

MINUTES OF A REGULAR MEETING OF THE TOWN COUNCIL OF THE TOWN OF TARBORO, HELD AT 7:00 P.M. ON MONDAY, AUGUST 11, 2014 IN THE COUNCIL ROOM, TOWN HALL, TARBORO, NORTH CAROLINA

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 Councilmember Jordan.

Lt. Bill Braswell presented Cpl. Tony Whitaker with the Police Department Staff Member of the Year. This award was voted on by the Police Officers.

2. APPROVAL OF AGENDA BY COUNCIL

Town Attorney, Chad Hinton, asked for Council to add an Executive Session for Attorney/Client Privilege information. Councilmember Jordan disagreed with the Executive Session and asked that all information pertaining to the State Auditor's report be discussed in Open Session. Councilman Shephard made a motion, which was seconded by Councilman Jenkins and passed unanimously, that Council approve the Agenda as presented.

3. REQUESTS AND PETITIONS OF CITIZENS

A. Viola Harris, 609 Saint David Street

Ms. Harris spoke in favor of the Boys & Girls Club.

4. MATTERS SCHEDULED FOR PUBLIC HEARING

None

5. REPORTS OF BOARDS AND COMMISSIONS

Josh Edmondson, Planning Director, presented the Façade Report and made a presentation on area Billboards.

6. TOWN MANAGER'S RECOMMENDATIONS

A. Consent Items

Councilman Jenkins made a motion, which was seconded by Councilmember Ruffin and passed by a 7 to 1 vote, that the following consent items be approved. Councilman Shephard stated that the garbage trucks referred to in the minutes under Memo 14-44, were ordered illegally without Council approval. The Town Manager, Finance Director and Public Works Director agreed that the trucks were ordered properly. Councilman Woodard made a motion, which was seconded by Councilmember Jordan and passed by a 6 to 2 vote, that the discussion be over. Councilmembers Woodard, Jordan, Hull, Knight, Ruffin and Burnette voted for the motion. Councilmembers Shephard and Jenkins voted against the motion.

(1) Memo 14-47 – 2013 Tax Levy Adjustment

Action taken: Council

- (1) increased the 2013 Tax Levy in the amount of \$126.57 for auto taxes billed by Edgecombe County,
- (2) approved the *Schedule of 2013 Tax Levy Adjusted as of August 11, 2014*, attached at page 72-76a, in the amount of \$3,485,910.22.

(2) Memo 14-48 – 2014 Tax Levy Adjustment

Action taken: Council

- (1) charged the Tax Collector with the 2014 tax receipts 1 through 5556 in the amount of \$3,277,289.90,
- (2) authorized the Mayor to execute the Order, attached at page 72-76b, directing the Tax Collector to collect the 2014 taxes as set forth in the tax receipts,
- (3) approved the *Schedule of 2014 Tax Levy*, attached at page 72-76c, in the amount of \$3,277,289.90.

(3) Minutes

Action taken: Council approved the minutes of the July 14, 2014 regular meeting.

B. Action Items

(1) Memo 14-49 – 2014-2015 FY Budget Amendment – Re-appropriations from 2013-2014 FY

Councilman Woodard made a motion, which was seconded by Councilman Knight and passed by a 7 to 1 vote, that Council adopt the following budget resolution:

**BUDGET RESOLUTION
TOWN COUNCIL OF THE TOWN OF TARBORO
August 11, 2014**

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	Fund Balance Appro	10,000	+976	10,976
EXPENDITURES – GENERAL FUND				
104310.3300	Dept Supplies-Police	47,380	+976	48,356
REVENUES – ELECTRIC FUND				
303990.0100	Fund Balance Appro	0	+225,546	225,546
EXPENDITURES – ELECTRIC FUND				
307210.3300	Dept Supplies	35,000	+1,200	36,200
307210.7312	Cap Outlay-Underg	65,000	+7,952	72,952
307210.7400	Cap Outlay-Equip (ALTEC Line Truck)	85,780	+216,394	375,126
REVENUES – WATER & SEWER FUND				
313990.0100	Fund Balance Appro	0	+1,340	1,340
EXPENDITURES – WATER & SEWER FUND				
317110.3300	Dept Supplies	310,000	+246	310,246
317130.1600	Maint & Repair	65,000	+1,094	66,094
REVENUES – SOLID WASTE FUND				
323920.0001	Proceeds Install Purc	0	+345,164	345,164
EXPENDITURES – SOLID WASTE FUND				
327500.7400	Capital Outlay-Equip	0	+345,164	345,164

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

Councilmembers Jordan, Woodard, Hull, Knight, Ruffin, Jenkins and Burnette voted for the motion. Councilman Shephard voted against the motion, stating that the Electric Line Truck and Garbage Trucks were not approved by Council.

(2) Memo 14-50 – Facility Encroachment Agreement between CSX Transportation, Inc. and the Town of Tarboro

Councilman Jenkins made a motion, which was seconded by Councilmember Ruffin and passed unanimously, that Council approve the agreement and authorize the Mayor and Town Manager to execute all documents pertaining to same. The agreement is effective as of August 2, 2014.

(3) Memo 14-51 – Agreement between the Boys & Girls Clubs of Nash/Edgecombe Counties and the Town of Tarboro

Councilman Knight made a motion, which was seconded by Councilman Woodard and passed unanimously, that Council approve the agreement between the Boys & Girls Club and the Town of Tarboro for the use of the M. A. Ray Center and the adjoining grounds. The one year agreement will expire July 31, 2015.

(4) Memo 14-52 – Proposal – Employee Uniform Rental

Councilman Knight made a motion, which was seconded by Councilmember Ruffin and passed unanimously, that Council approve the proposal submitted by UniFirst. UniFirst will provide and launder uniforms weekly for each employee. Mayor Page requested that a bid tabulation be included in the future for all bids.

The Mayor called for a 10 minute break at 8:23 pm.

7. OTHER REPORTS

A. Town Manager

The Town Manager thanked Police Chief Williams and the Police Department for sponsoring National Night Out. He also reminded Council of the Clark Park Meeting on August 19, 2014 at 6:30 pm at the M.A. Ray Center.

B. Town Attorney

Chad Hinton, Town Attorney, informed Council that his report would need to be discussed in Executive Session, therefore he would wait until the September meeting. He explained that it is Attorney/Client privilege when asked why he could not present in Open Session.

Councilman Shephard made a motion, which was seconded by Councilman Jenkins and passed unanimously, that Council go into Executive Session to discuss the Town Attorneys report. Councilman Knight did request that all other State Audit information be discussed in Open Session.

The Town Attorney also stated that he would have the Joint Use Agreement between the Town of Tarboro and The Edgecombe County Public Schools for use of Recreational facilities at the September Council meeting.

C. Mayor

None

D. Council Members

Councilman Burnette clarified that he was not against the Boys & Girls Club or kids he was just concerned about tax money being spent.

Councilman Shephard asked questions about the financial summary report. Questions included Water/Sewer shortage, salaries & wages and retirement.

Councilmember Jordan stated that she did not agree with or support the former Town Manager or current Mayor and would like for the Mayor to resign due to unethical behavior.

After a discussion amongst Council, Councilman Knight made a motion, which was seconded by Councilman Woodard and passed by a 7 to 1 vote, that Council authorize the Town Attorney to send the former Town Manager, Sam Noble and Mayor Rick Page a letter asking them to repay the Town of Tarboro the funds the State Auditors report refers to as misused. Councilmembers Woodard, Jordan, Hull, Knight, Ruffin, Jenkins and Burnette voted in favor of the motion. Councilman Shephard voted against the motion.

Councilmember Ruffin made a motion, which was seconded by Councilman Woodard and passed by a 6 to 2 vote, that Council approve the termination of the monthly insurance payments to Mayor Page as of August 11, 2014. Councilmembers Woodard, Jordan, Hull, Knight, Ruffin and Burnette voted for the motion. Councilmembers Jenkins and Shephard voted against the motion.

Mayor Page stated that there was authorization for him to receive the payments for insurance in his personnel file. Mayor Page also stated that he did not plan to resign and he did not plan to repay the funds back to the Town of Tarboro.

8. EXECUTIVE SESSION – Attorney/Client Privilege

Councilman Knight made a motion, which was seconded by Councilmember Ruffin and passed unanimously, that Council enter into Executive Session.

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

Councilman Jenkins made a motion, which was seconded by Councilman Shephard and passed unanimously, that Council approve Mayor Page's request to be added to the Town of Tarboro retiree insurance.

9. ADJOURNMENT

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

Rick Page, Mayor

Leslie M. Lunsford, Town Clerk