

MINUTES
TOWN OF PITTSBORO
BOARD OF COMMISSIONERS
MARCH 25, 2002
7:00 P.M.

Mayor Nancy R. May called the meeting to order and gave invocation with a special blessing for Mr. Pat Holland (member of Planning Board) on the lost of his brother.

ATTENDANCE

Members present: Mayor Nancy R. May, Commissioner Max G. Cotten, Burnice Griffin, Jr., Chris Walker, Clinton E. Bryan, Jr. and Gene T. Brooks.

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

DISPOSITION OF MINUTES

Motion made by Commissioner Brooks seconded by Commissioner Bryan to approve the minutes of the March 11, 2002 meeting with the following corrections on Page 4 – paragraph three will read: Commissioner Brooks stated he wanted to set a few things straight on the land use plan and several other things. Sidewalks have been torn up in Town and have not been replaced (walkable sidewalks) and here you want to install sidewalks where the people don't want them. When you have torn them up in areas where people did want them. There are plenty of sidewalks in this community that needs repair right now. You have to get out in the street if you want to walk. I expect I walk more on these sidewalks than anybody sitting up here. Thinks he could find ample citizens to agree with that. Democracy is suppose to protect the minority as well as the majority and he does not intend to vote for it and the following correction on Page 6 paragraph 10 to read Mayor May stated that Ms. Megginson would not be here tonight and the information she provided was for the Board's information. Although she would like for the Board to review and approve the design recommendation at the March 25, 2002 meeting.

Vote Aye-5 Nay-0

PUBLIC HEARINGS

Motion made by Commissioner Brooks seconded by Commissioner Bryan to go into a public hearing.

Vote Aye-5 Nay-0

PETITION CLOSING EASTWOOD AND OLD LOCKVILLE ROAD

Motion made by Commissioner Cotten seconded by Commissioner Walker to approve the petition by Chatham Habitat for Humanity to close a portion of Eastwood Street and Old Lockville Road.

Commissioner Cotten stated he did not have a problem with closing Eastwood but he had concern about closing Lockville, but there is no one here in opposition. Commissioner Brooks asked Manager Montgomery if this would in any way affect the break away system we had talked about.

Manager Montgomery said no – it is not tied to Eastwood it is on Magnolia Trace going into Phase Three of May Farm.

Commissioner Cotten asked Attorney Messick will the property revert back to the original property owners.

Attorney Messick stated the property will revert back to property owners on either side of it from the center line.

Commissioner Cotten asked if they wanted to reopen it would they have to come back.

Attorney Messick stated Habitat and other property owners would have to get together and re-dedicate the road.

Vote Aye-5 Nay-0

CLOSING OF SOUTH STREET

Motion made by Commissioner Brooks seconded by Commissioner Griffin to approve the petition by the Town Manager to close South Street as a public street.

Commissioner Cotten asked if they decided to open it up out to the Sanford Road approximately where Womack Street is would they have to come back before the board?

Manager Montgomery stated he did not know if that would be the case – if it were to be a part of the site plan associated with any new structure of course it would, but to receive access to Sanford Road they would have to petition NCDOT for a driveway permit.

Vote Aye-5 Nay-0

PETITION TO CLOSE HAUGHTON STREET

Motion made by Commissioner Bryan seconded by Commissioner Brooks to establish a public hearing for April 22, 2002 to permanently close Haughton Street as provided in NCGS 160A-299 as requested by John Huffsteller.

Vote Aye-5 Nay-0

MUNICIPAL CLERKS WEEK

Motion made by Commissioner Brooks and seconded by Commissioner Bryan to approve a Resolution declaring the week of April 28 – May 4, 2002 as Municipal Clerks Week.

Vote Aye-5 Nay-0

A RESOLUTION DECLARING THE WEEK OF APRIL 28-MAY 4, 2002 AS MUNICIPAL CLERKS WEEK IS RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGE

LITTER SWEEP

Motion made by Commissioner Brooks seconded by Commissioner Griffin to approve a Resolution declaring April 15-28, 2002 as “Litter Sweep” weeks as request by Governor Easley and to get someone to chair the effort.

Commissioner Brooks stated he observed inmates picking up debris in Siler City on a major thoroughfare and would like for the Manager to contact them to see if they can provide that service to the Town of Pittsboro.

Commissioner Cotten stated check to see if we can get an agreement with them for more often.

10/70 PRESENTATION – DAVE LENTZER

Dave Lentzer was present to go over the changes that were made to the 10/70 development option and to answer any questions the board had.

Dave stated the 10/70 development option is an Administrative Ordinance and works towards the Town’s vision statement.

Commissioner Brooks stated the goal was to get rid of retention ponds.

Commissioner Brooks stated he wanted to make it clear that he is in favor of it, he just wants to be clear about what we are doing.

Mr. Lentzer had prepared a response to questions submitted by Commissioner Brooks.

A COPY OF THE RESPONSE TO QUESTIONS SUBMITTED BY COMMISSIONER BROOKS IS RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGES

The Board agreed they needed to study this more.

Commissioner Cotten stated there are phrases that bother him – loopholes.

Commissioner Brooks requested that his questions and Dave’s answers be submitted to the Planning Board.

CITIZENS MATTERS

Catherine Deininger – Haw River Assembly – formed a Steering Committee a year ago, Hugh Montgomery has been to all her meetings.

The Steering Committee would like to invite the Board to come to a meeting that are having with a representative from the State to discuss TMDL process on April 18, 2002 at 7 p.m. at CCCC in Building 2 conference room.

Nancy Cox read a letter from the residents of Pittsboro Elementary School and presented a letter from Mildred J. Erlacher and one from “A Parent” regarding the sidewalk project.

A COPY OF THE LETTER FROM THE PITTSBORO ELEMENTARY SCHOOL RESIDENTS, MILDRED J. ERLACHER AND A PARENT IS RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGES

Commissioner Cotten stated he could not vote on a matter only if he was benefiting financially, if so then he would have to be excused.

Commissioner Cotten stated as far as he is concerned the matter was resolved two years ago when the project was approved the only thing different is the side of the road it goes on.

Commissioner Cotten further stated that nothing will take place outside of the Town right-of-way – he was the first resident over there and tried to get sidewalks put in but he was turned down.

Virginia Morris stated how could the sidewalks be safe when you have to cross three times to get from A-Z. Her concern is how the citizens were treated.

Commissioner Cotten stated it was on the agenda when the Board acted on the matter.

Virginia Morris further stated she question the character of Board members and them hanging up on her.

Commissioner Walker stated he wrote his on statement and that he investigated the situation.

COMMISSIONER CONCERNS

Commissioner Cotten suggested that we need to add a new zoning classification for the bypass area.

Commissioner Cotten stated he would try to go the Planning Board and make the recommendation.

Commissioner Brooks stated he liked the idea presented to the citizens of Apex by their Mayor. That water and wastewater allotments would be made for all existing lots within the Town limits to prevent urban sprawl.

He feels we should look at this in Pittsboro and would like for it to be put on a future agenda at sometime --this meets the mission statement.

Commissioner Brooks stated it saddens him when citizens have been hurt, he was under the opinion that the model would be looked at together.

CLOSED SESSION

Motion made by Commissioner Brooks seconded by Commissioner Bryan to go into closed session to consult with the Town Attorney according to GS 143-318.11(a) 3.

Vote Aye-5 Nay-0

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

Vote Aye-5 Nay-0

Motion made by Commissioner Brooks seconded by Commissioner Cotten that the Planning Board consider the creation of Rehabilitation Facility and definition of use, plus the recommendation of Zoning Districts to allow them.

Vote Aye-5 Nay-0

Motion made by Commissioner Brooks seconded by Commissioner Cotten to direct the Town Manager not to process any applications on this matter until we receive a recommendation from the Planning Board.

Vote Aye-5 Nay-0

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

Vote Aye-5 Nay-0

Mayor

ATTEST:

Clerk