

VILLAGE OF WESLEY CHAPEL  
COUNCIL MEETING MINUTES  
WESLEY CHAPEL UNITED METHODIST CHURCH  
120 Potter Road, Wesley Chapel, NC 28110  
July 8, 2013 – 7:00 P. M.

The Village Council of Wesley Chapel, North Carolina, met in the Fellowship Hall of Wesley Chapel United Methodist Church at 120 Potter Road South, Wesley Chapel, North Carolina.

**Present:** Mayor Horvath, Mayor Pro Tem Ormiston, Council Members Brotton, Plyler and Rosoff

**Others Present:**

Clerk/Finance Officer Cheryl Bennett; Planning/Zoning Admin. Joshua Langen; Attorney George Sistrunk

**Citizens Present:** Carol Mullis, Marnie Holland, Stephen Keeney, Sondra Bradford, Doug Horne, Mike Giaimo, Mildred Gwinn, John Lepke, Peggy Thewes, Vickie Oldham, Julie Brown, Dominic Morlando, David Petrini, Robert E. Henderson, Jill Ammons, Carr Mumford, Diana Bowler

The meeting was called to order at 7:00 PM and a quorum was present.

1. PLEDGE OF ALLEGIANCE / INVOCATION

Mayor Horvath led the Pledge of Allegiance and Mayor Pro Tem Ormiston gave the invocation.

2. PUBLIC COMMENTS

Carol Mullis commented on the retention of existing vegetation item; she said residents also went to the Planning Board meeting and were pleased with their decision; she was glad one council member was in favor of property rights. She said the arborist said younger trees absorb pollutants, and talking to members of the Master Gardener's club they said replacing older trees with younger flowering trees also helps bees; also seniors are concerned with large old trees falling and can't incur the cost of cutting them. On a road trip she saw at least 50 large fallen trees. She also asked about potential liability of the town if the trees were required to be kept and then fell down.

Marnie Holland, an original member of Parks and Rec Committee since November 2008, said she had met more than 300 volunteers who have saved the town money and personally invested in the park. She said people ask what we will use the house for, and where she used to live they had a house where classes were offered, and it was used for all kinds of events and groups. She said there are endless uses for the house. Ms. Holland said we are building for the future; she thought it will never be more economical, and attendees will go to the stores also.

Sondra Bradford asked Council to hold off on demolishing the house; she said some uses such as messy projects would be unsuitable for town hall, but more suitable for a community center; she asked for citizen input first, and to see if this is the most economical option. She proposed a survey by Wesley Chapel Friends of Parks; she also noted there had been an instance of vandalism at the house and also in the adjacent neighborhood, and said lights would help.

Mike Giaimo said he represented the Wesley Chapel Optimist Club, and they adopted New Town Road between Waxhaw Indian Trail Road, and Cuthbertson Roads and welcomed help. He agreed with Sondra, and asked that Council wait and do more investigation. He mentioned a joint venture with the park and would like to take ownership and have a partnership with the schools at Cuthbertson, and look forward to programs at the park and in inclement weather they would like to do programs inside at the house.

Julie Brown spoke as a citizen, she said on December 27, 2010 at about 3 am we know a truck was backed up at Houston House, and an accelerant was used, and it was a criminal act, and said a government official takes an oath to represent the citizens, and we don't have all the facts about Dogwood House, and if you make a decision, you will make her feel violated. She said with Houston House we don't have a name for the criminal, but this time the headline would be the people who make the decision. She said a decision would be permanent, and we can't turn back the clock on Houston House, but we still have time on this house. She said we are making progress, and if you make the decision to demolish the house it will go back to being factions and divisive, and thought we need all the facts on the decision.

Jill Ammons, owner of Southern Whimsy and a lifelong resident, said the house is the Rimer house, it was her best friend's house growing up, and she is appalled at the possibility of it being torn down. She saw Indian Trail tear down their old downtown area, and thought it a travesty. She said she would love to teach art classes at the house, but could not do it if we tore down the house.

Diana Bowler said she coordinated a couple of the Village festivals, and urged Council to keep the house; saying it is a perfect facility for scouts; there are no facilities close by for art classes or different functions, and asked council to reconsider.

### 3. ADDITIONS, DELETIONS, AND / OR ADOPTION OF AGENDA

Mayor Pro Tem Ormiston added Youth Council resignations to Item 15; also regarding Item 7E, this was not put on by Parks and Rec or the Council Liaisons; we have a meeting with a state inspector this week, and asked item 7E. be tabled; we also don't have definite quotes for demolition and did not want a decision made tonight. Mayor Horvath asked it be kept on so the facts as presently known can be reviewed. Council Member Brotton made a motion to approve the agenda as amended; Council Member Rosoff seconded the motion.

The motion passed unanimously.

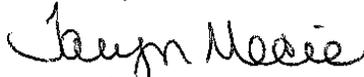
### 4. PUBLIC HEARING ON AMENDMENTS TO ZONING ORDINANCE ARTICLE 8 FOR SANDWICH SIGNS

The Public Hearing was opened. Mayor Horvath read a letter from Taryn G. Mecia, corporate Counsel at Harris Teeter to Council.

Dear Mayor, Mayor Pro-Tem, Council Members, and Residents of the Village of Wesley Chapel:

It has come to the attention of Harris Teeter that a zoning ordinance text amendment has been proposed, which will prohibit the use of sandwich boards and A-frame signs for advertising. Harris Teeter is in opposition to this amendment. This type of advertising is used at our 201 Central concept store located at 5939 Weddington-Monroe Road in Wesley Chapel. Sandwich boards and A-frame signs assist in alerting customers of various sales and the availability of items and are very useful in the promotion and growth of Harris Teeter and other businesses of all sizes. The growth and promotion of Harris Teeter and other business in Wesley Chapel contributes to the success and growth of the Village as a whole, through employment and shopping opportunities. Therefore, we respectfully request that you continue to allow advertising via sandwich boards and A-frame signs. Thank you for your consideration.

Sincerely,



Taryn G. Mecia  
Corporate Counsel

Stephen Keeney, Chairman of the Planning Board, described how Planning Board reached their decision on sandwich signs. At the March 25, 2013 meeting there was a unanimous decision to strike out the sandwich board signs from Article 8, Section 8.3. This Council and the Zoning Administrator included additional wordage and returned it to Planning Board to review at the June 24 meeting. The Board reconsidered and returned yet again unanimously voted to eliminate the use of the sandwich board sign. The following brief reasons were the most obvious in the decisions. 1. The potential congestion and cluttering of sidewalks at the storefronts, forcing pedestrian traffic to divert around more signage obstacles. 2. The visual distractions to the pedestrian traffic as well as the impedance and visual blocking at the curbside parking of car traffic. 3. Pedestrian sidewalks require, at a minimum, five feet of width for ease and safety of passage. Both primary shopping centers in the Village measure little more than the minimum width. Sandwich boards by their very design require them to be wide at the base in order to be stable, and will encroach on this narrow space of sidewalks. 4. The inexpensive and whimsical nature of these kinds of signs will require constant attention and regulation. They are distracting by design, positioned specifically to create the most attention, and to cause advertisement in the path, whether wanted or not. 5. Some business storefronts in our Village are more exclusive from sidewalk problems as for example, 201 Central, where the dedication of space is not so critical and parking abutment is not present. Passerby traffic is not confronted by signs for stores we are not intending to patronize. The big box large store is a whole different experience. 6. The evaluation we made, as suggested by Bill Duston, is to always be reasonable and consistent. In this ordinance, a 10,000 square foot building is allowed one sandwich board sign. The 10,001 square foot building is allowed two sandwich board signs. Some small stores currently have several signs outside the structure, and some in the banking industry have signs as much as thirty five feet from their office building. 7. The reasonable, responsible, and consistent evaluation cannot equalize properties. So a hard evaluation must be applied with primary consideration for

the residents of Wesley Chapel. The many options for advertising signage available to our commerce is consistent with good business practices. The cheap nature of this type of business advertisement has the potential and predictability of overuse and is constantly difficult, at best, to regulate. 8. Planning Board understands the need to encourage businesses within the Village. We also understand the high quality of life, and the best interests of the residents, through an appreciation of a different, and perhaps an uncommon place, founded to live and do business and raise a family; and that these hard to find values can be confused and lost much more easily than they can be preserved.

Jill Ammons said when she first went into business she had a horrifying experience with the regulations, there are better things to spend time on, and hoped Council is behind small businesses. She said her business might want to promote a daily special, but now just use it to display hours. She added this is Wesley Chapel, not Charlotte. The public hearing was closed.

5. APPROVE MINUTES FOR COUNCIL MEETINGS JUNE 10, 2013 AND JUNE 18, 2013 AND CORRECTED MINUTES FOR MAY 13, 2013

The wrong Planner's memo had been inserted in the May 13, 2013 minutes, and the correct one was inserted. Mayor Pro Tem Ormiston made a motion to approve the minutes for June 10, 2013, June 18, 2013 and the corrected minutes for May 13, 2013. Council Member Rosoff seconded the motion.

The motion passed unanimously.

6. STAFF REPORTS

a. Review and approve June 2013 financial reports

Finance Officer Bennett stated the June reports will be presented at the next meeting due to the year-end accruals, and also this being so close to the beginning of the month. She reported budget transfers in June in Parks and Rec supplies of \$80 to Food and Provisions, and \$65 to Other Supplies and Materials, and \$145 from Stocking of Fish.

b. Review monthly planning and zoning report

Planning and Zoning Administrator Langen reported he issued 13 permits in the last month, including an upfit for a new business Anthony's Custom Jewelry.

Twelve Oaks roads are awaiting the NC DOT Division office approval.

RZ 13-1 for John Stone went to Planning Board in June; RZ 13-2 goes to Planning Board in July, and Brookfield's subdivision modification request will be at the next July Council meeting.

Langen has a sketch plan from Shea Builders for a 32 lot subdivision on Lester Davis Road, and their preliminary plat goes to Planning Board in July. He has a sketch plan for a 66 lot subdivision on Waxhaw Indian Trail Road.

Langen reported the status of ordinance changes; the NC Division of Emergency Management is still reviewing our proposed change to amend allowable building in Special Flood Hazard Areas; this should go to Planning Board in August. The Section 310 changes to the subdivision ordinance to amend the subdivision submittal checklist were recommended by Planning Board in May, and Council is to hold a public hearing and consider. Planning Board will re-consider the fee-in-lieu and land dedication changes in July. Fireworks display provisions changes were recommended approval by Planning Board in June, and Council is to set a public hearing date.

Sandwich board sign changes are being considered tonight. Planning Board recommended denial of a submitted amendment on retention of existing vegetation, and approval of a modified amendment in June. Planning Board recommended approval of the amended Land Use Plan in January, and Council is to set a public hearing date.

c. Review monthly zoning complaints/violations report

Langen reported an open violation at 205 Airport Road (with a pending re-zoning) which Planning Board granted a 90 day extension to. Both off-premise Quintessa signs were removed.

d. Call for public hearing on re-zoning request RZ13-1 from R20 to R40 at 205 Airport Road

Langen said he has a completed application and Planning Board gave a recommendation on this. Council Member Plyler motioned to call for a public hearing on RZ13-1 for 7 pm on August 12, 2013 at Wesley Chapel United Methodist Church. Mayor Pro Tem Ormiston seconded the motion.

The motion passed unanimously.

e. Call for public hearing on text amendment to Zoning Ordinance Section 4.7 for changes related to fireworks

Langen said fireworks was put in its own section; the attorney said the statutes say the permit comes from the County, but Mayor Horvath said the County Fire Marshal won't approve it unless the town blesses it. Langen said the attorney said we can approve verbal changes, as long as it is written by the time the public hearing is held. From the attorney review some language change is needed. Langen said in the second sentence "such approval" will be inserted before "shall be contingent". The third sentence will begin at "Fireworks display" and "which include" was changed to "must include". "Approval" in the last sentence was questioned. Discussion was held on who approves what, and whether this is required by County or State law. This item was tabled until we get further information on the law.

f. Call for public hearing on text amendments to Subdivision Ordinance Section 404.3 Retention of Existing Vegetation

Langen said he brought the newer version to Planning Board and there were questions, particularly regarding utilities, as well as the intrinsic value of a heritage tree to include factors besides size. The rules are too complicated but not achieving the purpose; there is an incentive for property owners to cut down trees before they sell it to a developer. Planning Board recommended the ordinance be struck down; so he created a second version, which shows the section reserved for future codification. Mayor Horvath said if you strike it, you allow clear cutting. Council Member Plyler said she didn't think anyone would clear cut a subdivision because people won't buy; if you plant trees in thirty years it will be nicely treed; she didn't think we should tell someone they have to leave a heritage tree standing. Council Member Rosoff said people do buy houses despite trees being gone; this year we had a lot of rain and that is why trees are falling down. When we have a drought you will want the trees. In Florida after hurricane Andrew, trees were down and there was no shade, and people wanted the trees; there has to be a balance. Mayor Horvath asked which version of the text amendment we are calling a public hearing on; Langen said either one. Council Member Brotton said he is always for fewer ordinances, but he does like trees, and he looked for a middle ground. Mayor Pro Tem Ormiston

said we need something, she cited a ten year old tree that just fell over; we need to re-work it, but she didn't want to scrap it all together; she suggested checking with other local towns. Council Member Plyler said we should use Union County towns to compare the ordinance; a problem comes when the developer wants to build. Mayor Horvath said the other side is a developer looking at our ordinance and not knowing we are flexible. Mayor Pro Tem Ormiston asked if we could put in a clause that this is up for review. Attorney Sistrunk said maybe, but developers can be informed when they meet with Langen. Council Member Brotton said Planning Board's recommendation will force us to move faster than sooner. Administrator Bennett read Planning Board's motion: "Chuck Adams made a motion to recommend that we take Langen's recommendation and strike the existing ordinance Section 404.3 and work to re-craft an ordinance that is better for the Village." Council Member Plyler said she would like to see it be less complicated. Options are to do nothing, use the June 10 amendment, or strike the section. Langen said with acre lots, it is not a financial incentive to clear cut. Council Member Rosoff motioned to call for a public hearing on the June 10<sup>th</sup> amendment. Motion died for lack of a second. Council Member Brotton motioned to adopt Planning Board's recommendation. Mayor Pro Tem Ormiston said we have to get this under control; ordinances keep going back and forth; better communication or research is needed. The motion died for lack of a second. After discussion; the direction given was for Langen to suggest developers come for a subdivision modification request while Planning Board is reconsidering this section, and direct Planning Board to re-craft this section. Mayor Pro Tem Ormiston noted this is the second time Planning Board recommended to scrap an ordinance. Langen noted this is not a simple issue; some towns pay a lot to a consultant to write an ordinance. Council Member Plyler asked that we check with other Union County towns for their language.

## 7. PARKS AND REC COMMITTEE UPDATE

- a. Award Dogwood Park contract to Morlando Construction in the amount of \$602,162 / contract signing

Mayor Horvath noted the contract is for \$602,162 and the last part of the sentence in Item 4A was struck regarding unit prices. The Mayor and Dominic Morlando signed the contract. Morlando's insurance certificate is still forthcoming.

- b. Status of PARTF budget

Vonda Martin and John Poole from the State verbally agreed to the PARTF amendment.

- c. Set date for groundbreaking ceremony for Dogwood Park

The groundbreaking ceremony will be at 4:30 pm on July 15, 2013. The invitation list is finalized and we have shovels to use. This event is not open to the public due to parking.

- d. Consider approval of soils and engineering testing fees and related budget amendment
- Mayor Pro Tem Ormiston reported that architect Carr Mumford got two quotes; \$14,555 from Terracon and \$10,373 from Kessel. Mayor Pro Tem Ormiston made a motion to move an additional \$6,000 from General Fund to the Capital Projects Fund for the park. Council Member Rosoff seconded the motion.

The motion passed on a 3-1 vote with Council Member Plyler voting nay.

- e. Discussion of Dogwood Park house viability or possible demolition and recent vandalism
- Mayor Horvath said based on Union County building requirements the cost to renovate the house is \$299,000 per the bids received. We do not have \$299,000 available. We have to keep \$136,000 in reserve in the fund balance. Once Morlando is doing work there, we don't want to

bring in heavy equipment later for demolition work and destroy the driveway. The house is about 40 years old. We have a short window of time for a decision but we don't have to make a decision tonight. We can't use the house without making improvements to it. We also need to fix the roof, fence off the house, and add a security system, so we are not just talking about \$299,000. We did get about \$7,800 from insurance for the roof some time ago. Many are in favor of a community center, but we have to be fiscally prudent, and where is the money coming from.

Council Member Rosoff said the majority of the citizens don't know about the house, we should do a survey, don't take it down until everyone knows and is on board with the decision; it is a centerpiece of the park.

Council Member Plyler said we need a center, but we need a new building; she said she lives in an old house and knows the expenses. We wasted more than \$100,000 on Page Price that we could have used on this. She asked if we want taxes raised, and didn't think people want that. She suggested seeing what happens with the state, then design a nice center and build it. It is not fiscally responsible to waste money on an old house; and added she is the one who made this agenda item.

Mayor Pro Tem Ormiston said she hadn't decided either way; and wanted to get all the facts, and then make a decision in two to three months. As a liaison to Parks and Rec people that spend their hours on the park and researching at home, she felt this is a disservice. She said they understand that it might not make the best sense to keep the house, and it may be more expensive to build a new structure. We know we don't have the money and would have to raise it, and probably can't raise it in three months. She said we are finding some discrepancies to the information we have, for example if we don't need an elevator it will reduce costs; a meeting is forthcoming, let Parks and Rec do due diligence and get the proper facts.

Council Member Brotton said let's wait; he was for demolition because it makes fiscal sense, but if there is this much emotion and support, we can wait a couple of months. He appreciated the passion for it but be mindful of innuendos of saying a threat of being divisive if you don't go one way, he did not take kindly to that and felt it was not the right approach. He did not think we needed a survey, because there will be support for it; everyone wants to see the park succeed, the issue is we don't have the funds for it. If someone wants to try to get the funds, Council Member Brotton was all for it.

Parks and Rec Chairman Lepke said we know the price of the town hall, the price to renovate and the price of bathrooms and utilities, and felt it made more sense to raise private funds on this, even if we have to wait five years.

Mike Giaimo said Optimists Club just learned about this and on September 3 are voting on raising funds for this; they might have a golf classic to kick it off.

Mike Como from the Parks and Rec Committee said he coordinates all volunteers for the park, they don't know where it is and when they see the house, no one has ever said knock the house down. It is a doable concept, give us the time and let people see it, there is money there to be donated; don't make a rash decision.

Mayor Horvath said this is not a rash decision; the house has been discussed for two years.

Council Member Plyler said the survey form handed out by Sondra Bradford shouldn't represent the town, it doesn't say anything about whether you are willing to pay for this.

Mayor Pro Tem asked the Morlando Construction representatives if the driveway was one of the last things, David Petrini said they hope to get it done by the end of the year, if not then, in April; he said they need a decision by mid-October. Mayor Pro Tem Ormiston suggested we put out a

call for funds in the newsletter, to Wesley Chapel Friends of Parks, and the Optimist Club. Council Member Plyler asked about the Kessel contract, it says a two story house on site; that was just part of the description of the site. Mayor Pro Tem Ormiston made a motion that we table this item and revisit a decision at the October 14, 2013 Council meeting. Council Member Brotton seconded the motion. Council Member Plyler said we need proof the money is available because on the park the original amounts were unrealistic and we don't want to go through that again.

The motion passed unanimously.

f. Other Parks and Rec matters, as necessary

Mayor Pro Tem Ormiston motioned to approve a contract with Kessell Engineering, for a maximum of \$12,000. Council Member Rosoff seconded the motion.

The motion passed 3-1 with Plyler voting nay, because she was told last month the \$625,000 would be sufficient.

Mayor Pro Tem Ormiston said John Lepke is working diligently to get a donation of dirt for the park. Mr. Lepke said that the DOT truckers wanted an additional \$50 per truck to go the additional miles and they are looking at options through a 501 (c) (3).

Sondra Bradford asked about the next steps for the Friends of Parks and the Optimist Club and confirmed Council doesn't require a survey. Mayor Pro Tem Ormiston asked about the funds raised at the festival. Ms. Bradford said yes they raised \$2,500 and also have a gift basket to sell. Mayor Pro Tem Ormiston said if funds are raised, we need to see those funds. John Lepke said he gave a list to Friends of Parks of what they could buy. Ms. Bradford said they prefer to write a check directly to our contractor or a third party to prevent it from getting tied up in the general fund. Mayor Pro Tem Ormiston said she would get a list and work on this. Mayor Horvath noted a check could be deposited in the general fund and the funds allocated toward the park. Legally they cannot pay for our contract.

A five minute break was held.

## 8. TOWN HALL BUILDING COMMITTEE UPDATE

a. Construction update / timeline

Council Member Brotton said we are still on track to complete by the third week of October, but more rain could push it back. The stone is almost complete, brick is up in the back, next steps are windows, then drywall the inside. There were issues with the electrical panel, there is a large box in the inside hall, and they included a panel for a future building; the box was 7.5 feet tall and the doors only 6.5 feet tall. Even if we skip the future building panel, the smaller box is still too big, so they reframed the door.

b. Surveying through Morlando for as-built on sewer \$350

Council Member Brotton said we had to do an as-built survey for the sewer line in order to get the water meter permit. We had exempted ourselves from the Mini-Brooks act requirements, so the work was done for \$350 and coordinated with our engineer Mike Gunnell.

c. Ribbon cutting date set for 1<sup>st</sup> Saturday in November; rain date 2<sup>nd</sup> Saturday

The first Saturday in November, and a rain date of the second Saturday was recommended by the Committee. The time will be determined.

d. Removal of non-voting member

Council Member Brotton said we still have Karen Partee on the Committee, and they recommended she be removed. Mayor Horvath removed Karen Partee from the Town Hall Building Committee.

e. Other Town Hall matters, as necessary - none

9. SAFETY COMMITTEE UPDATE; CONTRACT DEPUTY CHANGES

Mayor Horvath reported Deputy Mainero will be leaving us, he was promoted to detective. The application period ended July 5 for our new deputy.

10. REVIEW AND POSSIBLE APPROVAL OF AMENDMENTS TO ZONING ORDINANCE ARTICLE 8 FOR SANDWICH SIGNS

Planning and Zoning Administrator Langen said you can adopt this as is, or change it to make it one sign per entrance facing the parking or associated drive. He did not want a sandwich sign facing an arterial road. Council Member Plyler reported on the wide variety of stores that have sandwich signs.

Mayor Pro Tem Ormiston motioned to accept this as amended, removing the part about less than 10,000 square feet and changing it to one per entrance. Council Member Brotton seconded the motion.

The motion passed unanimously.

Council Member Plyler asked that we please notify businesses.

**VILLAGE OF WESLEY CHAPEL ORDINANCE 2013.07  
TO ADOPT ZONING ORDINANCE TEXT AMENDMENT**

**ARTICLE 8, SECTION 8.3**

THAT WHEREAS the Village of Wesley Chapel would like to preserve a satisfactory environment through the regulation of signs and sign placement, and

WHEREAS the following text amendments address signs and sign placement;

WHEREAS the following text amendments are found to be compatible with the 2003 Village of Wesley Chapel Land Use Plan;

**ARTICLE 8**

**SIGNS**

**Section 8.3 Signs Permitted Without Permit**

The following signs shall not require a permit:

- L. Free-standing Sandwich Board signs, as defined in Article 2, limited to one (1) sign per entrance facing parking area or associated drive per establishment. For B-2 and O-I zoning districts, such signs shall be located ~~within five feet (5')~~ within

the segment of paved sidewalk adjacent to the façade(s) of the principal entrance(s). The adjacent segment shall be measured by extending two perpendicular lines from the edges of the façade to the back of the curb bordering the sidewalk and designating the paved sidewalk space within as allowable for sign placement. However, Sandwich Board signs shall not be placed where they would impede a clear path for pedestrian movement or handicap accessibility and sidewalks separated by natural or unpaved areas from the facade shall be not designated as eligible space. and not located greater than one foot (1') from the relevant building façade. For B-1 and L-1 zoning districts, such signs shall be located within thirty-five (35) feet of the principal entrance(s).

NOW, THEREFORE, BE IT RESOLVED that the Village of Wesley Chapel Council hereby adopts the above listed Zoning Ordinance text amendments.

Adopted this 8th day of July, 2013.

Attest:

\_\_\_\_\_  
Cheryl Bennett, Clerk

\_\_\_\_\_  
Mayor Brad Horvath

#### 11. REVIEW ORDINANCE PRIORITIZATION LIST

Mayor Horvath met with Planning Board Chair Keeney and re-ordered the items. The tree save ordinance will be added as the new first priority. Mayor Pro Tem Ormiston asked about the road bonds and thought it should be a top item. Mayor Horvath said there was a variety of reasons that we had problems with the roads, one being we did not follow up on the developments; Langen said there was also problems because the sub-road wasn't done properly and the timing of making sure they were 80% built out before doing the final surface. Mayor Pro Tem Ormiston said we should change these because they will affect the new subdivisions coming in right now, we don't have a greenway coming in for at least six months. Langen said he can do roads and greenways at the same time. Council Member Plyler said we are giving too much at one time to Planning Board and they get frustrated when we send it back to them and it might not be so frustrating if we do one at a time. Mayor Horvath said these changes take up to six months each, if they only work on one, we have a problem. Mayor Pro Tem Ormiston asked if Langen can work on several, and send suggestions to Council so he can get their thoughts before they ever get to Planning Board. The top priority is tree save, and next road maintenance bonds and construction requirements. Third is senior living/mixed use ordinance, and next greenways.

#### 12. NEWSLETTER PROGRESS UPDATE

Administrator Bennett reported most of the articles have been collected; Haley Bennett has been working on the newsletter with Connor Hickey. We plan to have a copy to Council with the next agenda packets.

13. YOUTH COUNCIL COMMITTEE TEEN NIGHT JULY 15, 2013

Mayor Pro Tem Ormiston noted the teen night is going to be hosted by the Youth Council Committee outside Villa Mia restaurant at 7 pm on July 15, 2013. Villa Mia will donate 10% of the proceeds back to the Committee to purchase a bench for the park. Langen spoke to Streetwise Music and they will provide the music for the evening. We purchased a tent which can be used for all Village events, and corn hole will be at the event. This coincides with the Village's 10<sup>th</sup> anniversary. Signs are going up as well as info on our Facebook and webpage.

14. REVIEW / DISCUSSION ON ANY KNOWN FINAL A0PPROVED NC LEGISLATURE CHANGES IMPACTING 2013 / 2014 VILLAGE BUDGET

Mayor Horvath noted the Senate approved a revised HB 998 and we may lose the sales tax refund. Council Member Brotton noted we currently run a surplus greater than our property tax.

15. BOARD/COMMITTEE RESIGNATIONS AND APPOINTMENTS

a. Planning Board resignation

Mayor Horvath accepted Jim Mullis' resignation from Planning Board.

b. Board of Adjustment resignation and appointment of member from alternate to regular member

Mayor Horvath accepted David Boyce's resignation from Board of Adjustment. Council Member Brotton motioned to move Stan Schwartz from alternate to a regular member on Board of Adjustment. Mayor Pro Tem Ormiston seconded the motion.

The motion passed unanimously.

c. Appoint Planning Board Chair

Mayor Horvath reported Steve Keeney agreed to be the interim Planning Board Chairman for another month and if anyone else was interested he would be fine with giving it up; the Mayor will attend the next meeting.

d. Youth Council Committee resignations

The graduating seniors' resignations from the Youth Council Committee were accepted by the Mayor. This includes Bailey Stallings, Alley Patterson, Olivia Haring, and Brian Fennell who is going the School of Arts and Sciences in Raleigh.

16. CONSIDER APPROVAL OF REGIONAL CONFERENCE OF MAYORS RESOLUTION CONCERNING A COMMUNICATIONS PLEDGE

This was tabled to the next meeting.

17. DECISION ON WHO WILL ATTEND ASTON INFORMATION SESSION / LUNCHEON

The meeting will be on Wednesday, July 17, 2013 at noon. Mayor Horvath and Council Member Rosoff will attend from Council. Langen and two members of Planning Board are also invited.

18. OTHER BUSINESS

Mayor Pro Tem Ormiston noted a neighbor donated a wreath to the town. Mayor Horvath reported the MUMPO meeting is next Wednesday. Administrator Bennett is still checking with COG on the status of our request for reduced dues.

19. COUNCIL COMMENTS

Council Member Brotton thanked Parks and Rec for their continuing efforts to get the park done.

20. CLOSED SESSION TO CONSIDER PERFORMANCE OF PRESENT EMPLOYEES  
PER NC GS 143-318.11(A)(6)

Mayor Pro Tem Ormiston motioned to go into closed session to consider performance of present employees per NC GS 143-318.11 (A)(6). Council Member Rosoff seconded the motion.

The motion passed unanimously.

Council discussed the performance and salary increases for the employees.

Council Member Plyler made a motion to leave closed session; Council Member Rosoff seconded the motion.

The motion passed unanimously.

21. CONSIDER ANY MOTIONS ARISING OUT OF CLOSED SESSION INCLUDING  
APPROVAL OF SALARY ADJUSTMENTS, IF ANY

Council Member Brotton made a motion to adjust salaries as follows: Administrative Assistant from \$15 to \$15.50 per hour; Administrator/Clerk/Finance to increase salaries by 4%. Mayor Pro Tem Ormiston seconded the motion.

The motion passed unanimously.

22. ADJOURNMENT

Mayor Pro Tem Ormiston made a motion to adjourn; Council Member Brotton seconded the motion.

The motion passed unanimously.

The meeting ended at 11:11 pm.

Respectfully submitted,

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Cheryl Bennett, Clerk

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Mayor Brad Horvath