

MINUTES

The Town of Manteo Board of Commissioners held their Regular session in the Manteo Town Hall meeting room, March 4, 2009 at 7:30 p.m.

The following members were present: Mayor Jamie Daniels
Commissioner David Farrow
Commissioner Richie Burke
Commissioner Darrell Collins
Commissioner Hannon Fry
Commissioner Christine Walker

The following member(s) were absent: Commissioner H. A. Creef

Also present at the meeting were: Town Manager-Kermit Skinner
Town Attorney, Daniel Khoury
Finance Officer Shannon Twiddy
Town Clerk Becky Breiholz
Building Inspector John Boniface

Mayor Daniels called the Regular meeting to order at 7:40 p.m. with a moment of silence followed by the Pledge of Allegiance.

SUBJECT: Adoption of Agenda as presented or amended- Mayor Daniels amended the agenda to add item C & D budget amendments #9 and #10 under Town Manager's agenda.

MOTION: Commissioner Walker seconded by Commissioner Collins to adopt the agenda as amended was approved by the following vote: Ayes: Commissioners Farrow, Fry, Walker, Burke and Collins. Noes: None. Absent: Commissioner Creef

SUBJECT: Adoption of the items on the Consent Agenda-

MOTION: Commissioner Burke seconded by Commissioner Walker to adopt the consent agenda as presented was approved by the following vote: Ayes: Commissioners Farrow, Fry, Burke, Walker, Collins. Noes: None. Absent: Commissioner Creef

SUBJECT: Approval of minutes Regular and closed meeting February 4, with CD recording.

MOTION: Commissioner Burke seconded by Commissioner Walker to approve the minutes as presented was approved by the following vote: Ayes: Commissioners Farrow, Fry, Walker, Burke and Collins. Noes: None. Absent: Creef

SUBJECT: Approval of minutes Recessed meeting February 11 2009 with CD recording.

MOTION: Commissioner Burke seconded by Commissioner Walker to approve the minutes as presented was approved by the following vote: Ayes: Commissioners Farrow, Fry, Walker, Burke and Collins. Noes: None. Absent: Creef

SUBJECT: Approval of minutes Recessed meeting February 18, 2009 with CD recording.

MOTION: Commissioner Burke seconded by Commissioner Walker to approve the minutes as presented was approved by the following vote: Ayes: Commissioners Farrow, Fry, Walker, Burke and Collins. Noes: None. Absent: Creef

SUBJECT: Dues and Subscriptions Chamber of Commerce \$330.00

MOTION: Commissioner Burke seconded by Commissioner Walker to approve as presented was approved by the following vote: Ayes: Commissioners Farrow, Fry, Burke Walker, Collins. Noes: None. Absent: Creef

SUBJECT: Dues and subscriptions \$25.00 Maritime History Council

MOTION: Commissioner Burke seconded by Commissioner Walker to approve as presented was approved by the following vote: Ayes: Commissioners Farrow, Fry, Burke Walker, Collins. Noes: None. Absent: Creef

SUBJECT: Budget Amendment #8 Professional Services for the Old portion of the Cemetery

MOTION: Commissioner Burke seconded by Commissioner Walker to approve as presented was approved by the following vote: Ayes: Commissioners Farrow, Fry, Burke Walker, Collins. Noes: None. Absent: Creef

SUBJECT: Resolution 2009-04/2009-04(a) apply for stimulus funding water and sewer.

MOTION: Commissioner Burke seconded by Commissioner Walker to approve as presented was approved by the following vote: Ayes: Commissioners Farrow, Fry, Burke Walker, Collins. Noes: None. Absent: Creef

PUBLIC COMMENTS – none

Carol Burch representing the League of Women’s Voters from Dare County thanked the BOC for their support in the help of publishing the League of Women’s Voters guide and presented the Board with a copy of the 2009 guide.

Malcolm Fearing-would like to speak on agenda item 6A and B

TOWN MANAGER’S AGENDA

SUBJECT: Discussion and consideration of bids received for sidewalk repair-this was presented to the Board at their February regular meeting and they tabled it so that they might discuss the proposals further and for the Board to visit the areas to be repaired. The three bids received were from: Blue Streak \$19,902; Larson and Larson \$22,990; and Hatchell Concrete \$18,500. Mr. Malcolm Fearing commented about the sidewalk in front of the Fearing Building where Endless Possibilities is and stated he will be repairing that portion of the sidewalk but would like the Town to replace the curb. He had Hatchell Concrete give a quote which he gave to the Board. Mr. Fearing attended the Stormwater presentation and would like to work with the Town and would like the Town to consider different types of materials that are permeable; that the water will go through. He would also like the Town to allow him to place a bulb out with vegetation so that the water could go through the ground and he would be willing to lose a partial parking space to accomplish that. Commissioner Farrow commented that Hatchell Concrete is the cheapest and he thinks we should go with them.

MOTION: Commissioner Farrow seconded by Commissioner Fry to excuse Commissioner Creef from the meeting was approved by the following vote: Ayes: Commissioners Farrow, Walker, Fry, Burke, Collins. Noes: None. Absent: none. Excused: Creef

MOTION: Commissioner Farrow seconded by Commissioner Fry to award the sidewalk contract to Hatchell concrete was approved by the following vote: Ayes: Commissioners Farrow, Walker, Fry, Burke, Collins. Noes: None. Absent: none. Excused: Creef

SUBJECT: Discussion and consideration of bids received for the Magnolia Market renovations. Staff advertised RFP per the BOC instructions for sealed bids to be opened on February 13, 2009 at noon and received the following bids: Albemarle Contract Services; \$106,450; Renovations by Renaissance \$99,442.01; Blue Streak \$97,474; Ocean Builders \$131,000; Larson and Larson \$109,904; and Frank Allen whose initial bid at the opening of bids was \$42,473 and later that day he submitted a corrected bid for 74,836 and did not meet the deadline and should be disqualified. Town Manager Kermit Skinner commented that the bids came in higher than anticipated and staff is recommending that the Board not consider these bids and staff will go back and redraw the project and try to cut the cost; the first thing we would do would be to update the public restrooms on the north end of the building. Building Inspector John Boniface commented that he could probably get some figures to the Board by their mid month meeting. Consensus of the Board is for staff to find a more economical way to be presented at their mid month workshop. Mr. Fearing commented that he agrees with the Board to redraw the plans.

SUBJECT: Budget Amendment #9-this budget amendment is for the PEG Channel-Government Access Channel. Our portion of the Government Channel is now due. The State charges and collect the cable company a franchise fee; we have entered into a contract with the other municipalities to pool all the funds to operate a more efficient Government Channel. All

funds that the Town received from the State have to be spent on the PEG channel. Mrs. Twiddy commented that this does not affect General Fund.

MOTION: Commissioner Collins seconded by Commissioner Farrow to approve budget amendment #9 was approved by the following vote: Ayes: Commissioners Farrow, Walker, Fry, Burke, Collins. Noes: None. Absent: none. Excused: Creef

SUBJECT: Budget Amendment #10- The Town received a grant from the State of NC to have a statue of Richard Etheridge constructed to be placed in the round about they plan to build near Collins Park. Town Attorney Daniel Khoury has negotiated a contract between the Town and the sculptor Steven Smith, but in order for Mrs. Twiddy to affix the pre-audit certification to the contract she has to certify that funds are available. Mr. Khoury wanted to make the Board members aware that one of the items of negotiation is that the sculpture is going to be done before NCDOT has opportunity to put the roundabout in and he is concerned about storage of the sculpture; the sculptor wants to charge for storage until NCDOT is ready and is still an issue in his mind. Mr. Khoury has asked Mr. Skinner to investigate getting some insurance for the sculpture. Mrs. Twiddy commented that she can add the Fine Arts Rider to our property liability insurance.

MOTION: Commissioner Walker seconded by Commissioner Farrow to approve budget amendment #10 was approved by the following vote: Ayes: Commissioners Farrow, Walker, Fry, Burke, Collins. Noes: None. Absent: none. Excused: Creef

TOWN ATTORNEY'S AGENDA

Daniel Khoury commented that the amendment to the agreement with Cultural Resources is done and sent to the State for signatures regarding the addition of the Indian village at Festival Park. He also commented that we also now have a plat and the agreement ties into the plat. He also gave an update on the purchase of the waterfront condo from Mr. Hollowell; the existing tenant still has a lot of stuff in the unit and does not think he will be ready to close until May.

OLD BUSINESS

Old business list was gone over-sidewalks have been awarded; Cemetery rates and amendment were discussed and the Board would like to have a joint meeting with the Cemetery Board to ask some questions about the fees and what type of rules and regulations they want. Mayor Daniels commented there are things that need to be sorted out; which would be the cremation site lay out and sizes and what we are going to charge and then some rules and regulations. Commissioner Farrow commented that he would also like some rules and regulations for the old portion to allow the possibility of more than one person being buried in a grave site. Consensus of the Board will be to recess the workshop meeting of March 18th to March 19th and have a joint meeting with the cemetery board.

Town Manager Kermit Skinner commented that we received word from the Tourist Bureau that the grant we received from them for the purchase of Buck's Seafood for a water garden park does not allow for a playground and the grant was for open green space and passive recreation.

MAYOR'S AGENDA

Mayor Daniels asked the Board what they thought about finishing the interior of Marshes Light to replicate what it looked like. Commissioner Farrow commented that if we are going to do it, it must be done right. Mayor Daniels offered to research this and bring it back to the Board.

COMMISSIONERS AGENDA

SUBJECT: Establishing a cemetery fee for cremations: this was discussed at last month's meeting and the Board tabled until the March meeting. This was tabled for discussion for the joint meeting with the Cemetery Board on March 19.

Commissioner Walker asked about the affordable housing workshop and Mayor Daniels commented that the meeting was held and there was not much attendance but we will be doing it again next month and we will advertise it better.

There being no further business to come before the Board or other persons to be heard a motion by Commissioner Collins seconded by Commissioner Fry the meeting was recessed at 8:50 pm until 4pm Wednesday, March 11 and then 4pm Wednesday March 18, 2009 , then Thursday March 19th was approved by the following vote: Ayes: Commissioner Farrow, Fry, Walker Collins. Noes: Burke. Absent: none. Excused: Creef

This the 4th day of March 2009

Jamie Daniels, Mayor

ATTEST:

Becky Breiholz, Town Clerk