



AGENDA

**April 7, 2021
Virtual Agenda Meeting
8:30 AM**

- Attend using your computer or smartphone to watch and listen to the proceedings and to participate and provide comment when prompted. Register for the meeting in advance by going to:
<https://attendee.gotowebinar.com/register/2464646986648958990>
- You may also download the GoToWebinar app on your tablet or smartphone at any time and attend by entering Webinar ID 913-125-499 at the time of the meeting.
- Listen to audio of the proceedings using a telephone.¹ At the meeting time, dial (631) 992-3221 then use Audio Access Code 562-533-990.

1. CALL TO ORDER

2. TOWN MANAGER'S COMMENTS

3. PUBLIC HEARING

Per GS §166A-19.24(e) no action may be taken until at least 24 hours after a remote public hearing to allow for additional written comments. Council action on the following item will be included on the April 26, 2021 agenda.

a. RA-01-21: Request for the Town of Southern Pines to vacate a section of right-of-way for W. Massachusetts Avenue and S. Glover Street

Mr. John Birath, on behalf of Moore County Schools Board of Education, is requesting abandonment of a section of an eighty-foot unimproved right-of-way, 1,270-linear-feet, for West Massachusetts Avenue and South Glover Street bounded by West Indiana Avenue, West New York Avenue, and South Carlisle Street.

4. PROPOSED ACTION ITEMS FOR APRIL 13, 2021 COUNCIL BUSINESS MEETING

a. Action Items

i. Consider Ordinance Decreasing Speed Limits On Talamore Drive And Highland View Drive To 25 MPH

The Talamore Westside HOA has submitted a petition requesting a reduction in the speed limit on Highland View Drive and Talamore Drive from 35 MPH to 25 MPH. The petition includes signatures from over 75% of the residences.

¹ Participation via telephone is listen-only and lacks the full functionality of the webinar meeting format. If you wish to view presentations and/or be recognized to speak at any point during the meeting, please plan to participate online by registering in advance of the meeting using the appropriate http link provided above, or by downloading the GoToWebinar app and using the appropriate Webinar ID provided above.

b. Consent Agenda

i. Approve Council Minutes

1. February 22, 2021 Work Session
2. March 3, 2021 Agenda Meeting
3. March 9, 2021 Regular Business Meeting

ii. Approve Amendments to the FY 2020-2021 Budget

DEPARTMENT	LINE ITEM	CODE	INCREASE	DECREASE
Legislation	Special Appropriations	10-410-6300	\$27,685	--
General Fund	Fund Balance Appropriations	10-397-1000	\$27,685	--
General Fund	Misc. Revenue	10-335-0000	\$4,352	--
Fire	Equipment Maintenance	10-530-1600	\$4,352	--

5. DISCUSSION ITEMS

a. Calling a Closed Session at the April 13, 2021 Regular Business Meeting

Council and staff will discuss the logistics and interest in holding a closed session on April 13, 2021, as permitted in N.C.G.S. § 143-318.11.

6. PUBLIC COMMENTS

PUBLIC COMMENT PROCEDURES

The Southern Pines Town Council is committed to allowing members of the public an opportunity to offer comments and suggestions. In addition to public hearings, a special time is set aside for the purpose of receiving such comments and suggestions. All comments and suggestions addressed to the Council during the Public Comment Period shall be subject to the following procedures:

1. The Public Comment Period will be held at the end of the Council Meeting.
2. Each person choosing to speak is asked to keep their statements to a reasonable length in time in recognition that others may also wish to speak and that the Council requires time to conduct its normal business. The Chair retains the right to limit discussion as he/she deems necessary.
3. Speakers will be acknowledged by the Mayor/Chair. Speakers will address the Council from the lectern at the front of the room and begin their remarks by stating their name and address for the record.
4. Public comment is not intended to require the Council and/or staff to answer any impromptu questions. Speakers will address all comments to the entire Council as whole and not one individual member. Discussions between speakers and members of the audience will not be permitted.
5. Speakers will be courteous in their language and presentation. Matters or comments which are harmful, discriminatory or embarrassing to any citizens, official or employee of the Town shall not be allowed. Speaker must be respectful and courteous in their remarks and must refrain from personal attacks and the use of profanity.
6. Any applause will be held until the end of the Public Comment Period.
7. Speakers who have prepared written remarks or supporting documents are encouraged to leave a copy of such remarks and documents with the Clerk to the Council.
8. Speakers shall not discuss any of the following: matters which concern the candidacy of any person seeking public office, including the candidacy of the person addressing the Council; matters which are closed session matters, including but not limited to matters within the attorney-client privilege, anticipated or pending litigation, personnel, property acquisition, matters which are made confidential by law; matters which are the subject of public hearings.
9. Action on items brought up during the Public Comment Period will be at the discretion of the Council.

Agenda Item

To: Reagan Parsons, Town Manager

From: Lauren Long, Planner I

Subject: RA-01-21 Public hearing for a request for the Town of Southern Pines to vacate a section of right-of-way for W. Massachusetts Avenue and S. Glover Street

Date: April 13th, 2020

I. SUMMARY OF REQUEST:

Mr. John Birath, on behalf of Moore County Schools Board of Education, is requesting abandonment of a section of an eighty-foot unimproved right-of-way, 1,270-linear-feet, for West Massachusetts Avenue and South Glover Street bounded by West Indiana Avenue, West New York Avenue, and South Carlisle Street (See Figure 1).

II. STAFF COMMENTS:

The section of right-of way for which the petitioner is requesting abandonment is adjacent to PIN: 857216826877 (PARID 00040523), PIN: 857200821500 (PARID 00033141), PIN: 857216824550 (PARID 00031531), PIN: 857220823309 (PARID 00031530), and PIN: 857220827460 (PARID: 00036869). This section of right-of-way for both West Massachusetts Avenue and South Glover Street is not included in the Town's street listing and the Town does not receive any state street aide allocations under the Powell Bill Program for this section. There is no public transportation infrastructure located within the right-of-way for the subject portions of West Massachusetts Avenue and South Glover Street. However, there is a section of sewer that extends one-hundred and fifty-one (151) feet into the right-of-way for West Massachusetts Avenue beyond the sewer main located in the right-of-way for South Carlisle Street. As part of the drafted resolution, the Town will maintain all rights and access to the sewer that is located in the right-of-way abandonment for West Massachusetts Avenue in the form of an easement that shall be no less than 20 feet in width and shall be centered on the sewer line. In order for a public right-of-way to be abandoned, a public hearing regarding the request must be held and a resolution to vacate a section of town right of way must be adopted by the Town Council, per Unified Development Ordinance (UDO) §2.29. Town staff have prepared a draft resolution to vacate the requested section of right-of-way for South Glover Street and West Massachusetts Avenue and it has been attached to this report for the Town Council's consideration.

III. ATTACHMENTS:

1. Figure 1: Vicinity Map
2. Figure 2: Powell Bill Map
3. Figure 3: Existing Conditions Survey
4. R/W Abandonment Request
5. Public Hearing Notice

IV. TOWN COUNCIL ACTION:

Per G.S. §166A-19.24(e) action on this agenda item may not be taken until allowing a minimum of 24 hours following the remote public hearing for submittal of written comments. After closing the remote public hearing, the Town Council may still wish to discuss the abandonment request as presented in this report.

Planning staff will bring this item back to the Town Council Work Session on the 26th of April for consideration of adoption of Resolution to Vacate.

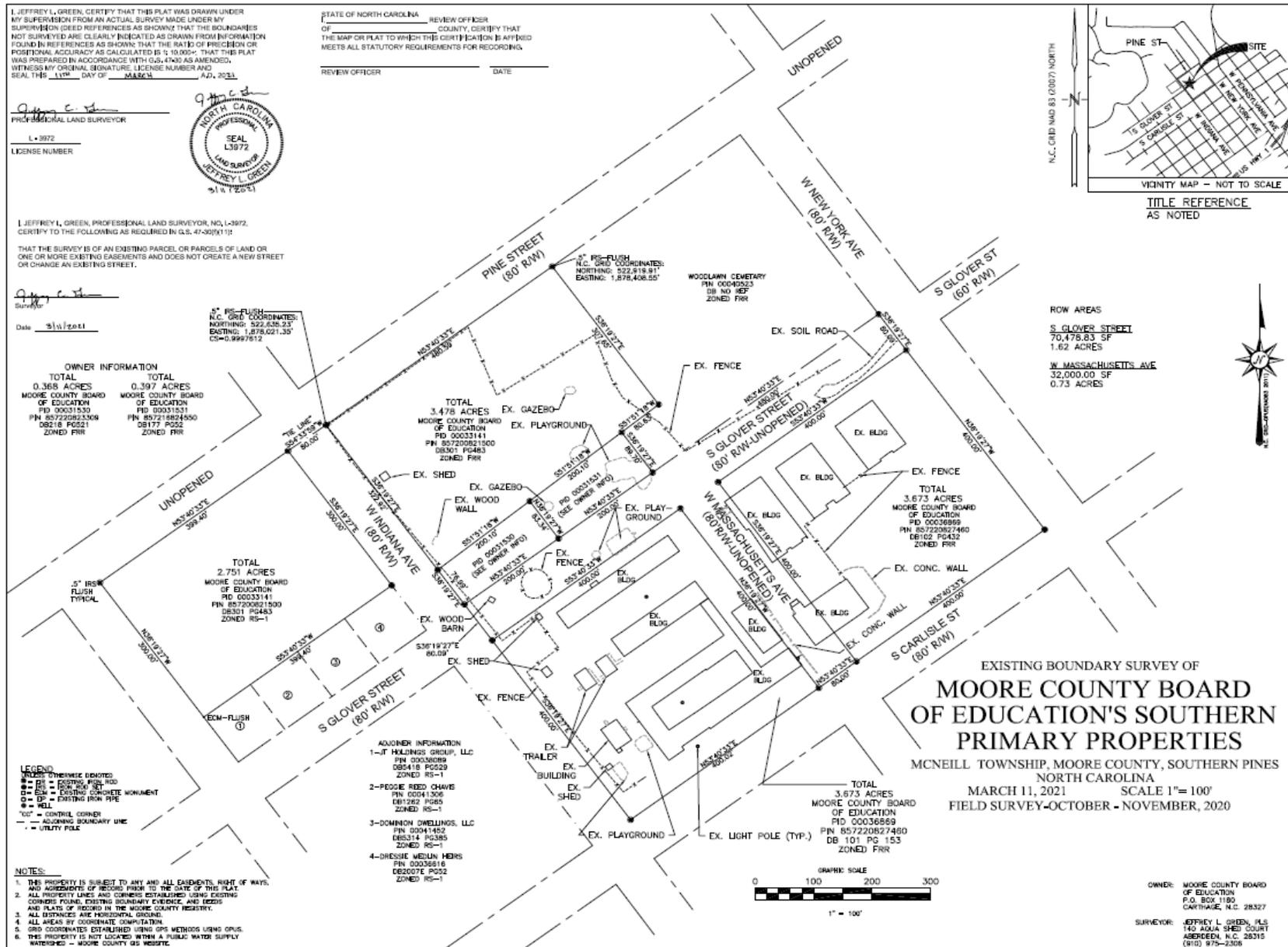
Figure 1: Vicinity Map



Figure 2: Town of Southern Pines Powell Bill Map



Figure 3: Existing Conditions Plat





March 1, 2021

Reagan Parsons, Town Manager
Town of Southern Pines
125 SE Broad Street
Southern Pines, NC 28387

Re: Right-of-Way Abandonment Request
W Massachusetts Ave. and S Glover St. through Southern Pines Primary

Mr. Parsons:

On behalf of the Moore County Schools Board of Education, we request abandonment of portions of the right-of-way for W. Massachusetts Ave. and S. Glover St. that pass through the site of the Southern Pines Primary School. These roads were not abandoned when the school property was developed as evidenced by the construction of buildings into the right-of-way and not setback the required distances. These roadways were never improved and do not provide beneficial connection to other right-of-ways.

Moore County Schools Board of Education requests that the abandonment of these roads be considered by the Town Council at its next meeting. Please advise of any fees required for public notice and advertisement.

Respectfully,

Moore County Schools

A handwritten signature in black ink, appearing to read "John Birath".

John Birath AIA, LEEDAP
Executive Officer for Operations

c: Dr. Robert P. Grimesey, Jr., via email

Encl.: Survey of Requested Right-of-Way Abandonment

NOTICE OF PUBLIC HEARING BEFORE THE
TOWN OF SOUTHERN PINES TOWN COUNCIL
TO CONSIDER THE ABANDONMENT
OF PORTIONS OF PUBLIC RIGHTS OF WAY

Notice is hereby given that a regular meeting of the Town of Southern Pines Town Council will be held via live interactive webinar on Tuesday, April 13, 2021, at 6:00 PM. A public hearing on the following request will be held during the meeting:

RA-01-21: Abandonment of portions of West Massachusetts Avenue and South Glover Street; Petitioner: Moore County Schools

Mr. John Birath, on behalf of Moore County Schools, has submitted a request to the Town of Southern Pines for the abandonment of the portions of West Massachusetts Avenue and South Glover Street that are bounded by West Indiana Avenue, West New York Avenue and South Carlisle Street.

All interested citizens are invited to attend the hearing via live interactive webinar using your computer or smartphone to watch and listen to the proceedings and to participate and provide comment when prompted by registering at the following link: <https://attendee.gotowebinar.com/register/7506321216374059790>. You may also download the GoToWebinar app on your tablet or smartphone at any time and attend by entering webinar ID 359-355-251 at the time of the meeting, or you may listen to audio of the proceedings via telephone* by dialing (562) 247-8422 and using audio access code 293-192-362.

A map delineating the properties affected will be available online at www.southernpines.net in advance of the public hearing or by emailing plan@southernpines.net.

Peggy K. Smith, Town Clerk

*Participation via telephone is listen-only and lacks the full functionality of the webinar meeting format. If you wish to view presentations and/or be recognized to speak at any point during the meeting, please plan to participate online by registering in advance of the meeting using the appropriate http link provided above, or by downloading the GoToWebinar app and using the appropriate webinar ID provided above.

Publication Dates:

March 17, 2021
March 24, 2021
March 31, 2021
April 7, 2021

MEMO

TO: Town Council
FROM: Reagan
Date: 03-03-2021

RE: Work Session 03 22 2021

At the January 26, 2021 Work Session, Mr. Tony Maramarco presented before the Town Council concerns regarding vehicular speeding along Talamore Drive and Highland View Drive. The request included some information regarding comparisons to other streets in addition to the most recent traffic/speed study data compiled by the SPPD.

Council requested additional information from Mr. Maramarco prior to making any decisions, specifically suggesting a petition or other means of determine neighborhood interest and position relative to the request to lower speed limits. Please find following this Memo a copy of a transmittal letter, the letter that went to neighborhood residents, and a "sample" signed and returned petition. I have not scanned and included all 61 petitions (with 106 signatures) in the interest of streamlining the packet and making it more easily downloaded and reviewed, but will confirm that the Town is in receipt of them and they are in the Clerk's possession.

I anticipate that Mr. Maramarco will be present for the discussion on the 22nd and happily answer any further questions the Council may have. Staff will simply need direction should the Council wish to have an Ordinance drafted for your April meeting to reduce speed limits.

Town of Southern Pines
FEB 26 2021
Administration

February 26, 2021

TO: Reagan Parsons, Town Manager, Town of Southern Pines

FROM: Board of Directors, Talamore Westside HOA

RE: Speed Limit Reduction petition

Hello, Reagan.

I am delighted to present the petitions from Talamore Westside homeowners requesting the reduction of the speed limit from 35mph to 25mph on Highland View Drive and Talamore Drive.

Over 75% (61 of 80) of residences responded, with 108 signatures, in support of the petition.

Once again, the Talamore Westside Board thanks the Town Council for their suggestion of a petition and for their willingness to consider the results.

Sincerely,

Tony Maramarco

Vice President, Talamore Westside HOA

16 Glen Devon Drive
508-641-0824

January 29, 2021

TO: Talamore Westside Homeowners and Property Owners

FROM: Talamore Westside HOA Board of Directors

RE: Reducing Posted Speed Limits on Talamore Drive
and Highland View Drive from 35mph to 25mph

Town Manager Reagan Parsons' response to the enclosed letter and supporting documentation we sent to him last month was an invitation to Board Member Tony Maramarco to appear (virtually) before a working session of Southern Pines Council Members on January 26, 2021. The bottom line of that meeting: no action pending further input from the Talamore Westside community – specifically, a petition to the Town Council.

We would appreciate your completing and returning the enclosed petition as soon as you can. We are optimistic that a show of support from our fellow Talamore community members might just do the trick in getting these posted speed limits reduced.

Thank you!

Talamore Westside HOA Board of Directors

I / We, Homeowner(s) in Talamore Westside, support the Talamore Westside Board of Directors' request to the Southern Pines Town Council to reduce the speed limit on Talamore Drive and Highland View Drive from 35mph to 25mph.

Homeowner(s)

/s/ MR Korte

Print: MR Korte

/s/ _____

Print: _____

Address

18 TALAMORE DR. SO PINES NC
28387

Date

2-3-21

Please return this form in the enclosed stamped envelope. Petitions will be collected and presented to the Southern Pines Town Council. Thank you!

**AN ORDINANCE DECREASING SPEED LIMITS ON
TALAMORE DRIVE AND HIGHLAND VIEW DRIVE
TO 25 MPH**

WHEREAS, North Carolina General Statutes (N.C.G.S.) § 20-141(b)(1) sets the maximum speed limit inside municipal corporate limits at 35 mph for all vehicles; and

WHEREAS, N.C.G.S. § 20-141(e) further states “*Local authorities, in their respective jurisdictions, may authorize by ordinance higher speeds or lower speeds than those set out in subsection (b) upon all streets which are not part of the State highway system; but no speed so fixed shall authorize a speed in excess of 55 miles per hour. Speed limits set pursuant to this subsection shall be effective when appropriate signs giving notice thereof are erected upon the part of the streets affected.*”; and

WHEREAS, the Council of the Town of Southern Pines has received a petition signed by more than 75 percent of the homeowners in Talamore Westside requesting a reduction from the current 35mph to 25mph; and

WHEREAS, the Southern Pines Town Council wishes to address the petitioned request in the interest of public health, safety, and welfare; and

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Southern Pines, North Carolina:

Section 1. The Maximum Speed Limit on Highland View Drive and Talamore Drive shall be set at 25mph.

Section 2. Effective Date. The effective date of these new speed limits shall be May 1, 2021 or upon installation of required signage by the Town, whichever date occurs later.

Adopted by the Town of Southern Pines: April 13, 2021.

Carol R. Haney, Mayor

ATTEST:

Peggy K. Smith, Town Clerk

APPROVED AS TO FORM:

Douglas R. Gill, Town Attorney

**AN ORDINANCE
AMENDING THE 2020/2021 FISCAL YEAR BUDGET**

BE IT ORDAINED AND ESTABLISHED by the Town Council of the Town of Southern Pines in regular session assembled this 7th day of April, 2021 that the Operating Budget for the Fiscal Year 2020/2021 be and hereby is amended as follows:

<u>DEPARTMENT</u>	<u>LINE ITEM</u>	<u>CODE</u>	<u>INCREASE</u>	<u>DECREASE</u>
Legislation	Special Appropriations	10-410-6300	\$ 27,685.00	
General Fund	Fund Balance Appropriations	10-397-1000	\$ 27,685.00	

I certify that this ordinance was adopted by the Town Council of the Town of Southern Pines at its meeting of April 7, 2021 as shown in the minutes of the Town Council for that date.

Peggy K. Smith, Town Clerk

**AN ORDINANCE
AMENDING THE 2020/2021 FISCAL YEAR BUDGET**

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General Fund	Miscellaneous Revenue	10-335-0000	\$ 4,352.00	
Fire	Equipment Maintenance	10-530-1600	\$ 4,352.00	

I certify that this ordinance was adopted by the Town Council of the Town of Southern Pines at its meeting of April 7, 2021 as shown in the minutes of the Town Council for that date.

Peggy K. Smith, Town Clerk