

**ABERDEEN BOARD OF COMMISSIONERS
MINUTES
OF
DECEMBER 11, 2006 REGULAR BOARD MEETING
7:00 P.M.**

The Aberdeen Board of Commissioners met Monday, December 11, 2006 at 7:00 p.m. for their regular Board meeting. Members present were Mayor Elizabeth Mofield and Commissioners Pat Ann McMurray, Donna Shannon and Walter Wright. Commissioners Arthur Parker and Robbie Farrell were unable to attend due to illness. Others in attendance were Town Manager Bill Zell, Town Clerk Nancy Matthews, Planning Director Giles Hopkins, Deputy Planning Director Ben Warren, Finance Officer Beth Wentland, P & R Director Leigh Baggs, Pilot Reporter Matt Moriarity and Mary Griffin with the Moore County Independent Newspaper.

1. Call to Order

Mayor Mofield called the meeting to order at 7:00 p.m. She welcomed all those in attendance and stated Manager Bill Zell would recognize those citizens attending the Citizens Academy Participants Session.

2. Citizens Academy Participants Recognition

Manager Zell presented those who attended the CAPS Program with a Certificate of Completion. Those receiving the certificates were Wayne and Gail Clay, Ed Clay and Johnnie Mae Murchison.

Manager Zell stated the 2nd Annual CAPS Program was a success. He stated the purpose of the academy is to create a relationship between the citizens and the Town. He thanked each of the participants for their attendance and interest.

Mayor Mofield thanked all those who participated in the Citizen Academy Program and encouraged other citizens to consider attending next year. She then stated there were several Public Hearings to be held.

PUBLIC HEARINGS

- a. Application for Conditional Use Permit CU#06-03 submitted by Ronald Jackson to allow a welding shop/business which will be located at 100 Bud Place in a C-I Commercial and Industrial (Light) District.**

Mayor Mofield opened the Public Hearing on Application for Conditional Use Permit CU#06-03 for public comment and Board discussion.

Planning Director Giles Hopkins stated this conditional use permit meets all requirements. He stated item will go to the Planning Board after the Public Hearing, for their review and recommendation to the Town Board.

With no further Board discussion or public comment, Mayor Mofield declared the Public Hearing on Application for Conditional Use Permit CU#06-03 submitted by Ronald Jackson to allow a welding shop/business in a C-I Commercial and Industrial (Light) District closed.

- b. Application for Conditional Use Permit CU#06-04 to amend Conditional Use Permit CU#05-04 submitted by Forest City Pinehurst, LLC for the Legacy Lakes Subdivision.**

Mayor Mofield then opened the Public Hearing on Application for Conditional Use Permit CU#06-04 to amend Conditional Use Permit CU#05-04 submitted by Forest City Pinehurst, LLC for the Legacy Lakes Subdivision for public comment and Board discussion.

Deputy Planning Director Ben Warren stated the original approved CU#05-04 had the language requiring 6" vertical curbing. He stated that Forest City Pinehurst, LLC is requesting to change that language to allow concrete valley curbing throughout the development. He stated the valley curbing verses the vertical curbing will be less maintenance for the Town, once streets are taken over by the town.

He stated that the item will go to the Planning Board, after the Public Hearing, for their review and recommendation back to the Town Board.

Mr. Jeremy Rust with LandDesign, stated the valley curbing will function better than the vertical curbing and will be more cost effective and less maintenance will be required. He reaffirmed that this will be installed throughout the whole development.

- c. **Application for Rezoning RZ#06-01 by DeAnne Jackson – Quality Built Homes, Inc. to rezone property from I-H Industrial Heavy to R-10 Residential.**

Planning Director Hopkins informed the Board this rezoning request had been withdrawn.

3. Setting of the Agenda

Manager Zell informed the Board that Item 8f- New Business, needed to be deleted from the agenda. He stated Mr. Zuhone had some concerns pertaining to the agreement and the Board will review further at the next Work Session.

A motion was made by Commissioner Shannon, seconded by Commissioner McMurray, to approve the Setting of the Agenda as amended. Motion unanimously carried.

4. Approval of the Consent Agenda

All items listed below are considered routine or have been discussed at length at previous meetings and will be enacted by one motion. No separate discussion will be held except on request by a member of the Board of Commissioners

- a. Minutes of Regular Board meeting of November 13, 2006; Closed Session of November 13, 2006; Regular Work Session of November 28, 2006.

A motion was made by Commissioner Shannon, seconded by Commissioner McMurray, to approve the Consent Agenda as presented. Motion unanimously carried.

5. Informal Discussion and Public Comment

- a. Mr. George Pence of Whispering Pines, N. C., briefly spoke pertaining to the 2008 Census Dress Rehearsal of a nine-county region of Chatham, Cumberland, Harnett, Hoke, Lee, Montgomery, Moore, Richmond and Scotland. He stated the Dept. of the US Census is making some radical changes, one of which is using a hand-held computer. He stated in order to conduct this dress rehearsal, it will require hiring 3,000 people for the nine counties, 425 for Moore County.

Mr. Pence stated his job is to recruit and test people to qualify for the part-time job. He stated the process will begin with testing in January, hiring in March, and the gathering of census material will begin in June. He stated the number of people responding to work the census has not been favorable so far. He asked the Board to help in getting the word out to the people of Aberdeen.

- b. Manager Zell reminded the Board of the Retirement Reception for Mac MacDougall this afternoon from 3:30 – 5:30 p.m. at the Aberdeen Lake Park Building. He also reminded the Board of the Retirement Reception for Giles Hopkins on Monday, December 18th from 4 – 6 p.m. at the Aberdeen Municipal Building.
- c. Planning Director Giles Hopkins, who will be retiring as of December 22nd, thanked the Board for their support over the past eight years. He stated he had enjoyed working for the Town.

6. Financial Report

Finance Officer Beth Wentland gave the financial report for the month of November. She stated in the General Fund ending for the month was a net loss at \$134,768.59 giving a year-to-date net gain of \$351,167.24.

Mrs. Wentland stated due to no bi-monthly utility billing, that the Water/Sewer Fund ended the month with a net loss of \$175,770.32 giving a

year-to-date net loss at \$349,018.56. She stated the negative balance for the month was partly due to expenses associated with the new water tank and the overall year-to-date net loss was due to the construction cost for the new water tank at over \$700,000.00. She stated this negative balance will recuperate within the next few months.

7. Old Business

There was not any Old Business for consideration or action.

8. New Business

- a. Consideration to accept a petition submitted by Sandy Springs Subdivision located on Pee Dee Road for voluntary contiguous annexation and adopt Resolution Directing The Clerk To Investigate a Petition Received Under G.S. 160A-31.**

A motion was made by Commissioner McMurray, seconded by Commissioner Wright, to accept a petition submitted by Sandy Springs Subdivision located on Pee Dee Road for voluntary contiguous annexation and adopt a Resolution Directing The Clerk To Investigate A Petition Received Under G.S. 160A-31. Motion unanimously carried.

- b. Consideration to accept the Clerk's Certificate of Sufficiency on a petition submitted by Sandy Springs Subdivision and adopt a Resolution Fixing Date of Public Hearing on Question of Annexation Pursuant to G.S. 160A-31 for January 8, 2007.**

The Clerk's Certificate of Sufficiency was distributed to the Board members certifying that the petition and legal documentation was in order.

A motion was then made by Commissioner McMurray, seconded by Commissioner Wright, to accept the Clerk's Certificate of Sufficiency on a petition submitted by Sandy Springs Subdivision and adopt a Resolution Fixing Date Of Public Hearing On Question Of Annexation Pursuant to G.S. 160A-31 for January 8, 2007. Motion unanimously carried.

- c. Consideration to accept a petition submitted by Forest City Pinehurst, LLC for the Legacy Lakes Subdivision located off Hwy. 15/501 south for voluntary non-contiguous (satellite) annexation and adopt Resolution Directing the Clerk to Investigate a Petition Received under G.S. 160A-58.1.**

A motion was made by Commissioner Shannon, seconded by Commissioner McMurray, to accept a petition submitted by Forest City Pinehurst, LLC for the Legacy Lakes Subdivision located off Hwy. 15/501 south for voluntary non-contiguous (satellite) annexation and adopt Resolution Directing the Clerk to Investigate a Petition Received under G.S. 160A-58.1. Motion unanimously carried.

- d. Consideration to accept the Clerk's Certificate of Sufficiency on a petition submitted by Forest City Pinehurst, LLC for the Legacy Lakes Subdivision and adopt a Resolution Fixing Date of Public Hearing of Question of Annexation Pursuant to G.S. 160A-58.2 for January 8, 2007.**

The Clerk's Certificate of Sufficiency was distributed to the Board members certifying that the petition and legal documentation was in order.

A motion was made by Commissioner Wright, seconded by Commissioner McMurray, to accept the Clerk's Certificate of Sufficiency on a petition submitted by Forest City Pinehurst, LLC for the Legacy Lakes Subdivision and adopt a Resolution Fixing Date of Public Hearing of Question of Annexation Pursuant to G.S. 160A-58.2 for January 8, 2007. Motion unanimously carried.

Planning Director Hopkins stated the Legacy Lakes Golf Course is not included in this annexation. He also stated with the Legacy Lakes Subdivision and Sandy Springs Subdivision, this will bring over five hundred (500) acres and one thousand (1,000) home sites into Aberdeen.

e. Consideration to adopt Resolution Supporting the Formation of Task Forces for the Moore County Summit.

Manager Zell stated this Resolution has come about from the Moore County Summit looking for people to serve on these two Task Forces; Shared services for the centralization of administrative services and Land Transfer Tax.

A motion was then made by Commissioner Wright, seconded by Commissioner Shannon, to adopt the Resolution Supporting the Formation of Task Forces for the Moore County Summit. Motion unanimously carried.

f. Consideration of approval of Agreement between Mr. Charles Zuhone, as Curator of the Union Station Depot Museum and the Town of Aberdeen.

This item was deleted from the agenda and will be reviewed further at the January 2, 2007 Work Session.

g. Consideration to declare certain property surplus and adopt a Resolution Authorizing the Advertisement for Sealed Bids for the Sale of Certain Property Declared Surplus.

A motion was made by Commissioner Shannon, seconded by Commissioner McMurray, to declare certain property surplus and adopt the Resolution Authorizing the Advertisement for Sealed Bids for the Sale of Certain Property Declared Surplus. Motion unanimously carried.

h. Consideration to approve the Lake Park Project Architectural Contract Agreement between the Town of Aberdeen and Oakley Collier Architects, PA.

Manager Zell stated that the Town Attorney Michael Brough, reviewed the contract, made some suggestions and changes, and Oakley Architects approved the revisions. He stated the agreement is ready for approval.

A motion was then made by Commissioner McMurray, seconded by Commissioner Shannon, to approve the Lake Park Project Architectural Contract Agreement between the Town of Aberdeen and Oakley Collier Architects, PA in the amount of \$1,707,543.00. Motion unanimously carried.

i. Consideration to approve the PARTF Grant Contracts.

Ms. Leigh Baggs, Parks & Recreation Director, stated the PARTF grant amount must be matched on at least a dollar-for-dollar basis by the Town. She stated the amount of the PARTF grant is \$500,000.00 and the amount of match from the Town at \$1,277,188.00. She stated demolition should begin in January, 2007 and hoped to be completed by December, 2007.

A motion was then made by Commissioner McMurray, seconded by Commissioner Wright, to approve the PARTF Project Agreement for the construction of the Lake Park Recreation Station with the Town's match of \$1,277,188.00. Motion unanimously carried.

9. Other Business

- a.** Manager Zell informed the Board that he was working with Denny Martin of Martin/McGill on the financing process and getting everything lined up. He stated he would have more information for the January 2nd Work Session.
- b.** Commissioner Shannon mentioned the \$500 gift from the Sandhills Rotary towards the fountain to be placed in the lake in memory of Mr. Ed Ghiazza.

10. Adjourn

With no further business, a motion was made by Commissioner Wright, seconded by Commissioner Shannon, to adjourn the meeting. Motion unanimously carried.

Nancy M. Matthews, Town Clerk

Elizabeth B. Mofield, Mayor

This draft prepared
December 13, 2006

The minutes adopted
January 8, 2007