

Town of Farmville
Board of Commissioners
March 3, 2009

The Farmville Board of Commissioners met in regular session on Tuesday, March 3, 2009 at 7:30 p.m. in the Municipal Building Courtroom with Mayor Robert L. Evans presiding. Present for the meeting were Commissioners Joe Kue, Joe Hillard, John Baker, John Moore and Charlotte Batton; Town Attorney Christopher Edwards; Town Manager Richard N. Hicks and Town Clerk Amy B. Johnson.

Mayor Evans called the meeting to order at 7:30 p.m.

Commissioner John Moore offered the invocation which was followed by the pledge of allegiance to the flag.

Mayor Evans stated there were no citizen presentations at this time.

Mayor recognized Valerie Graham, who resides at 3729-A Main Street. She requested permission to use the community building for Fresh Wind- Fresh Fire Ministries to host a banquet to celebrate the 13th year of their pastor at the church.

Mayor recognized Joyce Albritton, President of the Child Development Center in Farmville. Mrs. Albritton announced the closing of the center at the end of this school year. She thanked the Town of Farmville for their 38 years of support.

Mayor recognized John Spruill, who resides at 3609 George Street. Mr. Spruill expressed his concern over cemetery development Hollywood Cemetery versus the needed repairs/attention to the other cemeteries in Farmville.

Mayor recognized Glenda Bullock, who resides at 3763 Bullock Street. Mrs. Bullock requested permission to use the community building for St. Paul Free Will Baptist Church to have a "Rainbow tea."

Town Manager Hicks stated he had no comments.

Finance Director, Amy B. Johnson gave the financial report for the month of January, 2009.

Glenn Letchworth, Jeff Polaski and Jeanne Bonds gave their quarterly departmental reports.

Town Manager Hicks stated he had the following changes/additions/deletions to the evening's agenda:

- Removal of Agenda item #16- Farmville Child Development Center
- Add Agenda item #17- Economic Stimulus Water/Sewer Application Authorizing Resolutions
- Add Agenda item #18- Approval of Appointments to Private Sector Division- Parks & Recreation Advisory Committee
- Add Agenda item #19- Approval of 2008 Unpaid Taxes
- Add Section L - Citizen comments

- Add Agenda item #20- Closed session

Commissioner Hillard made a motion to accept the above changes to the evening's agenda. The motion carried unanimously

Public Hearings

None

Items for Consent

1. Approval of Minutes

To approve the minutes from the following session(s):

- February 3, 2009 (regular meeting)
- February 3, 2009 (closed meeting)

2. Request to Use Community Center- Fresh Wind- Fresh Fire Ministries

To approve the use of the community center for the Fresh Wind- Fresh Fire Ministries to host a banquet where tickets are mostly sold before but can be purchased at the center.

3. Request to Use Community Center- St. John United American Free Will Baptist Church

To approve the use of the community center for the St. John United American Free Will Baptist Church to hold a pastor appreciation banquet and charge a small fee.

4. Request to Use Community Center- St. Paul Free Will Baptist Church

To approve the use of the community center for the St. Paul Free Will Baptist Church for a pastor appreciation banquet with charging a small fee.

On motion by Commissioner Kue, the Board approved the following:

- *Approved the minutes from the February 3, 2009 regular and closed session meetings*
- *Approved the request for Fresh Wind- Fresh Fire Ministries to use the community building*
- *Approved the request for St. John United American Free Will Baptist Church to use the community building*
- *Approved the request for St. Paul Free Will Baptist Church to use the community building*

The motion carried unanimously.

Items for Decision

5. Report from Speed Limit Committee

Chief Donnie Greene presented a recommendation from the Speed Limit Committee, regarding the speed limits for W. Church Street, W. Horne Avenue and Grimmersburg Street. Chief Greene provided explanations, based upon NCDOT traffic surveys, in regards to lower speed limits, 4 way stops, and the percentages of motorists that obey the posted speed limits. He recommended the ordinance be

amended back to 35 mph for most sections of W. Church Street, W. Horne Avenue and Grimmersburg Street.

Mayor Evans stated the Speed Limit Committee has asked the Board to look at recommendation provided and then to schedule a public hearing at the April 7, 2009 Board meeting.

Commissioner Kue made a motion to accept the recommendation of the Speed Limit Committee and to schedule a public hearing for the April 7, 2009 Board meeting. The motion carried unanimously.

6. Approval of Renewable Energy Development and Service Agreement

Town Manager Hicks requested adoption of a Renewable Energy Development and Service Agreement. Hicks reported, in 2007, the North Carolina General Assembly adopted Senate Bill 3, which included Renewable Energy and Efficiency Portfolio Standards. Hicks stated this regulation will require the Town to have a certain percentage of renewable energy in our portfolio beginning in 2012. He asked the Board to enter into an agreement to allow the North Carolina Eastern Municipal Power Agency to document and report on the efforts of the cities and towns.

Commissioner Hillard made a motion to adoption the Renewable Energy Development and Service Agreement. The motion carried unanimously.

7. Request to Use Miles Property

Town Manager Hicks stated Cody Fuquay would like to use the Miles Property to have a bull fighting show in conjunction with the Dogwood Festival. He stated that the Dogwood Festival Committee declined the original proposal for a joint venture due to having to provide front the initial funds with the uncertainty of donations. Hicks stated now, Cody has come back and offered to fund the entire show but does need permission to use the Miles Property. Hicks further stated that the Dogwood Festival Committee has indicated no objection to this request.

Cody Fuquay asked the Board for permission to use the Miles Property to have the Bull Fighting Show on the Saturday afternoon of the Dogwood Festival. Mr. Fuquay did agree not to solicit for funds in Farmville, with the exception of 2-3 businesses.

After a general discussion, Commissioner Kue made a motion to allow use of the Miles Property to Cody Fuquay to hold the Bull Fighting Show and to instruct Town Manager Hicks to decide on a land use fee to charge. The motion carried unanimously.

8. Request to Discuss Concealed Weapons Ordinance

Chief Donnie Greene informed the Board of the recent concerns regarding the adopted Concealed Weapons Ordinance. Chief Greene stated that 90% of the ordinance comes directly from North Carolina General Statutes. It stated that most concerns have been misunderstandings.

9. Amendment to Personnel Policy

Chief Donnie Greene requested approval of an amendment to the personnel policy regarding the employment of relatives.

Commissioner Moore made a motion to approve the amendment to the personnel policy regarding the employment of relatives. The motion carried unanimously.

10. Agreement Regarding Conduct of Municipal Elections

Town Manager Hicks provided the Board with a copy of a new agreement for the County to Conduct the Municipal Elections. Hicks requested approval of the agreement between the Town and Pitt County Board of Elections.

Commissioner Hillard made a motion to approve the agreement regarding the Conduct of Municipal Elections. The motion carried unanimously.

11. Approve Certification of Speed Limit Modifications

Town Manager Hicks stated the Department of Transportation was requesting adoption of a Certification of Municipal Ordinance Declaring Speed Limit Modifications and Request for Concurring Ordinance. Hicks stated, over the years, there have been modifications to the speed limits on state maintained streets within the Town of Farmville and their documents apparently do not match today's route designations. He said that NCDOT is requesting the Town to adopt the ordinance to bring all of the speed limits in compliance, which will result in no speed limit changes that are currently in place and on the ground.

The Board asked for more clarification in regards to the modifications and instructed Town Manager Hicks to ask someone from NCDOT to come and provide the additional clarification at the next meeting.

12. Approval of Change Order No. 2- Contract 1- GUC Waterline Project

Van Lewis requested approval of Change Order No. 2 for Contract No. 1 on the GUC Waterline Project. He stated there are a total of 4 items covered under this change order for an increase of \$52,210.07, which will be split equally between the Town of Farmville and Greene County.

13. Approval of Change Order No. 4- Contract 2- Elevated Storage Tank

Van Lewis requested approval of Change Order No. 4 for Contract No. 2 for the Elevated Storage Tanks. He stated the change will result in an increase in the amount of \$3,100, which will be split equally between the Town of Farmville and Pitt County.

14. Adoption of Capital Project Budget Ordinance Amendment

Van Lewis requested adoption of a Resolution Amending the Capital Project Budget Ordinance for the GUC Waterline Project. He stated the amendment would bring the budget in line with the Change Orders considered in Agenda items #12 & #13.

On motion by Commissioner Kue and second by Commissioner Moore, the Board adopted Resolution (2009) 994, Capital Project Budget Ordinance Amendment, Award of Construction Contracts for Alternative Water Supply- Phase 1A- USDA Eligible. With adoption of this Resolution, the Board approved Change Order No. 2 for Contract 1 on the GUC Waterline Project & Change Order No. 4 for Contract 2 on the Elevated Storage Tanks. The motion carried unanimously.

15. Adoption of Capital Project Budget Ordinance Amendment

Van Lewis requested adoption of a Resolution Amending the Capital Project Budget Ordinance for Phase 1B of the Waterline Project. Mr. Lewis stated a portion of the previous change order included changes in the control panel for the well controls, as well as changes to the preliminary engineering report and other items.

On motion by Commissioner Kue and second by Commissioner Moore, the Board adopted Resolution (2009) 995, Capital Project Budget Ordinance Amendment for Alternative Water Supply- Phase 1B- USDA Eligible. The motion carried unanimously.

16. Report on Farmville Child Development Center

Agenda item removed.

17. Economic Stimulus Water/Sewer Application Authorizing Resolutions

Town Manager Hicks requested adoption of resolutions regarding the filing of Economic Stimulus Water/Sewer Applications.

On motion by Commissioner Kue and second by Commissioner Hillard, the Board adopted the following resolutions:

- *Resolution (2009) 996, Authorizing Filing of Application American Recovery and Revitalization Act of 2009, NC Division of Environmental Health, Phase 1B- Alternative Water Supply Project*
- *Resolution (2009) 997, Authorizing Filing of Application American Recovery and Revitalization Act of 2009, NC Division of Environmental Health, Phase 1D- Alternative Water Supply Project*
- *Resolution (2009) 998, Authorizing Filing of Application American Recovery and Revitalization Act of 2009, NC Construction Grants and Loans Section, 2009 24” Sanitary Sewer Replacement*

The motion carried unanimously.

18. Approval of Appointments to Private Sector Division- Parks & Recreation Advisory Committee

Town Manager Hicks requested adoption of resolutions to appoint Mike Marengo and Hunter Walters for a three-year term to the Private Sector Division of the Parks & Recreation Advisory Committee.

Commissioner Moore made a motion to adopt Resolution (2009) 999, Appointing Advisory Board Member (Hunter Walters) and Resolution (2009) 1000, Appointing Advisory Board Member (Mike Marengo) to the Private Sector Division of the Parks and Recreation Advisory Committee. The motion carried unanimously.

19. Approval of Unpaid 2008 Taxes

Town Manager Hicks requested approval of the list of the 2008 Unpaid Taxes and authorization to advertise in March.

Commissioner Hillard made a motion to approve the list of 2008 Unpaid Taxes and to authorize the advertisement in March. The motion carried unanimously.

Citizen Presentations

Mayor Evans asked if there were any citizens who wished to comment at this time.

There were no comments.

20. Closed Session

On motion by Commissioner Moore, the Board adjourned into closed session at 9:32 p.m. pursuant to G.S. 143-318.11(a)(4) to discuss matters relating to the location or expansion of industries or other businesses in the area served by the public body. The motion carried unanimously.

On motion by Commissioner Moore, the Board returned into regular session at 10:23 p.m. The motion carried unanimously.

On motion by Commissioner Hillard, the meeting was adjourned at 10:24 p.m.

Robert L. Evans, Mayor

Attest:

Amy B. Johnson, Town Clerk