

MINUTES
TOWN OF PITTSBORO
BOARD OF COMMISSIONERS
REGULAR MEETING
MONDAY, APRIL 11, 2016
7:00 PM

Mayor Cindy Perry called the meeting to order and called for a moment of silence.

PLEDGE OF ALLEGIANCE

Pledge of Allegiance was led by Commissioner Farrell.

ATTENDANCE

Members present: Mayor Cindy S. Perry, Mayor Pro Tem Pamela Baldwin, Commissioner John Bonitz, Jay Farrell, Michael Fiocco and Beth Wilson Foley.

Other Staff present: Manager Bryan Gruesbeck, Clerk Alice F. Lloyd, Attorney Paul S. Messick, Jr., Chief of Police Percy Crutchfield, Planning Director Jeff Jones, Engineer Fred Royal and Finance Officer Heather Meacham.

Motion made by Commissioner Foley seconded by Commissioner Fiocco to approve the regular meeting agenda as submitted.

Vote Aye-5 Nay-0

CONSENT AGENDA

Motion made by Commissioner Fiocco seconded by Commissioner Farrell to approve the consent agenda as submitted. The Consent Agenda contains the following items:

1. Approve Minutes of the March 28, 2016 Regular Meeting.
2. Approve Resolution Designating Authorized Signatories for Withdrawals from Depositories of the Town of Pittsboro.
3. Approve Resolution to Temporarily Close Chatham Street for Northwood High School Boosters Friends and Alumni Association (NHSBFAA) Fundraiser.
4. Set Public Hearing for Rezoning Request (REZ-2016-01) for 68 Fayetteville Street for March 25, 2016 at 7:00 pm.

Vote Aye-5 Nay-0

**A RESOLUTION DESIGNATING AUTHORIZED SIGNATORIES FOR
WITHDRAWALS FROM DEPOSITORIES OF THE TOWN OF PITTSBORO
IS RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGE
75**

**A RESOLUTION TO TEMPORARILY CLOSE CHATHAM STREET IS
RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGE 76**

REGULAR MEETING AGENDA

CITIZENS MATTERS

None

CEREMONIAL

PROCLAMATION IN SUPPORT OF SEXUAL ASSAULT AWARENESS MONTH

Mayor Perry read the following proclamation into the record and presented it the Cindy Carter.

WHEREAS, Sexual Assault Awareness Month is intended to draw attention to the fact that sexual violence is widespread and has public health implications for every community member; and

WHEREAS, rape, sexual assault, and sexual harassment impact our community as seen by statistics indicating that 1 in 5 women and 1 in 71 men will be raped at some point in their lives; and

WHEREAS, child sexual abuse prevention must be a priority to confront the reality that 1 in 6 boys and 1 in 4 girls will experience a sexual assault before the age of 18; and

WHEREAS, young people experience heightened rates of sexual violence, and youth ages 12-17 were 2.5 times as likely to be victims of rape or sexual assault; and

WHEREAS, we must work together to educate our community about sexual violence prevention, supporting survivors, and speaking out against harmful attitudes and actions; and

WHEREAS, with leadership, dedication, and encouragement, there is evidence that we can be successful in preventing sexual violence through increased education, awareness, and community involvement; and

WHEREAS, Family Violence & Rape Crisis Services has served Chatham County residents for over 34 years promoting peaceful homes, building safe communities, and empowering individuals and families to heal from domestic and sexual violence; and

WHEREAS, the Town of Pittsboro strongly supports the efforts of national, state, and local partners, and of every citizen to actively engage in public and private efforts to prevent sexual violence. It's time for all of us to start conversations, take appropriate action and support one another to create a safer environment for all;

NOW, THEREFORE, I, Cindy Perry, Mayor of Pittsboro, join advocates and communities across the country in playing an active role to prevent sexual violence. I do hereby proclaim April 2016 as

"Sexual Assault Awareness Month"

IN WITNESS WHEREOF, I have hereunto set my hand and caused this official seal of the Town of Pittsboro to be affixed this 11th day of April, 2016.

A PROCLAMATION IN SUPPORT OF SEXUAL ASSAULT AWARENESS MONTH IS RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGE 77

PROCLAMATION IN SUPPORT OF LINEMAN APPRECIATION DAY

Mayor Perry read the following proclamation into the record and will present it when she has breakfast with the Linemen next week.

PROCLAMATION LINEMAN APPRECIATION DAY

WHEREAS, linemen are often first responders during storms and other catastrophic events, working to make the scene safe for other public safety heroes; and

WHEREAS, linemen work with thousands of volts of electricity high atop power lines 24 hours a day, 365 days a year, to keep electricity flowing; and

WHEREAS, linemen must often work under dangerous conditions far from their families to construct and maintain the energy infrastructure of the United States; and

WHEREAS, linemen put their lives on the line every day with little recognition from the community regarding the danger of their work.

NOW THEREFORE, I, Cindy S. Perry, Mayor of the Town of Pittsboro, on behalf of the Town of Pittsboro Board of Commissioners and our citizens, do hereby proclaim, April 18, 2016, as **Lineman Appreciation Day** in the Town of Pittsboro and thank the linemen of Duke Energy for all they do for our citizens.

PROCLAMATION FOR LINEMAN APPRECIATION DAY IS RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGE 78

RESOLUTION HONORING LUCILLE MARIE GILLEY (MAYOR PERRY)

Mayor Perry read the following resolution into the record and presented it to Ms. Gilley's daughter Deborah Gilley and great grandson Kaden Flynn after approval by the Board of Commissioners.

RESOLUTION HONORING LUCILLE MARIE GILLEY
August 12, 1932 to August 25, 2014

WHEREAS, Lucille Marie Gilley was born in Medford, Massachusetts, and was educated as a nurse in Summerville, Massachusetts. Lucille Gilley worked as a home health and hospice nurse for terminally ill patients in Cape Cod, Massachusetts, and came to North Carolina where she lived in Fearington with her husband, Robert Gilley, for over ten years. After her husband's death, she lived on Hillsboro Street in the Town of Pittsboro and worked at the Dialysis Center at the Chatham Mills.

WHEREAS, Lucille Marie Gilley has always cared about and cared for people's health and safety; and

WHEREAS, Lucille Marie Gilley became particularly concerned about the safety of people crossing Hillsboro Street going to shops or offices at Chatham Mills; and

WHEREAS, Lucille Marie Gilley became a strong advocate for safety in that pedestrian crossing at the Mill; and

WHEREAS, Town residents and Town Officials became aware of Lucille Marie Gilley's concerns, and, in conjunction with her, they advocated to the North Carolina Department of Transportation for a safer crossing at the Mill; and

WHEREAS, after years of advocacy, Lucille Marie Gilley's concerns about the crosswalk were rewarded with the Department of Transportation installing a well-marked crosswalk, warning signs, and a safety buffer for the residents of the Town of Pittsboro.

AND, WHEREAS, Lucille Marie Gilley's daughter, Deborah Gilley, is in attendance tonight, for the honoring of her mother's advocacy for the safety of the residents and visitors to the Town of Pittsboro, and this Resolution shall be entered into the public records of the Town of Pittsboro, and a copy given to Deborah Gilley.

THEREFORE, BE IT RESOLVED, that the Town of Pittsboro thanks Lucille Marie Gilley, posthumously, by presenting this Resolution to her daughter, Deborah Gilley, with the profound appreciation of the Town, its residents, visitors and officials, for the tireless work done by Lucille Marie Gilley for the safety of pedestrians in our Town.

Motion made by Commissioner Baldwin seconded by Commissioner Foley to approve the Resolution Honoring Lucille Marie Gilley.

Vote Aye-5 Nay-0

Ms. Gilley and Kaden thanked the board for honoring her mother/his grandmother.

A RESOLUTION HONORING LUCILLE MARIE GILLEY IS RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGE 79

COMMISSIONER UPDATES

Mayor Updates – Mayor Perry stated she attended the following:

- Met with Habitat for Humanity and they are interested in continuing discussion on affordable housing.
- Joint Town and County Meeting on UDO.
- Dedication of the 123rd Habitat home in Pittsboro.
- Toured Bellmont Apartments.
- Met with the Mayor of Sanford.
- Traveled to West Jefferson and toured Main Street improvements.
- Met with Duke Power representative.
- Participated in National Walking Day and the Senior Center.
- Attended the first EDC Infrastructure Committee Meeting.
- Attended FFA Breakfast at the Kiwanis Building.
- EDC
- RPO
- Fairground Association
- PBA/Downtown
- Triangle J Council of Governments
- Main Street – Commissioner Fiocco stated there will be a presentation on design tomorrow night to Pittsboro Business Association.
- Climate Change

Commissioner Foley mentioned that an artist from Fearington has placed a piano by Pittsboro Toys for anyone to play.

OLD BUSINESS

RESOLUTION IN SUPPORT OF THE REPEAL OF HOUSE BILL #2 (MAYOR PERRY)

Mayor Perry asked Commissioner Fiocco to go over his changes. Commissioner Fiocco said they were mainly edits. He added the final two “whereas” that he felt were needed and added that the Clerk forward copies of the resolutions (see below).

Commissioner Farrell said he has concerns about how the news media is portraying House Bill #2. He said the resolution appears to be excellent but what the public is seeing in the news has nothing to do with what is in the resolution. Only thing we are hearing about is bathroom signage.

Commissioner Bonitz asked Attorney Messick to explain Dillion Rule. Attorney Messick said the Legislature gave local governments certain powers and they took some of them away a couple weeks ago.

After discussion a motion was made by Commissioner Fiocco seconded by Commissioner Foley to approve the revised Resolution in Support of the Repeal of House Bill #2 (placed at seat tonight).

Resolution reads as follows:

REPEAL OF HOUSE BILL #2

WHEREAS, on March 23, 2016, the North Carolina General Assembly passed and Governor Pat McCrory signed into law, House Bill #2, which adversely affects municipal governance; and

WHEREAS, HB #2 severely limits or eliminates the rights of citizens to bring civil actions for a claim of discrimination in employment or public accommodations; and

WHEREAS, HB #2 pre-empts the rights of local governments from offering these protections to their residents; and

WHEREAS, HB #2 pre-empts the rights of local government from regulating places of public accommodation, reserving such regulatory authority for state government; and

WHEREAS, HB #2 prohibits local governments from providing protection against discrimination in employment practices and related conditions as part of local contracts with vendors; and

WHEREAS, HB #2 prohibits local governments from establishing a local minimum wage for private-sector employers; and

WHEREAS, the Pittsboro Town Board of Commissioners agrees with the North Carolina League of Municipalities' that "Placing limits on local decision-making authority ultimately is a limit on the political power of local residents"; and

WHEREAS, the Town of Pittsboro is a community dedicated to the principles of equality, nondiscrimination, and full inclusion and engagement by any resident, visitor or guest in the civil rights, benefits, and privileges of all citizens; and

WHEREAS, the Town of Pittsboro is a municipal corporation of the State of North Carolina enabled and entrusted by the General Statutes of North Carolina to preside over the health, safety and welfare of its residents, and local control over its own affairs should not be superseded by the General Assembly;

NOW, THEREFORE, BE IT RESOLVED:

SECTION 1. The Pittsboro Town Board of Commissioners reaffirms its support for protecting and advancing its citizens' rights and political power and urge the repeal

of House Bill #2, otherwise known as Session Law #2016-3, this the 11th day of April, 2016.

SECTION 2. The Pittsboro Town Board of Commissioners asks the Town Clerk to send copies of this resolution to Governor Pat McCrory, Speaker Tim Moore, President Pro Tem Phil Berger, and members of the Chatham County delegation to the General Assembly.

Vote Aye-4 Baldwin, Bonitz, Fiocco, Foley
Nay-1 Farrell (concerns about media reports)

A RESOLUTION REQUESTING THE REPEAL OF HOUSE BILL #2 IS RECORDED IN THE BOOK OF RESOLUTIONS NUMBER ONE, PAGES 80-81

PRESENTATION OF NATURAL RESOURCE TOOLS FOR SMALL TOWNS (CATHERINE DEININGER)

Catherine Deininger stated they were here (Nancy Stairs, Urban Community Forestry Program and Brooke Massa, Forestry Service) to present the planning tool case study and to show that is was done.

Copy of the study can be viewed at:

http://pittsboronc.gov/index.asp?Type=B_BASIC&SEC={F648A9BA-F689-42B3-85D4-D7DF405FA4F6}&DE={282C4C62-BD90-4ED4-A570-63077E867F0D}

NEW BUSINESS

SITE PLAN REVIEW (SP-2016-02) STARLIGHT MEAD

Planning Director Jeff Jones stated they received a site plan for Starlight Mead. The plans have been reviewed in accordance with the Town's applicable development ordinances by the appropriate department. The proposal is to construct two one story commercial buildings (1) a production facility totaling 2,816 sq. ft. and (2) a tasting facility totaling 3,511 sq. ft. A parking agreement was presented.

Planner Jones stated staff recommends approval subject to issuance of any additional local and state permits and the Planning Board recommended 6-0 for its approval.

Planner Jones stated the memo he sent said they were requesting 663 gallons a day of sewer allocation and after further calculation it was determined that they would need to request 270 gallons per day of sewer allocation.

Motion made by Commissioner Fiocco seconded by Commissioner Foley to approve the Site Plan for Starlight Mead.

Vote Aye-5 Nay-0

Motion made by Commissioner Fiocco seconded by Commissioner Baldwin to grant an allocation of 270 gallons of sewer per day with the condition that construction begin within one year.

Vote Aye-5 Nay-0

ADDITIONAL UPDATES AND REPORTS

MANAGER'S UPDATE ON PROJECTS

Manager Gruesbeck went over the following updates submitted in the agenda packets:

Chatham Park PDD Master Plan: Additional Elements – Preston Development reports that the Additional Elements will be submitted to the Town by early April 2016. Staff will provide an overview of process for the Additional Elements to the Town Board of Commissioners during a subsequent meeting. The first Small Area Plans are anticipated by early May 2016.

Engineering/Planning/Parks/Utilities Office Space – Paul Horne developed a map of the location of the new location. It has been placed in your Agenda packet under FYI. We have copies at Town Hall and will distribute electronically through the Town's website and Facebook.

Finance Director: Heather Meacham started last week and will attend the Board meeting on April 11, 2016. (Heather Meacham was present and welcomed on board)

Planner II Hiring: An additional position was budgeted to accommodate an increased workload associated with development associated with Chatham Park and other developments. With the move to the new office in Chatham Mills complete we are ready to bring on a qualified planner. Staff has placed a "help wanted" advertisement in various publications, listserves, and the local newspaper. Applications and resumes will be accepted until April 1, 2016. We will be selecting candidates for interviews in the next week. The successful candidate could start work in early/mid-May 2016. Manager Gruesbeck stated they may open the application process for a few more weeks or so.

Unified Development Ordinance (UDO) Joint Meeting w/Planning Board: A second joint meeting to continue discussion on the UDO Module 1 draft has been scheduled for Monday, April 18, 2016.

Downtown Vision – Traffic Circle: A meeting has been scheduled for April 12, 2016 at the Pittsboro Roadhouse and General Store at 6:30 to discuss the most recent design of the Traffic Circle. I have included a drawing from Kimley Horne of the proposed improvements that will be presented by Kimley Horne Staff. Fred Royal, Town Engineer, will also be attending to speak to the possible coordination of storm water controls at the northwest corner of the intersection.

Chatham County Affordable Housing: During the Joint Elected Officials meeting held on November 12, there appeared to be a consensus to allow the County Manager and the Town Managers to discuss the formation of a "working committee" and guide next steps based on the Chatham County Board retreat (held on October 1, 2015). During my meeting with the County Manager and Siler City's Town Manager, we agreed to contact the Triangle J Council of Government and to ascertain possible technical support from a 3rd party consultant for next steps.

The County Manager and the Town Managers will be meeting with staff from Triangle J on February 1, 2016 to determine the feasibility of working with Triangle J to help assemble a task force to oversee an Affordable Housing Plan for Chatham County.

In the FYI portion of the Agenda packet I included a cost estimate that Renee Paschal, County Manager forwarded to me as well as the tasks that would be taken in each activity area. It should be mentioned that the "Notes" section at the bottom of the page indicates "cost shares among participating local governments would need to be determined." However, Ms. Paschal has informed me that Chatham County is not anticipating the assessment of any costs to the Towns under this plan.

Manager Gruesbeck said in the previous agenda he had mentioned he sent out a RFQ for a Financial Advisor. He has received one solid proposal and will be extending the advertisement for another week in hopes of getting more.

Mayor Perry said when she and Commissioner Fiocco met with the Mayor of Sanford he strongly encouraged the use of a Financial Advisor (they have used one and their service is invaluable).

There was a discussion about the Downtown Vision Plan and downtown traffic. Commissioner Fiocco asked that everyone have an open mind about the design.

COMMISSIONER CONCERNS

Commissioner Farrell stated he spoke with several people over the weekend and they had concerns about the unlivable homes on Hillsboro Street. He said this is something we really need to address as soon as possible. Planning Director Jones said staff is aware of this and they are looking into it.

Commissioner Foley stated someone spoke to her about all the signs (flags). She is not sure if he was talking about in town or not. Mr. Jones said that we need a policy in place about the placement and height of signs.

Commissioner Fiocco wanted to publicly thank Public Works for picking up the limbs, etc. he had at his residence.

Commissioner Foley stated next Thursday there will be a meeting on frogs.

Commissioner Bonitz thanked Manager Gruesbeck for getting the lines painted at Chatham Mills as a part of the location of our new office space. He also noticed that potholes are being addressed. He is glad the Boy Scouts are interested in making kiosks.

Mayor Perry said the drop off from Hwy 64 East to Beck Street was repaired really quickly after the last meeting. (A paving crew was already in Town)

FYI

1. Planning Offices Map
2. Downtown Vision – Kimley Horne Traffic Circle Improvements for April 12 (6:30pm)
Meeting at the Pittsboro Roadhouse and General Store
3. Chatham County Affordable Housing Draft Cost Estimate

ADJOURNMENT

Motion made by Commissioner Baldwin seconded by Commissioner Fiocco to adjourn at 8:25 p.m.

Vote Aye-5 Nay-0

Cindy S. Perry, Mayor

ATTEST:

Alice F. Lloyd, CMC, NCCMC
Town Clerk