

MINUTES OF A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF TARBORO, HELD AT 7:00 P.M. ON MONDAY, APRIL 13, 2015 IN THE COUNCIL ROOM, TOWN HALL, TARBORO, NORTH CAROLINA

20°07'00"E 677.09' TO AN IRS ON THE NORTHERN RIGHT OF WAY OF W. WILSON STREET, THENCE ALONG THE RIGHT OF WAY OF W. WILSON STREETS 62°58'36"W 288.24', S 61°54'04"W 71.14', S 60°56'53"W 275.38', S 60°53'52"W 444.25' TO THE POINT OF BEGINNING, SAID PARCEL OF LAND CONTAINING 468,877 +/- SQ. FT. -10.76 +/-ACRES

MEMBERS PRESENT

Rick Page	Mayor
Steve Burnette	Councilman
Al Hull	Councilman
John Jenkins	Councilman
Deborah Jordan	Councilmember
Taro Knight	Councilman
Carol F. Ruffin	Councilmember
Garland Shephard	Councilman
Othar Woodard	Councilman

MEMBERS ABSENT

None

ALSO PRESENT

M Alan Thornton	Town Manager
Leslie M. Lunsford	Town Clerk
Chad Hinton	Town Attorney

1. MEETING CALLED TO ORDER

The meeting was called to order by the Mayor.

A. Invocation

The invocation was given by Mayor Page.

2. APPROVAL OF AGENDA BY COUNCIL

Mayor Page asked that a closed session be added to the Agenda per GS 143-318.11(a)(5). He also asked that the Council Retreat Minutes be added to the Consent Items. Councilman Jenkins made a motion, which was seconded by Councilmember Ruffin and passed unanimously, that Council approve the amended Agenda.

3. REQUESTS AND PETITIONS OF CITIZENS

A. Sarah Peveler – 208 E Battle Avenue

Ms. Peveler informed Council that the Tarboro in Bloom committee would be encouraging citizens to participate in the Town wide Cleanup day on Saturday, May 30, 2015. She also informed Council that the America in Bloom committee would visit Tarboro on June 15 & 16, 2015.

B. James Suggs – 302 Georgia Avenue

Mr. Suggs complained about his recent utility bills. He was told to meet with Anne Mann, Finance Director.

C. Viola Harris – 609 Saint David Street

Ms. Harris requested that the Town of Tarboro support National Day of Prayer on Thursday May 7, 2015 at Courthouse Square. She asked that the Town provide a podium and microphone. She was told that the Town Manager would work with her to make sure she had what she needed.

4. MATTERS SCHEDULED FOR PUBLIC HEARING

A. Zoning Map Amendment RA-12 to RA-6

NOTICE OF PUBLIC HEARING

PUBLIC NOTICE IS HEREBY GIVEN that the Town Council of the Town of Tarboro will conduct a public hearing beginning at 7:00 p.m. on Monday, April 13, 2015, in the Council Room of the Town Hall of the Town of Tarboro for the purpose of considering and taking action on the following item:

- To consider a petition submitted by MC Morgan & Associates to rezone 10.76 acres of land located on the north side of W. Wilson Street (between Western Boulevard & W. Country Club Drive) from RA-12 (Single Family Residential) to RA-6 (Mixed Residential).

BEGINNING AT A POINT IN ON THE NORTHERN RIGHT OF WAY OF W. WILSON STREET IN THE CENTERLINE OF HOLLY CREEK, SAID POINT BEING LOCATED N 15° 57'11"W 30.81' FROM A PKS IN THE CENTERLINE OF W. WILSON STREET AND A CULVERT, SAID PKS BEING LOCATED THE FOLLOWING COURSES AND DISTANCES FROM AN EPK IN THE CENTERLINE OF W. WILSON STREET AND W. COUNTRY CLUB DR., S 60°53'52"W 451.25', S 60°56'53"W 275.12', S 61°54'04"W 70.61', S 62°57'29"W 585.78'. THENCE FROM SAID POINT OF BEGINNING AND RUNNING ALONG THE CENTERLINE OF HOLLY CREEK THE FOLLOWING COURSES AND DISTANCES N 13°59'49"W 171.83', N 38°18'03"E 73.38', N 48°23'01"E 201.73', N 32°59'46"E 113.04', N 16°38'26"E 118.54', N 35°43'58"E 107.77', N 2°02'19"W 55.31', N 70°44'24"E 50.45', N 49°00'27"E 93.82', N 01°46'24"E 134.46', N 35°01'11"E 72.21', S 85°21'57"E 44.05', N 00°23'13"E 59.27', N 54°04'02"E 104.47', S 85°10'32"E 87.23', N 56°32'19"E 34.15', N 02°03'41"E 32.21', N 51°43'08"E 22.95', THENCE LEAVING THE CENTERLINE OF HOLLY CREEK AND RUNNING A NEW LINE FOR HILMA, LLC, S

The full text of this application which if adopted, will effectuate the proposed changes is on file in the office of the Director of Planning and in the office of the Town Clerk of the Town of Tarboro in the Town Hall and is available for review by interested parties during normal business hours prior to the holding of the public hearing.

All citizens and interested parties are urged to be present at said Public Hearing and make their views known on said proposed amendment and application.

BY ORDER OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF TARBORO.

This the 25th day of March, 2015.

The Mayor declared the public hearing open.

Alan Thornton, Interim Planning Director, gave background information.

Charles Ainsley and Mark Morgan spoke in favor of the rezoning.

Kathy Williams, John Wooten, Wilbert Joyner, Dorsey Daniels, Amy Vause and Susie May spoke against the rezoning.

Everyone having had an opportunity to be heard, the Mayor declared the public hearing closed.

Councilman Jenkins made a motion, which was seconded by Councilman Knight and passed unanimously, that Council approve the resolution, attached at page 72-93a, approving an amendment to the Official Zoning Map of the Town of Tarboro and the adoption of an ordinance entitled:

ORDINANCE NO. 15-04

AN ORDINANCE AMENDING THE OFFICIAL ZONING MAP OF THE UNIFIED DEVELOPMENT ORDINANCE (ZONING ORDINANCE) OF THE TOWN OF TARBORO AND ITS ENVIRONS TO AMEND THE ZONING CLASSIFICATION OF 10.76 ACRES OF LAND LOCATED ON THE NORTH SIDE OF W. WILSON STREET (BETWEEN WESTERN BOULEVARD & WEST COUNTRY CLUB DRIVE) FROM RA-12 (SINGLE FAMILY RESIDENTIAL) TO RA-6 (MIXED RESIDENTIAL)

The Ordinance is recorded in Ordinance Book Number 11.

5. REPORTS OF BOARDS AND COMMISSIONS

Alan Thornton, Interim Planning Director, presented the Planning Board and Zoning Commission report for March 16, 2015 to Council. The report is attached at page 72-93b. Action taken on the report follows: Councilman Woodard made a motion, which was seconded by Councilman Jenkins and passed unanimously, that Council call for a public hearing to be held on Monday, May 11, 2015 at 7:00 p.m. regarding UDO Text Amendment 15-01 – Article XVI, Flood Hazard Areas, Section 251.

6. TOWN MANAGER'S RECOMMENDATIONS

A. Consent Items

Councilman Knight made a motion, which was seconded by Councilmember Ruffin and passed unanimously, that the following consent items be approved:

(1) Memo 15-16 – 2014 Tax Levy Adjustment

Action taken: Council

- ordered the Tax Collector be charged with afterlist 9 in the amount of \$982.24,
- entered into the minutes 2014 Tax Levy release number 21 in the amount of \$69.37, and
- approved the *Schedule of 2014 Tax Levy Adjusted as of April 13, 2015*, attached at page 72-93c, in the amount of \$3,395,787.34.

(2) Minutes

Action taken: Council approved the minutes of the March 9, 2015 regular meeting and the February 28 & March 1, 2015 Council Retreat.

B. Action Items

(1) Memo 15-17 – Budget Amendment – Incentive Payment

Councilman Jenkins made a motion, which was seconded by Councilman Hull and passed unanimously, that Council adopt the following resolution:

**BUDGET RESOLUTION
TOWN COUNCIL OF THE TOWN OF TARBORO
April 13, 2015**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF TARBORO, NORTH CAROLINA, that the 2014-2015 Fiscal

Year Budget be amended by amending Revenue and Expenditure line items as follows:

Account No.	Account Name	Current Budget	Amt of Change	Revised Budget
REVENUES – GENERAL FUND				
103990.0100	Fd Bal Appropriated	10,976	+41,308	52,284
EXPENDITURES – GENERAL FUND				
104120.6200	Tax Payment Refund	36,230	+41,308	77,538

BE IT FURTHER RESOLVED that the Budget Officer is hereby authorized and directed to implement said budget as amended.

(2) Memo 15-18 – Budget Amendment – Insurance Claim

Councilman Jenkins made a motion, which was seconded by Councilmember Ruffin and passed unanimously, that Council adopt the following resolution:

BUDGET RESOLUTION
TOWN COUNCIL OF THE TOWN OF TARBORO
April 13, 2015

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF TARBORO, NORTH CAROLINA, that the 2014-2015 Fiscal Year Budget be amended by amending Revenue and Expenditure line items as follows:

Account No.	Account Name	Current Budget	Amt of Change	Revised Budget
REVENUES – WATER & SEWER FUND				
313200.0100	Refunds & Reimbur	5,000	+14,335	19,335
EXPENDITURES – WATER & SEWER FUND				
317150.1600	Mainten. & Repair	35,000	+14,335	49,335

BE IT FURTHER RESOLVED that the Budget Officer is hereby authorized and directed to implement said budget as amended.

(3) Memo 15-19 – Approve Contract – Auditing Services 2015-2016

Councilman Woodard made a motion, which was seconded by Councilmember Ruffin and passed unanimously, that Council award the audit contract for the fiscal year 2014-2015 to Martin & Starnes & Associates, CPAs, PA at the proposed cost of \$28,300 and authorized the Mayor to execute the necessary contract.

(4) Memo 15-20 – Bid Award – Wilson Street Sewer Extension

Councilman Woodard made a motion, which was seconded by Councilman Knight and passed unanimously, that Council award the contract for extending the 10 inch gravity sewer line to the low bidder, H.G. Reynolds for the not to exceed cost of \$275,644 contingent upon final acceptance by the funding agency (NCDOT). Bid tabulations are attached at pages 72-94a and 72-94b.

(5) Memo 15-21 – General Foam Plastics Generator Project – Grant Award

Councilman Woodard made a motion, which was seconded by Councilmember Jordan and passed unanimously, that Council accept the grant award from the NC Department of Commerce and authorize the Mayor to execute all documents pertaining to same.

(6) Memo 15-22 – Minimum Housing Code Enforcement – 917 Saint David Street File No. 14-03

Councilman Jenkins made a motion, which was seconded by Councilman Knight and passed unanimously, that Council call for and hold a public hearing on the assessment for demolition cost of \$8,426.00 for the structure located at 917 Saint David Street at the May 11, 2015 Council meeting.

7. OTHER REPORTS

A. Town Manager

The Town Manager informed Council that information on the assets sale would be coming soon.

B. Town Attorney

None.

C. Mayor

The Mayor informed Council that the Town Attorney would be receiving information on the assets sale to review. He also informed Council that Electricities would be available to give updates if needed. He stated Council would hopefully be prepared to take action at the June 2015 regular Council meeting.

Councilman Jenkins requested the Mayor ask the Police Chief for a report on a recent shooting. Police Chief Williams stated he would prepare a report for the Town Manager to present to Council.

D. Council Members

Ward 1 – Councilman Woodard - None

Ward 2 - Councilman Hull – Councilman Hull asked Mears Pitt, Tarboro Swim Club President, to give Council information on the Tarboro Swim Club. Mr. Pitt and Travis Stigge, Recreation Director, explained the contract they worked together on to reduce the fees required by the Town. They explained that the Tarboro Swim Club would pay the same fee for in town and out of town residents as other

Town sponsored sports required. Councilman Shephard made a motion, which was seconded by Councilman Woodard and passed unanimously, that Council approve the contract between the Town and the Tarboro Swim Club. Councilman Hull stated that he supported the bikers event in September and requested staff look into the Ordinance that prohibits alcohol on Town premises. Councilman Hull also requested staff look into the ordinance regarding tractor trailers parked in neighborhoods. The Planning Board will look into the Ordinance.

Ward 3 – Councilman Burnette – Councilman Burnette stated that he supported the bikers and agreed with looking into amending the Ordinance. Councilman Burnette also asked for clarification on the possible plans for the area rezoned from RA-12 to RA-6 earlier in the meeting.

Ward 4 – Councilmember Ruffin – Councilmember Ruffin agreed with amending the Ordinance to possibly allow alcohol on Town premises.

Ward 5 – Councilman Jenkins - None

Ward 6 – Councilmember Jordan – Councilmember Jordan expressed her disappointment with the Autism Awareness sign being removed from the Town Common after a complaint. Councilmember Jordan also thanked the Police Chief and other department heads for doing a good job and the Recreation Director for working with the tennis court issues.

Ward 7 – Councilman Knight – Councilman Knight announced that he did not support the Boys and Girls Club taking the M. A. Ray Center over completely.

Ward 8 - Councilman Shephard – Councilman Shephard asked if the old Golden Corral building was suitable for use or if it was condemnable The Building Inspector informed Councilman Shephard that the building was not condemnable at this time. Councilman Shephard stated that the Autism Awareness sign included a business name (Home Care) and phone number so it could have been taken as an advertisement.

8. CLOSED SESSION – GS 143-318.11(a)(5)

Councilman Knight made a motion, which was seconded by Councilman Woodard and passed unanimously, that Council enter into Closed Session.

Councilman Woodard made a motion, which was seconded by Councilman Knight and passed unanimously, that Council resume regular session.

9. ADJOURNMENT

Councilman Knight made a motion, which was seconded by Councilman Jenkins and passed unanimously, that the meeting be adjourned.

Rick Page, Mayor

Leslie M. Lunsford, Town Clerk