

**MINUTES - REGULAR MEETING
BOONE TOWN COUNCIL
DECEMBER 21, 2006**

A regular meeting of the Boone Town Council was called to order at 6:30 p.m., Thursday, December 21, 2006 in the Council Chambers, 1500 Blowing Rock Road. Mayor Loretta Clawson presided. Council members present were Mayor Pro Tem Lynne Mason, Rennie Brantz, Janet Pepin, Bunk Spann, and Dempsey Wilcox. Town Attorney Sam Furgiuele was also present. Staff members present were Town Manager Greg Young, Town Clerk Freida Van Allen, Police Captain Curtis Main, Special Assistant to the Town Manager Jim Byrne, Fire Chief Reggie Hassler, Public Services Director Blake Brown, Public Utilities Director Rick Miller, Finance Director Amy Davis, and Development Services Director John Spear.

TENTATIVE AGENDA ADOPTION

Town Manager Greg Young noted the following changes to the agenda:

Deletion of Item 6.B. - Requested Appearance - Travis Wilson.
Deletion of Item 6.C. - Requested Appearance - Stephen Patrick D’Agostino.
Addition of ASU Interconnection Agreement to Closed Session.

On a motion by Council member Brantz, seconded by Council member Mason, Council moved to adopt the agenda as amended.

VOTE:Aye-All
Nay-None

CONSENT AGENDA ADOPTION

On a motion by Council member Mason, seconded by Council member Brantz, Council moved to adopt the following consent agenda items:

Minutes: November 9, 2006 - Quarterly Public Hearing
November 16, 2006 - Regular Meeting

Tax Releases & Refunds: October 2006
**TAX RELEASES
OCTOBER 2006**

Taxpayer	Year	Amount	Description
WHITE, JEAN LONG GREENE, EVELYN ROMINGER	2006	12.91	SOLD VEHICLE
JAMES, CHRISTINE ELIZABETH	2006	9.28	HIGH MILEAGE
SUPERFLY ANASTASIA PETROS D/B/A	2006	5.29	OUT OF BUSINESS 12/31/05
HEINTZELMAN, SCOTT WILLIAM	2006	6.50	SOLD VEHICLE
LANIER, GLADYS	2006	335.22	FAILED TO RECEIVE OA EXEMPTION
MCKIBBIN, MICHAEL CREMINS MCKIBBIN, SHARON HUGHES	2006	3.70	ADJ FOR DAMAGE AND MILES
IRISH, MARY PATRICIA IRISH-HORTON, JENNIFER	2006	62.08	DOES NOT LIVE IN TOB
HUFFSTETLER, BEVERLY CAROL	2006	38.37	TURN IN TAG

HATCH, MATTHEW DAVID	2006	10.60	TURN IN TAG
ISAACS, TONY RANDALL ISAACS, DORIS WINKLER	2006	8.97	TURN IN TAG
LIBERTO, CHARLES ANTHONY LIBERTO, MARTHA JEAN WELDON	2006	2.88	LIVES IN HENDERSON COUNTY
DCFS TRUST	2006	122.73	INCORRECT AMOUNT
HESTER, RONALD GRAHAM	2006	29.17	SOLD VEHICLE
CHURCH, ANGELA WITHROW	2006	63.68	INCORRECT SITUS
TOTAL		\$711.38	

**MSD RELEASES
OCTOBER 2006**

Taxpayer	Year	Amount	Description
SUPERFLY ANASTASIA PETROS D/B/A	2006	2.08	OUT OF BUSINESS 12/31/05
		\$2.08	

**TAX REFUNDS
OCTOBER 2006**

Taxpayer	Year	Amount	Description
ENGLERT, MICHAEL RAY	2006	41.08	INCORRECT SITUS
		\$41.08	

2006 Annual Certification of Firemen: **EXHIBIT A**

VOTE: Aye-All
Nay-None

ADOPTION OF ZONING AMENDMENT

Development Services Director John Spear presented the following zoning text amendment which was tabled by Council at the November meeting.

Case 20060660 - Balloons Text Amendment - The Boone Town Council has initiated a zoning text amendment to UDO Section 15 and 338 to define balloons and provide guidelines for the use of balloons as temporary signs. Council member Mason thanked Staff for the summary of sign definitions as reported by other municipalities. Council member Mason said she was concerned that, by adopting new text, the Town could be opening the door to allowing exceptions to the sign ordinance. Council member Mason suggested strengthening the current definition of a sign by adding the word “solely” and by providing examples of types of signs. Town Attorney Sam Furguele said discrimination can be argued if ordinances are too specific.

Council member Spann thanked Staff for their work and suggested that the Town retain the current sign ordinance definition as it is now written. On a motion by Council member Mason, seconded by Council member Spann, Council moved that the application is not consistent with all of the objectives and policies for growth and development of the 2006 Boone Comprehensive Plan.

VOTE:Aye-4 (Mason, Pepin, Spann, Wilcox)
Nay-1 (Brantz)

Council member Mason suggested that Staff rewrite and clarify the present sign definition to make it clearer and present at an upcoming zoning public hearing.

ADOPTION OF RESOLUTION - DIRECTING CLERK TO INVESTIGATE PETITION FOR WATERS ANNEXATION

Development Services Director John Spear said this annexation request was made by Alfred and Joanne Waters for a 1.315-acre parcel located off George Wilson Road. Council approved a water request on March 16, 2006 contingent upon annexation of the property. Development Services Director Spear said this was the first step in the annexation process. On a motion by Council member Mason, seconded by Council member Brantz, Council moved to adopt the following resolution:

**RESOLUTION DIRECTING THE CLERK TO INVESTIGATE
A PETITION RECEIVED UNDER G.S. 160A-58.1 (WATERS
ANNEXATION)**

WHEREAS, a petition requesting annexation of an area described in said petition was received on December 21, 2006, by the Town Council; and

WHEREAS, G.S. 160A-58.2 provides that the sufficiency of the petition shall be investigated by the Town Clerk before further annexation proceedings may take place; and

WHEREAS, the Town Council of the Town of Boone deems is advisable to proceed in response to this request for annexation.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Boone that:

The Town Clerk is hereby directed to investigate the sufficiency of the above described petition and to certify as soon as possible to the Town Council the result of her investigation.

Mayor

ATTEST:

Town Clerk

(RESOLUTION TO BE TYPED IN BOOK 3, PAGE 10)

VOTE:Aye-All
Nay-None

DISCUSSION OF CENTRAL BUSINESS CORE DISTRICT DEVELOPMENT

Development Services Director John Spear presented the following summary:

On December 6, 2006 Development Services staff presented the concept of creating a central business core district to the Downtown Boone Development Association (DBDA). The following list summarizes initial responses from the DBDA regarding the creation of a central business core district:

- Increase core area size to the east and west.
- Incorporate an artscape plan as part of the core zoning district or as a component of an overall downtown master plan.
- There is consensus that a public parking facility is desired for downtown. However, the DBDA questioned how such a facility could be funded.
- Improvement of pedestrian pathways in an effort to make downtown more pedestrian friendly (improved crosswalks, embellishments etc...).
- Favor loosening sign regulations and allowing sidewalk signs.
- The DBDA is in favor of loose design guidelines unique to the district and not in favor of mandatory design guidelines for downtown that could potentially alter the uniqueness of downtown.
- University encroachment upon the district is a concern.
- Money to enhance landscaping, lighting etc... could be raised through the municipal tax district if possible.

Currently, approximately 1/3 of those who attended the presentation prioritized the main areas of focus for the creation of a core district as follows:

1. Land use intensities (height, setbacks etc...)
2. Parking
3. Design Guidelines
4. Signs
5. Landscaping
6. Permitting Requirements
7. Permitted Uses

The intent of this summary is to provide Town Council with initial feedback from the DBDA regarding the creation of a central business core district. Development services staff anticipates that additional feedback will be generated from the DBDA in the following weeks. When all feedback from the DBDA is received, Development Services staff will provide updated correspondence to Town Council for consideration.

Council discussed at length the expansion of the current municipal service district boundary and the area in which it should be expanded. Council agreed the expansion should be to the east and west and that consideration will be finalized once all comments are back from the DBDA.

REVISION OF GREENWAY/ALTERNATIVE TRANSPORTATION COMMITTEE

Mr. Saul Chase, a member of the Greenway Committee, appeared before Council to request restructure of the Greenway and Transportation Committees. Mr. Chase reminded Council that the Greenway Committee has had the responsibility of reviewing alternative transportation measures since the late 1980's. Mr. Chase felt both committees would perform more efficiently if the alternative transportation portion would now be the responsibility of the Transportation Committee. Mr. Chase felt the Greenway Committee could then focus on parks and gardens, too. Mr. Chase even suggested that a new name could be the "Greenway, Parks and Gardens Committee." Mr. Chase said both the Greenway and Transportation Committees have unanimously endorsed this restructuring. Council member Spann thanked Mr. Chase for his leadership and made a motion to approve the restructuring. Council member Brantz seconded.

VOTE:Aye-All
Nay-None

SCHEDULING OF SPECIAL PLANNING RETREAT

On a motion by Council member Pepin, seconded by Council member Brantz, Council moved to schedule a special planning retreat for Friday, February 2, 2006, at 8:00 a.m., in the Council Chambers. Council discussed at length the agenda for this meeting and agreed to formally set the agenda for this meeting at the January 18th Council meeting.

VOTE:Aye-All
Nay-None

SCHEDULING OF ANNUAL COUNCIL RETREAT

On a motion by Council member Pepin, seconded by Council member Mason, Council moved to schedule the annual Council retreat for Friday, February 23, 2006, at 8:15 a.m., in the Burris Room, Broyhill Inn and Conference Center.

VOTE: Aye-All

Nay-None

SCHEDULING OF INTER-GOVERNMENTAL RETREAT

Council member Mason said she recently attended a workshop at the Annual League of Municipalities meeting on strategic planning, where she learned that what each of us does impacts another. Council member Mason felt it important that surrounding municipalities start addressing collective common goals and identifying a few issues that we jointly need to address, such as the zero-waste initiative. Council member Brantz offered that ASU is hosting the Mazie Levenson Environmental Conference in April which will involve the kinds of issues concerning jointly working together. Council member Brantz suggested coordinating the inter-governmental retreat to complete the Environmental Conference. Council member Brantz was unsure of the date of the environmental conference but stated that it will be held at ASU in April. Council agreed to set the date of this retreat at the January 18th meeting.

APPROVAL OF CONTRACT - HSMM FOR LT2 AND STAGE 2DBP ASSISTANCE

Public Utilities Director Rick Miller said this contract, in the amount of \$37,300, will provide assistance to the water department for the LT2 and Stage 2DBP EPA rules. Council member Brantz questioned, once the assistance is provided, whether or not the Town will monitor and report directly to the EPA. Public Utilities Director Rick Miller said yes. Council member Brantz then asked if this adjustment would be additional work for the water department. Mr. Miller responded yes that it will be a major adjustment for that department. After little discussion, on a motion by Council member Spann, seconded by Council member Brantz, Council moved to adopt the following contract:

CONTRACT

Hayes, Seay, Mattern & Matern, Inc. (HSMM) is pleased to submit this proposal to provide professional engineering services to assist the Town of Boone with the performance of an Initial Distribution System Evaluation (IDSE) and the preparation of the associated reports, and the Stage 2 Compliance Monitoring Plan, along with providing quality control services for the Long Term 2 Enhanced Surface Water Treatment Rule (LT2ESWTR). The purpose of this proposal for the above reference engineering services is to assist the Town of Boone in complying with the newly passed EPA Stage 2 Microbial and Disinfection Byproducts Rules.

Scope of Services

Our Basic Services are identified on the attached *Scope of Basic Services* (Exhibit A). Services not set forth as Basic Services and listed in Exhibit A are considered Additional Services. Any Additional Services shall be mutually agreed to in writing by the Town of Boone (hereinafter "Client") and HSMM. Additional Services are not included as part of our Basic Services and, thus, shall be paid for by the Client in addition to payment for Basic Services.

Schedule

We anticipate commencing our services promptly after receipt of your acceptance of this proposal. We anticipate submittal of the final IDSE report within ninety (90) days following the completion of the required model verification related to DBP sampling. The date of this sampling is dependent on the month of highest DBP formation or the month of highest water temperature. A Stage 2 Compliance Monitoring Plan Report will be prepared and submitted to the Town of Boone (OR NCDWQ) following confirmation that the final IDSE report was

approved. We also anticipate commencing our LT2 quality control services within seven (7) days following the acceptance of this contract. Should the Client and HSMM agree to any Additional Services, a new completion schedule, if required, shall be determined at that time.

Meetings

We anticipate having a total of five (5) meetings, with the Town and the Project Manager and Project Engineer, during the terms of this contract. Any additional meetings shall be charged based on the direct labor cost times a multiplier of 3.2.

Compensation

HSMM proposes to complete this project in accordance with the attached *Scope of Basic Services*. Compensation for these services shall be in the form of a lump sum payment of thirty-seven thousand, three hundred dollars (\$37,300) plus direct costs and reimbursable expenses. An *Engineering Fee Schedule* is also attached.

Direct costs (i.e., direct non-payroll expenses) and reimbursable expenses, including, but not limited to, the cost of special reports, reproduction, parking, and subcontractors or consultants, associated with performance of either the Basic Services or any Additional Services will be charged on the basis of direct or actual costs times a factor of 1.1.

Fees for Additional Services, which will be mutually agreed upon in writing by the Client and HSMM, shall be based on the direct labor cost times a multiplier of 3.2.

At the beginning of each month, an invoice based on the percentage of the project that has been completed at that time will be submitted to the Client. Upon submittal of the Stage 2 Compliance Monitoring Plan Report to the Town of Boone (OR NCDWQ), a final invoice (for 100% completion) will be submitted to the Client. Payment for all invoices is due upon receipt.

Standard Terms and Conditions

Our services will be provided in accordance with the attached *Modified Version of the Standard Terms and Conditions for Professional Services, January 2006*, which are integral to this proposal.

Closing

We appreciate this opportunity to submit this proposal to you and hope that you will find it satisfactory. Our proposal shall remain open for sixty (60) days. If you find our proposal acceptable, an executed copy of this letter, together with the attached *Scope of Basic Services*, *Engineering Fee Schedule*, and the *Modified Version of the Standard Terms and Conditions for Professional Services*, may serve as our Agreement.

Acceptance for the Town of Boone:

I hereby authorize Hayes, Seay, Mattern & Mattern, Inc. to proceed with the work described above.

VOTE: Aye-All
Nay-None

MONTHLY WATER USE STATUS REPORT

Public Utilities Director Rick Miller presented the following monthly water use status report.

As requested by Town Council, staff and I have compiled the following information concerning water use for the month of November. The Water Treatment Plant recorded a maximum daily demand of 1.934 million gallons on Saturday, November 4, 2006. The average daily demand was 1.768 million gallons for the entire month.

Attached you will find a chart that depicts a comparison of the maximum daily demands for the month of November since 1995. Included is an average trend line that illustrates the extent the maximum daily demand has increased during the last twelve years.

As adopted in Ordinance 05-01, the Town of Boone Council appropriated for 25,000 gallons per day usage for year 2006 for allocation to customers of which 16,441 gallons was previously allocated leaving a balance of 8,559 gallons. Nine previously approved allocations did not contact us within the one year period and did not acquire all necessary permits as required in Ordinance 05-01, plus one project was denied an extension of their allocation by the Boone Town Council, and one applicant withdrew a request to extend the water allocation. The total water allotment remaining for the year 2006 has now broken the sixty percent threshold. All future water service requests in excess of 500 gallons per day usage will be forwarded to Town Council as required in Ordinance 05-01. Since the last Town Council Meeting, the Utilities Department has approved two projects that subtracted 1,608 gallons per day from the 2006 allotment and one project was allocated 4,800 gallons per day from 2006, 2007 and 2008 by Town Council.

As you can see in the attached “Approved Water Connections” chart, the Public Utilities Department now has 6,788 gallons per day remaining for allotment in 2006. 2007 and 2008 now have 20,200 gallons per day remaining. Also, be reminded that all calculations are based on 60% of the North Carolina Discharge Rate Schedule.

If you have any questions, or require any additional information, please feel free to contact me.

			Approved Water Connections			
			2006			
Staff Approved	Date	Projected Usage	Council Approved	Date	Projected Usage	Remaining Gallons
						25000
		4165	John Cook	May-05	8038	16962
			CataCorner Investments	Jul-05	7296	9666
			CAT Tractor	Oct-05	1107	8559
			2005 Balance Carry Over	Jan-06	228	8787
**Relinquished		Previously	Approved Allocations	Feb-06	16965	25752
Bob Young	Feb-06	450				25302
Sarvos Properties	Feb-06	2100				23202
William Klein	Feb-06	540				22662
Andy Garrett	Feb-06	90				22572
Charles Ulerey	Feb-06	2985				19587
Eric Woolridge	Feb-06	540				19047
Ray Howell	Feb-06	104				18943
			Lynhill Daycare	Mar-06	693	18250
Gene Jensen	Mar-06	180				18070
BREMCO	Mar-06	15				18055
Mels Diner	Mar-06	360				17695
Raymond Verling	Mar-06	430				17265
Jeff Nichols	Mar-06	180				17085
			VIA LLC/Ed Street Co.	Apr-05	5000	22085
ECR Software	Apr-	81				22004

	06					
S&T Enterprises	Apr-06	360				21644
			CC Bear Development	Apr-06	6344	15300
Watauga County	Apr-06	15				15285
TOB ABC Store	May-06	62				15223
A-Z Enterprises	May-06	45				15178
Boone Mall	May-06	1518				13660
			CataCorner Investments	Jul-05	7296	20956
Elaine Gray	Jul-06	90				20866
Pete Beckman	Jul-06	180				20686
			Two Rivers School	Aug-06	540	20146
			Cathy Kosterman	Jun-05	1110	21796
Joyce Dunbar	Aug-06	1800				19996
Joyce Dunbar	Aug-06	360				19636
			Randall Honeycutt	Sep-06	360	19276
Watauga County	Sep-06	38				19238
Exec Partners LLC	Sep-06	30				19208
Boone Mall	Sep-06	600				18608
Watauga Commons	Oct-06	2024				16584
Carolina West Wireless	Oct-06	176				16408
Temleton Properties	Oct-06	1275				15133
John Winkler	Nov-06	1231				13902
Razzleberrys	Nov-06	80				13822
High Country Inn	Nov-06	596				13226
Toyota of Boone	Nov-06	30				13196
A-Z Enterprises	Nov-06	1488				11708
			Watauga County	Nov-06	4800	6908
Hardin Creek (Greene)	Nov-06	120				6788
Staff Approved	Date	Projected Usage	Council Approved	Date	Projected Usage	Remaining Gallons
			Approved Water Connections			
			2007			25000
			Watauga County	Nov-06	4800	20200
			Approved Water Connections			
			2008			25000
			Watauga County	Nov-06	4800	20200

APPROVAL OF BUDGET AMENDMENTS

On a motion by Council member Brantz, seconded by Council member Mason, Council moved to adopt the following budget amendments:

DESCRIPTION	ACCOUNT #	TO:	FROM:
Maintenance - Vehicles (Police Dept)	010-500-300-525201	\$2,215.00	
Miscellaneous Revenue (General Fund)	010-000-000-489000		\$2,215.00
Capital Outlay - Other (Police Dept)	010-500-300-574000	\$3,360.00	
Capital Outlay - Other (Narcotics Fund)	012-500-303-574000	\$1,840.00	
Miscellaneous Revenue (General Fund)	010-000-000-489900		\$3,360.00
Undercover Operations (Narcotics Fund)	012-500-303-529902		\$1,840.00
Miscellaneous Supplies (Facilities Maintenance)	010-600-405-519900	\$1,015.00	
Miscellaneous Revenue (General Fund)	010-000-000-489900		\$1,015.00
Maintenance Equipment (Water Treatment Plant)	030-700-804-525201	\$6,460.00	
Miscellaneous Revenue (Water/Sewer Fund)	030-000-000-489900		\$6,460.00

VOTE: Aye-All
Nay-None

REQUESTED APPEARANCE - MATTHEW COOPER

Mr. Matthew Cooper appeared before Council to request to renew the Leola Street Community Garden lease for a two-year period. Mr. Cooper also explained that he had received a letter of violation regarding the noxious growth remaining at the end of the growing season. Mr. Cooper presented some of the positive improvements to the property, such as planting apple trees and installing a split rail fence. Council member Spann felt the community garden is a great project but thought that the users of the garden should take some responsibility for cleaning up the property. Town Manager Greg Young pointed out there has been some damming of the creek beside the garden which could be in violation with the Army Corps of Engineers. Town Manager Young said there had also been evidence of squatters at the creek. Council member Pepin said she was uncomfortable renewing the lease when there are violations involved. Public Services Director Blake Brown commented that Mr. Cooper received a “warning of violation” rather than an actual “violation letter” and that the Town could work with Mr. Cooper to extend the time needed to clean up the lot. After some discussion about a new organization that Mr. Cooper is involved within taking over the lease, Council member Pepin made a motion to deny the lease renewal until there is additional language prepared regarding rules for the community garden. Council member Spann seconded.

VOTE: Aye-All
Nay-1 (Brantz)

On a motion by Council member Spann, seconded by Council member Brantz, Council moved to extend the current lease, which expired November 30, 2006, for an additional 60-day period in order to allow Mr. Cooper to address the community improvement code violations and to allow

time to negotiate a new lease, which will include guideline practices. The Town Manager, Town Attorney and other appropriate Town staff are directed to meet with Mr. Cooper as soon as possible.

VOTE: Aye-All

Nay-None

REQUESTED APPEARANCE - HANNI MUERDTER

Ms. Hanni Muerdter appeared before Council on behalf of the High Country Conservancy to present a brochure on conservation. Ms. Muerdter said this brochure will let property owners know they have other options with their property besides development. Ms. Muerdter explained there are three ways property owners could work with the High Country Conservancy. First is a land donation for tracts under 15 acres; second is a conservation easement for tracts over 15 acres, and third is bargain sale of property. Ms. Muerdter said the brochure is still in the design process and welcomed any suggestions or changes from Council. Council member Mason suggested new language for the brochure front focusing on the “future of Boone.” Council member Spann suggested Council review the brochure and send any comments or changes to him so that he can forward them to Ms. Muerdter.

REQUESTED APPEARANCE - TUESDAE RICE

Ms. Tuesdae Rice appeared before Council to present a resolution of support of the efforts of the Downtown Boone Development Association to establish an ongoing public art project. Ms. Rice presented a power-point presentation showing various public art displays and some locations the DBDA would like to explore for public art projects. Ms. Rice said the resolution of support will help in securing public and private funding. Mayor Clawson asked who would be responsible for the maintenance and upkeep of the art. Ms. Rice said most pieces will not require much upkeep, but that the DBDA will provide insurance on individual pieces. Ms. Rice said the DBDA would like to secure the planter boxes beside Town Hall for installation of the first art piece. Ms. Rice requested that Public Services help with installing the art work. Council member Wilcox thought that the planter location is a good place to start. Town Manager Greg Young suggested that Council approve all artist renderings and locations before installation. On a motion by Council member Wilcox, seconded by Council member Brantz, Council moved to adopt the following resolution of support:

RESOLUTION

Whereas, public art can be an integral component of a vital community, and local community members of the Town of Boone have called for a revival of the Downtown which incorporates public art;

Whereas, public art can represent Boone’s diversity and unique character, mark the gateways to downtown and integrate with the many elements of Boone’s existing built environment;

Whereas, public art can enhance downtown Boone as an arts and cultural district destination with multiple activities supportive and conducive to tourism;

Whereas, formal public volunteer and elected official support for a public art plan can be of vital importance to the furtherance of the goal of creating a public artscape;

Now therefore be it resolved, that the Town of Boone Town Council hereby resolves its support in favor of the efforts of the Downtown Boone Development Association to establish an ongoing public art project.

Adopted this the 21st day of December, 2006.

Loretta Clawson, Mayor

Attest:

Freida Van Allen, Town Clerk

(RESOLUTION TO BE TYPED IN BOOK 3, PAGE 11)

VOTE: Aye-All

Nay-None

PUBLIC COMMENT

There were no public comments.

CLOSED SESSION

Upon a motion by Council member Wilcox, seconded by Council member Pepin , Council moved to enter Closed Session at 9:04 p.m. pursuant to NCGS 143-318.11a)3)5) in order to discuss the following matters:

- Property Acquisition
- Radford Quarries Settlement Proposal
- Jeff Templeton Litigation

VOTE: Aye-All

Nay-None

On a motion by Council member Pepin, seconded by Council member Mason, Council moved to exit Closed Session at 10:29 p.m.

VOTE: Aye-All

Nay-None

ACTION FOLLOWING CLOSED SESSION

On a motion by Council member Mason, seconded by Council member Brantz, Council moved to accept the settlement proposal from Radford Quarries, Inc., in the amount of \$900.

VOTE: Aye-All

Nay-None

ADJOURNMENT

On a motion by Council member Spann, seconded by Council member Mason, Council moved to adjourn at 10:30 p.m.

VOTE: Aye-All

Nay-None

Town Clerk

Mayor