

**MINUTES
TOWN OF PITTSBORO
BOARD OF COMMISSIONERS
REGULAR MEETING
MONDAY, MARCH 24, 2008
7:00 PM**

Mayor Randy Voller called the meeting to order at 7:00 p.m. and noted that they were finally done with all the elections and the Board would soon be welcoming Mr. Hugh Harrington to the Board. He stated that they should be proud to be able to have free and democratic elections when most of the world could not.

ATTENDANCE

Members present: Mayor Randy Voller, Commissioners Pamela Baldwin, Gene T. Brooks, Clinton E. Bryan, III, Max G. Cotten, and Chris Walker.

Staff present: Bill Terry, Town Manager, Alice F. Lloyd, Town Clerk, Paul S. Messick, Jr., Town Attorney and David Monroe, Town Planner.

APPROVAL OF AGENDA

Manager Terry offered an amendment to the Agenda to add an item regarding a Resolution of Issues regarding the Watershed for Critical Area for Pittsboro Raw Water Intake Site, and a second item to be added to the Closed Session. There was no objection from the Board.

Motion made by Commissioner Walker seconded by Commissioner Cotten to approve the Agenda as amended.

Vote Aye-5 Nay-0

CONSENT AGENDA

The Consent Agenda contains the following items:

1. Approve minutes of the March 10, 2008 regular meeting.

Motion made by Commissioner Walker seconded by Commissioner Bryan to approve the Consent Agenda.

Vote Aye-5 Nay-0

REGULAR MEETING AGENDA

Citizens Matters

Jim Hinkley, 126 Evergreen Drive, Pittsboro, stated he was attending on behalf of Pittsboro Together, a political action committee, to present their best wishes and congratulations to Hugh Harrington on his recent election to the Pittsboro Town Board of Commissioners. He stated the election was well done and an improvement over the previous one, adding that Mr. Harrington's expertise would add to the Board.

OLD BUSINESS

Manager Terry stated that item #1 was listed under Old Business because the Board had previously heard from the Parks and Recreation Advisory Board regarding this issue.

Recommendations of the Parks and Recreation Advisory Board regarding the Community House

Chuck Gillis, Chairman, Parks and Recreation Advisory Board, stated that he wanted to present a few basic facts regarding the Parks and Recreation Advisory Board's position on the Community House. He pointed out the following:

- The current condition of the Community House was at risk, and could pose a hazard to those who used it.
- The Community House was being underutilized as a community resource, and the Parks and Recreation Advisory Board was likely not the best group to make decisions regarding how it should be used.

Mr. Gillis said that the community should have a broader participation, and they recommended that that an at-large, time-limited task force be formed to recommend future uses of the building, such as a Town museum and/or additional Town offices. He stated that the at-large committee could solicit and explore all potential uses and make final recommendations to the Town Board. Mr. Gillis said the task force should include a representative from the Chatham County Historical Association.

Commissioner Walker asked had he been in the building lately. Mr. Gillis replied he had visited it about 3 weeks ago. Commissioner Walker stated it appeared the current condition of the house was not good and possibly unsafe, and asked from a Town standpoint was it in a condition that it should not be rented due to liability issues. Mr. Gillis said he was not qualified to say that, but believed the Town should be circumspect about who used it and how it was used, noting it was the opinion of the Parks and Recreation Advisory Board that some of the uses were causing further damage, particularly to the floor.

Commissioner Walker asked if he was referring to the dance group. Mr. Gillis replied that was correct, and that was why they had produced a policy recommendation with the understanding that there were community ties that had to be respected. He said it was

important to remember they were talking about a building that many people were concerned about, and they believed taking a look at how it was used would make sense. Mr. Gillis said they should consider lower-impact uses, such as homeowners' association meetings or book clubs or any number of other civic activities. He said the rental fee was also prohibitive to many, so the Town may be excluding the very groups they would want to take advantage of the building. Mr. Gillis noted that it was obvious to the casual observer that the front porch was beginning to collapse.

Commissioner Baldwin asked if they had spoken with Candy Brooks, who had complaints concerning the building. Mr. Gillis responded no, but they had had some indirect contact via a letter. He said in the fall some parents of children in the school had spoken to the Parks Board and asked them to consider the positive impact of their school in its decision-making process. Commissioner Baldwin asked when they say positive impact were they saying they wanted to continue to utilize the building. Mr. Gillis said that was correct, and the Parks Board had no problem with that if some safeguards were included that would prevent further damage to the floor. He said that not all dancing caused damage, but tap dancing certainly did, so perhaps there was a way to allow them to continue to use it but prevent damage for occurring.

Mr. Gillis said the Parks Board believed that this issue would take more time than what the Parks Board believed they could realistically devote to it due to the other issues that were on their menu. He stated they needed to be more involved in issues that were recreation-based.

Commissioner Baldwin asked had any other individuals been in contact with the Parks Board about utilizing the building. Mr. Gillis said he knew of only one, and that was his wife who was involved in a book club, but the rental fee had proven too expensive for the book club to cover.

Commissioner Cotten said he did not have any questions for Mr. Gillis but would make a few comments. He said that this Board had a responsibility to decide the fate of the Community House. Commissioner Cotten said if the Town was not going to maintain it, then they needed to consider giving it back to the Gregory Poole family. He said he believed that would be a tragedy, even though the building was an eyesore at present, to neglect that building further. Commissioner Cotten said he believed the first step to be taken was exactly what the Parks Board had suggested, that is that a task force be formed to determine how the building would be used. He said an architect experienced in restoring historic buildings likely needed to be hired.

Motion made by Commissioner Cotten seconded by Commissioner Walker that a task force be created to recommend future uses of the Community House, composed of one representative of the Town Board, at least one member of the Park and Recreation Advisory Board, one member from the Chatham County Historical Association, and two interested citizens, with a staff designee of Manager Terry's choice.

Commissioner Walker stated it may be more appropriate to have a structural engineer rather than an architect look at the building, but the task force could make that determination.

Mayor Voller asked Mr. Monroe was it true the parking lot next door for the office building was part of this property. Planner Monroe said the parking lot immediately to the west was on the Community House property, and Dan Deacon was permitted to pave the parking lot area with the understanding that it was first-come, first-served and the office building was not guaranteed the use of that parking lot.

Mayor Voller stated when that task force was convened, that the questions regarding the boundaries be answered. He said there were many citizens who had said they wanted to use the building but the cost was prohibitive, so that needed to be addressed as well so that full use could be made of the building.

Commissioner Walker said he would like for someone to go over and look at the building and judge it for safety. Mr. Terry responded he and Mr. Poteat would visit the building.

Vote Aye-5 Nay-0

NEW BUSINESS

Resolution of Appreciation upon the Retirement of Police Sergeant James Wesley Lassiter

Manager Terry said he had the sad duty to announce the retirement of Police Sergeant James Lassiter, and asked him to come forward.

Mayor Voller read the Resolution of Appreciation and the Resolution awarding his police badge and service sidearm to Sergeant Lassiter.

Motion made by Commissioner Cotten seconded by Commissioner Walker to adopt the Resolution of Appreciation for Sergeant James Lassiter.

Vote Aye-5 Nay-0

A RESOLUTION OF APPRECIATION FOR SERGEANT JAMES LASSITER IS RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGE

Motion made by Commissioner Baldwin seconded by Commissioner Cotten to adopt the resolution awarding his police badge and service sidearm to Sergeant James Lassiter.

Vote Aye-5 Nay-0

A RESOLUTION AWARDED POLICE BADGE AND SERVICE SIDEARM TO SERGEANT JAMES LASSITER IS RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGE

McDonalds at Bellemont Station: Commercial Site Plan Review

Planner Monroe called attention to the Planning Board recommendations included in the packet, noting there had been some question regarding the location of the water line. He said moving the water line to the southern part of the property would not have any real effect on the design. Planner Monroe said the Planning Board had recommended approval of the plan.

Mayor Voller asked was there anything else that came up that was not in Planner Monroe's notes that the Board needed to know about. Planner Monroe said no, but there was an area discussed at the corner of the building, where people whose orders at drive-thru could not be prepared quickly enough would proceed to that area to wait and an employee would bring their order to them. He said he had expressed some concern about that, but the experience of Mr. Plummer at his own restaurant had convinced the Board that that was not an unsafe condition, and the Planning Board had accepted it.

Mayor Voller asked if bike racks would be provided. Planner Monroe said no. Mayor Voller asked could they require that. Planner Monroe said they could ask for it. Mayor Voller stated he believed they should, noting it was an inexpensive addition.

Memorandum's submitted by Planner Monroe:

TO: BOARD OF COMMISSIONERS
FROM: DAVID MONROE
RE: McDONALDS COMMERCIAL SITE PLAN

17 March2008

The Planning Board reviewed my memo at its last meeting and received responses from Mr. James Heiner of Commercial Site Design. All of the issues raised in my memo had affirmative responses with the exception of the "Grill stall/pick up area" shown at the end of the drive thru lane. There was a lot of discussion over the issue. The Board concluded that the pick-up area would be safer for McDonald's employees in the location in which it is shown and that leaving it there would not hinder internal traffic.

The Planning Board recommended approval of the site plans with the changes listed in my memo. The revised site plan attached reflects all those changes.

TO: PLANNING BOARD
FROM: DAVID MONROE
RE: McDONALDS' COMMERCIAL SITE PLAN

27February2008

This application requests consideration of a commercial site plan for the location of a McDonald's. The site under review is a portion of outlying land in Bellemont Station with the addition of land acquired by Ricky Spoon from Lloyd Cooper and successfully rezoned from R-12 to C-2 in 2007 (the cover sheet should be revised to indicate that the entirety of the parcel is

zoned C-2).

There are a number of issues I have with the plan as presented, some are worthy of discussion, others just need to have minor changes to the plan.

- The plan calls for an 81-seat restaurant with 15 employees on the largest shift; this would require a minimum of 31 parking spaces but 63 are provided.
- The cover sheet denotes an impervious surface ratio of 82%. A portion of the site was originally in Bellemont Station and would be allowed more than 70% impervious surface based on the overall calculation for the development. The rest of the site is subject to the 70% standard. I believe that the site plan could be improved by reducing the number of parking spaces (and therefore the impervious surface percentage). This conclusion is based on site design. As you look at the site plan, the first five parking spaces are angled spaces located in a high traffic area and represent unsafe traffic movement. Since they are not required for satisfying the ordinance, I propose that they be eliminated and replaced with landscaping. I also have concerns about the two spaces perpendicular to Hwy 15-501 at the northeast corner of the property and the two spaces perpendicular to the southwest corner of the property. These spaces are superfluous and designed so that they can be subject to conflicting turning movements. The plan would benefit by eliminating these nine spaces and increasing the landscape area in their stead. This change would result in a slight reduction of impervious surface and still give the applicant more than the minimum parking in the ordinance.
- Note 6 on page C-3 refers to handicapped ramp details but the symbol of the ramp location is not shown and this should be corrected (or the note eliminated).
- I would like an explanation of note 14 referring to the "Grill stall/pickup area". I assume that this refers to a holding site for those pick-up orders that are not ready when the customer comes to the pick-up window, but the stall area is directly in the path of vehicles exiting the drive thru. I think this could be better planned.
- I am very concerned about the design of the entrance to the site. It is not difficult to envision impatient customers entering the property, turning left and circling into the drive thru area. A traffic island diverter forcing traffic around the building would be an improvement and would be a good location of directional signage for the drive thru traffic.
- Note 20 on page C-3 refers to the "construction of concrete sidewalk per detail sheet" but the location does not appear on the plan. The note should be eliminated or the reference location should be shown.
- Note 28 should be amended to stipulate that the sign requires approval of the Town Planner before it is fabricated.
- Note 42 should be modified to require approval of the retaining wall design by the town before construction begins.
- On page C-6 the domestic water meter specification should be changed to 2 inches.
- In note 6 the irrigation meter should be changed to 3/4"
- Note 10 should indicate that the design of the sprinkler system requires the approval of the Chatham County Fire Marshall.
- Note 13 should have the addition of language that the sanitary sewer design will comply with the Town of Pittsboro specifications and be subject to the inspection of engineering consultant Hydrostructures subject to review and inspection fees defined in the specifications.

- Note 23 is also subject to Town specifications (available on line) and Hydrostructures' review and inspection fees.
- On page L-1, the landscaping details should be extended into the parking spaces suggested for elimination. Additionally, the site curbing details should be modified on the plans to reflect the change. Trees should be shown on Lowe's Drive to match the details previously approved for the CVS to the north in order to achieve consistency.
- Trees should be planted on 50-foot centers along the 15-501 right of way to achieve visual consistency with the rest of Belien-tont Station.
- The boundary with the Cooper property must be designed and developed to a Type A Opaque boundary according to the requirements of the Zoning Ordinance.
- The Lighting Plan (page L-2) must conform to the Town of Pittsboro Lighting Ordinance (available on-line). Specifically, any fixture within 50 feet of the right of way shall be aimed perpendicular to the right of way; any flood lamp greater than 1000 lumens shall be aimed at least 60 degrees down from the horizontal or shielded such that the main beam from the light source shall not be visible from adjoining properties or the right of way; and light sources have to have the same light source temperature in degrees Kelvin.
- The elevation details on page A-2.0 call out a pantone color for the metal awning at the front of the building as alternating stripes of yellow gold and gold; this does not match the color standards for the rest of Bellemont Station and is unacceptable. It is one thing to have golden arch signs, which are a recognizable trademark of McDonald's, but roof trim goes beyond that concept. The color of the roof trim must conform to the other buildings already developed in Bellemont Station and the same applies to the brick color for the building.

Motion made by Commissioner Walker seconded by Commissioner Baldwin to approve the Planning Board recommendations with changes listed in Planner Monroe's memo, and to include a requirement for a bike rack.

Vote Aye-5 Nay-0

Offer of Donation of \$3,000 for Tree Planting at Kiwanis Park

Don Lein, President of the Chatham Parks Foundation, stated the trees at Kiwanis Park had to be removed because they were unsafe, which resulted in the park being naked to the sun and being effectively unusable except for cooler times of the day and year. He said to correct that several non-profit agencies, Chatham County Partnership for Children, Active Chatham, Chatham Parks Foundation, and the Pittsboro Kiwanis Club, had pooled their resources in order to make a \$3,000 donation to the Town of Pittsboro for the purpose of replanting trees in the park. Mr. Lein stated that five trees would be sufficient to provide the shade needed, at an estimated cost of \$5,000. He said they were requesting that the Town match their donation to the amount necessary to install the trees.

Mayor Voller asked how tall the trees would be when first planted. Mr. Lein said four would be about 15 to 20 feet tall, with one in the neighborhood of 20 to 30 feet tall to be planted near the taller play structure.

Mayor Voller said he thought this was a great idea, and agreed that some shade was definitely needed so that the park could be better utilized.

Commissioner Walker said he was in favor of this, but his only concern was the continued drought. He wondered if they should wait and plant the trees in the fall to better ensure the trees' survival. He said given the size of the trees they would require a lot of water, and he would not like to see the trees die. Mr. Lein responded he understood the concern, but the trees purchased would carry a one-year guarantee so the Town would have that protection. Commissioner Walker asked would the trees be guaranteed if the Town had to discontinue watering. Mr. Lein said that would have to be determined.

Commissioner Walker asked if the Kiwanis Park was on city water. Tom Glendenning responded that was correct. He said that many contractors used tanker trucks that were filled from ponds or lakes, so that could be considered.

Mayor Voller stated another solution might be to use rain barrels, which some citizens were now producing locally.

Commissioner Walker stated before the trees were planted, they likely should consult with someone who had an agricultural background to get advice as to what to do. He stated that mature trees would likely take much more water than young trees. Mr. Glendenning stated the trees in question he would term as juvenile, and they were aggressive in growing at the start. He said he had been involved in commercial landscaping for 20 years and had rarely seen a drought affect a tree; it usually affected smaller plants.

Mayor Voller said then according to his professional opinion he would feel comfortable with this. Mr. Glendenning stated that was correct.

Ricky Spoon stated he had a 4,000 gallon tanker truck that could be filled with well water and used at the park. Mr. Lein noted Mr. Spoon was a part of his Board.

Motion made by Commissioner Walker seconded by Commissioner Baldwin to accept the \$3,000 donation and to authorize the Manager to use current year budget matching funds not to exceed \$3,000 to plant five trees in the Kiwanis Park.

Vote Aye-5 Nay-0

Request to Transfer an Allocation of Sewer Capacity from Powell Place to Pittsboro Village Apartments (Tim Morgan)

Tim Morgan, Vice President of Evergreen Construction Company, called attention to the letter in the packet from his company to the Town Board which explained their request. He stated Evergreen had a contract to purchase a tract of land in the Powell Place subdivision. Mr. Morgan said they currently had a tract of land of 2.6 acres at the end of Honeysuckle Drive that was acquired when they developed Phase 1 and Phase 2, and they wanted to build 25 two and three bedroom units as affordable housing for citizens of Chatham County.

Mr. Morgan said their request was that depending on the sale of the land being successful, and based on the fact that they were not maximizing the density on the tract in Powell Place, that they transfer sewer capacity for 25 and apply that to the 2.6 acres already acquired.

Commissioner Cotten asked if he had any agreement with East West Partners as to how much capacity they were willing to give Evergreen. Mr. Morgan stated they had an 8.99-acre tract of land under contract there with a density of 20 units per acre, but the Town had indicated they had capacity for 180 units. He added they were going to purchase that land.

Commissioner Cotten stated that still did not answer his question. Mr. Morgan said the density allowance on the 8.99-acre tract was 20 units per acre, or 178 units. Commissioner Cotten said he was concerned about the precedent this would set, and he would not vote for it.

Mayor Voller asked if the 20 units per acre referred to gross acre, and was that the property just approved about a month ago. Planner Monroe said this was completely different from what had previously come before this Board.

Mayor Voller asked what the capacity was that was being built in Powell Place. He asked were they two and three bedroom units, or something else. Mr. Morgan said their current plan was for 48 senior-designated rental units, which were one and two bedrooms, and six acres laid out for the 80 family rental units that were one, two, and three bedrooms.

Commissioner Walker said he believed the Board needed to see a contract between Evergreen and Powell Place before making a decision. He said at the time this had come up with Powell Place, one thing he had opposed was that as soon as they had sewer available, then “x” number of sewer capacity would revert right back to Powell Place, which was in the original contract between Powell Place and another group. Commissioner Walker said he needed something that would show exactly what the intent was, and would rely upon Mr. Terry and Mr. Monroe to calculate whether or not the Town had the capacity to do that. He said until he saw that information, he did not believe he could make that decision.

Mr. Morgan said he had contracts in his possession that he could copy and make available to the Town Manager.

Mayor Voller said that needed to be done. He said the difference here was that Evergreen owned both tracts, but with the DHIC proposal Commissioner Walker had referred to they did not own a tract in Powell Place and they wanted it to revert back, which did not sit well with the Town Board because they were getting capacity and then giving it back. He acknowledged that this situation was different. Mr. Morgan said he would be happy to provide evidence to satisfy the Board.

Mayor Voller said the other issue would obviously be if they had ever submitted a plan for the 2.6 acres. Planner Monroe replied they could not submit a plan until the capacity was worked out.

Commissioner Baldwin said she agreed with Commissioner Walker that further information was necessary, and asked Manager Terry and Attorney Messick to identify any ramifications. She said she did not want to set a precedent where they were moving sewer capacity back and forth.

Manager Terry said for clarification, his understanding of what the Board was asking was communication from East West Partners that acknowledged that they were in concurrence with the transfer, that acknowledged they were willing to reduce the amount of sewer capacity granted to them by the Town by an amount to be transferred to Evergreen, and that a certain piece of Powell Place would remain undeveloped or underdeveloped.

Mayor Voller said he believed that was correct, noting that essentially the Board did not want to create any more capacity.

Commissioner Cotten stated that Powell Place be made to understand that they could not get that capacity back if they gave it away.

Mayor Voller asked that this be brought back to the next meeting, assuming that gave staff enough time.

A Resolution of Issues regarding the Watershed Critical Area for Pittsboro Raw Water Intake Site.

Planner Monroe stated he had talked with a representative of the State's Division of Water Quality (DWQ) last week trying to resolve the issue of the Watershed Critical Areas at both the old water intake and the freshwater intake. He said the difficulty was that the County used a one-mile radius from the point of intake to the end of their critical area, and the Town used ½ mile, and on the County map the critical areas were shown as one mile radius total on both sides of the river which caused the two areas on the map provided to be merged. He said the DWQ representative did not have a preference as to which solution to adopt, but wanted a directive. Planner Monroe said his suggestion to the Town Board was to leave the Town's area as ½ mile on the south side of the Haw River and let the County's area remain one mile on the north side of the Haw.

Motion made by Commissioner Walker seconded by Commissioner Bryan to make the Critical Area ½ mile on the south side of the Haw River and one mile on the north side.

Vote Aye-5 Nay-0

Mayor Updates

Mayor Voller stated he had attended a Division of Community Assistance meeting today, and would be distributing information on potential grants the Town could apply for.

Commissioner Concerns

Commissioner Brooks asked had the Town heard anything from the Wildlife Commission regarding the deer problems discussed at previous meetings. Manager Terry stated he had distributed a report regarding that, which said it was possible for a municipality to request a special hunting season beyond the normal hunting season. He stated that request would need to be in writing to the Wildlife Commission, and it would mean the Town was creating an urban hunting season at the end of the regular hunting season within the Town limits. Manager Terry said rules would have to be developed to license people to harvest deer within the Town limits. He said he would pursue that if the Board wanted to move in that direction.

Mayor Voller said such a program would take a lot of education, because people who had heard about it were already expressing fear about hunters shooting through homes. He said the fact remained that the deer were a problem, and there would need to be a lot of communication to make people understand what an urban hunting season was. Mayor Voller said that “Rambo” would not be running through people’s backyards to hunt deer.

Manager Terry stated that they could consider hiring hunters who were trained to harvest deer, and they could also consider asking the police force to do it although that was not a typical duty. He said as a word of caution, he had gotten some calls from citizens who were concerned that the Town might pursue that and were not enthusiastic about it. He said from his own experience while in the military where he treated wounded animals from time to time, having to chase wounded animals and bring that episode to a conclusion where people might witness it, particularly children, would not be a good memory.

Commissioner Brooks said as a hunter he believed such a program would have a lot of problems, adding he had hoped that the State would come in and give the Town an estimate of the number of deer in Town. He said he would prefer some type of trapping program using nets, which had been done in other areas, with the deer being released in less populated areas.

Mayor Voller suggested sending another letter to the Wildlife Commission pointing out issues such as Rocky Mountain Spotted Fever and other tick-borne diseases, which was really what this was all about since such illness were a result of the deer. He said they had too many deer, they were all throughout the neighborhoods, and they needed to be thinned out. Mayor Voller emphasized that Lyme Disease was also a big issue.

Commissioner Brooks stated trapping the deer would be humane, and there may be areas of the State that could use a larger deer population. He said he would really like to ask the State to do a study so they could determine the extent of the problem, noting they had the trained personnel and the equipment to conduct a trapping program.

Mayor Voller said it appeared the Board was not in favor of an urban hunting program, and asked the Town Manager to alert any concerned citizens to that, and to send a letter to the Wildlife Commission that emphasized the issues of health and a trapping and relocation program.

Commissioner Brooks said regarding the issue of the Community House, he had two suggestions. First, he said, the Gregory Poole family might have some interest in helping to restore it and he would like them to be contacted. He said he also believed there ought to be a picture or a plaque of some kind in the building honoring the Gregory Poole family. Secondly, he said, rather than having Manager Terry and Mr. Poteat check the Community House for safety, he suggested having a building inspector do it. Mr. Terry said he was familiar with some companies that did building assessments, and there were firms in the RTP that specialized in that. He said such firms would send out a team that would include an architect, a structural engineer, an HVAC person, a plumber, and a framing and carpentry person and then issue a report.

Mayor Voller asked if there was funding available to do that. Manager Terry said he believed it would be affordable.

Motion made by Commissioner Brooks seconded by Commissioner Baldwin to authorize the Town Manager to hire a firm to access the Community House and to send a letter to the Gregory Poole family letting them know of the Town's plans.

Vote Aye-5 Nay-0

Commissioner Cotten said at the last meeting he had distributed what he called the challenges for the Town, and there was a major one left out that he wanted to mention tonight. He said the wastewater permit will expire in 2011, and nothing had yet been done to upgrade the current sewer plant. Commissioner Cotten said the Town Board needed to begin earmarking and searching for funds to do that upgrade.

Commissioner Cotten stated this would be his last complete meeting, and told the Town Board that he would still be available if they needed him.

Ricky Spoon thanked Commissioner Cotten for his service to the Town.

CLOSED SESSION

Motion made by Commissioner Walker seconded by Commissioner Brooks to go into closed session pursuant to GS 143-318.11(a)(3) to receive information or discussions with an attorney under the attorney-client privilege, and pursuant to GS 143-318.11(a)(6) to discuss a personnel matter. Commissioner Walker amended his motion, on the advice of Town Attorney Messick, to include newly-elected Commissioner Hugh Harrington in the Closed Session. Commissioner Brooks accepted the amendment.

Vote Aye-5 Nay-0

ADJOURN

Motion made by Commissioner Walker seconded by Commissioner Bryan to adjourn the meeting at 9:00 p.m.

Vote Aye-5 Nay-0

Randolph Voller, Mayor

ATTEST:

Alice F. Lloyd, CMC, Town Clerk