

MINUTES
TOWN OF PITTSBORO
BOARD OF COMMISSIONERS
FEBRUARY 12, 2001
7:00 P.M.

Mayor Charles R. Devinney called the meeting to order and gave invocation.

ATTENDANCE

Members present: Mayor Charles R. Devinney, Commissioner Clinton E. Bryan, Jr., Burnice Griffin, Jr., Gene T. Brooks and Max G. Cotten. Commissioner Ethel Burns was absent.

Others present: Manager Hugh Montgomery, Attorney Paul S. Messick, Jr. Clerk Alice F. Lloyd was absent.

CITIZENS MATTERS

Sam White – 45 Maverick Ranch Road –

REQUEST FROM MR. VALENTINE

Manager Montgomery stated Mr. Valentine was not present for the board to consider a private/public parking area on property owned by the Town of Pittsboro and Mr. Valentine. No action was taken.

AMENDMENT SUP – CAROLINA LIVING AND LEARNING CENTER

Manager Montgomery reported that at the February 5, 2001 meeting of the Planning Board they recommended approval of the request to amend the SUP and to approve the site plan for the Living and Learning Center.

Motion made by Commissioner Brooks seconded by Commissioner Cotten to approve the request for an amended SUP and the site plan submitted for the Living and Learning Center. Vote Aye-4 Nay-0

Letter requesting annexation was submitted by Ms. Ann Griffin, representing UNC.

A motion was made by Commissioner Cotten seconded by Commissioner Bryan to instruct the Town Clerk to determine the sufficiency of the petition.

Vote Aye-4 Nay-0

REZONING REQUEST – ARCHIE AND SHIRLEY GUNTER

Manager Montgomery stated we have received a rezoning request from Archie and Shirley Gunter for approximately 9.5 acres on the Rock Springs Church Cemetery Road from R-12 to O&I.

Motion made by Commissioner Cotten seconded by Commissioner Bryan to establish a public hearing on the rezoning request from Archie and Shirley Gunter for February 26, 2001 at 7:00 p.m.

Vote Aye-4 Nay-0

REZONING REQUEST – JOHN AND THOMAS KROMBACH

Manager Montgomery stated we have received a rezoning request from John and Thomas Krombach to rezone approximately 8.8 acres, located on 15-501 North from R-12 to O&I.

Motion made by Commissioner Cotten seconded by Commissioner Bryan to establish a public hearing on the rezoning request from John and Thomas Krombach for February 26, 2001 at 7:00 p.m.

Vote Aye-4 Nay-0

REZONING REQUEST – WADE BARBER, JR.

Manager Montgomery stated we have received a rezoning request from Wade Barber, Jr. to rezone approximately 8.8 acres located on 15-501 from R-12 to O&I.

Vote Aye-4 Nay-0

REZONING REQUEST – ANTHONY AND TERESA BRIGHT

Manager Montgomery stated we have received a request from Anthony and Teresa Bright to rezone two lots currently apart of Magnolia Trace Subdivision, from R-10 to O & I.

Motion made by Commissioner Cotten seconded by Bryan to establish a public hearing on the rezoning request from Anthony and Teresa Bright for February 26, 2001 at 7:00 p.m.

REQUEST FOR TEXT AMENDMENT

Manager Montgomery stated we have received a request from the CE Group for a text amendment to amend the Zoning Ordinance, Section 5.4 – Table of Area, Yard and Height Requirements to allow increased density for multi-family residential development in the O&I zoning districts.

Motion made by Commissioner Bryan seconded by Commissioner Griffin to establish a public hearing on the request from the CE Group for February 26, 2001 at 7:00 p.m.

Vote Aye-3 Bryan/Griffin/Cotten
Nay-1 Brooks

TIME WARNER

Manager Montgomery stated we had received the Proposed Franchise agreement with Time-Warner AOL and the Town of Pittsboro for the provision of Cable television service.

Bob Sepe (Triangle J) & Virginia Yopp (Time-Warner AOL) were present for discussion and to answer any questions the board had.

After discussion a motion was made by Commissioner Cotten seconded by Commissioner Bryan to table this until it is brought back with the changes requested.

Vote Aye-4 Nay-0

CHATHAM FOREST SUBDIVISION – PHASE IV

Manager Montgomery advised the board that they had agreed in principle to accept a letter of credit, which will stand as payment in lieu of recreation facilities. The area we have discussed as being suitable for recreation space is not in Phase I, II or IV.

In addition to the letter of credit for recreation the developer will be required to provide the Town Board with an additional letter of credit to insure that the I-2, or road course, of asphalt is applied and that the approximately 719' feet of sidewalk will be installed. The Commissioners will require a letter of credit for \$70,000.00 for these purposes.

Motion made by Commissioner Cotten seconded by Commissioner Bryan to approve the Final Plat for Phase IV upon receipt of letters of credit.

Vote Aye-4 Nay-0

BUDGET ORDINANCE AMENDMENT

Manager Montgomery requested that the Board establish new rate structures and adjust rates charged for wastewater collection and treatment for over 201,000/month.

The proposed rate change is:

	Wastewater	
	Inside	Outside
To add over 200,000/month	\$3.62	\$5.42

Motion made by Commissioner Cotten seconded by Commissioner Bryan to approve the budget ordinance amendment to include the above rate change.

Vote Aye-4 Nay-0

PITTSBORO TEEN CENTER

Manager Montgomery stated we had received a request from David Tompkins, President, Pittsboro Teen Center Board for permission to have Sally Jamir do a Peace Garden Project for the Pittsboro Teen Center early this spring similar to the ones in Siler City. They would like to locate a frame 5x10 out in front on the uphill side of the Community Building sign where it is most conducive for growing.

Motion made by Commissioner Brooks seconded by Commissioner Cotten to approve the request from Pittsboro Teen Center.

Vote Aye-4 Nay-0

SCATTER SITE HOUSING PROGRAM

Manager Montgomery stated he had received a request from Mr. Keith Megginson – Planning Director for Chatham County, to participate in a public hearing process involving municipalities in our County to provide for information regarding NC Division of Community Assistance “Scattered Site Housing Program.”

Motion made by Commissioner Brooks seconded by Commissioner Bryan to establish February 26, 2001 at 7 p.m. for the public hearing on the “Scattered Site Housing Program.”

Vote Aye-4 Nay-0

LEASE – CHATHAM COUNTY SCHOOLS

Manager Montgomery reported that Commissioner Cotten has worked with the school officials to get the town a 10-year lease for the recreation facilities located on Pittsboro Elementary School Road and McClenahan Street.

Vote Aye-4 Nay-0

HELMET ORDINANCE

Motion made by Commissioner Brooks seconded by Commissioner Bryan to table this item.

Vote Aye-4 Nay-0

NCDOT

Manager Montgomery reported we had received the Enhancement Agreement between the Town of Pittsboro and NCDOT – for the construction of sidewalks and curb/gutter along Thompson Street to Dr. Martin Luther King, Jr. Street and to complete the sidewalk along Sanford Road.

Motion made by Commissioner Brooks seconded by Commissioner Cotten to approve the Enhancement Agreement with NCDOT – for the construction of sidewalks and curb/gutter along Thompson Street to Dr. Martin Luther King, Jr. Street and to complete the sidewalk along Sanford Road.

Vote Aye-4 Nay-0

AN AGREEMENT BETWEEN NCDOT AND THE TOWN OF PITTSBORO IS RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGES

REQUEST FROM DOWNTOWN MERCHANTS

Manager Montgomery stated we have received a request from the Pittsboro Merchants Association to hold a Downtown Spring Merchants Event the first Saturday in May and it will resemble the May Day celebrations of days gone by.

They plan to invite Chatham County artists to display their art in merchant windows and also on the sidewalks at various locations. They would like to request permission from the Board for use of the public sidewalk for these displays on Saturday from 10 am to 5 pm. They will make sure that the sidewalks are easily passable to the public.

Motion made by Commissioner Cotten seconded by Commissioner Brooks to approve the request.

Vote Aye-4 Nay-0

WILLOW SPRINGS

Manager Montgomery stated Mr. Hartford wanted to report on the status of the easement necessary for the completion of the wastewater collection system for Willow Springs Subdivision.

Mr. Hartford was present and discussed his effort to obtain an easements from the Cooper brothers.

REQUEST - CHATHAM BUSINESS PARK

Motion made by Commissioner Brooks seconded by Commissioner Bryan to authorize Town Manager to approve minor subdivision for EMJ America.

Vote Aye-4 Nay-0

Motion made by Commissioner Brooks seconded by Commissioner Griffin to authorize the use of a private pump station and force main to serve the minor subdivision of property in the Chatham Business Park. And that should on site wastewater disposal be permitted by NCDNHR and approved by the Town Board then the wastewater capital recovery and access fees paid to the Town will be reimbursed to the property owner.

Vote Aye-4 Nay-0

COMMISSIONER CONCERNS

Motion made by Commissioner Brooks seconded by Commissioner Bryan that letters the Board request to be written be included in the next agenda packet.

Vote Aye-4 Nay-0

Commissioner Cotten discussed the Noise Ordinance.

Motion made by Commissioner Cotten seconded by Commissioner Griffin that the Noise Ordinance be placed on the agenda for the next meeting.

Vote Aye-4 Nay-0

CLOSED SESSION

Motion made by Commissioner Bryan seconded by Commissioner Cotten to go into closed session.

Vote Aye-4 Nay-0

Motion made by Commissioner Brooks seconded by Commissioner Bryan to go out of closed session.

Vote Aye-4 Nay-0

REGULAR MEETING

Motion made by Commissioner Brooks seconded by Commissioner Bryan to adjourn.

Vote Aye-4 Nay-0

Mayor

ATTEST:

Clerk

