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**AGENDA**  
**TOWN COUNCIL OF THE TOWN OF TARBORO, NC**  
**REGULAR MEETING HELD AT 7:00 PM, MONDAY, AUGUST 10, 2020**  
**IN THE COUNCIL ROOM, TOWN HALL, TARBORO, NC**

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**1. MEETING CALLED TO ORDER BY THE MAYOR**

**PLEASE TURN CELL PHONES OFF**

**2. INVOCATION**

**3. PLEDGE OF ALLEGIANCE**

**4. APPROVAL OF AGENDA BY COUNCIL**

**5. REQUESTS AND PETITIONS OF CITIZENS**

(Five minute time limit per person)

**6. TOWN MANAGERS RECOMMENDATIONS**

**Consent Items**

- (1) Approve minutes of the July 13, 2020 regular meeting.
- (2) Tax Collector's Report

**Action Items**

- (3) Confederate Monument Discussion
- (4) ESFRLP-19 Contract for Rehabilitation

**7. OTHER REPORTS**

- A. Town Manager
- B. Town Attorney
- C. Council Members

**8. CLOSED SESSION**

- (1) To discuss economic development matters as allowed by NCGS § 143-318.11(a)(4)

**9. ADJOURNMENT**

**MINUTES OF A REGULAR MEETING OF THE TOWN COUNCIL OF THE  
TOWN OF TARBORO, HELD AT 7:00 PM ON MONDAY, JULY 13, 2020 IN THE  
COUNCIL ROOM, TOWN HALL, TARBORO, NORTH CAROLINA**

MEMBERS PRESENT

Mayor Pitt  
Councilman Woodard  
Councilman Taylor  
Councilman Burnette  
Councilman Brown  
Councilman Jenkins  
Councilmember Jordan  
Councilmember Bynum  
Councilman Mayo

MEMBERS ABSENT

ALSO PRESENT

Troy Lewis, Town Manager  
Leslie Lunsford, Town Clerk  
Chad Hinton, Town Attorney

**1. MEETING CALLED TO ORDER BY THE MAYOR**

**2. INVOCATION**

Councilman Taylor.

**3. PLEDGE OF ALLEGIANCE**

**4. APPROVAL OF AGENDA BY COUNCIL**

Agenda approved as presented.

Leo Taylor made a motion, which was seconded by Othar Woodard and Passed, Motion.

**5. REQUESTS AND PETITIONS OF CITIZENS**

Mayor Joe Pitt read a letter from Shirley Hill extending her appreciation to the Town for support during a mobile food service.

The following individuals spoke about current racial situations including the Confederate monument on the Town Commons.

Monica Fleming, 812 Saint Andrew Street  
Jay Vick, 9642 NC Hwy 97 W  
Lewis Ridgeway, 1009 Saint Andrew Street  
Jay Cutler, 1008 Palmer Street  
Bill Long, 301 Maryland Avenue  
William Parker, 3826 McKendree Church Rd  
Eddie Taylor, 611 S. Howard Circle

Viola Harris, 609 Saint David Street  
Mary Ann Cumpata, 1812 Lake Drive  
Doris Stith, 1816 Lake Drive  
Rick Basil, 1410 Captains Road  
J.O. Williams, 732 McMillan Drive  
Martin Fleming, 812 Saint Andrew Street  
Sherri Redhage, 900 Saint Andrew Street  
Karen Andrus, 1008 N. Main Street  
Alyssa Ruffing, 110 E. Park Avenue  
Morris Mays, 802 E. Wilson Street  
John Battle, 615 Clark Drive  
Marc Ruffing, 110 E. Park Avenue  
Stoney Roberson, 603 S. Howard Circle  
Quincey Robinson, 1005 Martin Luther King Jr Drive  
Marquetta Dickens, 913 Panola Street

## **6. TOWN MANAGERS RECOMMENDATIONS**

### **Consent Items**

Consent Items approved as presented.

Leo Taylor made a motion, which was seconded by John Jenkins and Passed, Motion.

- (1) Approve minutes of the June 8, 2020 regular meeting.
- (2) Budget Transfers
- (3) 2019 Tax Levy Adjustment
- (4) 2018 Tax Levy Adjustment
- (5) Taxes - Preliminary Report & Annual Settlement of Tax Collector
- (6) Tax Collector's Report

### **Action Items**

#### **(7) Confederate Monument Discussion**

After much discussion, Councilman Woodard made a motion, which was seconded by Councilmember Bynum, that Council vote to carefully and respectfully move the Confederate statue located in the Tarboro Town Common, once a more suitable location has been found where it still can be honored by those who wish to do so, subject to the Town Council's final approval of the location, the process and cost as determined by the Town Manager and his staff. Councilman Woodard agreed to table his motion until the August meeting, pending information presented by staff.

Council requested Town staff research a new location, cost related to relocating the monument, contact the State Historic Commission and the possibility of adding item to the November ballot.

No action was taken at this time.

**(8) N.E.W. Regional Hazard Mitigation Plan**

Council approved the resolution to adopt the 2020 N.E.W. Regional Hazard Mitigation Plan.

Leo Taylor made a motion, which was seconded by Sabrina Bynum and Passed, Motion.

**(9) Amendment to the Fee Schedule**

Council approved the amendment to the 2020-2021 Fee Schedule regarding specific temporary uses.

Steve Burnette made a motion, which was seconded by John Jenkins and Passed, Motion. Ayes: Brown, Burnette, Bynum, Jenkins, Jordan, Taylor, Woodard; Nays: Mayo

**(10) Resolution - NCGHSP Region 4 Law Enforcement Liaison**

Council approved a resolution in the amount of \$25,000.00 and authorized staff to execute all documents pertaining to this grant.

John Jenkins made a motion, which was seconded by Sabrina Bynum and Passed, Motion.

**7. OTHER REPORTS**

A. Town Manager

None.

B. Town Attorney

Chad Hinton stated that he was impressed with the conduct of Councilmembers and citizens during this meeting.

C. Council Members

Councilman Woodard - stated that enjoyed working on this Council, he thanked everyone for conducting themselves in a respectful manner.

Councilman Taylor - stated that the meeting went well and that he was proud of Tarboro.

Councilman Mayo - thanked citizens for attending the meeting and participating in a respectful discussion.

Councilmember Jordan - stated that the meeting went well. She also thanked the Police Department for the service they provide when called.

Councilman Jenkins - stated that he was pleased with the meeting.

Councilmember Bynum - none.

Councilman Burnette - none.

Councilman Brown - stated that he enjoyed the July 4th firework display. He also stated that he was

proud of Council and citizens during the meeting.

## **8. CLOSED SESSION**

Councilman Taylor made a motion, which was seconded by Councilmember Jordan and passed unanimously that Council enter into Closed Session per NCGS § 143-318.11(a)(6).

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

(1) Closed Session as per NCGS § 143-318.11(a)(6)

Council voted to renew the Town Manager's contract.

Othar Woodard made a motion, which was seconded by Leo Taylor and , Motion.

## **9. ADJOURNMENT**

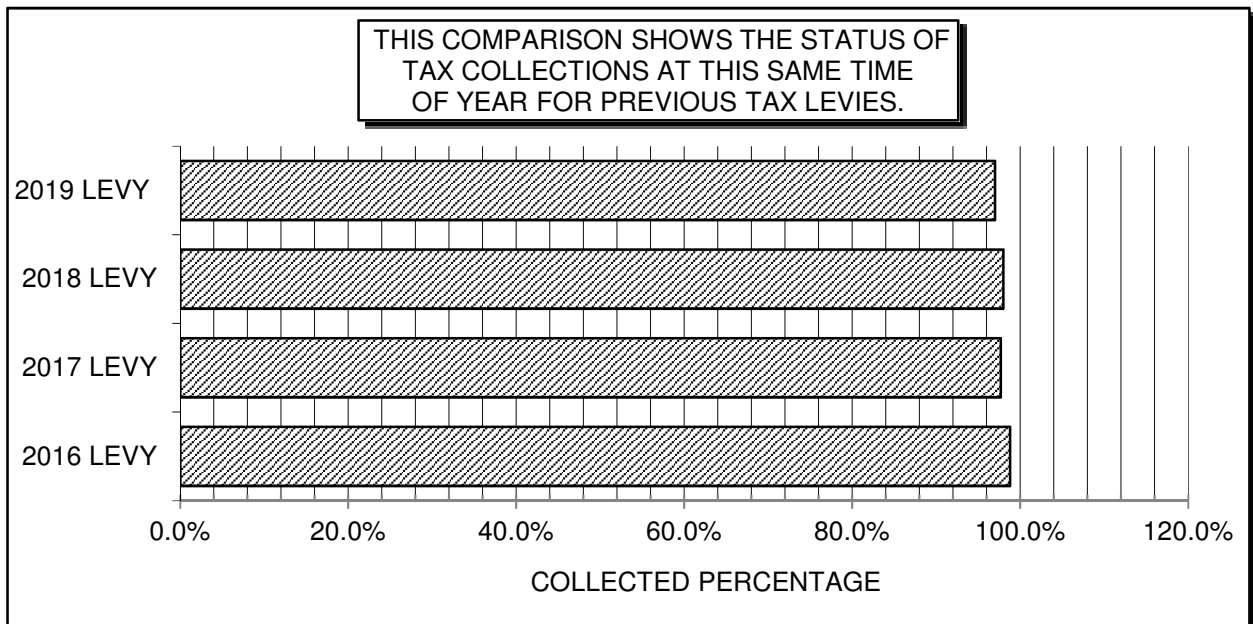
Meeting adjourned.

John Jenkins made a motion, which was seconded by Othar Woodard and , Motion.

**TOWN OF TARBORO, NORTH CAROLINA**  
**TAX COLLECTOR'S REPORT**  
For the Year Ended July 31, 2020

Levy Year	Current Fiscal Year Charges	COLLECTIONS			
		This Month	Fiscal Year-To-Date	Uncollected Balance	Collected Percentage
2019	100,446.12	11,664.10	11,664.10	88,782.02	98.00%
2018	53,197.48	3,590.09	3,590.09	49,607.39	98.48%
2017	23,861.41	1,567.92	1,567.92	22,293.49	99.31%
2016	19,318.84	567.91	567.91	18,750.93	99.43%
2015	15,582.56	153.99	153.99	15,428.57	99.54%
2014	12,033.85	131.84	131.84	11,902.01	99.65%
2013	9,279.68	0.00	0.00	9,279.68	99.74%
2012	7,909.33	0.00	0.00	7,909.33	99.78%
2011	4,969.36	0.00	0.00	4,969.36	99.86%
2010	3,135.46	0.00	0.00	3,135.46	99.90%
Prior	7,776.79	0.00	0.00	7,776.79	-
Subtotal	<u>257,510.88</u>	<u>17,675.85</u>	<u>17,675.85</u>	<u>239,835.03</u>	
		<u>1,974.64</u>	<u>1,974.64</u>	<== Interest on Taxes	
Net Tax Collections ==>		19,650.49	19,650.49		
		<u>45.00</u>	<u>45.00</u>	<== Beer & Wine Licenses	
TOTAL COLLECTED ==>		<u>19,695.49</u>	<u>19,695.49</u>		

**prepared by: Leslie M. Lunsford, Collector of Revenue**





## *Town of Tarboro, North Carolina Mayor and Council Communication*

**Subject:** Confederate Monument Discussion

**Date:** 8/10/2020

**Memo Number:** 20-42

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Discussion of Confederate Monument on the Town Common, tabled from the July 13, 2020 Town Council Meeting. Attached is a report from the Town Manager to the Town Council regarding information requested at the July meeting.

**ATTACHMENTS:**

Description	Upload Date	Type
Memorandum to Council - Confederate Monument Information	8/5/2020	Cover Memo



## **MEMORANDUM**

To: Mayor and Town Council  
From: Troy Lewis, Town Manager  
Date: 3 August 2020  
Subject: Confederate Monument Discussion

At the July 13, 2020 Town Council Meeting, Council entered into a discussion and heard from several citizens regarding Confederate Monuments on the Town Common. Council decided to table the discussion until the August 10, 2020 Town Council Meeting and directed the Town Manager to provide information regarding the following items:

1. Investigate the possibility allowing the citizens of Tarboro to weigh in on the matter via referendum on the November election ballot.
2. Contact the Department of Cultural Resources (North Carolina Historic Commission) to determine the significance of the Confederate Monuments on the Town Common.
3. Obtain an estimate for the cost of removal of the Confederate Monument (Obelisk with Soldier).
4. Provide options for relocation of the Monument.

Staff was able to obtain the following information regarding each of these items:

### 1. Referendum

Staff contacted Jerry Spruell, Edgecombe County Board of Elections Director about the possibility of including the matter on the November Ballot. Mr.



Spruell investigated the matter and received guidance from Robert Joyce of the UNC School of Government. It was his interpretation that absent special legislation of the NC General Assembly for Tarboro to hold a referendum for this issue, the issue does not meet statutory requirements to hold a referendum in North Carolina. Mr. Joyce further provided a link to a publication by the UNC School of Government on this topic (<https://canons.sog.unc.edu/limited-room-for-referendums-in-north-carolina/>).

The deadline for placing special legislation before the NC General Assembly's upcoming session having passed, there is no way to place this item on the November Ballot.

## 2. Department of Cultural Resources Request for Monument Significance

In an effort to obtain information from the State Historic Preservation Office and guidance from the NC Department of Cultural Resources on removing the Monument and preserving the time capsule, staff reached out to staff of the Department to request the same.

Town staff received responses from Reid Thomas, Restoration Specialist and Ramona Bartos, Director of Historical Resources. Reid Thomas, responded with the following via email:

*We have been advised by legal counsel:*

*Under NCGS 100-2 and 2.1, the Historical Commission's jurisdiction is only over state-owned "objects of remembrance" and State Property. We cannot provide legal advice to local governments, and this may be a question for your city attorney on what the Monument legislation allows. The School of Government has written an interpretation of the law on their local government blog that you may wish to consult.*

Ramona Bartos advised that the significance of the Monuments and whether to remove them shall remain with local authorities. The state would remain neutral in the decision to remove and would not provide technical assistance for any such removal. Ms. Bartos did offer contact information regarding technical assistance with dealing with any time capsule found. Specifically, the Town has been referred to the Office of State Archaeology and State Archaeologist, John Mintz to provide initial assistance. However, should additional assistance be necessary, they are prepared to connect the Town with a private consultant.

### 3. Estimate of Removal Cost

Town staff reached out to multiple knowledgeable companies in the area to provide estimates for removing the Confederate (Obelisk) Statue. Only one vendor was able to provide a timely estimate, sufficient to provide information for this report. The respondent, Greenville Marble & Granite, is highly knowledgeable with this process having disassembled and removed Confederate Monuments in Rocky Mount, Greenville, Clinton, Oxford, and other municipalities. The quote provided to disassemble the granite and bronze Confederate Soldier Monument and relocate unassembled to a nearby storage facility, during normal business hours was \$42,500 (quote attached). This estimate would obviously change depending on final destination and if reassembly is required. If Council decides to proceed with a removal project, all necessary state and local procurement procedures to secure a vendor would be followed.

### 4. Options for Relocation

Staff was asked to provide options to Council regarding a potential final destination of the Confederate Monument, should a vote to remove the same be passed. In that no such vote has been taken, it was determined inappropriate to issue any formal Request for Proposals to the general public seeking interested parties for receiving the Monument. Absent this, staff relied on information obtained from members of Council, the Town Attorney, and individuals from the community to establish a pool of potential destinations. The following three individuals/organizations have expressed interest in receiving the monuments:

1. Tarboro Revitalization, Inc. – This is a non-profit organization dedicated to preserving history in Edgecombe County. The organization currently owns the historic Colonial Theater in Downtown Tarboro. While they do not currently have a location dedicated for the purpose of receiving and displaying the Monument, they are committed to securing a site in Edgecombe County to display the Monument in perpetuity and in a respectful manner in accordance with the wishes of Council.
2. Coolmore Plantation, owner McCutchen Jones. Coolmore Plantation is located just north of the Tarboro town limits on US 64 Alternate. Although listed on the National Register of Historic Places and a designated Historic Landmark, this is a private residence. As such,

this location would not be open to the general public. The owner has indicated that if final costs for installation are reasonable, he would accept the monument and reinstall on his property at no cost to the Town.

3. Joe Anderson Residence, owner Joe Anderson. This is a private residence located just outside of Princeville, NC on Shiloh Farm Road. As a private residence, this would also not be open to the general public. The owner has indicated that he would accept the Monument and reinstall the same on his property at no additional cost to the Town.
4. Fort Branch Civil War Site, owner William Henry Winslow. Located just below Hamilton, North Carolina in Martin County along the Roanoke River. Although privately owned, the Civil War Site is managed by the Fort Branch Battlefield Commission, a non-profit organization that operates a museum on site and has regular open hours to the public. Pending final approval of the board of the non-profit and owner of the property, the Commission has indicated a willingness accept the monument and reinstall the same at no additional cost to the Town.

#### Additional Notes

Disposal of Town property must be done in accordance with Article 12 of Chapter 160A of the North Carolina General Statutes (NCGS). If sold the property can only be sold via:

1. Private negotiation and sale
2. Advertisement for sealed bids
3. Negotiated offer, advertisement, and upset bid
4. Public auction
5. Exchange

However, property owned by a local government may be exchanged or leased subject to stipulations of NCGS 160A-272-274. Furthermore a local government may sale or donate public property to other government agencies or organizations carrying out a government function (such as non-profit organizations) following procedures outlined in NCGS 160A-279 & 280.

Therefore, even if a decision to remove/relocate the Monument is taken at the August 10, 2020 Council Meeting, it is likely that additional action will be necessary to finalize any property transaction.



**Conway Development, Inc.  
dba/ Greenville Marble & Granite**

TO: Jason Nichols (Town of Tarboro)  
DATE: July 24, 2020  
RE: Disassemble and Remove Confederate Soldier Memorial

To disassemble the granite and Bronze Confederate Soldier Memorial located in the Town Commons on N Main Street in Tarboro NC and relocate unassembled to a storage facility. The project quoted to be done during regular daytime business hours. The project will be scheduled for completion within 4 weeks of receipt of contract.

- Daytime Hours \$42,500.00

Upon approval of this quote a contract will be completed and at that time half of the balance due will be required. The remaining balance will be due at the time of completion.

This quote will be good for 30 days.



## *Town of Tarboro, North Carolina Mayor and Council Communication*

**Subject:** ESFRLP-19 Contract for Rehabilitation

**Date:** 8/10/2020

**Memo Number:** 20-43

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The Town of Tarboro conducted a bid opening for the rehabilitation of five dwelling units on Friday, July 31, 2020 for the ESFRLP-19 project. Two bid packages were received, and the memo and bid tabulation sheet are attached.

Based on the bid responses, it is recommended that Council vote to award contracts to Evans Custom Builders and Strickland Construction as indicated on the attached memo, and that those contracts be executed by the Town Manager:

**ATTACHMENTS:**

Description	Upload Date	Type
ESFRLP-19 Contract for Rehabilitation	8/5/2020	Backup Material
Bid Award Documentation	8/5/2020	Backup Material

TOWN OF TARBORO

ESFRLP1921 BID TABULATION SHEET

TIME: 10:00 A.M.  
 DATE: FRIDAY, JULY 31, 2020  
 LOCATION: TOWN OF TARBORO, 500 MAIN STREET, TARBORO, NC

CONTRACTOR	CASE #1	CASE #2	CASE #3	CASE #4	CASE #5
	H. Cherry 815 Bradley St Tarboro	H. Pittman 148 Warwick Dr Pinetops	W. Joyner 3057 S. Fountain Rd Macclesfield	M. Harrell 1963 Pinetops- Crisp Rd Pinetops	W. Freeman 54 S. Benbro Dr Pinetops
Evans Custom Builders	\$14,905.00	\$24,970.00	\$32,630.00	\$17,295.00	\$35,655.00
Strickland Construction	\$14,255.00	\$25,215.00	no bid	\$22,000.00	no bid
<b>COST ESTIMATE</b>					

This is to notify of the bids opened and read aloud at the time, date and location shown above.  
 The Locality will award the contract based on the contractor qualifications, cost estimate and contractor scheduling.

Witnessed By \_\_\_\_\_  
 Opened By Brenda Polon



## **ESFRLP-19 Rehabilitation Bids**

The Town of Tarboro conducted a bid opening for the rehabilitation of five dwelling units on Friday, July 31, 2020 for the ESFRLP-19 project. Two bid packages were received. The NC Housing Finance Agency allows for single responses to individual dwelling unit bids, as it was publicly advertised and bid packages mailed to interested parties. Multiple contractors are also allowed to ensure a quick timeline on project work.

Based on the bid responses, it is recommended that Council award contracts to Evans Custom Builders and Strickland Construction as follows, and that those contracts be executed by the Town Manager:

- Case #1: Strickland Construction
- Case #2: Strickland Construction
- Case #3: Evans Custom Builders
- Case #4: Evans Custom Builders
- Case #5: Evans Custom Builders

*Note: two bids were received over the cap of \$30,000.*

- Case #3 – The bid of \$32,630 included \$11,060 of lead paint issues. The NCHFA allows a funding increase in the amount of attributable lead work, and this bid has been reviewed and accepted by NCHFA.
- Case #5 - Is contingent on reduction of the work scope to \$30,000, which has already been agreed upon by the homeowner.