

MINUTES
FOXFIRE VILLAGE COUNCIL
REGULAR MEETING
Foxfire Village Hall
April 14, 2015 – 6:30 PM

1. **Call to Order:** Mayor Steve Durham called the meeting to order at 6:30 PM.
2. **Members Present:** Mayor Pro Tem Leslie Frusco, Councilman Vic Koos, Councilman Mick McCue and Councilman Jon Sedlak
3. **Others Present:** Lisa Kivett-Village Clerk, Sharon Sanchez – Deputy Finance Officer Ellen Markus-Seven Lakes Times, P&Z Chair Mary Gilroy, Police Chief Chad Shue, Officer Daniel Ritter, and Resident MaryAnne Lauer
4. **Moment of Silence:** Mayor Durham requested those present to pause for a moment of silence. This was followed by the pledge of allegiance to the United States Flag.

5. **Additions and Approval of Agenda:**

Councilman McCue added *Report from Police Department* and *Five Department Redistricting* to his report. Councilman Koos added *Village Green* to his report. Mayor Durham added *Update on Pinecone Issue at Foxfire Golf & Resort* to his report

Councilman McCue made a motion to adopt the agenda as amended seconded by Mayor Pro Tem Frusco and carried unanimously.

6. **Consent Agenda:**

- A. Approval of Minutes
 - March 10, 2015 Regular Meeting
 - March 24, 2015 Work Session
- B. Approve Planning & Zoning Boards Recommendation – Rezoning of Foxfire Golf Course and Village Green Park from RS30 to RD (Recreational District)
 - Call Public Hearing for June 9, 2015

End of Consent Agenda

Councilman McCue made a motion to adopt the consent agenda seconded by Mayor Pro Tem Frusco and carried unanimously.

7. **Public Comment Period:**
None

8. **Planning & Zoning Board Report – Mary Gilroy**

Planning & Zoning Chair Mary Gilroy reported the board will meet on Monday and they continue to work on the Land Use Plan. They continue looking at the zoning of the Grande Pines properties that were annexed at the end of 2014.

9. **Councilmember's Reports:**

A. **Finance – Leslie Frusco**

1. Finance Report

Mayor Pro Tem Frusco reported cash balances as of March 31, 2015. The general fund total was \$1,391,193. Of this amount, \$397,000 is restricted in the Stonehill Pines Fund, Capital Reserve Fund, Debt Service Fund, and assigned funds which are actually assigned to debt service. The remaining balance of \$994,096 is unrestricted. The water fund balance is \$591,709. Of this

amount \$136,000 is restricted for a new well. The unrestricted balance is \$455,632. Included in the numbers is the fact that we made our 2015 payment on Woodland Circle.

Bank loan payments are due in the next budget year for the Village Park, the Water Fund, and Woodland Circle.

She reminded Council that final budget numbers are due to Sharon Sanchez no later than April 23rd. In addition she reminded all that a Budget Work Session is scheduled for April 30th. The preliminary budget must be put together at this meeting in preparation of the Citizen Participation meetings. Two Citizen Participation Workshops for the budget have been scheduled for May 5th, at 6:30 PM and May 12th at 4:30 PM.

2. Community Pool

Mayor Pro Tem Frusco reported the Village Pool will open on Saturday, May 23rd and stay open through Labor Day, September 7th. All information for the pool is available on the Village website. She read aloud the current pool membership fees for the season.

B. Public Safety – Mick McCue

1. Green Growth Tool Box from NC Wildlife Commission

Councilman McCue reported attending a Green Growth Tool Box Workshop put on by the NC Wildlife Commission. The workshop was about green planting for communities with larger spaces open for wildlife and plants. He gathered up some materials and will have them available for viewing at the Village office.

2. County and Municipal Government Handbook from UNC

Councilman McCue reported receiving a copy of the newly published County and Municipal Handbook from UNC. The book covers a variety of subject including employment issues, zoning, and financial issues.

3. TARPO

Councilman McCue reported the Village is no longer a member of Triangle J Council of Governments however we are still active in Rural Planning Association. He continues to attend those meetings to keep up with things like the Western Connector and other transportation issues that could affect Foxfire.

4. Police Department

Councilman McCue warned residents of a recent telephone scam. The caller claims to be from the I.R.S. If anyone receives a call, they should contact the police department.

Councilman McCue introduced recently hired part-time Police Officer Daniel Ritter. He is still in the paperwork process with the State Certification Board but should be actively working very soon.

5. Fire Department Redistricting

Councilman McCue reported that residents should have received a letter from Moore County on the redistricting of fire districts. He met with Eric Stomberg and Captain Mike Cole of West End Fire Department regarding the letter. There are currently 16 different fire districts within the County and all pay a different amount, from .111 to .040. The County would like to go to a County-wide district with one fire rate. Councilman McCue plans to attend the public hearing on April 21st.

Mayor Pro Tem Frusco was confused by the language of the letter. She said the County still talks about maintaining the West End Rural Fire Department. McCue replied that Stomberg told him that we have two fire protection districts, Westmoore and West End. All others are fire service districts. The fire protection districts cannot be undone without a referendum by the

County Commissioners. What they decided to do is not undo them, but not fund them and create a single County-wide district and fund them the same as all other districts. Technically the West End Fire Protection District will still exist but only funded as part of the County-wide Fire Service District. He added that 10 more districts currently pay more than Foxfire, and five pay less. When this is all evened out, his guess is that Foxfire will pay a little more. Mayor Durham asked when the projected date to implement this would be. McCue replied he was unsure, the public hearing is on the 21st of April. Brief discussion continued.

C. Water Department – Jon Sedlak

1. 2014 Annual Drinking Water Quality Report (CCR)

Councilman Sedlak reported that the CCR (Consumer Confidence Report) was put together by David McKew and available on the Village website. This report addresses the results of our treatment and monitoring of the water system and how we have done with the multiple contaminant that could be in the system. There were no issues in 2014 in terms of contaminant violations however we did receive a late reporting violation for Copper and Lead.

Village Clerk Kivett added that water bills for the month of March were processed as laser print bills as opposed to the post cards bills. The reason they were changed was to accommodate the required public notice for CCR reports. The Village will go back to post card billing in the month of April.

D. Streets and Park – Vic Koos

1. Eastside Entrance Update

Councilman Koos reported the Eastside entrance was paved on both sides just past the median. An area on Forest Lake Drive was also patched.

2. Village Green Park

Councilman Koos reported that he and Mayor Durham visited the park facility to review some issues.

The picnic tables under each shelter are attached to the cement by c-clamps however 10 of the 14 tables have come loose. Some of the tables have been moved to the grass area by park visitors. The tables need to be re-attached with heavier c-clamps. The park shelters outside trim is also in need of re-staining.

The Park Rules sign is in need of updating. He elaborated on a couple of items that should be added including hours for the park. He will work with Lisa Kivett on the park rules and have a new sign made.

The playground area will be re-mulched with certified playground mulch. Lisa Kivett found a company that will bring a truck to the park facility and spray the mulch into the playground area.

E. Mayors Report – Steve Durham

1. Resident Petition – Western Connector

Mayor Durham recalled the previous month's report about the Western Connector and the meetings set up by NCDOT with council and the public.

The Village Council encouraged Village residents to attend those meetings and some did attend. As a result, Durham received a phone call from one resident who wanted input as to whether or not the Council believes that a petition from residents of Foxfire, speaking against any possibility of a Western Connector through the Village would be of any use. He was not asking for permission, just for feedback.

A copy of the proposed petition was included in the council's packets. Mayor Durham and Councilman McCue both feel confident after attending the meeting for Elected Officials that the Western Connector is not a viable option.

Councilman McCue said he was a bit fearful that this petition may "ring the bell" that has been un-rung by the Department of Transportation and also there are many mistakes in the petition. He feels a petition from residents would be handy to have on file in the event this comes up again in the future. He added he is happy that residents are concerned about the Western Connector.

Mayor Durham said he would call the resident and ask that some of the technical items in the petition be corrected and any signatures collected be sent to the Council to hold for future use.

2. Upcoming Meetings

Mayor Durham reminded Council of the upcoming meetings, the April 30th Budget Work Session and the May 5th at 6:30 PM and 12th at 4:30 PM Citizen Participation Workshops. May 12th is also the Regular Council meeting beginning at 6:30 PM. The council will meet again on May 19th to finalize the budget. Frusco elaborated on the scheduled meetings for budget.

3. Update on Pinecone Issue at Foxfire Golf & Resort

Mayor Durham reported a complaint was received about the appearance of the golf course along Hoffman Rd. and Foxfire Blvd. and the number of pinecones there. He spoke with Course Manager Jeff Cowell on a couple of occasions about this issue. Mr. Cowell spoke with the maintenance supervisor who said they were understaffed and not able to get to the pinecones at this time and if the Village had any ideas, they were willing to work collaboratively. Mayor Durham suggested that the Village Appearance Committee solicit volunteers to pile up the pinecones in areas where the maintenance crew could pick them up. Brief discussion followed. A tentative date/time of April 20th – 4:00 PM was set for volunteers to meet and pick up the pinecones.

10. Public Comment Period

Mary Gilroy reported that the barbeque grills at the Village Green Park are beginning to rust. She also feels there should be some public input into making rules at the park. She herself opposed amplified music at the park because there is no buffer between the park and the residents. She would like to be involved in making the park rules.

Chief Shue added that our current noise ordinance does not specify a certain decibel limit. Mary Gilroy suggested Planning and Zoning looking at amending the noise ordinance. Mayor Durham said the park rules are pretty much common sense and we can rewrite them pretty easily. The noise ordinance would be more difficult. Discussion continued about park rules, live amplified music, park hours, and the noise ordinance.

11. Old Business:

None

12. New Business:

None

13. Adjournment:

Mayor Pro Tem Frusco McCue made a motion to adjourn seconded by Councilman McCue and carried unanimously. The meeting adjourned at 7:28 PM.

As so incorporated to these minutes of April 14, 2015 are exact copies as so recorded in the ordinance and resolution books of Foxfire Village as if fully set out in the minutes.



Lisa A. Kivett, CMC, NCCMC
Village Clerk



Steven Durham
Mayor