

MINUTES  
TOWN OF PITTSBORO  
BOARD OF COMMISSIONERS  
FEBRUARY 11, 2002  
7:00 P.M.

Mayor Nancy R. May called the meeting to order and gave invocation.

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 Bryan seconded by Commissioner Walker to approve the minutes of the January 28, 2002 regular meeting.

Vote Aye-5 Nay-0

CITIZENS MATTERS

Nancy Cox, resident of Pittsboro Elementary School Road would like for the Board to reconsider placing sidewalks to go by their house. There is currently heavy traffic on the street and they have to back out into the street, there is very little police patrol on that street, trees would have to be cut and it would take part of their front yard.

Lula Bryant, 206 Pittsboro Elementary School Road since the parking lot at the school has been installed her property has been washed away. If the construction of sidewalks will cause more water to flow she is very much against it.

Laura Whitaker, present representing Zelma Nance – opposed to the sidewalk being put there, other places in Town need sidewalks more.

Virginia Morris – 164 Pittsboro Elementary School Road stated the concerns of the residents are on the petition sent to the Board two weeks ago.

Joe Cox – 169 Pittsboro Elementary School Road he wasn't going to talk about the sidewalks. He was going to talk about traffic. Something needs to be done about the traffic – especially one hour in the morning and afternoon when school is taking in and letting out, only see a police vehicle on that street once a week, need to do something about controlling speed and getting all the school buses and all school traffic off that street.

#### RICKY SPOON REZONING

Manager Montgomery stated Robert Hancock, Jack Hancock and Doris H. Allen have requested rezoning of parcel # 0007101 from RA to C-2 and parcel # 072984 from RA to C-2.

Commissioner Cotten asked if the disclaimer would be removed from the map.

Mr. Ashness stated it would be.

Motion made by Commissioner Cotten seconded by Commissioner Bryan to schedule a public hearing on the rezoning request from Robert Hancock, Jack Hancock and Doris H. Allen for February 25, 2002 at 7:00 p.m.

Vote Aye-5 Nay-0

Commissioner Walker requested that property owners on the backside of the property be notified.

Manager Montgomery stated that adjoining property owners are notified by first class mail and that the property will be posted with a sign.

#### OPEN CUT – FARRELL STREET

Manager Montgomery stated that before any open cuts are made, the customer must have permission from the Town Board.

Motion made by Commissioner Cotten seconded by Commissioner Bryan to approve the open cut of Farrell Street to install a wastewater line for Habitat for Humanity and that the fill and repair work to the street be inspected by the public works department.

#### RUSTY ROBERSON

Manager Montgomery stated Mr. Rusty Roberson wanted to appear before the Board to request repair and maintenance to a portion of Womack Street, which is not currently on the Town Street system for maintenance but is shown on his deed as a public street.

Rusty Roberson stated he owns the little Chicken Plant and there has been a lot of erosion on the street, he would like the have the street opened up and for the Town to up keep the part of the street that is currently being used.

Commissioner Cotten stated a big source of water comes down W. Fayetteville St., maybe we could put in something to run the water down to the creek. He asked Mr. Roberson if it is used for a parking lot.

Mr. Roberson stated he did not know why anyone would be parking there.

Motion made by Commissioner Cotten seconded by Commissioner Griffin to direct the Manager to take necessary actions to correct the drainage problem.

Vote Aye-5 Nay-0

#### PETITION CLOSING EASTWOOD STREET AND LOCKVILLE ROAD

Manager Montgomery stated we have received a petition from Habitat for Humanity to close a portion of Eastwood Street and Lockville Road.

Motion made by Commissioner Cotten seconded by Commissioner Walker to schedule a public hearing on the closing of a portion of Eastwood Street and Lockville Road for March 25, 2002 at 7:00 p.m.

Vote Aye-5 Nay-0

#### SOUTH STREET – CLOSING

Manager Montgomery stated he request to move the date for a public hearing on the closing of South Street until March 25, 2002 and adopt a resolution stating the Boards intent.

Motion made by Commissioner Bryan seconded by Commissioner Griffin to approve a Resolution stating the intent of the Town Board of Commissioners to closed South Street and establish March 25, 2002 as the date for the public hearing to receive comments.

Vote Aye-5 Nay-0

#### REZONING REQUEST H & H ENTERPRISES

Manager Montgomery stated we have received a request from Mr. John Huffsteller for H & H Enterprises to rezoning approximately one-third acre presently zoned R-10 to O & I.

Motion made by Commissioner Bryan seconded by Commissioner Griffin to schedule a public hearing on the rezoning request from Mr. Huffsteller for February 25, 2002 at 7:00 meeting.

Vote Aye-5 Nay-0

#### RESOLUTION – BACKYARD GARDEN CLUB

Motion made by Commissioner Brooks seconded by Commissioner Bryan to approve a resolution of Appreciation to the Backyard Garden Club.

Vote Aye-5 Nay-0

A RESOLUTION OF APPRECIATION TO THE BACKYARD GARDEN CLUB IN RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGE

#### SIDEWALKS

Manager Montgomery request that the Board review budgets and proposals for the installation of sidewalks associated with NC DOT Enhancement Grants.

Commissioner Brooks stated he was in favor of extending the sidewalk to the Post Office and on McClenahan but he is not in favor of the sidewalk installation on Pittsboro Elementary School Road because of the residents concerns about safety.

Commissioner Cotten stated it is his understanding that we would lose funding for the project if we deleted this area, this has been an on going project for two years. He further understands if we lose the grant we would not be considered for another 10 years. Mr. Cox is the only resident that the construction of the sidewalk with effect that signed the petition.

Commissioner Cotten requests that Mr. Montgomery present grant #2, he feels before we do anymore discussion we need a motion one way or the other.

Commissioner Bryan stated Manager Montgomery has not presented grant #2 yet.

Commissioner Bryan stated he would not be in favor of sidewalks over there either, going down McClenahan Street down by Law Enforcement Building would be alright but the other he would not be in favor of.

Commissioner Cotten stated that portion is a part of the same grant.

Commissioner Bryan stated if it he would have to get against the whole thing, he would be.

Commissioner Walker if what Commissioner Cotten stated was correct the we stand to lose funding for the complete project.

Manager Montgomery stated he could not answer that questions, but part of the requirement was conductivity of existing sidewalks.

Motion made by Commissioner Brooks seconded by Commissioner Griffin to instruct Manager Montgomery to contact the Enhancement Coordinator and see if we can delete part of the project without jeopardizing the rest of the grant, after we get the answer we will make a final decision.

Vote Aye-5 Nay-0

Motion made by Commissioner Brooks seconded by Commissioner Bryan to have the no truck sign (for heavy trucks) put back up on Pittsboro Elementary School Rd. and that Manager Montgomery instruct Chief Clapp to increase police present in that area during those times that delineate problems.

Vote Aye-5 Nay-0

#### WASTEWATER CAPITAL IMPROVEMENTS

Manager Montgomery was requesting approval to allocated up to \$10,000 from budgeted Capital Improvements at the Wastewater Treatment Plant to install an electric transfer switch at the Townsend Pump Station. Switch will enable generator to engage automatically should a power outage occur. This improvement will bring the station up to required standards.

Motion made by Commissioner Brooks seconded by Commissioner Bryan to approve the expenditure of up to \$10,000 and to check the contract we have with Townsend.

Vote Aye-5 Nay-0

#### WATER SERVICE AGREEMENT

Attorney Messick went over the changes that had been made to the agreement.

After discussion a motion was made by Commissioner Cotten seconded by Commissioner Walker to approve the agreement with Chatham Partners, LLC and Polk-Sullivan LLC.

Vote Aye-5 Nay-0

A COPY OF THE WATER SERVICE AGREEMENT IS RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGES

Motion made by Commissioner Cotten seconded by Commissioner Bryan to adjourn at 8:15 p.m.

Vote Aye-5 Nay-0

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Mayor

ATTEST:

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Clerk