

CITY OF EDEN, N. C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, July 17, 2012 at 7:30 p.m. in the Council Chambers, 308 E. Stadium Drive. Those present for the meeting were as follows:

Mayor:	John E. Grogan
Mayor Pro Tem: (absent)	Wayne Tuggle, Sr.
Council Members:	Donna Turner
	Darryl Carter
	Jerry Epps
	Gene Hagood
	Jim Burnette
	Jerry Ellis
City Manager:	Brad Corcoran
City Clerk:	Sheralene Thompson
City Attorney:	Erin Gilley

Representatives from Departments:

Representatives from News Media: Roy Sawyers, *RCENO*, Latala Payne, *Eden News*

MEETING CONVENED:

Mayor Grogan called the regular meeting of the Eden City Council to order and welcomed those in attendance. He explained that the Council meets the third Tuesday of each month at 7:30 p.m. and works from a prepared agenda; however, time would be set aside for business not on the printed agenda.

INVOCATION:

Mr. Wayne Parleir, Pastor of Meadow View United Methodist, gave the invocation followed by the Pledge of Allegiance.

SET MEETING AGENDA:

A motion was made by Council Member Burnette seconded by Council Member Carter to set the agenda. All Council Members present voted in favor of this motion.

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PUBLIC HEARINGS:

No Public Hearings were scheduled.

REQUESTS AND PETITIONS OF CITIZENS:

Mr. Lynn Stephenson, 1007 West Avenue, addressed Council:

Mr. Stephenson asked if any of them believed if there was such a thing as a free lunch. He commented about an article he read entitled "Facts, Figures and More", January 2011. They have free water that comes right by there. They do not have to have a dam or pump 20 or 30 miles to a pipeline, the water goes straight to Danville, then to Kerr Lake and it furnishes water for Norfolk, Hampton Roads, Newport News and others. Now his question was, 1½% of whatever the average income was, what did how much money he made do with what it cost them to flush their toilet. They all know the answer to that, absolutely nothing.

Now, a submission for a grant was applied to Golden Leaf (Foundation). He had talked with Mr. Gerlach who said that application was submitted around February and the average income was \$38.15. The requirement was \$39.78 but whoever sent this application in and whoever was responsible was told that was close enough. Then, 30 days later, they got a raise to about \$42.00. Another application was sent in October or November. After they raised the water bills he talked to Mr. Gerlach and according to him they did not need to raise them to get the grant. He asked if anybody wanted to dispute his word.

He also added that as a couple of little sidelines, it did not mean much, just a matter of fairness. A lot of people in this town were living on \$1,000 a month social security. He was not one of them thank goodness. At 1 ½% the average income comes to about \$50 a month on a \$1,000 a month social security check. That was 5% of monthly or yearly income. They all need to do something about that. He asked if anybody on this board up there was paying 5% of their income on a water bill. He did not think so. He asked if anybody up there wanted to volunteer to do it. He did not think so either. They got all the water they can use coming right by there, it was free for the taking. They were a very lucky city, one of the luckiest cities in the State of North Carolina. They got more water here, but they got a water problem here all right. One question he had asked for 2 years and he had not got an answer, and he was in the manufacturing business, was how much it cost to produce a pair of shoes and how much it cost to produce a gallon of water and nobody can answer that or they did not want to answer it. What was the cost, for just a gallon of water, plus to keep up the water pipes and sewer pipes, which was what the deal ought to be, and if it was \$50 or \$100 it ought not to be based on how much he made.

Mayor Grogan stated that he thought he had met with the City Manager and with the Finance Director.

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Mr. Stephenson replied that he was not interested in any hired employees as they do their (City Council) bidding. They (the people) elected them (Council) to look after them. He did not know who they thought they were looking after but it was not them (the people). He had just talked with a police officer and he said his water bill was killing him. They needed to handle it now or they would get somebody up there that will.

Mayor Grogan thanked Mr. Stephenson for his remarks.

UNFINISHED BUSINESS:

(a) Planning Organization Appointments and Reappointments for Board and Commissions.

Ward 2 - Community Appearance Commission: Pam Atkins, 241 Weaver Street.

Ward 7 - Tree Board: Debbie Ellis, 1904 E. Stadium Drive.

A motion was made by Council Member Hagood seconded by Council Member Carter to approve the nominations. All Council Members present voted in favor of this motion.

(b) Consideration of the Certificates of Sufficiency by the City Clerk and approval to hold a public hearing on the annexation petitions of property located at 331 Wilshire Drive and 400 Northridge Drive.

At the June regular meeting, the City Clerk was instructed to investigate the sufficiency of a petition for voluntary annexation for property owned by Ann Marie Fish at 331 Wilshire Drive and Susan M. Shockley at 400 Northridge Drive. Proper signatures were placed on the petition and Ann Marie Fish and Susan M. Shockley are the owners of the properties.

The City Council was asked to accept the certificate of sufficiency and call a public hearing for August.

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**RESOLUTION FIXING DATE OF PUBLIC HEARING ON QUESTION
OF ANNEXATION PURSUANT TO G.S. 160A-58.2**

WHEREAS, a Petition requesting annexation of the non-contiguous area described herein has been received; and

WHEREAS, the Eden City Council has by resolution directed the City Clerk to investigate the sufficiency of the Petition at their meeting on June 19, 2012; and

WHEREAS, certification by the City Clerk of the City of Eden as to the sufficiency of the Petition has been made;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Eden, North Carolina that:

Section 1. A public hearing on the question of annexation of the non-contiguous area described herein will be held in the Eden City Hall in the City Council Chamber at 7:30 P.M. on August 21, 2012.

Section 2. The area proposed for annexation is described as follows:

TRACT 1:

Beginning at a point, said point being in the northern right-of-way of Wilshire Drive, said point also being a common corner with Lots 11 and 12; thence from said point of beginning with the northern right-of-way of Wilshire Drive North 85 deg. 46 min. 08 sec. West 60.00 feet chord to a point, a common corner with Lots 12 and 13; thence leaving said road with the common line of Lots 12 and 13 North 15 deg. 40 min. East 145.00 feet to a point, the common corner of Lots 12 and 13; thence South 74 deg. 19 min. 13 sec. East 75.66 feet to a point, said point being a common corner of Lots 12 and 11; thence with the common line of Lots 11 and 12 South 22 deg. 52 min. 58 sec. West 134.15 feet to the point of beginning and being Lot 12, Section B of Northridge Mobile Home Subdivision as recorded in Map 22 at Page 10.

TRACT 2:

Beginning at a point, said point being in the northern right-of-way of Wilshire Drive, said point also being a common corner with Lots 8 and 9; thence from said point of beginning with the northern right-of-way of Wilshire Drive North 74 deg. 15 min. 30 sec. West 43.56 chord feet to a point in the right-of-way; thence as it curves to the right with a 20' radius a chord bearing and distance North 30 deg. 53 min. West 28.73 feet to a point in the eastern right of way of Northridge Drive; thence with the eastern right-of-way of Northridge Drive as it curves to the right a chord bearing and distance North 23 deg. 48 min. 02 sec. East 78.86 feet to a point; thence leaving said right-of-way with the common property line of Lots 8 and 7 South 84 deg. 15 min. 53 sec. East 68.14 feet to a point, a common corner with Lots 8 and 9; thence with the common line of Lots 8 and 9 South 22 deg. 52 min. 15 sec. West 110.51 feet to the point of beginning and being

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Lot 8, Section A of Northridge Mobile Home Subdivision as recorded in Map 22 at Page 10.

Section 3. Notice of the public hearing shall be published in the News and Record Rockingham Section, a newspaper having general circulation in the City of Eden, at least ten (10) days prior to the date of the public hearing.

This the 17th day of July, 2012.

CITY OF EDEN

BY: _____
John E. Grogan, Mayor

ATTEST:

Sheralene Thompson, CMC
City Clerk

A motion was made by Council Member Burnette seconded by Council Member Ellis to accept the request to hold a public hearing on the annexation petitions of property located at 331 Wilshire Drive and 400 Northridge Drive. All Council Members present voted in favor of this motion.

NEW BUSINESS:

No New Business scheduled at this time.

REPORTS FROM STAFF:

No Reports were scheduled at this time.

CONSENT AGENDA:

- (a) Approval and adoption of minutes: June 19, 2012.
- (b) Request to award contract for six (6) year financing for eight (8) 2012 Dodge Chargers

In the 2012-2013 Budget, City Council approved to purchase eight Dodge Charger police cars and it has been set up in the budget to be financed. On June 29, 2012, I requested bids from our local banks for the financing and received the following quotes:

BB&T	1.72%
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NewBridge Bank 2.25%

The lowest quote is from BB&T at 1.72%. The annual payments will be approximately \$39,866.09 which falls within the amount budgeted for principal and interest payments for this fiscal year. I respectfully ask that Council approve BB&T as the successful bid and adopt the attached Resolution Approving Financing Terms.

Resolution Approving Financing Terms

WHEREAS: The City of Eden, North Carolina (the "City") has previously determined to undertake a project for the financing of eight new 2012 Dodge Chargers, (the "Project"), and the Finance Officer has now presented a proposal for the financing of such Project.

BE IT THEREFORE RESOLVED, as follows:

1. The City hereby determines to finance the Project through Branch Banking and Trust Company ("BB&T"), in accordance with the proposal dated July 3, 2012. The amount financed shall not exceed \$227,000.00, the annual interest rate (in the absence of default or change in tax status) shall not exceed 1.72%, and the financing term shall not exceed six (6) years from closing.
2. All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the City are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution. The Financing Documents shall include a Financing Agreement and a Project Fund Agreement as BB&T may request.
3. The Finance Officer is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Finance Officer is authorized to approve changes to any Financing Documents previously signed by City officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Finance Officer shall approve, with the Finance Officer's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document's final form.
4. The City shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations. The City hereby designates its obligations to make principal and interest payments under the Financing Documents as "qualified tax-exempt obligations" for the purpose of Internal Revenue Code Section 265(b)(3).
5. The City intends that the adoption of this resolution will be a declaration of the City's official intent to reimburse expenditures for the project that is to be financed from the proceeds of the BB&T financing described above. The City intends that funds that have been advanced, or that may be advanced, from the City's general fund, or any other City fund related to the project, for project costs may be reimbursed from the financing proceeds.
6. All prior actions of City officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict with this resolution are hereby repealed, to the extent of the conflict. This resolution shall take effect immediately.

Approved this 17th day of July, 2012.

July 17, 2012

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By: Sheralene S. Thompson, City Clerk

By: John E. Grogan, Mayor

SEAL

(c) Consideration of request by First Presbyterian Church to place a temporary banner at the intersection of Highway #14 adjacent to BB&T.

The City has received a request from First Presbyterian Church for a banner at the intersection of Highway #14 adjacent to BB&T. They want to give notice of their summer hours. The banner will go up after the City Council meeting and remain in place until the end of August.

We recommend approval of the banner request.

A motion was made by Council Member Turner seconded by Council Member Burnette to approve the Consent Agenda. All Council Members present voted in favor of this motion.

ADJOURNMENT:

A motion was made by Council Member Ellis seconded by Council Member Burnette to adjourn. All Council Members present voted in favor of this motion.

Respectfully submitted

Sheralene S. Thompson, CMC

City Clerk

ATTEST:

John E. Grogan, Mayor