

Fairview Town Council Meeting
October 11, 2010
7:00 p.m.

The following members were present, constituting a quorum: Mayor Elizabeth Long, Bradley Purser, Bill Thomas, Jerry Clontz and B.B. Haigler.

Others present: Joe McCollum, Attorney; Ed Humphries, Land Use Administrator; and Darrell Baucom, Finance Officer

Agenda Changes

Jerry Clontz made a motion to approve the agenda as written. Bradley Purser seconded the motion. Councilmen Clontz, Purser, Thomas and Haigler voted yes.

Public Comments/Presentations

Ron Williams, the director of Piedmont High School Band made a presentation explaining that Piedmont had one of the top bands in the county with 97 players. Ron explained how and where monies were raised for the band. Williams asked the Council to help with a monetary donation to the band in order to purchase needed equipment.

Dalton McCoy and his wife spoke against the Carolina Thread Trail.

Edward Green spoke against the Carolina Thread Trail.

Reports

Darrell Baucom, Finance Officer, gave a financial report. Ed Humphries, Land Use Administrator, gave a land use report. Humphries also stated that a "taxes" page was added to the website.

Old Business

Public Hearing

A public hearing was opened by Mayor Long in order to hear public comments on a text change (#TC 10.08 Amending the Definition of Special Events and Section 161 Special Events in the Fairview Land Use Ordinance).

Ed Humphries explained the definition of Special Events and Section 161 of the Land Use Ordinance; and recommended the changes with the Planning Board's recommendation. The new definition of special events that would trigger (require) a special use permit would be as follows:

Special Event Circuses/ fairs, carnivals, festivals, rodeos, or other types of special events that: 1. Causes any disruption to traffic; 2. Has vendors selling products or services for profit; 3. Are intended to or likely to attract substantial crowds; 4. Charge and admission fee either to enter the event or to park at the event; 5. Has amplified sound in any form; 6. Advertises the event by signage, ads in the media, electronically or any other means. Any one of the above will "trigger" (require) the need to obtain a "Temporary Use Permit" from the town.

The change to Section 161 would be to remove the requirement of a Public Hearing when issuing a Special Use Permit.

Hearing no public comments, Mayor Long closed the Public Hearing.

New Business

Bill Thomas made a motion to change the definition of “Special Events” and what would require a “Special Use Permit” (as presented to Council).

The motion also includes removing the “Required Public Hearing” before a Special Use Permit can be issued by the Council in Section 161 “Special Events”.

Also included in the motion:

The proposed zoning amendment under consideration is found to be reasonable and consistent with the recommendations of the Town’s adopted comprehensive plan, the Town of Fairview Land Use Plan(Revised September 13, 2010), and the Town of Fairview Land Use Ordinance (effective July 1, 2005)

Jerry Clontz seconded the motion. Councilmen Thomas, Clontz, Haigler and Purser voted yes.

Bill Thomas made a motion to call a Public Hearing to hear public comments on a request from Brian Nance LLC to rezone Parcel #08120027 from RA-4 to CUD-LI (Conditional Use District) Permit #CUDLI-01-10 and a request from Brian Nance (Brian Nance LLC) to be issued a Conditional Use Permit (CUP) Permit #CUP-01-10 to operate a manufacturing business with outside storage on Parcel #08120027. The hearing will be at the Council’s Regular meeting on November 8, 2010 at 7:00 p.m.

B.B. Haigler seconded the motion. Councilmen Haigler, Thomas, Clontz and Purser voted yes.

Council Comments

Bill Thomas: wanted to know if anyone was attending the Natural Gas Line Training Session in Fletcher, NC.

Mayor Long: wanted to ensure everyone knows about “early voting” and wanted to make sure everyone voted.

Bill Thomas: stated that he thought the town should adopt the Code of Ethics similar to the one (example) of Pine Knoll Shores.

Mayor Long suggested that we all review the Code of Ethics; and Ed Humphries would place it on the next agenda for adoption.

Bradley Purser requested that the Council consider Hal Weil’s (President of the Fire Department Board) request and give the Fire Department equal payments during the year of money the town

expects to give them. This would benefit the Fire Department Board's ability to budget and plan for short and long term.

Mayor Long made a statement that monies from the town should be considered a grant.

Jerry Clontz said he believed that we should continue the way we are and have the Department request money as needed. He questioned certain appointments that the Department made. Jerry stated that, in his opinion, the Assistant Chief may not be qualified. He was not in favor of monthly or quarterly payments.

Bill Thomas stated that it was his opinion that the Department should be responsible for making those appointments and not the Council.

Thomas also suggested that it be stated that our intent would be to give the Department \$10,000 a quarter (\$40,000 this year) keeping \$20,000 of our budgeted amount in reserve.

B.B. Haigler agreed with the term "intent".

Bill Thomas made a motion that it is the "intent" of Fairview Council to give \$10,000 to the FVFD each quarter to be paid the last of each quarter. This would be reviewed every year at the beginning of the Town's fiscal year.

B.B. Haigler seconded the motion. Councilmen Haigler, Purser and Thomas voted in favor of the motion. Councilman Clontz voted *against* the motion. The motion passed.

Bradley Purser asked the Council to address Piedmont High School's request to help them with a donation the Band to purchase equipment.

Jerry Clontz made a motion to give \$1,000 to the Piedmont High School Band in order to purchase equipment.

Bradley Purser seconded the motion. Councilmen Clontz, Purser, Haigler and Thomas voted yes.

Jerry Clontz made a motion to approve the minutes of September 13, 2010 as corrected. Bill Thomas seconded the motion. Councilmen Clontz, Thomas, Haigler and Purser voted yes.

Mayor Long declared, at this time, that the Council would go into closed session. The Finance Officer, Attorney and Land Use Administrator were asked to stay for this meeting.

Closed Session

Mayor Long, again, opened the regular meeting.

Having no other business, Bradley Purser made a motion to adjourn the meeting. B.B. Haigler seconded the motion. Councilmen Purser, Haigler, Thomas and Clontz voted yes.

Respectfully submitted,

Ed Humphries
Land Use Administrator

Elizabeth Long
Mayor

Approved this _____ day of _____, 2010