

The Plymouth Town Council met in a regular meeting Monday, October 10, 2011 at 7:00 pm in the Town Council Room located in the Plymouth Police Department with Mayor Brian Roth presiding. The meeting was called to order. The following were present:

Mayor Brian Roth  
Councilmember Vicki Sawyer, Mayor Pro-Tempore  
Councilmember Edgar Barrow  
Councilmember James Arnold  
Councilmember Mary Ann Byers  
Councilmember Shelton McNair  
Councilmember Mary Nixon

Kenneth Creque, Town Manager  
Joanne Floyd, Town Clerk  
Brantley Peck, Town Attorney

**I. MEETING CALLED TO ORDER**

**II. OPENING PRAYER & PLEDGE OF ALLEGIANCE**

Reverend Clagon gave the opening prayer, and the Mayor led with the Pledge of Allegiance.

**III. APPROVAL OF AGENDA**

The Mayor stated that Ted & Mary Stuart Brzeczek had requested to speak under Public Comment, but since they are not in the audience they need to be removed from the agenda.

Motion to approve the agenda with the removal of Ted & Mary Stuart Brzeczek from Public Comment was made by Councilmember Byers and seconded by Councilmember Barrow. Motion passed with a vote 6-0.

**IV. PUBLIC COMMENT**

Jennifer Arnold, Chamber of Commerce, thanked the Town for the hospitality given to the cyclists from the Mountains to Coast Bike Ride that visited the Town. She stated that she heard nothing but good compliments.

**V. DEPARTMENT REPORTS**

1. Public Works Report- Bob Jones

Mr. Robert Jones presented the monthly report that was part of Council's agenda package. He reported that the hiring phase for the in-house transition had been completed.

Also, it was confirmed that the STAG funds for the planned sewer project had been recaptured by the Federal government because there was no current contract in place.

2. Police Department Report– Chief O’Neal

The monthly report that was part of Council’s agenda package was reviewed by Council.

3. General Services –Mike Wright

Mr. Mike Wright presented the monthly report that was part of Council’s agenda package.

**VI. CONSENT AGENDA**

Motion to approve the proposed August 8, 2011 and September 12, 2011 sets of minutes was made by Councilmember McNair and seconded by Councilmember Sawyer. Motion passed with a vote 6-0.

**VII. OLD BUSINESS – None.**

**VIII. NEW BUSINESS**

1. Consideration of appointment of Mayor Roth as the Town’s Voting Representative to the NCLM Conference.

Motion to appoint Mayor Roth as the Town’s Voting Representative to the NCLM Conference was made by Councilmember McNair and seconded by Councilmember Byers. Motion passed with a vote 6-0.

2. Proposed Halloween Resolution

Motion to approve the proposed Resolution Urging Residents to Observe a Safe and Courteous Halloween was made by Councilmember Sawyer and seconded Barrow. Motion passed with a vote 6-0.

3. Capital Improvement Plan (no action item)

The Town Manager stated that he would like to plan a dedicated workshop to review and discuss the proposed Capital Improvement Plan for possible adoption in November 2011, so that available Rural Center funding could still be applied for.

4. Proposed Public Works Ordinance (no action taken).

The Town Manager stated that he would like to plan a dedicated workshop to review and discuss Public Works Ordinance for possible adoption in December, 2011.

5. Proposed Economic Development Policy (no action taken).

The Town Manager stated that he would like to plan a dedicated workshop to review and discuss Economic Development Policy for possible adoption in January, 2012.

6. FEMA Projects and Project Manager

After providing Council with a estimated cost list of damages caused by Hurricane Irene, The Town Manager requested that the Council authorize him to negotiate a contract for a temporary Project Manager to oversee the Town's FEMA Projects. He stated that this is an approved FEMA expense and that FEMA would pay 75% and the State would pay 25% of the total costs.

Motion to authorize the Town Manager to negotiate a contract for a temporary Project Manager (not to exceed 18 months) to oversee the Town's FEMA Projects and for eventual Board consideration was made by Councilmember Barrow and seconded by Councilmember Sawyer. Motion passed with a vote 5-1. Member of Council voting opposed was Arnold.

**IX. TOWN MANAGER'S REPORT**

The Town Manager reviewed the following items that were part of Council's agenda package:

1. Finance;
2. Permits and Zoning;
3. IT;
4. Engineering; and
5. Project List.

**X. TOWN ATTORNEY'S REPORT**

No report.

- XI.** Motion to move the Closed Session Agenda item to after the Announcements from Council Agenda item and take a 5 minute recess beforehand was made by Councilmember Byers and seconded by Councilmember Nixon. Motion passed with a vote 6-0.

**XII. ANNOUNCEMENTS FROM COUNCIL**

The Mayor announced that Kimberly James has been invited to participate in a Panel Forum at the Rural Center's annual conference in November; the NCLM Annual Conference is scheduled this month; Ribs on the Roanoke will be held on October 29, 2011; and Lions Club's Music Night will be held on October 13, 2011.

**XIII. CLOSED SESSION:**

Motion to go into closed session was made by Councilmember Byers and seconded by Councilmember Nixon pursuant to the following statutory grounds:

1. N.C.G.S 143-318.11(a) (6) to consider the qualifications, competence, performance, character, fitness, conditions of appointment, or conditions of employment of an individual officer or employee;
2. N.C.G.S 143-318.11(a) (1) To prevent the disclosure of information that is privileged or confidential pursuant to the law of this State or the United States, or not considered a public record within the meaning of Chapter 132 of the General Statutes; and
3. N.C.G.S 143-318.11(a) (3) to consult with an attorney employed or retained by the public body in order to preserve the attorney client privilege between the attorney and the public body, which privilege is hereby acknowledged.

Motion passed with a vote 6-0.

- XIV.** After coming out of closed session, a motion was made by Councilmember Barrow and seconded by Councilmember Byers to contact Envirotech and request that both parties consider the mutual rescission of the contract to perform drainage work on West Avenue. Motion passed with a vote 6-0.

**XV. ADJOURNMENT**

Motion to adjourn was made by Councilmember Sawyer and seconded by Councilmember McNair. Motion passed with a vote 6-0.

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Town Clerk

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Mayor

November 14, 2011  
Adopted