

FAIRVIEW TOWN COUNCIL MEETING
OCTOBER 20TH, 2008
TOWN HALL - 7:00 PM

The following members were present, constituting a quorum: Mayor Richard Williams, Mayor Pro Tem Elizabeth Long, Bradley Purser, Bill Thomas and Jerry Clontz

Personnel: Land Use Administrator Jason Wager, Town Clerk Jan Carter, Attorney Joe McCollum, Finance Officer Christine Surratt and Tax Collector Tana McConnaughey

The Public Hearing meeting was opened by the Mayor Williams. The floor was opened to the public by the Mayor. Land Use Administrator Jason Wager explained the TC-08-005-Section 21© of the Town of Fairview Land Use Ordinance. He discussed what the Planning Board stated about the terms. The Council will have the authority to amend the terms. They want the Town to advertise the opening of new members. Once appointed a member may generally be appointed for one additional term if there is not a suitable person available. The terms are 3 years. An option is to let each member serve more than 3 or 4 consecutive terms. Bill Thomas does not like viable or suitable in this wording. Bradley Purser wants to have this simple and do away from the terms. Joe McCollum suggested to have public comments on this issue. Patricia Kindley on Unionville Brief Road talked to the Council and she explained that it would be good to have new people to serve and she likes this new wording. Now the members are limited to two successive terms but they can add "There shall be no limits on the number of terms a member may be appointed."

Bill Thomas discussed how the Planning Board's terms are set up and he likes the idea of advertising it on the web site with an application. A Public Hearing would be needed to replace members and reappoint new ones. Attorney McCollum suggested that they close this meeting.

Bill Thomas made a motion to close the Public Hearing. Elizabeth Long seconded it and it passed unanimously.

The Regular Meeting was opened. Next the Adjustment of Agenda was discussed.

Bill Thomas asked about the maps for the National Flood Insurance Program. Milton Carpenter had talked to Jason Wager about the need to get into the program. Administrator Jason Wager will call him back soon.

Public Comments: The Mayor asked for comments but there were none.

Conditional Use Permit for Development by Rocky River Farms:

Mr. Randy Poore discussed the need for the Conditional Use Permit for a Development. He wants to continue on about this Permit for this sub-division. Administrator Jason Wager and Attorney Joe McCollum discussed Section 62 and permits expire in one year.

Mr. McCollum discussed the problems for the Called Meeting. All members have to be at the meeting and sign the waver. A notice would have to be given to all members and there would need to be some advertising. Only the Mayor or two Council members can call the Called Meeting.

Administrator Jason Wager says the permit is expired. Finding of Facts has to be done by the Council. Jerry Clontz asked Mr. Poore why it took so long for him to ask about this. He never got a copy of it from the Union County Courthouse. Administrator Jason Wager discussed the copies of these forms. The Town had approved this permit and the register of Deeds only has a copy. Bradley Purser asked for an extension for Mr. Poore. Jason Wager read Section 62 to explain the expiration of permits. Mr. Poore needs a Major Development Permit to begin working on this. Mr. Poore asked for an extension which he would have to come to the Council meeting every 6 months to ask for an extension. Attorney McCollum explained that the Town has never had a called meeting except at a regular meeting. Mr. Poore's application can go on to the next meeting. Administrator Jason Wager will give this information to the Planning board. Elizabeth Long asked him to wait until the Planning Board looks over this. Mr. Poore wants to ask for the permit for approval at the next meeting. This will require another Public Hearing. The fees could be taken off. Jason Wager can fax him a new application. It will be sent back to Jason and he will take it to the Planning Board. The Council discussed this issue with the Attorney.

Patricia Kindley talked about naming the land Morgan Farms on Duck Creek.

Financial reports were handed out by Christine Surratt. She noted that taxes were coming well. She liked the fact that the Town transferred some funds out of a bank. We don't have money with Wachovia.

Bradley Purser wants the Finance Director's time and Tax Collector's time to be moved up to the top of the agenda. The Council discussed this also.

Resolution for the New Government Bond, Stamp and Coin Program. Bill Thomas made a motion to approve this resolution. Elizabeth Long seconded it and it passed

The minutes were discussed. Member Bill Thomas made a motion to approve the minutes as corrected. Elizabeth Long seconded it. It passed unanimously.

MDP-08-001-Consideration of Major Development Permit Application for Chandler Oaks Subdivision;

Administrator Jason Wager discussed the Permit that the Town approved in February, 2008. Now Mr. Williams needs a Major Development Permit. They discussed the light development. They discussed the water and sewage issues. The Planning Board has discussed this. The APFO Adequate Public Facility Ordinance was discussed. Mr. Noel Williams talked to the Council. They discussed power lines underground and the roads and water and sewer issues. Mr. Clint Lawrence has been working with the water issues.

Bill Thomas asked about the drawings and the Home Owners Association. Mr. Clint Lawrence discussed the water and the development, storm water drainage and street lights. This is on Page 8 in the staff report.

Bradley Purser made a motion that the application for Major Development Permit applies with all the requirements and that we proceed to the approval of this permit. Jerry Clontz seconded it. It passed unanimously.

Other Business:

Bill Thomas discussed a water allocation issue. He says the county is not taking care of all the residences concerning water.

Text Change- 21c

Elizabeth Long made a motion to put in unlimited terms limits right now and work on it later. Bill Thomas seconded it. It passed unanimously.

Bill Thomas made a motion to appoint John Crowell to another 3 year term. Elizabeth Long seconded it. It passed unanimously.

Bill Thomas wants the Planning Board application to be on the web site for both Planning Board and Board of Adjustment. Jerry Clontz discussed the need to advertise for the job for the Town. This job will open in January. Jerry Clontz showed a picture of a sign for \$400.00. Bill Thomas made a motion to have the sign made. Bradley Purser seconded it. It passed unanimously.

Bradley Purser made a motion to close the meeting. Elizabeth Long seconded it. It passed unanimously and the meeting closed.

Respectfully submitted:

Richard Williams, Mayor

Jan Carter, Town Clerk