

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

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

MINUTES OF MEETING – August 7, 2012

Mayor Charles G. McLaurin, Council Members, Willie Geddie, Sara Piland, Lawrence Buffaloe, Cheryl Hudson and Benny Pearce were in attendance at the August 7, 2012, Eastover Town Council Meeting. A quorum was present. Also in attendance were Attorney John Jackson, Mr. Kim Nazarchyk Town Manager, and Ms. Jane Faircloth Town Clerk. Council Member Donald Hudson was absent, but had previously submitted the Written Waiver of Notice form, also absent was Mr. Matt Rooney from the Cumberland County Planning & Inspections Department.

I. Call to Order:

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

II. Invocation / Pledge of Allegiance:

Council Member Willie Geddie asked all in attendance to have a moment of silence, and then led in the Pledge of Allegiance.

III. Recognition: Cape Fear All Stars

Mayor McLaurin recognized the Cape Fear All Stars Softball Team for 2012 District champs and State Runner Up for girls in 9-10 years old age range. He stated the Team won District Title in Eastover, and State runner up in Forest City, NC. He said the team is comprised of girls from the Eastover and Stedman teams. Mayor McLaurin commended the coaches Ms. Camie Horne, Ms. Kelly Melvin, and Ms. Tracie Nunnery. Mayor McLaurin asked each team member to come forward and introduce themselves and state what position they played on the team. The team was given a huge round of applause from the Council and the audience.

IV. Approval of Agenda:

Council Member Sara Piland made a motion to approve the Agenda as stated. The motion was 2nd by Cheryl Hudson, and the vote was unanimous for approval.

V. Consent Agenda:

1. Consider approval of the July 3, 2012 Town Council Minutes.
2. Consider approval of the June 30, 2012 Financial Report.

Council Member Lawrence Buffaloe made a motion to approve the Consent Agenda as presented. The motion was 2nd by Council Member Benny Pearce, and the vote was unanimous for approval.

VI. Discussion Agenda:

Agenda Item #1:

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

Mr. Johnson stated the Dunn water line is progressing well completion will be by September 2012 or possibly sooner and in use. Mayor McLaurin asked Mr. Johnson if Eastover Sanitary District (ESD) were going to expand the ESD Board from 3 Board Members, to possibly 5 Board Members. Mr. Johnson stated the ESD Board will consider that in January 2013.

Agenda Item #2:

Briefing by Mr. Danny Matthews, Eastover Fire Department (EFD).

Mr. Matthews stated that the EFD has 39 members and salaries are excessive over the operating budget. He stated that they have heavy rescue, rescue personnel and the Ladies Auxiliary. He stated that 36 minutes of training per year is required. He said that the EFD made 894 calls this year of which 392 were Eastover, 302 were emergency codes. He told the Council that the EFD is staffed 24 hours per day with an EMT and driver operator at night. Mr. Matthews stated that the EFD is trying to get their ISO qualification, and may come back to the Town and ask for financial assistance. He stated that they demonstrated and train over 400 school kids and day cares. Mayor McLaurin asked if the EFD gets any reimbursement for I-95 from the county. Mr. Matthews stated the only reimbursement they get is when Hazard Equipment is call in to the accident scene on I-95.

Agenda Item #3:

CASE NO. P12-37: REZONIING OF 24.783+/- ACRES FROM A1 AGRICULTURAL AND C(P) PLANNED COMMERCIAL TO C2(P) PLANNED SERVICER AND RETAIL OR TO A MORE RESTRICTIVE ZONING DISTRICT; LOCATED AT 3435 MURPHY ROAD AND NORTHEAST OF SR 1832 (MURPHY ROAD), SOUTHWEST OF I-95; SUBMITTED BY SANDRA F. AUTRY, MARY J. SWANN, SHARON A. PENNY AND MARSHA D. AUTRY AS THE MARGARET MURPHY AUTRY HEIRS (OWNERS AND JAMES SHERRILL, REMAX HOMEOWNERS LTD. (EASTOVER)

Mayor McLaurin asked for a motion to **defer Case No. P12-37 to September 4, 2012** Town Council Meeting.

Council Member Sara Piland made a motion to defer Case No. P12-37 to the September 4, 2012, Town Council Meeting. The motion was 2nd by Council Member Cheryl Hudson. The vote was unanimous in favor of the motion.

Agenda Item #4:

Discuss Internet Café Taxing.

Mr. Nazarchyk stated that Hope Mills and Fayetteville tax Internet Café's. The fines they charge are \$4,500 License Fee and \$2,500 per terminal. He stated that Stedman charges \$1,000 for the Privilege License and \$500 per machine. He stated that a Special Privilege License is required. These type businesses are moving from these Towns and moving out our way to avoid the high fees imposed on them. Attorney Jackson stated that these funds are revenue to the Town. He stated that we need a Privilege Tax Ordinance, could be a one page Ordinance. He stated that he and Mr. Nazarchyk would get together and have one to present at the next Town Council Meeting.

Council Member Cheryl Hudson made a motion to have a Privilege License Ordinance and a Gaming Ordinance prepared and have a work shop and provide the Council with an example. Council Member Sara Piland 2nd the motion. The vote was unanimous in favor of the motion.

Agenda Item #5:

Discuss creation of "Board of Adjustment" for the Town of Eastover.

Council Member Sara Piland asked Attorney Jackson if the Board of Adjustments could be the same people as on the Town Council. She stated that Eastover does not want to be under Cumberland County Board of Adjustment, as we know more what we need than they do. She stated that the Board of Adjustment members should think like the Town Council Members. Council Members Sara Piland and Benny Pearce stated that they wanted a Resolution taking Eastover out from under the County.

Attorney Jackson stated that Ms. Pattie Speicer from the Cumberland County Planning & Inspections Department has almost completed a new Town Ordinance and can be written into the Ordinance. Attorney Jackson stated that the Board of Adjustments is an Agency, and they would need to know Zoning Laws and Quasi Judicial Laws and must be able to separate your thinking. Some schooling would be required. Attorney Jackson stated that Eastover can create its own Board of Adjustments.

Council Member Lawrence Buffaloe made a motion for the Town Manager and Attorney Jackson to inform the County, and have the County Ordinance amended to reflect that Eastover will serve as its own Board of Adjustments, and requested that an Ordinance and a Resolution of adoption be created by the Town Manager to create the Board of Adjustments.

The motion was 2nd by Council Member Sara Piland. The vote was unanimous in favor of the motion.

Agenda Item #6:

Discuss new actions by Fayetteville Metropolitan Planning Organization (FAMPO).

Mr. Nazarchyk stated that the Fayetteville Area Metropolitan Planning Organization (FAMPO) develops the areas transportation needs in our area. He stated that Eastover has no representation on this Committee. He stated that he has sent FAMPO a letter stating that Eastover wants to be in on the decisions.

Agenda Item #7:

Discuss Music License Agreement.

Mr. Nazarchyk stated that the Town of Eastover needs to purchase a Music License Agreement for events we have in the Town (i.e. Heritage Day, Movie Night, etc.). He stated that the License Agreement will cost \$332.00 per year. This license is required under the copyright laws.

Council Member Benny Pearce made a motion to purchase the Music license Agreement and for it to be included in the annual budget. A 2nd was made by Council Member Cheryl Hudson. The vote was unanimous in favor of the motion.

VII. RECEIVE MAYOR'S UPDATE.

Mayor McLaurin stated that the City/County Appearance Commission awarded Eastover's Talley Woodland Park the award for the "Best Restoration of Historical Property" at their annual event.

Mayor McLaurin stated that Mr. Kinlaw from the Cumberland County School System has agreed to sell the Park property 2.1 acres of land, less a 25 foot buffer zone for the Armstrong School at a price of \$6,000.

Mayor McLaurin stated that the Eastover Civic Club is sponsoring a "Beach Music Festival" featuring the "Carolina Breakers", on September 6, 2012 from 6:30 p.m. to 9:00 p.m. at the Eastover Community Center. There will be free hot dogs and drinks. The Eastover Sanitary District is providing free water for the event. He stated that everyone should bring their lawn chairs, as the Eastover community is invited.

Mayor McLaurin stated that Sheriff Butler will attend the Eastover Community Watch Meeting on Monday August 13, 2012 at the Community Center. Free hotdogs and drinks will be provided, and all are welcome.

VIII. RECEIVE TOWN COUNCIL UPDATE.

Council Member Cheryl Hudson stated that the Town Hall had been painted, new doors, and the roof fixed. She stated it looks very nice.

IX. RECEIVE TOWN MANAGER'S UPDATE.

None.

X. CONSIDER A MOTION TO ADJOURN.

A motion to adjourn was made by Council Member Cheryl Hudson at 8:03 p.m. The motion was 2nd by Council Member Lawrence Buffaloe. The vote was unanimous in favor of the motion.

Town of Eastover

Charles G. McLaurin, Mayor

Attest: _____, Town Clerk
Jane F. Faircloth