156	12/12/16			232C3004234	13.17	TON	44.00	579.48	Y

Product Summary

232C3004234	RB 25.0 C 12-0377-151	53.48	TON	2,353.12	Y
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16-173

RECEIVED
DEC 16 2016

SD Billing Number : 5005941927
Invoice Number : 6120-2016-68008139
For questions call : 704-375-8474

Sub-Total: \$2,353.12
Sales Tax: \$170.60
Total Invoice: \$2,523.72

7,2590

*** Invoice payment terms: Net 30 ***