

**Town of Farmville
Board of Commissioners
July 7, 2009**

The Farmville Board of Commissioners met in regular session on Tuesday, July 7, 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 Chris Edwards; Town Manager Richard N. Hicks and Town Clerk Amy B. Johnson.

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

Youth Pastor Cam Coburn of the First Baptist Church in Farmville offered the invocation which was followed by the pledge of allegiance to the flag.

Town Manager Hicks stated he had no comments.

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

Paul Ellis, Donnie Greene and Dean Corbett gave their quarterly departmental reports.

Town Manager Hicks stated he had no changes/additions/deletions to the evening's agenda.

Public Hearings

1a. Public Hearing on Annexation of Highland Hills Mobile Home Park

Town Manager Hicks requested adoption of an ordinance on the annexation of the Highland Hills Mobile Home Park. He stated the Clerk had provided the Certificate of Sufficiency on the petition and the public hearing has been duly advertised in the Farmville Enterprise.

Mayor Evans declared the public hearing on the annexation of Highland Hills Mobile Home Park at 7:46 p.m.

There being no further comments, Mayor Evans closed the public hearing at 7:47 p.m.

Commissioner Hillard made a motion to adopt Ordinance (2009) 651, An Ordinance to Extend the Corporate Limits of the Town of Farmville for Highland Hills Mobile Home Park. The motion carried unanimously.

1b. Public Hearing on Revised Cemetery Ordinance

Ben Davis, an ECU Intern, presented a revised copy of the Cemeteries Ordinance which had been reviewed by the Planning and Zoning Board and recommended for approval.

Mayor Evans declared the public hearing on the revised Cemetery Ordinance open at 7:48 p.m.

There being no further comments, Mayor Evans closed the public hearing at 7:49 p.m.

Commissioner Batton made a motion to adopt the revised Cemetery Ordinance, Chapter 4. The motion carried unanimously.

1c. Public Hearing on Sidewalk Café Ordinance

Ben Davis, an ECU Intern, presented a proposed Sidewalk Café Ordinance which has been reviewed by the Planning Board and recommended for approval as an additional to Chapter 22, Code of Ordinances.

Mayor Evans declared the public hearing on the proposed Sidewalk Café Ordinance open at 7:51 p.m.

There being no further comments, Mayor Evans closed the public hearing at 7:52 p.m.

Commissioner Hillard made a motion to adopt Ordinance (2009) 652, An Ordinance Amending the Code Ordinances of the City of Farmville, North Carolina for the addition of a Sidewalk Café Ordinance to Chapter 22, Code of Ordinances. The motion carried unanimously.

Items for Consent

2. Approval of Minutes

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

- June 2, 2009 (regular & closed sessions)
- June 8, 2009 (special meeting)
- June 9, 2009 (special meeting)
- June 23, 2009 (special & closed session meetings)
- June 29, 2009 (special meeting)

3. Approval of Advisory Board Terms of Office- Tree and Community Appearance Commission

To adopt a Resolution Appointing the Advisory Board members with their term of office to complete our records and provide for timely replacements and/or reappointments

4. Approval of Advisory Board Terms of Office- Farmville Planning Board

To adopt a Resolution Appointing the Advisory Board members with their terms of office to complete our records and provide for timely replacements and/or reappointments.

5. Approval of Advisory Board Terms of Office- Master Recreation Committee

To adopt a Resolution Appointing the Advisory Board members with their terms of office to complete our records and provide for timely replacements and/or reappointments.

Commissioner Batton requested for agenda items #3, #4 and #5 to be removed from the Consent agenda at this time.

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

- *Approved the minutes from the June 2nd regular and closed session meetings, the June 8th & 9th special session meetings, the June 23rd special and closed session meetings and the June 29th special meeting*

The motion carried unanimously.

Commissioner Batton stated she would like to start using the talent bank application, in the future, for individuals who are interested in serving on Town Boards.

On motion by Commissioner Batton, the Board approved the following by Consent agenda with adding the talent bank application to be used in the future:

Agenda item #3- Farmville Tree and Community Appearance Commission

- *Resolution (2009) 1010, Appointing Advisory Board Member- Clara Flanagan*
- *Resolution (2009) 1011, Appointing Advisory Board Member- Jess Heizer*
- *Resolution (2009) 1012, Appointing Advisory Board Member- Durwood Little*
- *Resolution (2009) 1013, Appointing Advisory Board Member- Nancy Harris*
- *Resolution (2009) 1014, Appointing Advisory Board Member- Larry King*
- *Resolution (2009) 1015, Appointing Advisory Board Member- Donna Kemp*
- *Resolution (2009) 1016, Appointing Advisory Board Member- Charlotte Batton*
- *Resolution (2009) 1017, Appointing Advisory Board Member- Gregory Cornelius*

Agenda item #4- Planning and Zoning Board

- *Resolution (2009) 1018, Appointing Advisory Board Member- Trisha Capansky*
- *Resolution (2009) 1019, Appointing Advisory Board Member- Dan Wilder*
- *Resolution (2009) 1020, Appointing Advisory Board Member- Hunter Walters*
- *Resolution (2009) 1021, Appointing Advisory Board Member- Frank Styers*
- *Resolution (2009) 1022, Appointing Advisory Board Member- Tim Reida*
- *Resolution (2009) 1023, Appointing Advisory Board Member- Dan Griffiths*
- *Resolution (2009) 1024, Appointing Advisory Board Member- Randy Erwin*
- *Resolution (2009) 1025, Appointing Advisory Board Member- Randy Daniels*

Agenda item #5- Master Recreation Committee

- *Resolution (2009) 1026, Appointing Advisory Board Member- Karen Eastwood*
- *Resolution (2009) 1027, Appointing Advisory Board Member- Brenda Ross*
- *Resolution (2009) 1028, Appointing Advisory Board Member- Jake Barrow*
- *Resolution (2009) 1029, Appointing Advisory Board Member- David Vendemia*
- *Resolution (2009) 1030, Appointing Advisory Board Member- Patrick Hobbs*
- *Resolution (2009) 1031, Appointing Advisory Board Member- Miranda Beasley*
- *Resolution (2009) 1032, Appointing Advisory Board Member- Robert Sharpe*
- *Resolution (2009) 1033, Appointing Advisory Board Member- Dan Carraway*

- *Resolution (2009) 1034, Appointing Advisory Board Member- Jamin Dixon*
- *Resolution (2009) 1035, Appointing Advisory Board Member- Jay Tyson*

The motion carried unanimously.

Items for Decision

6. Proposal to Auction Surplus Property

Town Manager Hicks presented a proposal from J.W. Tugwell Auction and Realty Co. for the sale of the surplus land for the Town of Farmville. Hicks said a request was also sent to Andy Martin and Iron Horse Realty, but no response was received.

On motion by Commissioner Moore, the Board approved the proposal from J.W. Tugwell Auction & Realty Company to sell off the properties, with placing the property at 4273 Belcher Street and the well station on reserve at 80% of the tax value and all other properties to be sold at absolute. The motion carried unanimously.

7. Proposal to Demolish American Elements Property

Town Manager Hicks presented a proposal from Faircloth Metal Recyclers for the partial demolition of the American Elements building.

Commissioner Moore made a motion to approve the proposal to demolish the American Elements Property with a timeline to be place so the project moves quickly. The motion carried unanimously.

8. Review of Dogwood Festival Committee Recommendation

Town Manager Hicks asked the Board to determine the management status of the 2010 Dogwood Festival. He reported that the Festival Committee met and stated they did not wish to pursue a non-profit status. Hicks also reported on the lack of volunteers currently willing to serve on the Festival Committee. Hicks mentioned that Amy Johnson had spoken with Tim Avery from the Winterville Festival, by request of Commissioner John Moore, in regards to the different tiers of the non-profit status.

After a brief discussion, Commissioner Baker made a motion to leave the Dogwood Festival as a Town function, just as it is now. The motion carried unanimously.

9. Adoption of Revised Animal Control Ordinance

Chris Roper, an ECU Intern, presented a proposed amendment to Chapter 5, Animal Control Ordinance.

Commissioner Hillard requested for Sections 5, 6 and 9 to be altered to read as follows:

- *Owners in violation of this section will be subject to the penalties set-forth in Section 18 of this ordinance.*

July 7, 2009

Commissioner Hillard made a motion to adopt Amended Chapter 5- Animal Control Ordinance with the noted changes. The motion carried unanimously.

10. Review of Proposed Industrial District Changes

Chris Roper, an ECU Intern, reviewed the proposed Industrial District Changes. He stated this was a preliminary review prior to submitting it to the Planning and Zoning Board.

11. Adoption of Budget Ordinance for Phase 1D- GUC Waterline Project

Van Lewis from McDavid Associates requested adoption of a Budget Ordinance for Phase 1D- GUC Waterline Project.

Commissioner Hillard made a motion to adopt Resolution (2009) 1036, Establishing Capital Project Budget Ordinance and Authorization to Advertise Project for Receipt of Bids for Alternative Water Supply- Water System Improvements- Phase 1D. The motion carried unanimously.

12. Citizen Comments

Mayor Evans asked if there were any citizen comments at this time.

Durwood Little thanked the Town for all their hard work.

13. Closed Session

On motion by Commissioner Hillard, the Board adjourned into closed session at 8:52 p.m. pursuant to G.S. 143-318.11(a)(5) to discuss the acquisition of real property. The motion carried unanimously.

On motion by Commissioner Batton, the Board returned into regular session at 9:57 p.m. The motion carried unanimously.

On motion by Commissioner Moore, the meeting was adjourned at 9:58 p.m.

Robert L. Evans, Mayor

Attest:

Amy B. Johnson, Town Clerk