

**Town of Eastover - Town Council Meeting  
Tuesday, May 1, 2012, 7:00 p.m.  
Eastover Community Center**

**x☐Mayor Charles G. McLaurin, Presiding Council Members: ☐Lawrence Buffaloe,  
x☐Willie Geddie, x☐Cheryl Hudson, x☐Donald Hudson, x☐Benny Pearce,  
and x☐Sara Piland**

**MINUTES OF MEETING – May 1, 2012**

Mayor Charles G. McLaurin, Council Members, Cheryl Hudson, Willie Geddie, , Donald Hudson, Sara Piland, and Benny Pearce were in attendance at the May 1, 2012 Eastover Town Council Meeting. Council Member Lawrence Buffaloe was absence from the meeting; however he submitted a Written Waiver of Notice to the Clerk prior to the meeting. A quorum was present at the Town Council Meeting. Also in attendance were Attorney John Jackson, Mr. Matt Rooney Cumberland County Planning & Inspections Department, Mr. Kim Nazarchyk Town Manager, and Ms. Jane Faircloth Town Clerk.

**I. Call to Order:**

Mayor Charles McLaurin called the May 1, 2012 meeting of the Eastover Town Council to Order at 7:00 p.m. and welcomed all in attendance.

**II. Invocation / Pledge of Allegiance:**

Town Manager, Mr. Kim Nazarchyk asked all in attendance to have a moment of silence, prior to the Pledge of Allegiance.

**III. Approval of Agenda:**

Council Member Sara Piland made a motion to amend the Agenda and to add Item #9 “Discussion of certain zoning issues”, and approve the Agenda with the amendment. The motion was 2<sup>nd</sup> by Council Member Benny Pearce. The motion was approved unanimously.

**IV. Public Comments:**

None.

**V. Consent Agenda:**

1. Consider approval of the April 3, 2011 Town Council Minutes.
2. Consider approval of the March 31, 2012 Financial Report.

Council Member Cheryl Hudson made a motion to approve the Consent Agenda as stated. The motion was 2<sup>nd</sup> by Council Member Donald Hudson. The motion was approved unanimously.

## **VI. Discussion Agenda:**

### **Agenda Item #1:**

#### **Briefing by Mr. Morgan Johnson, Chairman Eastover Sanitary District (ESD).**

Mr. Morgan Johnson, Chairman Eastover Sanitary District gave a brief update to the Council on the ESD water line installation. He stated that there are three crews working constantly and are making progress. Mr. Johnson stated that ESD would be providing bottles of water for Heritage Day.

### **Agenda Item #2:**

#### **Discussion of new statement for motions on Cases.**

Council Member Sara Piland requested that a full sheet be prepared concerning how to make motions, rather than just the email provided by Ms. Speicher from the Cumberland County Planning & Inspections Department. Mr. Nazarchyk stated that he would prepare a full sheet for the Council concerning the motions.

### **Agenda Item #3:**

#### **Discussion of Eastover's participation in the Cumberland County Urban City Entitlement Designation.**

Mr. Nazarchyk stated that this is for our information. The Town's participation with the county ends in September, and will automatically renew unless the Council takes action to withdraw from the program. If not, the town's participation will renew for a three year period for area residents. This program has helped 37 people in our Town with home repairs and/or improvements totaling \$633,944, and an additional \$503,366 has been given to help with water/sewer hookups. Total received is \$1,137,310. He stated that Falcon and Godwin are in the program. The name and address is as follows: Cumberland County Community Development, 245 Person Street, Home Repair Assistance, Fayetteville, NC.

Council Member Cheryl Hudson made a motion for the Town of Eastover to continue to participate in the program as stated above. The motion was 2<sup>nd</sup> by Council Member Willie Geddie. The motion was unanimously approved.

**Agenda Item #4:**

**Discussion of Financial support for “Movie Night”.**

Mr. Nazarchyk stated that Attorney Chuck Britton wants to continue with the “Movie Night” and is requesting financial assistance from the Town to help pay for the Copyright License. Attorney Britton purchased the Copyright License at his expense last year at a cost of \$300. Attorney John Jackson stated “Movie Night” must be open to all, and at no cost to anyone if the Town wants to do this. Council Member Sara Piland stated that she thinks the Civic Club should fund this “Movie Night” issue. No further discussion was made on this issue.

**Agenda Item #5:**

**Presentation of recommended Budget for 2012-2013 (FY13).**

Mr. Nazarchyk, presented the proposed Budget for the Town of Eastover for Fiscal Year (FY) 2013 (July 1, 2012- July 31, 2013) to the Council. He stated that this budget provides for the operation of Town government, and the continuation of services in the area of Fire, Police, Parks & Recreation, Planning & Zoning, and Street Lights.

Mr. Nazarchyk stated that the Town will maintain its current tax rate of twenty and one-half cents (\$0.205) per \$100 valuation, which was established in July 2007 at incorporation. Of this \$0.205 cents, the Town passes on fifteen and one-half (\$0.155) cents as described in the next paragraph, and receives \$0.05 of tax dollars. This amount is further reduced by 1.5% which is charged by Cumberland County for billing and collecting of property taxes. Property taxes, NC Franchise taxes, and Local Option Sales taxes continue to be primary sources of revenue.

Mr. Nazarchyk stated that the estimated Assessed Property Valuation for the Town is \$284,991,995, a 1.8% increase over the previous fiscal year. With a tax rate of \$0.205 per \$100 valuation, and a collection rate of 98% this will generate approximately \$572,550 in ad valorem taxes. Of this \$572,550., the Town of Eastover will keep \$131,057 to support operations after disbursement of funds to Cumberland County for tax collections (\$8,588), Eastover and Vander Fire Departments for fire protection (\$279,290), County’s Special Fire Chief Fund (\$13,970), and Fayetteville-Cumberland County Parks & Recreation (\$139,645).

Mr. Nazarchyk stated that the projected budget is \$1,415,700, an increase of \$23,150 (1.67%) over the Adopted 2011-12 FY12 Fiscal Year budget, and results from increased property values and increased franchise taxes. In addition to the services listed in the first paragraph, the budget will support the following:

- Employee payroll increase of \$3,426 (3%)
- Part-time administrative assistant (\$12,000)
- Increased Professional Services for surface water runoff study (\$95,000)
- Increased Police protection (25,000)

Mr Nazarchyk stated that he is setting aside a \$5,000 Contingency for a Tornado Alarm which will cost approximately \$13,500. The balance will be funded by other parties.

Council Member Benny Pearce made a motion to approve the proposed Budget for FY13 as presented. The motion was 2<sup>nd</sup> by Council Member Sara Piland. The motion was unanimously

approved.

Mr. Nazarchyk stated that the Public Hearing on the FY13 Budget will be presented to the public at the June 5, 2012 Town Council Meeting.

**Agenda Item #6:**

**Discussion of speed limit signs for Mr. Zion Lane.**

Mr. Nazarchyk informed the Council that he had a complaint about the danger of children walking to Armstrong School, and almost being hit by speeding cars traveling to the school. Attorney Jackson stated that the town can post speed limit signs on streets owned by the Town. He stated that the Town needs an Ordinance stating the speed limit is 35 MPH unless otherwise posted. He also stated that we must have an Ordinance for the speed to be enforced. Council Member Sara Piland asked if we could make the speed limit 10 or 15 miles per hour on this street. Attorney Jackson stated yes, if stated in the Ordinance. The Council informed the Town Manager to take care of this and to prepare an Ordinance as stated by Attorney Jackson.

**Agenda Item #7:**

**CASE NO. 12-042. CONSIDERATION OF EASTOVER SANITARY DISTRICT, REQUEST FOR A C(P) SITE PLAN REVIEW, COUNTY ZONING ORDINANCE; ZONING: C(P) SITE PLAN REVIEW, COUNTY ZONING ORDINANCE; ZONING: C(P); TOTAL ACERAGE: 0.69 +/-; LOCATION: 3324 BAYWOOD ROAD (SR 1831).**

Mr. Matt Rooney from the Cumberland County Planning & Inspection Department informed the Council that the applicant had withdrawn the petition for this case.

**Agenda Item #8:**

**Discussion of Policy Statement regarding prayer during Council Meeting.**

Per discussion with the Council and Attorney Jackson it was determined that the Town Council Meetings will have a moment of silence before the Pledge of Allegiance. This will give anyone of any faith to pray, or not to pray if desired.

The Town Manager presented to the Council Resolution 2012-5 "Resolution Adopting the Policy Statement of The Eastover Town Council Regarding Prayer at Council Meetings". He also presented the "Policy Statement Regarding Prayer during Eastover Town Council Meetings" to the Council for approval.

Council Member Benny Pearce made a motion to approve the Resolution 2012-5 and the Policy Statement Regarding Prayer. The motion was 2<sup>nd</sup> by Council Member Donald Hudson. The motion was unanimously approved.

**Agenda Item #9:**

**Discussion on certain zoning issues.**

Council Member Sara Piland stated that she wanted to discuss Zoning C(P) versus C1(P) in general limits. She stated that she wanted to avoid big box stores, wanted to address the size of buildings. She stated that she is specifically talking about the 2 lots, 24 acres on Murphy Road. She stated that she would like to see commercial with conditions, and with Site Plan on commercial land, a Conditional Use overlay so we can better control what comes into the Town. She stated that she feels that C1(P) is less intrusive.

Mr. Matt Rooney stated that there is no minimum, or maximum on existing lots. He stated that there has to be 1 parking space per 100 feet of building. He stated that there is no limit in Cumberland County on building size, and storm water runoff would have to be considered. Mr. Rooney stated that Notice Letters will go out to adjoin property owners concerning this property.

Attorney John Jackson stated that we may have some issues legally to block out big box stores.

The Council asked the Town Manager to research any action previously taken by the Council to protect A1 zoning and report prior the May 16, 2012 Planning Meeting.

**VII. Receive Mayors Update:**

Mayor McLaurin stated that Heritage Day is May 5, 2012 and he is hoping for good weather. He stated that we need to get more sponsors each year for the Heritage Day event.

Mayor McLaurin stated that Council Member Sara Piland was featured in the North Carolina League of Municipalities (NCLM) news letter "Southern City" commending her for her assistance to the new Town of Archer Lodge in Johnston County.

Mayor McLaurin stated that the Mayor's Coalition Meeting will be Friday, May 4, 2012. It will be hosted by the City of Fayetteville. Mayor McLaurin stated that Mayor Pro Tem Cheryl Hudson would attend in his place. He stated that he was so busy with the Heritage Day preparations he would be unable to attend.

**XI. Receive Council Members Updates:**

None.

**X. Receive Town Managers Update:**

Mr. Nazarchyk stated that on Wednesday, May 16, 2012 there will be Webinar Ethics Training at the Town Hall for the newly elected officials. The time will be from 10:00 to 12:00 a.m. He stated that Council Members Cheryl Hudson, Sara Piland and Willie Geddie are required to attend.

Mr. Nazarchyk stated that June 6, 2012 is "Town Hall Day". The event will be held in Raleigh, NC to discuss the many issues that affect our municipalities.

**XI. Consider a Motion to Adjourn.**

Council Member Cheryl Hudson made a motion to adjourn the meeting at 8:10 p.m. The motion was 2<sup>nd</sup> by Council Member Sara Piland. The motion was approved unanimously.

**Town of Eastover**

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**Charles G. McLaurin, Mayor**

**Attest:** \_\_\_\_\_, Town Clerk  
**Jane F. Faircloth**