

**TOWN OF ABERDEEN BOARD OF COMMISSIONERS
MINUTES OF
MARCH 10, 2008**

The Aberdeen Board of Commissioners met Monday, March 10, 2008 at 6:00 p.m. for their regular monthly meeting. Members present were Mayor Elizabeth B. Mofield and Commissioners Pat Ann McMurray, Donna Shannon, Jim Thomas, Robbie Farrell and Walter Wright. Others in attendance were Town Manager Bill Zell, Deputy Clerk Regina Rosy, Planning Director Kathy Liles, and Deputy Planner Patti Jilson.

1. Call to Order

PUBLIC HEARINGS

- a. Application for Conditional Use Permit CU#07-13 submitted by Ted DellaRocco for a Teen Club located at 161 Dawkins Street, Aberdeen, N. C.**

Mayor Mofield opened the Public Hearing for Application for Conditional Use Permit CU#07-13 submitted by Ted DellaRocco for a Teen Club located at 161 Dawkins Street, Aberdeen, N. C. Deputy Clerk Regina Rosy swore in Planning Director Kathy Liles, Bridget DellaRocco, and Mike Cirillo.

Planning Director Liles entered the staff report she was presenting and her power point presentation into public record. She stated the applicant has requested a teen club use to occur at 161 Dawkins Rd. on 1.24 acres zoned Highway Commercial. She stated the Highway Commercial Zoning District provides for cultural, entertainment, and recreation uses as a conditional use. The Aberdeen Police Department has conducted a site visit and informed staff that the lighting is inadequate for the type of use requested. The owner of the property has agreed to install four 500-watt sodium lights on the building to address police concerns. The Fire Inspector has determined the maximum occupancy of the club to be 320 people which generates a requirement for 80 parking spaces. The applicant proposes to provide onsite security through Persuasive Security and the use of two off-duty police officers with security cameras located inside and outside of the facility.

Mayor Mofield questioned if 80 parking spaces would be sufficient. Planning Director Liles stated surrounding property owners have agreed to let the Teen Club use their parking spots during the hours of 8:00pm – 12:00am since they won't be needing those spaces during those hours anyway.

Mayor Mofield questioned if there were two doors entering into the Teen Club. Bridget DellaRocco, 114 Newington Way, pointed out the two doors to Mayor Mofield. She stated the double doors at the front will be used for the entrance and then there are two emergency exits. Bridget DellaRocco continued to state children will not be allowed to enter back into the building once they leave. She stated there will be a strict dress code and guests will have to show their member card and a Moore County school ID to enter the Teen Club.

Commissioner McMurray questioned how many security lights would be at the rear of the building. Bridget DellaRocco stated there is a very high, locked fence behind the building to prevent loitering.

Commissioner Farrell was concerned about teen profiling their vehicles down public streets surrounding the property. Bridget DellaRocco stated the Aberdeen Police Department will patrol every 90 minutes and she will check with the bowling alley to see how they manage profilers. The owner of the bowling alley, Mike Cirillo, stated they call the Aberdeen Police Department to manage loiterers.

Commissioner Thomas stated if loitering does occur, he believes it would be a police and security issue. He stated the same security officers should work frequently at the teen club so they can learn the kids and know what to look for.

Mayor Mofield stated a sign needs to be placed behind the building that says no thru traffic.

Mike Cirillo spoke again addressing his concern of trash on his property from the teen club. Bridget DellaRocco explained how security would operate and this problem would be controlled by security. Mike Cirillo was also concerned this teen club could hurt his

business at the bowling alley. Mayor Mofield stated it could also improve his business.

Mayor Mofield encouraged the Board to visit the site and see if there are any other issues that should be addressed.

With no further public comments or discussion, Mayor Mofield closed the public hearing on Application for Conditional Use Permit CU#07-13 submitted by Ted DellaRocco for a Teen Club located at 161 Dawkins Street, Aberdeen, N. C.

2. Setting of the Agenda

Motion made by Commissioner Farrell, seconded by Commissioner Wright, to approve the Setting of the Agenda as presented. Motion unanimously carried.

3. Approval of the Consent Agenda

- a. Minutes of Special Work Session of January 15th Closed Session of January 15th Regular Board Meeting of February 11th Work Session of February 28th.

Motion made by Commissioner Thomas, seconded by Commissioner McMurray, to approve the Consent Agenda as presented. Motion unanimously carried.

4. Informal Discussion and Public Comment

Mayor Mofield read a request she had received from Linda Hubbard. The request was to have a fenced dog park located somewhere in Aberdeen in order to make Aberdeen stand out in the community.

Mayor Mofield informed the Board of a letter she received from Partnership Property Management.

Aberdeen resident Charlotte Galagher stated she requests the Board to limit the age group at the proposed teen club to ages 15-18.

5. Financial Report

Manager Zell stated the year-to-date balance in the general fund is \$718,134. He stated approximately \$39,500 more in taxes have been collected than what was budgeted.

Manager Zell stated the year-to-date balance in the Water & Sewer Fund is \$205,659. He stated the Water & Sewer Fund will end with a strong balance for this year.

Mayor Mofield requested Manager Zell to continue to request the Department of Transportation to repave Poplar Street because it is in bad shape.

6. Old Business

None

7. New Business

- a. **Consideration to accept a petition by Andrew and Kathleen White for voluntary contiguous annexation for Lots 43, 44 and 45, Magnolia Drive, Aberdeen, N. C. and adopt a Resolution Directing the Clerk to Investigate a Petition Received Under G.S. 160A-31.**

A motion was made by Commissioner Shannon, seconded by Commissioner Thomas, to accept a petition by Andrew and Kathleen White for voluntary contiguous annexation for Lots 43, 44 and 45, Magnolia Drive, Aberdeen, N. C. and adopt a Resolution Directing the Clerk to Investigate a Petition Received Under G.S. 160A-31. Motion unanimously carried.

- b. **Accept the Clerk's Certificate of Sufficiency on a petition by Andrew and Kathleen White for voluntary contiguous annexation and adopt a Resolution Fixing Date of Public Hearing on Question of Annexation Pursuant to G.S. 160A-31 for April 14, 2008.**

A motion was made by Commissioner Thomas, seconded by Commissioner Wright, to accept the Clerk's Certificate of Sufficiency on a petition by Andrew and Kathleen White for voluntary contiguous

annexation and adopt a Resolution Fixing Date of Public Hearing on Question of Annexation Pursuant to G.S. 160A-31 for April 14, 2008. Motion unanimously carried.

- c. Consideration to accept a petition by Mitcheal Wood for voluntary contiguous annexation for Lots 10, recombination $\frac{1}{2}$ of 7 and 8, Magnolia Drive, Aberdeen, N. C. and adopt a Resolution Directing the Clerk to Investigate a Petition Received Under G.S. 160A-31.**

A motion was made by Commissioner Wright, seconded by Commissioner Thomas, to accept a petition by Mitcheal Wood for voluntary contiguous annexation for Lots 10, recombination $\frac{1}{2}$ of 7 and 8, Magnolia Drive, Aberdeen, N. C. and adopt a Resolution Directing the Clerk to Investigate a Petition Received Under G.S. 160A-31. Motion unanimously carried.

- d. Accept the Clerk's Certificate of Sufficiency on a petition by Mitcheal Wood for voluntary contiguous annexation and adopt a Resolution Fixing Date of Public Hearing on Question of Annexation Pursuant to G.S. 160A-31 for April 14, 2008.**

A motion was made by Commissioner Wright, seconded by Commissioner Shannon, to accept the Clerk's Certificate of Sufficiency on a petition by Mitcheal Wood for voluntary contiguous annexation and adopt a Resolution Fixing Date of Public Hearing on Question of Annexation Pursuant to G.S. 160A-31 for April 14, 2008. Motion unanimously carried.

- e. Consideration to accept a petition by Thomas Vanlanduit for voluntary contiguous annexation for Lot 9, Magnolia Drive, Aberdeen, N. C. and adopt a Resolution Directing the Clerk to Investigate a Petition Received Under G.S. 160A-31.**

A motion was made by Commissioner Wright, seconded by Commissioner Thomas, to accept a petition by Thomas Vanlanduit for voluntary contiguous annexation for Lot 9, Magnolia Drive, Aberdeen, N. C. and adopt a Resolution Directing the Clerk to Investigate a Petition Received Under G.S. 160A-31. Motion unanimously carried.

- f. Accept the Clerk's Certificate of Sufficiency on a petition for voluntary contiguous annexation and adopt a Resolution Fixing Date of Public Hearing on Question of Annexation Pursuant to G.S. 160A-31 for April 14, 2008.**

A motion was made by Commissioner Wright, seconded by Commissioner Thomas, to accept the Clerk's Certificate of Sufficiency on a petition for voluntary contiguous annexation and adopt a Resolution Fixing Date of Public Hearing on Question of Annexation Pursuant to G.S. 160A-31 for April 14, 2008. Motion unanimously carried.

- g. Consideration to approve contract agreement to operate and maintain proposed gravity sewer main between Southern Pines and Town of Aberdeen.**

A motion was made by Commissioner Wright, seconded by Commissioner Thomas, to approve the contract agreement between Southern Pines and the Town of Aberdeen to operate and maintain proposed gravity sewer main. Motion unanimously carried.

- h. Consideration of appointments to the Appearance and Beautification Commission.**

Planning Director Kathy Liles stated the only two applicants she has received are Carolyn Warlick and Ashley Baker. A motion was made by Commissioner Shannon, seconded by Commissioner McMurray, to appoint Carolyn Warlick and Ashley Baker to the Appearance and Beautification Commission. Motion unanimously carried.

8. Other Business

None

9. Closed Session: Personnel – Manager’s Evaluation

A motion was made by Commissioner Farrell, seconded by Commissioner Wright, to go into Closed Session for personnel: Manager’s Evaluation. Motion unanimously carried.

10. Adjournment

The Board returned to Regular Session. A motion was made by Commissioner McMurray, seconded by Commissioner Wright, to award a merit raise to Manager Bill Zell in the amount of \$2000 to be retroactive to March 1, 2008. Motion unanimously carried.

A motion was made by Commissioner Farrell, seconded by Commissioner Wright, to adjourn the meeting. Motion unanimously carried.

Regina M. Rosy, Deputy Clerk

Elizabeth B. Mofield, Mayor

The minutes were drafted and completed on March 14, 2008

The minutes were adopted on April 14, 2008