

CITY OF EDEN, N.C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, July 18, 2000 at 7:30 p.m. in the Council Chambers, 338 West Stadium Drive. Those present for the meeting were as follows:

Mayor:	Philip K. Price
Mayor Pro Tem:	John E. Grogan
Council Members:	Ronald H. Reynolds
	Ronald Janney
	Christine H. Myott
	William W. Rorrer
	C.H. Gover, Sr.
	Garry Tudor
Interim City Manager:	Peter G. Bine
City Attorney:	Charles J. Nooe
City Clerk:	Kim J. Scott
Administrative Staff:	Sheralene Thompson

Representatives from City Departments:

Representatives from News Media:

Reid Baer, The Daily News, Leslie Brown, Greensboro News & Record

MEETING CONVENED:

Mayor Price 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.

INTRODUCTION OF INTERIM CITY MANAGER:

Mayor Price introduced the Interim City Manager, Mr. Peter Bine, and explained that he comes to the City of Eden from Garner, North Carolina.

INVOCATION:

Pastor Harry Smith, First Baptist Church, was present to give the invocation.

RECOGNITION:

Mayor Price recognized Mr. Roger Mobley and Mr. Franklin Martin, who were not present at the meeting, and commended them for their assistance in apprehending a robbery suspect at Walmart.

ADDITION TO AGENDA:

Mayor Price noted that item 8(m) was withdrawn from the agenda.

Mr. Bine explained that he had a number of items for their consideration and he reminded the Council that the Manager was required by policy to bring to them, for their approval, the payment of bills in excess of \$5,000. He asked the Council if they would agree to add the items to the agenda.

A motion was made by Council Member Grogan seconded by Council Member Gover to approve the additional items (Emergency Pump Repair - Purchase Request, Repair, Parts & Labor - 28G Track Loader, Repair, Parts - 28G Track Loader, Interlocal Risk Financing of North, Carolina - Property and Liability Fund, Rockingham County Landfill, Synagro Southeast, Inc. - Land Application, Law Enforcement Products - Pass Through Enforcement Products, City Hall Renovations - Change Orders, Fund Transfers, Survey for Rivercrest Drive Project, Gildan Water & Sewer Work on City Easements).

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Council Member Rorrer disapproved of the additional items. He stated that it was too much and they had not had time to read it to which Council Member Reynolds agreed and stated that it was his understanding that all agenda items would be in on a certain date.

Mr. Bine replied that the items were prepared at his direction. He explained that the staff prepared and got the agenda out to the Council a week in advance. He noted that there were five (5) days of work that pass between the completion of that agenda and this afternoon. He explained that items come forward that need to be in on a timely basis, but if the Council so wished, they could hold every one of them over until the August meeting, but there were certain things that would be delayed as a result.

Council Member Rorrer stated that he would vote on them, provided they were allocated the time to read them to which Mayor Price replied that they would.

Action on the motion was as follows: All Council Members voted in favor of this motion.

PUBLIC HEARINGS:

There were no public hearings for July.

MONTHLY FINANCIAL REPORT:

(a) Finance Department Monthly Reports.

The memorandum presented to Council contained the Financial Reports for the month of June 2000.

Mayor Price asked Mr. Ray Sharp, Finance Director, to come forward for his report.

Mr. Sharp presented the monthly financial statement and explained that it was the last financial statement of the fiscal year ending June 30, 2000. He pointed out that on page 2 of 12 was the Summary Sheet and noted that the Undesignated Fund Balance was down to \$2,708,774, \$89,892 less than last month. He also noted that they were down \$224,842 from where they were last month being above the 3-month reserve. There was also a decrease in Cash of \$1,833,000. He noted that \$1.6 million of that was bond principle and bond interest.

Council Member Janney noted that they were \$708,000 in the red, Revenues versus Expenditures. He asked how long it would be before he received all their revenues and expenditures in.

Mr. Sharp replied that they usually have a cut off of 15 to 20 days. He added that by the next meeting they would have everything in for the year ending 6/30/2000.

Council Member Janney asked if it would be possible to get a report at the next meeting that told them exactly where they were at the end of the year to which Mr. Bine replied that they could get them a report, it would not be an audited report, but they could get a financial statement.

Mr. Sharp continued to page 3 of 12, which was the Undesignated Fund Balance for the General Fund. He noted that a number of items were Powell Bill items as they have moved money from the account that was the Powell Bill. He explained that it was now paid to the General Fund for the payment of paving and overhead that they normally charged to the Powell Bill. He noted that Encumbrance was up \$40,000 and in all their Undesignated Fund Balance was \$2.708 million.

He stated that on page 4 of 12 was the Undesignated Fund Balance for the Water and Sewer Fund. He noted that was down \$1.276 million and again, that was where they made the bond principle and interest payment.

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He stated that on page 5 of 12 was the Revenue and Expenditures Summary. He stated that at this point the General Fund showed 96.46% of their estimated revenue to be collected. He added that they were showing as a total they have paid out 88.87% of estimated expenditures.

Mr. Sharp continued on to page 6 of 12 and noted that last month they had a positive number of revenue over expenditures in the Water and Sewer Fund of \$482,894. He noted that it was now showing that it had moved back \$1.079 million dollars which was due to the bond payment. He added that all the rest was pretty much self-explanatory.

On page 9 of 12 Mr. Sharp noted that for Cash Flow, they were \$195,400 less than they were last year in total cash. He stated that on June 30th of last year they had \$9,479,059 and at the end of this year, June 30th, 2000, they had \$9,283,659.

He stated that page 11 of 12 showed the breakdown of that money by fund, by bank, by cash, and by investment. He stated that page 12 of 12 was the Temporary Investments breakdown. He noted that \$6,000,000 of their investments was in CD's and \$2.586 million in North Carolina Capital Management.

Mr. Sharp closed by stating that the Council had requested to be kept up to date with expenditures for the City Hall renovations. He explained that he had presented him with that information and at this time they have spent 45.97% of the budget for those renovations.

REQUESTS AND PETITIONS OF CITIZENS:

There were no requests and petitions of citizens.

UNFINISHED BUSINESS:

(a) Consideration of Public Safety Network Study (*Radio and Software Upgrades for New Office*).

The memorandum explained that with the completion of the new police office within sight, and the resignation of Mr. Thomas (City Manager), the Police Chief was concerned about the police department's radio and software needs. (*A copy of this memorandum is on file in the City Clerk's office*).

Mr. Bine explained that present at the meeting were Mr. Fred Griffin and his associate, Mr. Rex Hollaway, of Frederick G. Griffin & Associates, the city's consultant for the 911 study. He explained that the purpose of the presentation was to provide information to the Council on whether to consolidate the communication facilities with Reidsville and Rockingham County or to have the City of Eden's own communication facility. Mr. Bine then introduced Mr. Hollaway.

Mr. Hollaway explained that this had been a working issue since last summer and Fred G. Griffin & Associates first became involved in November (1999) with the bulk of the work being done in the early part of this year. He explained that the Council had been given a two-page attachment with that was basically an executive summary of the actual report. He stated that their final draft report was delivered to the former City Manager, Radford Thomas, in late May and so their current report was pretty much the same report. He suggested that they look over the two page executive summary and he would make some points there.

He explained that initially, their role was to come in and to look at the Eden Police Department communication center as well as the CCOM operation for the County and to determine if it was feasible to merge the Eden communications into CCOM. He stated that the areas they examined included the 911 call routing for the primary and backup scenarios for Eden, Reidsville and the County. They also gathered call volume, dispatch and facilities information from Eden and CCOM, they also inventoried radio, telephone, 911 and information systems data for Eden and CCOM and they also looked at staffing for both facilities.

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He stated that they found that Eden Police Department communication center staff perform non-dispatch related functions which reduced the number of personnel that could be combined with CCOM, so even in a consolidated approach they could not essentially eliminate full time employees therefore reducing cost for the communication center at the Eden Police Department.

Mr. Hollaway stated that their obvious factor would be that consolidation would reduce the amount of equipment that they have at two facilities. He stated that obviously one center would take half as much equipment, give or take, than two facilities so that was a given. They also noted that emergency calls that were transferred between Eden and CCOM would be eliminated, which on one hand could have some impact on response time since Eden Police transferred EMS and fire calls to CCOM anyway. He added that, however, they also found that consolidating the two centers would eliminate the backup that they now have.

He noted that there was a drawing in the report that showed the primary and backup arrangements. He stated that should the Eden center go down for some reason or they had to evacuate, 911 calls could be diverted to CCOM. If CCOM was to have a major failure, their calls theoretically would go to Reidsville or Eden or both, but by taking Eden out of the scenario, that eliminated part of the backup for the over all County 911 call traffic.

He stated that they also determined that Eden received about \$7500 a month in E911 land line surcharges plus roughly \$3,000 a month in wire line fees that they were now collecting, plus there was a bulk amount that they get on an annual basis.

He noted that one other issue they determined in their findings was that CCOM did not have radio channels for after hour support of the Eden Water Department, so elimination of the Police communication center could affect communications from the dispatch center to the water personnel.

Council Member Gover commented that they continue to say cost reduction but he asked if they were really looking at cost or were they looking at efficiency of the department.

Mr. Hollaway replied that they were really looking at both. He explained that cost, as they understood it was a significant issue. Could dollars be saved by merging two communications centers together and that was one of the larger reasons that most counties and municipalities look at consolidation, but that was their impression, that cost was a major factor, but it would not be the only one.

Council Member Gover stated that in emergency matters it looked like the efficiency would take priority over the cost; that they have efficient, well-trained personnel knowing how to handle the situation at the time and they did not look at cost at that point in time.

Mr. Hollaway stated that he had a good point. He used as an example that Eden police did not handle EMS or fire calls. They did transfer that off because they did not have the proficiency to handle those types of calls, it was handled on a County level. He stated that as far as the efficiency of the personnel that were at the Police Department now, they felt like that was appropriate for law enforcement response.

Council Member Gover asked if they were not in a situation where, in order to have backup, they would possibly pull a man off of the street to do that. He added that he may be a well trained officer but he questioned if he was a well trained 911 person.

Mr. Hollaway asked if he was saying that currently in the absence of a total manpower load at the center, would the Police Department bring a patrolman off the street and would that person be qualified...to which Council Member Gover asked if he found that to be happening now.

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Mr. Hollaway replied that what they had found was that it could happen due to sickness or whatever, but by and large they were staffed to command the center with full time telecommunicators.

Council Member Gover stated that he was more interested in having well trained people there in that field and if they have any weaknesses there at all then they have a deficiency that they did not need.

Mr. Hollaway replied that certainly could be solved to a great extent by just training those personnel. He stated that he did not know that moving that responsibility from one building to another necessarily changed that. He added that what he thought was happening at CCOM was primarily dispatching EMS and fire calls and probably law enforcement calls also.

Council Member Janney commented that he thought CCOM did it all.

Mayor Price asked the Fire Chief, Ronnie Overby if they were not having the fire calls dispatched from...to which Chief Overby replied that the Eden police dispatch all fire calls.

Council Member Janney stated that he thought what Council Member Gover was saying was that CCOM did dispatch both police, fire and everything to other places, they did not only dispatch EMS.

Mr. Hollaway replied that they did not dispatch Reidsville and Eden police calls to which Council Member Janney agreed, but they did the County, Madison and some of Stoneville.

Mr. Hollaway referred the discussion to Mr. Griffin to which Mr. Griffin stated that he was not sure they were all communicating. He explained that Council Member Gover's question regarding efficiency, possibly referring to the 911 overload, they overflow now into CCOM.

Council Member Gover stated that they were not updating at this moment and the money the city would ask for, through the present budget, they were updating, making preparations for those emergencies that he was talking about.

Mr. Griffin explained that they were told that the Sheriff's Department was separate and the Sheriff (Page) was negotiating moving their law enforcement communications into CCOM.

Council Member Gover asked if they were putting in equipment to interface Reidsville or Eden should they come on board and as a taxpayer and Council person were they spending money both ways for the same thing.

Mr. Griffin replied that his understanding was that they were not putting additional money in. He added that the report also pointed out that part of the backup throw between the centers was not working and it was a network problem, which needed to be fixed.

Council Member Grogan stated that what he was hearing him say, it was not broken and the money was there. The money from the 911 was going to be used for the city to train the personnel that was needed and provide the equipment to provide those services.

Mr. Griffin commented that it was his understanding that they had a money dispute with the County. He added that he was unsure of the details as to how that was resolved but he was led to believe that the city got a lump sum settlement back to a certain point in time and from that time forward they were getting the correct prorated share of the 911 funds. He stated that what they did with the money was their business, as long as it related to 911.

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Council Member Janney disagreed to which Mr. Griffin replied, not arbitrarily, but they were getting the 911 surcharge directly from what Mr. Thomas told him and they needed to spend that money appropriately for 911 activities.

Council Member Janney and Mr. Nooe both commented that it could not be used for training.

Mr. Griffin replied that they may be right, but whatever the charter was...to which Council Member Janney asked what they were going to do with the report if they did not have all the facts to which Mr. Griffin pointed out that the report was whether to consolidate Eden with CCOM.

Council Member Grogan asked what their recommendation would be.

Mr. Hollaway replied that they did not see adequate evidence to support consolidating the two centers, especially given the loss of the 911 revenues. There was certainly no cost benefit and actually it was a loss of revenues to the tune of \$120,000 per year plus. He added that there were some action plans that follow that but obviously those were moot points unless they agreed that consolidation should not take place.

Mayor Price asked if their recommendation was to keep the 911 center in the City of Eden to which Mr. Hollaway replied, exactly.

Mr. Nooe commented that it did not make any difference, but to keep the Council accurately informed, the Statute excludes the use of the 911 money for many things. It narrowly limits to what they could spend it on. He added that was no reason to be for it or against it except that money was not available for this purpose (training).

Mr. Griffin agreed and explained that he had apparently given a misunderstanding and he did not mean to imply that they could use it arbitrarily for anything.

Council Member Grogan commented no, but each department had training money and funds to do things, so if they have other sources to look at such as this, and if it was training needs, then they could look at that portion of the budget, which he hoped they had done.

Mr. Hollaway stated that another concern was the loss of a backup scenario. He explained that counties or municipalities that move to one public safety answering point really lose their abilities to do evacuations and having a place to go. He stated that Reidsville and probably Eden could not handle near the traffic, but between Eden and Reidsville, if CCOM had to evacuate for some reason at least 2 centers could carry the majority of the load. He stated that they were really cutting themselves down to one center if that building were to get hit by a tornado or any number of things that could occur that would cause them to evacuate.

Council Member Gover pointed out that was the same monies twice on updating to make it more efficient or better communications.

Mr. Hollaway replied that was a good point but what they would lose in the process was a backup. He stated that he had seen centers have to be evacuated so sometimes you have to spend a little more money than you would like to just so that you could have adequate backup and a place for emergency services.

Council Member Janney added that backup was probably the key issue to which Mr. Hollaway agreed.

Mayor Price explained that the issue before the Council was to make a decision in regard to keeping the 911 center in the City of Eden or to merge it with the County.

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A motion was made by Council Member Grogan seconded by Council Member Reynolds to accept the recommendation of the consultant (Frederick G. Griffin) to keep the 911 center in the City of Eden. All Council Members voted in favor of this motion.

Mayor Price continued in that that they needed discussion of the equipment proposal or upgrade.

Mr. Bine began by stating that the Police Chief had been very involved in this process. He stated that there was an action plan and Mr. Griffin would present that plan.

Mr. Griffin explained that they had four items listed in the priority of sequence, which they should be undertaken.

Council Member Grogan asked if he could put total dollars beside them as he went through them to which Mr. Griffin replied no, but he could give a small estimate.

Mr. Bine added that some of it could be modified. He stated that he had met earlier with Mr. Griffin and Mr. Hollaway and some of the items he would be reviewing may or may not entail costs. He stated that he did have a financial proposal, which would essentially have his firm doing the lion's share. He stated that frankly, at least on some of the items, that the city staff, the Police Chief and the Manager, and working in coordination with the other Managers in Reidsville and the County, they could accommodate some of the items without the substantial cost of a consultant.

Mr. Griffin explained that for the record, other than the letter which the City Manager had estimating their fees, all the capital numbers he would give them were off the head, without any research. He stated that it was not a firm proposal, but hopefully an educational proposal.

He began with the first item, which were the radios. He explained that some of the radios were either mis-licensed, error in licensed or they were not licensed at all. He stated that the previous Manager knew this for a number of months and about a month before he left he authorized them to prepare the paperwork. That work was completed and as of this afternoon it was either in the Police Department or the City Manager's office. He stated that it would be a matter of a signature and a licensing fee, a minimal cost, in order to straighten out the FCC license. He noted that it was a fineable offense, but it was probably an administrative error and he did not want the press criticizing anybody. He stated that it was nothing serious, it just needed to be tidied up.

He stated that he had a situation on the use of fire frequencies for mutual aid. There had been a proposal talked about between both the city and the county and they needed to straighten out their mutual relationships on their fire frequencies. That was a matter of getting parties together around a table, agreeing and having it typed and signed, which was at no cost. He stated that depending on what the Council wanted them to do, (there were no capital costs for any of those) their fees would be between 0 and \$4,000. If they had to come down and coordinate meetings then they had to be paid, so that was the money associated with item one and that was the number one priority.

Mr. Griffin continued with the number two priority. He explained that they discovered there was some check out improvements and reconfiguration needed in the telephone network and they could not do that by themselves. He pointed out that this was the facility that gives the 3 communities involved, Reidsville, the County and Eden, the ability to back each other up in case of evacuation. He noted that their telephone network was not up to snuff and they would have to do some policy searching and decide what they wanted to plan for and then basically have the utility execute the network.

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He strongly recommended that Mr. Hollaway attend the kickoff meeting to get it started, but their fees would be between \$2,000 and \$6,000. He stated that if they wanted him to come every other month or whatever, they were on an on call basis as it was not a fixed basis, they could use them as much or as little as they want.

Mr. Griffin continued on to the third priority which was Police Chief's memorandum regarding the equipment situation in the Police Department. He noted that it was more inclusive than that as it was basically moving forward with the implementation into City Hall. He explained that meant they had some 911 equipment to spec out and purchase, they have proposals for CAD and RMS, they have two proposals they have talked about over a year ago, and then they have to do something with the radio telephone system in City Hall.

He stated that he wanted to blend into Step 4 as there was a change in the industry now that was called "wireless" in the location of 911 calls and that was called Phase II in Item 4. He explained that there needed to be planning which impacts their money decision on CAD and RMS and there was a series of things that they may or may not do, and whether they could use the proposals they have because they have probably time expired, (they were a year old), but that was all the equipment in City Hall. He stated that shifting to the radio side, they have some consoles to buy and then they did have a radio coverage problem. He stated that he put that question to them now to think about it and guide the City Manager.

Mr. Griffin explained that the previous City Manager felt like that there should be a radio study with the alternates laid before the Council and then they could make some sort of policy decision on it. He stated that first off they had to acknowledge that there was a radio problem and there was a radio problem with coverage. He stated that if they did not believe it then they needed to do the study to prove it. He stated that they have basically five options on how to fix the radio. They vary in price and features and they also vary in how the Police Department would accept using it. He stated that the previous City Manager had the idea of buying the consoles and deferring the radio. He suggested that they should get the whole problem together and do it right the first time and in the long run it would be the right thing to do, but this was much like a utility as it was an imbedded investment. He explained that it was going to be a capital project so they were talking about, not considering the 911 CAD, just the radio side of this, something over a few hundred thousand dollars. He stated that from his experience, if they take a major capital project and all of a sudden they spring it on the Financial Officer or the Council, sometimes things erupt, so it was good to have some options, a little orientation session and say, "these are the features, this is what we want and this is what it cost and what we can afford", so they should have a consensus before they go out to bids. He suggested that they could do that as a little report or they could sit down with the police and work something else. He added that the Police Chief had asked to do the specs and then go out, if the Council was all in agreement that was the way to do it.

Mr. Bine commented that in his meeting with them that afternoon they had talked about making sure that the Eden system was compatible with the County and Reidsville's system. He explained that it was not fully one from column a, one from column b, or one from column c, but it was for the 3 jurisdictions combined and once they make a system selection they narrow down the type of equipment that was available and its features, and if they were going to be a backup for Reidsville and the County that needed to be part of the decision process and not just getting what they thought was slick, the latest or whatever the case may be.

Council Member Gover noted that was the interfacing that he had spoken of.

Mr. Griffin continued on to summarize the paper that he had just given them. He also apologized for not giving it to them in advance, as they did not know how they were going to vote. He explained that under item 2 they have to do, on a joint task force basis, they all have to agree, because it all tied together. Item 4 was joint planning basis, but they could all buy

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different equipment as long as it all worked together. He stated that their fees for Phase IV, a planning function, was between \$4,000 to \$8,000 depending on how much time they use. He added that they (Griffin) should be part of it, but they may or may not be interval to it. He stated that on item 3 he had given them a capital range as it was a major capital project.

Mayor Price asked if he was looking at about \$48,000 in fees, on the high side.

Mr. Griffin replied that their contract that was in place originally was for \$50,000 and they have spent roughly \$30,000 through tonight with \$20,000 left, but it was a draw down. He suggested that since their numbers were about right, a \$50,000 authorization. He stated that they may do it for \$25,000, but that was not on the table to ask for tonight, that was the budget, that was their efforts.

Mr. Bine added that would be total \$50,000 and deducting the additional \$20,000 that they already have authorized so...to which Mr. Griffin suggested that they not authorize any more money until they spend what they have, but he was asked to give them a budget.

Mr. Bine stated that he might be optimistic, but over and above what was already authorized he suspected \$10,000 or \$15,000 would probably do it to which Mr. Griffin replied that he did not think it would be that low.

Mayor Price explained that the Council had heard the comments and he opened up the floor. He stated that the comments were in regard to basically, as he understood it, whether they wanted to go into a contract with Griffin to provide guidance as they go about putting this thing together.

Council Member Janney questioned the network between the County, Reidsville and Eden, and Mr. Griffin was talking about equipment. He stated that in reading this other package, it sounded like that maybe they were going out and trying to buy the latest thing and the most sophisticated stuff and all of that. He stated that he might have read it wrong, but what he was hearing Mr. Griffin say now was, they needed to buy equipment that would interface with all three and it may not necessarily be the most expensive.

Mr. Griffin replied that they have a misunderstanding so they should straighten that out first. He referred them to part 3 of the report and a diagram. He explained that their network problem keys more on telephone facilities than equipment. The actual equipment that terminates the lines would be of minimum cost. The problem was the number of tie lines and making them work.

He explained that part of his recommendation was that the three jurisdictions had to form a joint task force to define what it was they want the network to do and then they have to get a price from the phone company. He explained that currently the problem with the network was one of the links was not working as noted and also the number of throw lines were not adequate to fully do what the intentions were and they probably should spend \$5,000 or \$8,000 for another radio at CCOM, so they could operate after hours for the utilities, so their equipment part of the network solution was minimal, but it there was going to be a monthly tariff charge.

He explained that to put it at the third grade level, (not to insult their intelligence) CCOM had eight trunks coming in from the public and the County. The city had two coming in and they were supposed to be their secondary backup. If Reidsville could not backup CCOM then it comes to Eden and Eden could not put the traffic from eight lines onto two lines because there was not enough lines between them. He stated that it was a total judgement call. He added that he could tell them that what they have was not prudent so they needed to get prudent.

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He stated that they needed a joint task force and they needed to authorize the City Manager to meet with the Reidsville City Manager and the County Manager to discuss the problem and get on with it.

Mr. Bine noted that Mr. Griffin had hit the nail on the head. He stated that Mr. Griffin and his firm were going to be key information providers to validate some of the issues that they were going to have to raise in this joint task force. He stated that he thought it was important since they were so far into it, that they either continue on with the contract they have or they authorized additional funds to upgrade that contract. He stated that whichever the Council felt was appropriate, that was fine, but he thought they needed to participate with the city in addressing solving those problems.

In response to a question by Council Member Rorrer as to which one he would recommend Mr. Bine replied that for now they could just operate on the existing contract and when money started to run thin, then he or his successor would be back.

Mr. Griffin added that he would also recommend that when they form this joint task force that they appoint somebody from Eden to represent their best interest. He suggested the Police Chief or Captain Jerry Pulliam as the City Manager had other duties.

A motion was made by Council Member Tudor seconded by Council Member Reynolds to follow the Interim Manager's advice to operate on the existing contract with Fred G. Griffin Associates and when money begins to run thin, they would come back before the Council. All Council Members voted in favor of this motion.

NEW BUSINESS

- (a) Mike Cowan, Division Engineer, to address Council regarding the proposed alignment of the Smith River Bridge.

Mayor Price introduced Mr. Mike Cowan, Division Engineer for the Department of Transportation, who was present to make comments regarding the alignment of the Smith River bridge.

Mr. Cowan explained that he was unable to attend the public meeting that was held relative to this bridge replacement (earlier in the day). He explained that there were three (3) alternatives that were discussed.

He began with Alternative I, which involved a brand new location for the bridge that takes off at a new location and lines up across the river with Early Avenue. He noted that had some issues with it that would create a "T" intersection up at the intersection of Boone and Early and also at Meadow Road. He noted that the new bridge alignment would be 2300' in length and the proposed bridge would be about 525' in length and the total cost would run a little over \$5,000,000. He noted that under that alternative, there would be some impacts to the local community as there was a church and two businesses, and the Eden Police Department that would be displaced.

Continuing to Alternate II, Mr. Cowan stated that would move the existing structure approximately 50' north of its current location, toward Spray Cotton Mill and it would have a project length of 2200'. He noted that it would have some impacts to property back to the east and it would also affect Price's Exxon because that "T" intersection would be a little different under that scenario.

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Mr. Bine added that as he recalled from the earlier presentation, also over on the west side the traffic circle would be eliminated and the "T" intersection and signalization would be involved as well as taking some of the parking lot at Spray Cotton Mills.

Mr. Cowan agreed that was correct and the traffic circle under Alternative I and II was eliminated. He continued to Alternative III, which would basically be the replacement of the existing structure in the same location and would be approximately 525' in length. He noted that would be the least impact for the community, but in doing that there was a higher user cost in that they would have to have an off sight detour that would have to be maintained during the construction period for the structure as they remove and replace it and that would probably be somewhere in a 10 to 15 month period.

Mr. Bine commented that when he had said the least impact for the community he was probably not considering the economic impact of the businesses on the west side of the river.

Mr. Cowan replied that when he said the least impact to the community, he meant displacement of people and total impact was the least of the three that was currently being reviewed. He stated that since he did not get to come to the public hearing, he read in the summary of the workshop the comments that were summarized. He noted that it said that many of the citizens and officials in attendance felt that the traffic should be maintained on sight during construction mainly due to several businesses at the western end of the existing bridge depending on bypass trips for a significant portion of their business. He stated that closing the bridge for over a year (Alternative III) or realigning Meadow Road (Alternative I) would likely have a substantial impact on those businesses.

He noted that a statement was made that the property owner most affected by Alternative II was at the workshop and that owner did not have strong objections to it. He stated that since then he had been advised that was not correct. He stated that one written comment received supported the view of local business owners at the workshop. He noted that alternatives in III and I would likely cause several local stores to go out of business. Alternative II which basically relocated the roadway approximately 50' north did impact the Spray Mill and would take some parking places on a permanent basis and impact some on a temporary basis while the structure was ongoing and would not cause a rerouting of traffic.

Mr. Cowan stated that there was not a good alternative out of them that did not have impact and what he wanted to make sure of, as they were going through their responsibilities in trying to exercise due diligence and get input from the community, was that the Council, as a representative of the community, had an opportunity to provide comments to the Department. He stated that since he did not see any listed he wanted to make sure that the Council Members were aware of the proposed project.

He stated that to give a little history, each bridge in North Carolina was inspected every two (2) years and they were rated based on structural and functional soundness. He explained that a bridge goes along until it decreases to a point of a sufficiency rating of 50. He stated that it started out at 100 when it was brand new and decreased to 50. When it hits that 50 point it becomes included in the TIP (Transportation Improvement Plans) for replacement. He stated that he did not have the sufficiency number on that structure, but a normal structure would handle a legally loaded tractor trailer that carries roughly 80,000 pounds, vehicle included, across it, and this particular structure was posted for lighter loads. He stated that he wanted to see some sense of the Council on the three alternatives so that they may include that in their review and deliberations.

Mayor Price thanked Mr. Cowan for his presentation and opened the floor for comments.

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Council Member Tudor stated that he had attended the earlier meeting this afternoon. He stated that there was a lot of concern about the elimination of the traffic circle. He stated that they liked their traffic circle as it was one of those aspects of Eden that made Eden a little special and not every community had a traffic circle. He stated that they also wanted a safe bridge and they did not want anything to happen to the fine people that employed their citizens so they were very concerned about industry. He stated that it would really be great if that bridge could be built beside the current bridge on the south side instead of the north side. He also asked if there was a way that they could have a temporary bridge and build it right back where it currently was. He stated that there were just too many businesses there that could not survive having that bridge torn down for a year and a half.

Mr. Cowan presented a thought on the south side that they talked about earlier in the process. He explained that they have a scoping meeting where all the environmental agencies, US Army Corp of Engineers, State Historic Preservation office, etc., come together in a room and go over each proposed project to try to identify any issues. He stated that the intake structure located on the south side of the bridge, to his understanding, was listed in the National Historic Register and there was a provision under federal law that if there was a reasonable prudent alternative to taking a structure like that, they could not even go through in some locations, if they have an alternative to go around.

Mayor Price noted that some of the local Historic Commission members were present. He asked Mrs. Marianne Aiken if that was on the federal register to which Mrs. Aiken replied that it was not listed. She explained that they were included in action taken purely by the DOT. She stated that they (National Historic Register) said that they were eligible for listing.

Council Member Rorrer pointed out that the property also had a for sale sign down there. He asked what if someone bought it and dynamited the intake structure.

Mr. Cowan stated that the federal guidelines that they operate under relative to that, if federal money was included and typically 80 cents on the dollar was included in the bridge replacement and as far as the state matches it with 20 cents on the dollar, that was basically how they were funded, but in following their guidelines relative to the National Environmental Policy Act of 1969 called NEPA, it was basically what controlled everything they did relative to highways. He explained that this process required that if there was anything of historical significance that was eligible or on the register, if there was a reasonable prudent alternative, they go around it and if there was none then they could go through the property.

Council Member Rorrer noted that most of them considered the traffic circle historical.

Mr. Cowan continued in that with the second issue, if they go on the south side there was an old fuel station that used to be there at the bridge and that was ground contamination.

Council Member Rorrer pointed out that their traffic circle was too (an old fuel station).

Mr. Cowan acknowledged that it might be and they would work with that if they went in and excavated any part of it. He stated that the concern was when they have a property that was obviously contaminated and they went through with the clean up cost, they have gone into some property, stations probably no larger than this one, that the clean up cost would run in excess of a million dollars. He stated that when they start in that process, that was one issue that they look at and when they were practicing avoidance, they want to avoid those things that would increase the unit cost to deliver the product.

Council Member Gover asked if he had considered modification to the bridge to which Mr. Cowan replied that he did not see a copy of a cost estimate for rehabilitation in his file. He explained that it depended upon what the condition of the substructure was underneath the

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bridge, the interior bends, the condition of the concrete, the condition of the support beams underneath and the condition of the deck. He explained that typically when a bridge falls down with a sufficiency rating below 50 it was not a candidate for rehabilitation and it was a better investment to replace.

Council Member Gover referred to barges that hit large bridges. He stated that those they could not easily replace were modified. He stated that he was just wondering about their modification program on that particular bridge.

Mr. Cowan explained that all they would do there was deferring for a short period of time what the inevitable may be relative to rehabilitation. He stated that they would be deferring in investing money on something that would be short term that they would not get the same life span. He stated that he thought that the structure was built in 1953. He explained that the structures built today, based on the design and material types that are incorporated into them, they were looking at life spans of almost approaching 100 years.

Council Member Tudor asked if he considered the request for a temporary bridge reasonable.

Mr. Cowan replied that they could suggest that. He questioned if they would consider it reasonable. He explained that he did not have a figure for that length, but typically for the cost of a temporary structure to go across there, a brand new bridge, with a deck and columns, could be built for about \$75 to \$80 a square foot of surface area. He explained that if they built a temporary bridge, then there were restrictions on it because traditionally, even for use on an interstate, they were wooden structures. He noted that they were not steel and concrete and there would be about 12 months of traffic. He stated that currently, based on their last traffic counts, the traffic on this road runs about 16,500 cars and trucks in a day, with a growth in the year 2020 to a little over 20,000 cars and trucks a day.

Council Member Gover questioned the cost on this option III to which Mr. Cowan replied that the cost estimate was roughly 2.5 million dollars. He stated that Alternate II was 3.4 million dollars and Alternate I was roughly 5 million dollars in round numbers.

Council Member Gover asked if the monies from option I could go into a temporary bridge.

Mr. Cowan replied that if they were going to do that then they would consider it probably with Alternative III, which would increase Alternative III's cost. He stated that if that was the Council's pleasure he could certainly share that with the Department. He added that he had looked at a few things that could possibly be done to minimize impacts but everything that was done down there, virtually with exception of the replacement in place, was probably going to eliminate the traffic circle, just based on the realignment of the roadways. He stated that Alternate I was the only one that would preserve that "unique" facility right there. He explained that what he was sharing with the Council was what the current alternates were and there would not be a need for the traffic circle. He stated that it was one of the tougher bridge replacements that he had seen as far as relative impacts. He stated that most of the time they were either out in the country or over an interstate and there were not too many issues in that regard but when they get into communities the stakes become a little bit higher.

Council Member Tudor asked that if they tear the bridge down and build another bridge in the same location, why did they have to lose the traffic circle.

Mr. Cowan replied that they did not to which Council Member Tudor asked if they could say that they wanted to keep the traffic circle, build a temporary bridge while tearing this bridge down and build another bridge. Mr. Cowan replied that they could make that request but he did not know how it would be received. He added that he would tell them again that they were probably

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looking at a temporary structure cost that might even come very close to equaling what the bridge replacement cost would be.

Mr. Bine asked if there was a modal split of the ADTs to which Mr. Cowan asked if he was talking about a directional peak. Mr. Bine replied no and asked if he knew what the composition of the ADTs were or how many were single family passenger vehicles, how many were light trucks, or how many were heavy.

Mr. Cowan replied that he did not have that total count but a temporary structure would have to accommodate legal loads.

Mr. Bine asked that if they did not build it to accommodate legal loads it would not accommodate those huge semi tractor trailers and they would limit it to, say 20,000 pounds, and all the other traffic would have to detour, and that might be an accommodation between the two issues.

Mr. Cowan pointed out that then he would have just impacted Spray Mills, relative to the tractor trailers that service their facility.

Mr. Bine replied that he understood they would be somewhat impacted but all their employees would not be impacted. Council Member Grogan added that it would not be a permanent impact, but when they were talking about going north it would be a permanent impact.

Mr. Cowan stated that going north with a temporary detour bridge would be an impact for the period of construction.

Council Member Grogan stated that he had not looked at the possibility of going south.

Mr. Cowan replied that they have and that would have the same impact as the permanent structure. They would run into the old water intake station and also the old fuel station on the west side of the bridge.

Council Member Gover stated that on a temporary basis on the north side they were only looking at interfering with the parking there for the duration and that would be the only impact to which Mr. Cowan replied that if there was a temporary detour that was correct.

Council Member Janney pointed out that they carry their tractor trailers in there too. He asked Mr. Mark Bishopric, of Spray Cotton Mills, if that was the only in and out that they had.

Mr. Bishopric replied that they looked at it that afternoon and depending on where it would come to was how it was going to impact and they did not have all the drawings.

Council Member Janney asked so they did not have all the information to see how bad it would impact...to which Mr. Cowan explained that this was not a period where they have detailed plans. He explained that it was much again like the early stages of a project and the Department's responsibility was to narrow those alternatives down to where they have a preferred alternative so they could proceed with a design. He stated that once they finish the planning portion the design part of the process would probably be somewhere in the range of 12 to 18 months to prepare the designs and then they would bring those back out and present those to the community and that would entail what the impacts were at that point.

Council Member Janney pointed out that they would have already decided what they wanted to which Mr. Cowan replied that they would already be committed.

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Council Member Janney stated that was the problem. He stated that he was at that meeting this afternoon too and some of the emphasis by the DOT was placed on safety around that traffic circle. He stated that he did not think anybody in town could say that traffic circle was unsafe itself. He stated that his point was, they have lost enough jobs and enough businesses. If they take that bridge out and did not have any traffic going through there, they were not only going to affect those people in that immediate area, they were going to affect people on both sides of town. He stated that he did not have an answer and it did not seem that anybody had one.

Mr. Cowan agreed that he did not see a good one at this point.

Council Member Grogan asked if it would it be the least impact, (and he knew it might be the most expensive) to request a temporary bridge and replace the existing bridge, as Mr. Bine had said something about getting those counts, that they might cut those costs back.

Mr. Cowan explained that the issue would be the enforcement of it. They could design a structure that would accommodate a normal passenger car ranged 3 to 4,000 pounds but unless they were willing to put somebody on that bridge 24 hours a day, the first time somebody was not there would be the point in time that somebody came down the road in a vehicle, be it a tandem truck with a load of rock, a tractor trailer with a load of something, or a single axle delivery truck with Coke, and if the bridge was not designed sufficiently then they run the risk of having a failure.

Mayor Price asked if he was saying they could not design a bridge temporarily that would accommodate those loads to which Mr. Cowan replied no they could design a bridge temporarily that would accommodate any load. He explained that he was saying that if they tried to tailor it back only for one type of traffic they would also have to put law enforcement on the structure 24 hours a day in order to police it.

Mayor Price asked if they have used temporary bridges in North Carolina to which Mr. Cowan replied that they have used temporary bridges during the widening of I85 and I40 and they have been wooden structures. They have done reasonably well with similar traffic loads but there was a relative cost to using that structure. He stated that again, if that was what the Council would like to proceed and look at, that was something that could be looked at. He stated that his concern was that he did not receive enough good input to make him feel good about how they were proceeding at this point. He explained that he had two other experiences in communities where he did not feel that the Department, as an organization, did a good enough job in getting everybody involved and receiving input to enable everybody to understand the choices and alternatives.

Mayor Price asked if it was the Council's feeling that they would like for him to evaluate a temporary bridge at that location to which everyone seemed to agree and Mr. Cowan replied that he would be happy to look into it.

Mr. Nooe asked that when he was talking about putting businesses out of business or acquiring right of way where those businesses were, whose cost was that.

Mr. Cowan replied that it was the Department's. He explained that when he said "put businesses out of business", if they read the General Statutes, the only way that the Department had a mechanism really to compensation under right of way was if either a right of way line, easement line or construction line passed through a property. That was the only mechanism or if they totally destroyed the functioning use on a permanent basis.

Mr. Nooe asked so if they have to acquire, for example going down Early Avenue and they had to acquire the land at the used car lot business or go up and have to take part of Spray Cotton Mill's property for right of way, who paid for that right of way.

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Mr. Cowan replied that if the Department took a property relative to a line passing through it then they paid that cost and it was part of the right of way costs. He added that was what they attempt to capture early on with the alternatives.

Mr. Nooe asked so that cost was included and there was no chance then that any of the right of way costs that they would do for either one of those three (alternatives) or there would be part of the right of way costs for undetermined amounts that would come back on the city.

Mr. Cowan replied that he did not know of any.

Council Member Grogan commented that he had mentioned the TIP. He noted that there was another bridge that was on the TIP and it was to be funded this past year but it got pushed back another year and that was on Highway 87. He stated that he was really disappointed that had happened and then all of a sudden this bridge needed to be replaced. There was some discussion among the Council about the narrowness of that bridge.

Council Member Tudor stated that they have also talked several times about the expense of a temporary bridge. He asked about the expense of shoring this bridge up, even if it was more than what they normally spend, to be able to continue using it as they tear it down and build a new bridge piece by piece. He asked if that could be possible.

Mr. Cowan replied that he had found in life over the years that virtually anything that was man made was possible. He explained that it would go to the issue of what they were willing to invest in it versus what their expectation was on return.

Council Member Rorrer also pointed out that by closing the bridge down for a period of a year or so they needed to look at the effect that would have on the ambulance service and police department sitting on the other side to which Mr. Cowan acknowledged his statement.

BREAK:

Mayor Price called for a short break before continuing with New Business.

(b) Consideration of contract for landscape maintenance.

The memorandum provided to Council explained that each year the city contracts out maintenance of the landscaping projects of the Community Appearance Commission and the Tree Board. These projects include the City of Eden Entrance Signs and the landscaping along NC Hwy 14. This year is the first year the city is responsible for the Meadow Road Interchange landscaping.

Having followed the City Council's instructions, the Planning & Inspections Department received one (1) bid from Irving Farms, successor to Southern Sylva Landscaping, in the amount of \$26,400.

A motion was made by Council Member Grogan, seconded by Council Member Gover to approve (Irving Farms \$26,400).

Council Member Rorrer noted that it looked like the price was getting high enough to where the city may want to look at doing it in house as it was getting mighty expensive.

Action on the motion was as follows: All Council Members voted in favor of this motion.

(c) Consideration of request for water and sewer extension reimbursement for the Wright Company's development called The Fairways on Edgewood Road.

The memorandum provided to Council explained that the Council would find an application for reimbursement under the City's policy for The Fairways Phase III. This is the development being handled through Mr. Kenan

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Wright and is located off Edgewood Road. The figures used to estimate building and lot revenue increases are quite conservative based upon the costs of houses in earlier phases.

Therefore, based upon the foregoing information and the availability of funds, the Planning & Inspections Director recommended that this request be granted. *(A copy of this application is on file in the City Clerk's office).*

Motion by Council Member Rorrer seconded by Council Member Janney to approve the request. All Council Members voted in favor of this motion.

(d) Consideration of raw water pump station – check valve replacement.

The memorandum provided to Council explained the quotations from Charles R. Underwood, Inc., and Prillaman & Pace, Inc., for replacement of a check valve on the 10 MGD raw water pump. The existing valve housing cracked and is leaking. There is a 10-12 week delivery time on the new valve. The 10 MGD pump is used in conjunction with two 13 MGD pumps to keep the pre-settling reservoir full. Drought conditions in recent years have resulted in unusually low water levels in the river and has made it difficult to shift pumping to take maximum advantage of Duke Power's "off-peak" electric rates. The inability to use the 10 MGD pump may exacerbate this condition if drought conditions persist this summer thereby increasing raw water pumping costs.

The Prillaman & Pace quote is \$15,250.00. The Charles R. Underwood quote is \$11,605.00. It was recommended by the Treatment Plants Director that a purchase order be issued to Charles R. Underwood, Inc., for the indicated work at a price not to exceed \$11,605.00. Funds for this work will be charged to the Water Filtration Plant Budget, 30-7120-25700 Maintenance and Repair of Equipment.

Motion by Council Member Grogan, seconded by Council Member Gover to approve the request (Charles R. Underwood, Inc. not to exceed \$11,605).

Council Member Janney commented that Covenant Branch and Meadow Greens, they had to do something about it. He asked if they had proceeded with any bids at this point to try to get the work done.

Mr. Bine replied that he and the City Engineer had discussed that very subject that afternoon.

Mr. Stanley, City Engineer, stated that basically the Council did approve the design and to proceed on with the Meadow Greens replacement. He stated that with the workload in the Engineering Department, they were going to get it prepared to bid it out and get construction underway in this fiscal year. He explained that currently the Engineering Department had not done a lot of work on it due to wrapping up the north high sewer and his two personnel were out on construction administration about every day and he had been chasing out easements for the Highway 14 Sewer Project. He noted that most of those had all been obtained. He stated that essentially he had not had the work force to actually get the design done. He stated that they could begin that or they could hire out an engineering firm.

Mr. Bine added that if the Council was interested in moving forward on a more expeditious matter then he suggested that they seek outside consulting services on the design.

Council Member Janney stated that he thought if they were going to get in trouble and it would cost more than it was worth to which Mr. Bine replied that as long as it did not rain too hard at any one time he thought they were okay.

Council Member Janney stated that he would like to see them proceed and if they needed help then they get help to get it done.

Mr. Bine stated that after this motion was passed if the Board wanted to consider that matter as a separate item then the staff would be happy to take that direction.

Action on the motion was as follows: All Council Members voted in favor of this motion.

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Motion for design study – Meadow Greens and Covenant Branch Sewer:

A motion was made by Council Member Janney seconded by Council Member Gover to proceed with the design study for Meadow Greens and Covenant Branch Sewer system, and to hire an outside firm to do the consulting. All Council Members voted in favor of this motion.

(e) Consideration of request of transfer of surplus sewer vac truck.

The memorandum provided to Council explained that the Street Superintendent requested the transfer of the old sewer vac truck. This truck was declared surplus so it could be sold or auctioned, but it was indicated that it could be made use of by the Street Department.

A motion was made by Council Member Rorrer seconded by Council Member Gover to approve the request. All Council Members voted in favor of this motion.

(f) Consideration of No Truck Route on John Street.

A motion was made by Council Member Janney seconded by Council Member Gover to approve the request for No Truck Route on John Street. All Council Members voted in favor of this motion.

(g) Consideration of traffic study on “D” Street for traffic congestion due to narrow width of street.

The memorandum provided to Council explained that this complaint originated from Council Member Tudor due to a concern by a citizen having difficulty maneuvering on D Street, when they were meeting one of the private vendor trucks that had left Lynrock Golf Club and was traveling west bound on D Street at the same time. The street is 15’ wide, which complicates two vehicles passing each other at the same time in opposite directions. In this case it involves a large truck that services Lynrock Golf Club frequently. There is a 3’ shoulder on the north shoulder that adjoins a drainage ditch. On the south side there is no shoulder.

One option to solve this problem is to widen the road, but it appears the city would have to take some road front from the property owners. It was recommended by Sgt. Tommy Griffin, that the city leave the street as it is and try to encourage the servicing company to have their trucks use the other entrance to Valley Drive on the south end off Highland Drive.

To give some background, Council Member Tudor explained that a citizen had expressed difficulty leaving Valley Drive going toward Highland Park Drive, due to vendor trucks who service the golf course (Lynrock) on Valley Drive. He stated that there was very little shoulder and the ditch was very close to the paved street. He stated that he had asked the City Engineer to look at it several months ago and he told him that they could put a pipe in. He reasoned that the city could not just voluntarily put a pipe in, as there were places all over town where people could ask for a pipe. He explained that he had requested a traffic study and the recommendation had been to ask the large trucks that service the golf course to come in from the opposite end of Valley Drive unless the Council wanted to put in a pipe.

Council Member Myott questioned that it only involved one large truck to which Mayor Price replied that they were delivery trucks. Council Member Tudor added that they delivered beer, drinks and so forth.

Council Member Grogan questioned the possibility of the lady speaking to the golf course or the vendors.

Mayor Price asked if it was a property issue or safety issue. He added that he understood where everybody was coming from with the pipe, but they did have some larger delivery trucks and it was tight through there with virtually no pull off.

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Council Member Janney stated that he had suggested coming in the other way and asked where it was to which Mayor Price replied that it was at Highland Park Drive.

Council Member Grogan pointed out that it would be a similar situation to which everyone agreed.

Mr. Nooe noted that the intersection at the end of the Highland Drive was a bad intersection and Council Member Janney added that they would probably create more of a problem.

Mayor Price asked Mr. Stanley if he looked at this ditch to which he replied that he had and the one question that he had asked when he discovered a traffic study was being done was to determine how many accidents were on record due to this problem and he had not heard of any.

Mr. Bine commented that he believed they would have trouble declaring anything other than a convenience issue without any accidents.

Council Member Tudor asked if he received another call from a citizen should that be his answer to them, that the city could not put a pipe on private property, sorry for the inconvenience, but they could ask the golf course to ask their vendors to come in the other way. He stated that citizens called him and the Mayor, they look into it and did not have an answer.

It was suggested that they call the City Engineer to which Mr. Stanley commented that the recommendation stated that there was no report on file of any accidents occurring in the ditch.

Mr. Bine added that there were probably places all over town that citizens have to approach carefully but that did not mean that there was an obligation on anybody's part to make any improvement.

(h) Consideration of additional handicap parking spaces on Washington Street.

The memorandum provided to Council explained that in 1988 the City Council approved placing Handicap Parking Spaces on Washington Street as follows: In front of Mitchell Drug Store, Jones Hardware, and the first parking spot in front of the vacant building on the southwest corner of Washington and Henry Street, near Olde Timers. In addition, the Council approved a Handicap Parking Space in front of the old post office.

Recently, each business was polled to see what percentage of their customers was handicapped. The poll resulted that the businesses that had a high volume of handicap customers were still in the areas where the Handicap Spaces exists.

Sgt. Griffin did not recommend adding additional Handicap Parking Spaces on Washington St; however he did recommend that they move the Handicap Space approved on Monroe Street in 1988 to the southwest corner near Mitchell's Drug. This would assist patrons of Mitchells Drug Store. This store has the largest number of handicap customers.

A motion was made by Council Member Grogan seconded by Council Member Myott to approve the request. All Council Members present voted in favor of this motion. Motion carried.

(i) Consideration of traffic study of Washburn Avenue for consideration of lowering posted speed limit.

The memorandum provided to Council explained that Sgt. Griffin examined the area in question for consideration of lowering the posted speed limit. The street is a connector between Aiken Road and Riverside Drive. It is primary a residential area , with variable widths of travel lane ranging from approximately 15-22' and little to no shoulders on each side of the street. The street has three connecting streets, Jones, Flynn and Decatur. It was recommended by Sgt. Griffin that the city lower the existing posted speed limit of 35 mph to 25 mph on Washburn Avenue.

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A motion was made by Council Member Rorrer seconded by Council Member Gover to lower the speed limit to 25 miles per hour on Washburn Avenue. All Council Member present voted in favor of this motion. Motion carried.

(j) Consideration of enforcement of animal control.

Mayor Price explained that Council Member Rorrer had asked that this be included on the agenda.

Council Member Rorrer stated that the Council had just passed an ordinance on cats and they already had a dog ordinance. He stated that they were kidding themselves passing ordinances like that if they were not enforcing it.

Mr. Nooe commented that he had informed the previous City Manager that the city needed to make some provisions to its animal control ordinances that they were not in compliance with the State Statues at this point. He stated that he would send that information over to Mr. Bine, for him to see fit to recommend something to the Council.

Council Member Rorrer stated that was why he wanted to talk about it. He referred to the reports that they received this month on animal control. He stated that for April through June there were zero warrants issued for animal control and four warnings. He stated that was for three months. He backed up to last July 1999 to June 2000 and noted that there were zero warrants issued and twenty-five warnings. He stated that something was not right because Captain Pulliam told of one such warrant being issued and he believed two or three were issued to the same person.

Captain Pulliam added that there were a couple more that was not included.

Council Member Rorrer stated that he had just picked that up after he had brought it up because he knew that they were not enforcing their animal ordinance.

Captain Pulliam commented that one problem that they have and he did not know if anything could be done about it, but before they had an enforcement officer who was a sworn officer and had a citation book in which he issues. He stated that the County had a procedure where, even though they have officers that were not sworn, there would be a way that they could get something done as far as them having a citation book. He stated that the problem they were running into, since they were not sworn officers, the magistrates did not recognize them and they have to go through their other (police) officers. He stated that he knew there were other municipalities that handle this situation even though they have civilian employees who were not sworn.

Council Member Rorrer asked Mr. Nooe if that was some of what he was talking about.

Mr. Nooe replied that that particular point about whether or not they were sworn was not. He added that he could look at that. He stated that he did not know of any reason why their animal control officer, if he developed evidence of a violation, could not take and report it to the Police Department and an officer could issue a warrant.

Captain Pulliam stated that was what they did. He explained that the problem was, a lot of time, if an animal control officer was on the scene and he could do it on his own, then it gets done.

Mr. Bine asked for clarification as he was new to the community, if there was a sense in the community that there were a lot of wild dogs and cats that need to be picked up and they were not doing that job, or was it that they did not see warrants being issued and therefore assume the job was not being done.

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Council Member Rorrer replied that they were going to the same place too much. He added that he did not have a complaint on the job they were doing, but they were limited on what they were trying to do.

(k) Discussion of city auction.

Mayor Price explained that the next item was the discussion of a City Auction. He stated that they have talked about having an auction on a number of occasions. He stated that he wanted to get the feel from the Council. He stated that he had discussed it with Mr. Bine who had an interesting point, which was that they might have a joint auction with the County or some other municipalities.

Mr. Bine explained that in Wake County, Garner, Raleigh and Cary would get together, take materials over to the fairgrounds and have an auction twice a year.

Council Member Rorrer stated that it would depend on the quantity that they would have.

Mr. Bine agreed that the larger the quantity, the larger the crowd, and the more money they usually get.

Council Member Rorrer stated that he did not have a problem with looking at it and they just get rid of everything they did not need.

Mr. Bine suggested that they could get Reidsville and Madison to go in together with them in one auction, and they might be able to get a few more folks.

It was the consensus of Council that the Interim City Manager have the authority to look into a joint auction.

(l) Consideration of changes to nuisance provisions.

The memorandum provided to Council explained that the Planning & Inspections Department had reviewed practices of other communities and the available literature regarding nuisance enforcement. A preliminary proposal had been forwarded to the Planning Board and they will discuss those issues at their July meeting.

Mayor Price explained that he had asked that this be put on the agenda in regard to the enforcement of grass height. He stated that they have situation in Eden. He explained that grass starts growing in May, and by June they have the problem of grass not being mowed. He stated that it was already about 20" high before people complain. That report comes in to the city and in good faith the city sends out a notice which took 20 days. He stated that usually another 10 days after that before they have the contractor to go out to do the actual mowing.

Mrs. Stultz explained that it was not a nuisance by their current ordinance until it was 24" high. She stated that often they get calls before it gets that high and they have made more than one trip, so they get there and it was 24", then they send out a notice. She stated that at the end of 20 days, they schedule to have someone go out (and mow it). She stated that often time there have been a few day's lapse in there because they only have one contractor. She added that they just recently found another one that was interested in being involved in some of that mowing so she was hoping they would gain others and get a list

She stated that when she did the research that the Council had asked her to do, the information she received was that most of the provisions in the city's ordinance was pretty standard with other communities in the state. She stated that in general, communities were using 12" and 14 days and that was the most common figure. She noted that she had talked to about 20 cities. She

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stated that this was one of those times where it was definitely a policy issue on the part of the Council and what this community's standard was.

Mayor Price questioned the house at the corner of Decatur and Thomas a lady telephoned him the other day and this was turned in. He stated that it would probably be another 20 days and she was complaining of rats.

Mrs. Stultz replied that the particular one he was speaking of did not ring a bell. She stated that any nuisance, not just grass and weeds, was 20 days after it was turned in.

Mayor Price commented that it just seemed as though every year the same people have to call and it was usually a long time. He added that they were not talking about the high grass bothering them, but it was the mosquitoes, mice and so forth.

Mrs. Stultz stated that one of the things that the State enabled or afforded communities in counties with a larger population than theirs, was some ability to tack this on to the housing code and they could deal with it a little differently. She noted that they did not have that luxury. She stated that what Eden had was the basic nuisance ordinance and truly, it was just one of those things that the Council needed to decide.

Council Member Gover commented that he was highly in favor of amending the ordinance as he thought that 3' was too high.

Mr. Nooe stated that before they vote, the way he had read the memo, he had expected to receive some information from Mrs. Stultz to have some legal basis for changing the city's ordinance to be more in line as to what the Mayor had stated before. He explained that for that reason, he did not prepare a legal memorandum on it. He advised that before they vote on it he wanted every member of Council to know the potential liability for the city and those types of ordinances. He stated that he would mail it out to them later in the week and they could decide in August. He added that grass was not a nuisance in any way shape, form or fashion, whether it was two feet tall or three feet tall, it was not a public nuisance. He stated that they were going to have to go out and get evidence that it was obnoxious weeds and undergrowth and that sort of thing, which in the legal definition they would see that would be weeds and undergrowth that was harmful to the public health through endangerment such as poison oak or ivy, or weeds that put off an offensive odor.

Mayor Price noted that anybody who had dealt with high grass that had not been managed knew there were obnoxious weeds in there if they were not mowed regularly.

Mr. Nooe stated that if they went somebody's property, they would have to have documentation in case there was damage to the property or something else on that property while they were there. He stated that they would have to have the evidence of the violation of the conditions or if it was harmful to the public health and safety. He stated that they could not just measure the height and go and mow it down.

Mayor Price asked how other communities were doing it.

Mr. Nooe replied that when it came it up last year and he heard how certain towns did it, the next time he went through there he decided to look around. He stated that they were not doing it any different than Eden was. He stated that another thing, in the last several days he was riding around and he began looking at the city's own right-of-ways. He asked if he did not think maybe they should mow all of their own right-of-ways before they go mowing some old lady's backyard.

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Mayor Price commented that he thought that when they go into downtown and spend tons of money with developing properties, he did not think it was fair to the citizens for a neighbor to come into piece of property and let that thing grow up. He asked what had happened to the citizen who owned that property next door and was trying to maintain it and had small children and who want to go out into the yard. He asked if the city had been fair to them.

Mr. Nooe asked what was the city being fair about. He stated that they were talking about selective enforcement. He pointed out that the City of Eden had never mowed the right-of-way in front of the vacant lot next to him.

Mayor Price asked if the city had been hauled into court because of its existing ordinance to which Mr. Nooe replied no. Mayor Price stated that he understood what Mr. Nooe was saying.

Mr. Nooe stated that if the City of Eden with the money and the resources it had was not going to mow its own property, and they were just going to arbitrarily pick out a yard here and there, then it would only applies as long as government could run over little people.

Mayor Price disagreed and stated that he did not think it was running over little people to ask them to mow their yard.

Council Member Janney disagreed and stated that it was. He stated that he could give an example. He had been trying for two years to get a place cleaned up on Meadow Road. He asked if they realized that the city sent a poor old lady who lived adjacent to that "pile of trash" a letter stating that if she did not mow her yard within a certain amount of time she would be fined. He explained that her husband died a couple of years ago and she got sick and was in the hospital and she had to leave her home. He stated that they hired someone to mow her yard and he missed the yard two because he had hurt his back. He stated that he had planned to mow her yard himself and in order for them to find it, they had to walk around the house and find 24" of grass before they could do anything about it. He questioned that the Mayor thought they were not picking on people.

Mayor Price asked if he had ever received a call from someone complaining about high grass next to them.

Council Member Janney replied that he had. He stated that the way that he dealt with it was if there was any health hazards that included things like rodents, etc. He stated that he agreed with the attorney. He stated that if they get into that, they would be hiring a whole lot of people to mow the city's own property. He stated that he had tried every way in the world and even got a letter from the owner stating that he was going to clean it up, but he had not cleaned it up yet and no one had sent him any citation.

Council Member Grogan asked the Mayor if they could get the City Attorney to send the Council his memo and they could discuss it in August.

Mayor Price replied that they certainly could and he hoped the Council would give it full consideration because he thought it was something that was needed in this community.

There was still some concern from the Council about how to measure the grass and collecting samples from the residence as evidence.

Mayor Price stated that he thought they all saw the point he was trying to make and they also agreed with the attorney. He stated that he thought they owed the citizens something to manage the growth of some of this uncontrollable grass and weed.

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Council Member Janney stated that he rode around town this week to look at it and he did not understand why they could not get the inmates to come into town and clean up the curbing, sidewalks, or grass. He noted that coming into town in any direction and looking at the entrances where there was curb and gutter, and sidewalks that were a mess.

Mr. Benny Sexton, Public Works Director, commented that they have had in five applications for those inmates. He explained that when school was out, their time was devoted to the school systems. He noted that was the information that was given to him. He stated that as soon as school began, they should be getting them back.

Council Member Janney stated that he realized he had tried, but anytime they want to put them at the Morehead Park, they were right there.

Mr. Sexton commented that he and Mr. Billy Shipwash (Street Superintendent) and Mr. Paul Dishmon (Maintenance Supervisor, Recreation) have filed many applications trying to get them back into Eden for their use and the answer they received was they were tied up in the school system.

Council Member Janney stated that he traveled a lot to other towns and he saw them on the side of the road working.

Mr. Sexton stated that he would call again and see what he could do to which Council Member Janney replied that he realized that they had tried and he was not knocking what they had done.

Mr. Bine commented that there were really two classifications of prison labor. He explained that there were the ones that do highway right of way and chopping down of the heavier stuff. They require armed guards and they would see them along the road. He explained that the other classification, essentially, incarcerated community service type workers who require a lower lever of supervision or a day release. Those were the ones that Mr. Sexton was talking about.

Mr. Sexton added that they used them all winter until school let out and they had not been able to get them.

(m) Consideration of easement request to allow pond backwater onto city property.

The memorandum provided to Council explained that a verbal request had been received from Jay Pace on July 11, 2000 for consideration of an easement from the city to allow a proposed pond's water to back up onto city owned property. The property is adjacent to the backside of the Pre-Settling Impoundment at the Robert A. Harris Water Filtration Plant.

This item was withdrawn.

ADDITIONAL ITEMS ADDED TO NEW BUSINESS:

Mayor Price explained that they had several items that they voted to add to the agenda. He stated that the City Manager would explain them and he gave them a few minutes to look through the information.

Mr. Bine apologized for bringing the items forward in this fashion but in order for them to do business in a timely fashion, they had to do this.

Emergency Pump Repair – Purchase Request:

Mr. Bine noted that this had been covered.

Repair, Parts & Labor – 28G Track Loader and Repair, Parts –28G Track Loader:

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Mr. Bine noted that the above items were together and would exceed the \$5,000 limit for the repairs.

Council Member Rorrer asked how much they were talking about to which Mr. Bine replied that one was \$2,100 and the other was \$4,700, which totaled \$6,800.

A motion was made by Council Member Rorrer seconded by Council Member Grogan to approve purchases. All Council Members voted in favor of this motion. This motion carried.

Interlocal Risk Financing of North Carolina – Property and Liability Fund:

Mr. Bine explained that the next item was the Interlocal Risk Management Funding for property liability fund in the amount of \$122,135. He stated that it obviously exceeded the \$5,000 limit, it was a normal payable but policy required that he bring it to the Council.

A motion was made by Council Member Grogan seconded by Council Member Gover to approve the expenditure. All Council Member present voted in favor of this motion. (*Council Member Myott had stepped out of the room momentarily.*)

Rockingham County Landfill:

Mr. Bine explained that the next item was the Rockingham County Landfill Charges payable in the amount of \$42,429.48, a normal payable.

A motion was made by Council Member Grogan seconded by Council Member Gover to approve the expenditure. All Council Member present voted in favor of this motion. (*Council Member Myott had stepped out of the room momentarily.*)

Synagro Southeast, Inc:

Mr. Bine explained that Synagro Southeast was another payable in the amount of \$27,056.25. He explained that it was for land application.

In reply to Council Member Janney's question as to what that was for, Mr. Bine stated that it was for sludge.

Council Member Gover noted that last month they paid them \$18,000 to which Mayor Price referred the question to the Treatment Plants Director, Mr. Asbury, and asked if that figure sounded reasonable. Mr. Asbury replied that it was and Mayor Price noted that this was a good established vendor.

A motion was made by Council Member Gover seconded by Council Member Grogan to approve the request.

Council Member Janney asked if that was the only two places that carry it to which Mr. Asbury replied in the affirmative. Mayor Price added that they could not take but about one treatment per year to which Mr. Asbury stated that it depended on how much they put on it at a time.

Action on the motion was as follows: All Council Members voted in favor of this motion. This motion carried.

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Law Enforcement Products - Pass Through Enforcement Products:

Mr. Bine explained that the next item was for Pass Through Lockers for the improved police space in the basement of City Hall. He stated that the bid amount was \$12, 802.00. He explained that they were evidence lockers and their function would be that a police officer would come in during in his or her duty shift with evidence and deposit it in a locker. They would take the key to that locker and the evidence officer would come into the evidence room, because of the chain of custody for evidence, and take it from the evidence locker, process it and store it in the evidence room. So, this was not their average “carry out window”.

Council Member Janney asked if this \$12,800 was going to be taken out of the money appropriated for renovation of the building to which Mr. Bine replied that it was.

A motion was made by Council Member Janney seconded by Council Member Grover to approve this request. All members voted in favor of this motion. Motion carried.

City Hall Renovations – Change Orders:

Mr. Bine explained that for the last two Mondays he had been involved in the status meetings with the architect on the City Hall update. He stated that the City Engineer had also been very helpful. He stated that they had for the Council’s review a number of change orders and a memorandum dated July 14, 2000 to Mr. Stanley. He explained that those change orders were: (1) through (21) and the reason was that the addition, the pluses and minuses add up to \$25,549 and the addition, as always with any change order, additional days required to perform the work because something had been changed from the original spec. He stated that the architect was recommending this but unfortunately he could not be there because of a conflict.

Mayor Price stated that \$10,000 of it was already approved for the north wall on page 3. He stated that actually, they were talking about an additional approval of \$14,656.

Council Member Janney commented that the Police Chief had those plans a long time.

Mr. Bine explained that for a project of this size, this was a fairly standard number of changes and they were relatively minor. He stated that frankly, they made a decision last week to move the ice machine and that would save the City about \$3,500 because it’s location was over a beam and for it to be properly installed, the drain for the ice machine would have caused a substantial expense. He stated that these were things that until they actually get in with the subcontractors that they sometimes run into and they were things that they had to do.

A motion was made by Council Member Grogan seconded by Council Member Janney to approve this request. All Council Members voted in favor of the motion. Motion carried.

Fund Transfers:

Mr. Bine explained that this was an end of the year adjustment that he was required by policy to remind the Council of, Interfund Transfers, to balance accounts for the end of the year.

This is the first Manager’s Budget Amendment for the year.

Manager’s Amendment #1	Budget	Account #	From	To	Amount
Fleet Maintenance Revenue					
Fund Appropriated	Balance	31-3991-99100	\$ 6,000.00	\$21,000.00	<u>\$ 15,000.00</u>
					<u>\$ 15,000.00</u>

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Fleet Maintenance

Expenditures

Garage M/R Equip.	31-4210-35200	\$ 6,300.00	\$8,900.00	\$ 2,600.00
Garage Weather	31-4210-63010	\$ -	\$3,500.00	\$ 3,500.00
Emergency				
Garage Disaster	31-4210-63020	\$ -	\$4,300.00	\$ 4,300.00
Aid/FEMA				
Garage Purchase Fuel	31-4210-95100	\$118,000.00	\$120,100.00	\$ 2,100.00
Garage Purchase Parts	31-4120-95300	\$171,000.00	\$173,500.00	<u>\$ 2,500.00</u>
				<u>\$15,000.00</u>

Approved and effective this 30th day of June, 2000

A motion was made by Council Member Grogan seconded by Council Member Tudor to approve the request. All Council Members voted in favor of the motion. Motion carried.

North Carolina Interlocal Risk Management Workers Compensation Fund:

Mr. Bine explained that the next item was something that he announced at the outset of the meeting and he apologized, but it was the North Carolina Interlocal Risk Management Workers' Compensation Fund annual contribution. He explained that it was their bill for Workers' Comp. The total amount of the bill was \$132,738 and again it was what might be considered a standard accounts payable, but by virtue of policy, he had to bring before the Council.

A motion was made by Council Member Gover seconded by Council Member Grogan to approve this request. All Council Members present voted in favor of this motion. Motion carried.

Survey for Rivercrest Drive Project:

Mr. Bine explained that they needed to undertake a contract and he asked Mrs. Stultz to come forward for an explanation.

Mrs. Stultz explained that this was for their Rivercrest Drive Relocation Project, FEMA Funds. She stated that it required that they do surveys similar to loan surveys and other information on them. She stated that if they did the 13 lots as proposed, as soon as possible it would be under \$5000 however there was the potential to do 15, which would put it over \$5,000 and the Council would need to approve it.

A motion was made by Council Member Grogan seconded by Council Member Gover to approve this request. All Council Members present voted in favor of this motion.

Gildan Water & Sewer Work on City Easements:

Mr. Bine apologized to Mr. Nooe for not providing him with a copy of the hold harmless agreement. He explained that he did not have the information with him earlier when they met.

Mr. Nooe replied that he had read it and he did not think it would be a problem.

Mr. Bine explained that the situation was that the last item, everyone was a lot more familiar with the issue than he was. He stated that the 100' buffer which was behind the houses on Fairway Drive, there were easements owned by the city for utilities that go through this buffer area. He stated that the city wanted to have Gildan install the utilities on the city's easements and the city had to give them (a) authority to do that and (b) hold the city harmless for that work. He stated that the simple hold harmless agreement essentially did that and had them work within the city's easement dimensions.

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A motion was made by Council Member Grogan seconded by Council Member Gover to approve this request. All Council Members present voted in favor of this motion. Motion carried.

CONSENT AGENDA:

- (a) Approval and adoption of minutes – June 5, 6, 7, 13, 19, and 20th, 2000.
- (b) Approval and adoption of a motion to hold a public hearing and to consider an ordinance amending Section 11.25 Off Street Parking and Loading of the City of Eden Zoning Ordinance. ZONING CASE Z-00-07.
- (c) Approval and adoption of a motion to hold a public hearing and to consider an ordinance rezoning property east of The Oaks from Residential-12 to Industrial-2. ZONING CASE Z-00-08.
- (d) Approval and adoption of a motion to write specifications and receive bids on an automated garbage truck.
- (e) Approval and adoption of a motion to solicit bids to replace storm sewer.

A motion was made by Council Member Grogan seconded Council Member Tudor to approve Consent Agenda items a-c. All Council Members present voted in favor of this motion. Motion carried.

ORDINANCES AND RESOLUTIONS:

- (a) Adoption of the 2000-2001 budget ordinance.

CITY OF EDEN, NORTH CAROLINA
2000-2001 BUDGET ORDINANCE

BE IT ORDAINED by the City Council of the City of Eden, North Carolina in regular session assembled:

Section 1: The following amounts are hereby appropriated for the operation of the City of Eden government and its activities for the fiscal year beginning July 1, 2000 and ending June 30, 2001, according to the following summary and schedules.

Summary (Funds)	Estimated Revenues	Total Budget Appropriation
General	\$ 9,629,200	\$ 9,629,200
Self Insured Insurance	\$ 813,600	\$ 813,600
Debt Service	\$ 1,925,800	\$ 1,925,800
Special Services	\$ 60,200	\$ 60,200
Water and Sewer	\$ 8,078,900	\$ 8,078,900
Fleet Management	\$ 645,400	\$ 645,400
Capital Reserve	\$ 252,600	\$ 252,600
Water Construction	\$ 500,000	\$ 500,000
Sewer Construction	\$ 470,000	\$ 470,000
Police Pension	<u>\$ 42,200</u>	<u>\$ 42,200</u>
	\$22,417,900	\$22,417,900
(Less inter-fund transfers)	<u>\$ 4,368,600</u>	<u>\$ 4,368,600</u>
TOTAL	<u>\$18,049,300</u>	<u>\$18,049,300</u>

Section 2: That for said fiscal year there is hereby appropriated out of the General Fund the following:

Code	Department	Appropriation
10-4110	City Council	\$ 35,900

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10-4120	Administration	\$ 141,800
10-4125	Municipal Services	\$ 43,400
10-4130	Finance	\$ 221,800
10-4140	Human Resources	\$ 74,500
10-4150	Legal	\$ 30,300
10-4310	Police	\$3,180,400
Oct. 30	Communication	\$ 83,600
10-4340	Fire	\$1,003,300
10-4350	Engineering	\$ 65,500
10-4510	Street	\$ 984,200
10-4515	Powell Bill	\$ 400,000
10-4710	Solid Waste	\$1,569,100
10-4910	Planning & Code Enforcement	\$ 298,700
10-6120	Recreation	\$ 790,600
10-9100	Special Appropriations	\$ 283,600
10-9990	Contingency	<u>\$ 422,500</u>
TOTAL		<u>\$9,629,200</u>

Section 3: It is estimated that the following General Fund Revenues will be available during the fiscal year beginning July 1, 2000, to meet the foregoing General Appropriations:

Code	Revenue Source	Amount
3189-11	Ad Valorem:Prior Years	\$ 2,500
3189-11092	Ad Valorem:Prior Years-Rock. Co.	\$ 39,200
3190-11	Ad Valorem:Current Year	\$3,098,000
3190-12093	DMV-Vehicle Tax	\$ 487,000
3190-15	Dog License	\$ 1,400
3190-171	Interest on Delinquent	\$ 14,300
3190-18	Interest on Current Taxes	\$ 8,200
3190-19	Refunds Paid on Ad Valorem Taxes	\$ (6,000)
3190-19097	Payment in Lieu of Annexation	\$ 775,000
3190-19098	Rockingham Co. - DMV Collection Fee	\$ (6,800)
3190-19099	Prepaid Tax Discounts	\$ (10,000)
3326-310	Homestead Exemptions	\$ 25,000
3327-310	Reimbursement	
	Manufactured Inventory	\$ 211,400
	Reimbursement	
3327-311	Inventory Tax Reimbursement 20%	\$ 26,900
3327-312	Inventory Tax Reimbursement 80%	<u>\$ 70,900</u>
Tax Revenue Total		<u>\$4,737,000</u>
3260-110	Privilege Licenses	\$ 27,400
3260-170	Privilege Licenses Penalties	\$ 100
3270-110	Franchise Fees	\$ 62,000
3280-110	Motor Vehicles Licenses	<u>\$ -</u>
Licenses & Permits Total		<u>\$ 89,500</u>
3413-580	Misc./Returned Checks	\$ 100
3431-419	Fed/State Drug Forfeiture	\$ 11,200
3431-418	Other Drug Related Forfeiture	\$ 200
3431-845	DEA Refunds	\$ 1,000
3434-490	Fire on Behalf Payments	\$ 34,900
3411-320	H/R Wellness Grant	\$ -
3431-845	Donations: DARE Program	\$ 200
3612-481	Bridge Street Center Concessions	\$ 5,000
3612-482	East Eden Center Concessions	\$ 6,600
3612-483	East Eden Pool Concessions	\$ 6,000
3612-860	Pool Admissions	\$ 9,800
3612-861	Building Use	\$ 13,000
3612-862	Field Use & Lights	\$ 600
3831-490	Interest: Checking	\$ 33,700
3831-495	Interest: NC Cash Mgt Trust	\$ 160,000
3831-497	Interest: Powell Bill Funds	\$ 22,000

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3834-860	Rents	\$ 13,100
3839-890	Miscellaneous Revenue	<u>\$ 200</u>

Use of Money & Property Total \$ 317,600

Code	Revenue Source	Amount
3220-310	Intangibles Personal Property Taxes	\$132,500
3231-310	Local Option Sales Taxes	\$635,000
3232-310	½ Cent Sales Taxes	\$580,000
3233-310	½ Cent Sales Taxes	\$578,900
3322-310	Wine & Beer Taxes	\$66,000
3324-310	Utilities Franchise Taxes	\$692,000
3325-330	Powell Bill: State Street Aid	\$550,000
3328-310	Sales Tax Reimbursement: Food Stamps	\$8,300
3335-320	County Grants: Fire Department	\$2,400
3336-330	County Grants: School Resources Officer	\$35,600
3451-360	NC DOT Reimbursements	\$4,900
3837-891	ABC Law Enforcement	\$1,500
3837-890	ABC Revenues	<u>\$ 39,000</u>

Other Agencies Revenues Total \$3,326,100

3343-410	Building Permits	\$ 34,200
3343-411	Plumbing Permits	\$ 6,500
3343-413	Heating Permits	\$ 8,700
3343-414	Sign Permits	\$ 200
3343-415	Electrical Permits	\$ 19,000
3343-416	State Fee: Building Permits	\$ 100
3412-410	Other Departmental Revenues	\$ 100
3431-410	Police Revenue: Dog Fines	\$ 100
3431-411	Police Security Charges	\$ 33,000
3431-412	Police Security Fringe Benefit Chg.	\$ 6,800
3431-413	Court Costs	\$ 11,500
3431-414	Parking Violations	\$ 300
3431-415	Police Firing Range	\$ 800
3431-416	Police Dept: Sale of Materials	\$ 400
3431-417	Police Dept: Revenues	\$ 200
3431-419	Police Dept: Restitution	\$ 200
3434-410	Outside Fire Protection Charges	\$ 13,000
3434-450	Fire Department Fees	\$ -
3434-480	Fire Department Permits	\$ 1,600
3435-820	Engineering Testing Fees	\$ 6,800
3451-410	Sign Damages Collected	\$ -
3451-411	Street Dept. Revenue: Driveways	\$ 2,000
3451-810	Street Mowing	\$ 5,500
3491-400	Planning Dept. Nuisance Fees	\$ 600
3491-410	Planning Dept. Applications	\$ 2,000
3491-411	Planning Dept. Permits	\$ 100
3491-416	Planning: Misc. Bldg. Fees	\$ 500
3612-410	Non-city User's Fees	\$ 6,000
3612-411	League Entrance Fees	\$ 14,000
3612-412	Recreation Dept. Revenue: Lesson	\$ 3,000
3612-864	Recreation Dept. Miscellaneous	<u>\$ 2,000</u>

Charges for Current Services \$ 179,200

3890-830	Other Refund	<u>\$ -</u>
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Refunds Total \$ -

Code	Revenue Source	Amount
3451-412	Sale of Materials	\$ 500
3491-810	Planning Dept. Sale of Materials	\$ 100
3839-499	Cash Discounts Earned	<u>\$ 200</u>

Asset Revenue Total \$ 800

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3832-610	Assessment Collections: Street	\$ -
3832-615	Interest: Street Assessments	\$ -
3992-992	Powell Bill Fund Bal. Approp.	\$ -
3255-320	Wireless 911 Surcharges	\$ 58,100
3255-330	Regular 911 Surcharges	<u>\$ 73,100</u>
Assessments & Other Revenues		<u>\$ 131,200</u>
3471-411	Residential Fees	\$ 390,000
3471-41101	Commercial Fees	\$ 447,600
3471-810	Sale of Material	\$ 200
3471-811	Recycling Income	\$ 1,500
3471-812	Sale of Compost	<u>\$ 8,500</u>
Total Solid Waste Fund		<u>\$ 847,800</u>
General Fund Revenue Total		<u>\$9,629,200</u>

Section 4: That for said fiscal year there is hereby appropriated out of the Self Insured Insurance Fund the following:

Code	Department	Appropriation
3000-180	Premiums	\$ 180,000
3000-300	Claims	<u>\$ 633,600</u>
Self Insured Insurance Fund Total		<u>\$ 813,600</u>

Section 5: It is estimated that the following Self Insured Insurance Fund Revenues will be available during the fiscal year beginning July 1, 2000, and ending June 30, 2001, to meet the foregoing Self Insured Insurance Fund Appropriations:

Code	Revenue Source	Amount
3351-010	Withholdings from Payroll	<u>\$ 812,800</u>
3831-490	Interest	<u>\$ 800</u>
Self Insured Insurance Fund Total		<u>\$ 813,600</u>

Section 6: That for said fiscal year there is hereby appropriated out of the Debt Service Fund the following:

Code	Department	Appropriation
9100-0710	Principal Maturity on Bonds	\$1,225,000
9100-0720	Interest on Bonds	\$ 700,800
9100-0750	Bond Service Charge	<u>\$ -</u>
Total Debt Service Fund		\$1,925,800

Section 7: It is estimated that the following Debt Service Fund Revenues will be available during the fiscal year beginning July 1, 2000 and ending June 30, 2001, to meet the foregoing Debt Service Fund Appropriations:

Code	Revenue Source	Appropriation
3831-491	Interest on Investments	\$ -
3986-98	Transfer from Water & Sewer Fund	\$1,925,800
3991-991	Sinking Fund Appropriated	<u>\$ -</u>
Total Debt Service Fund		<u>\$1,925,800</u>

Section 8: That for said fiscal year there is hereby appropriated out of the Special Services Fund the following:

Code	Department	Appropriation
9100-19901	Committees	\$ -
9100-58	Runabout Travel Club	\$ 60,200
9100-98101	Transfers to General Fund	<u>\$ -</u>

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Total Special Services Fund \$ 60,200

Section 9: It is estimated that the following Special Services Fund Revenues will be available during the fiscal year beginning July 1, 2000, and ending June 30, 2001, to meet the foregoing Special Services Fund Appropriations:

Code	Revenue Source	Appropriation
3612-84	Runabout Travel Club Fees	\$ 60,000
3831-493	Interest on Investments	<u>\$ 200</u>

Total Special Services Fund \$ 60,200

Section 10: That for said fiscal year there is hereby appropriated out of the Water & Sewer Fund the following:

Code	Department	Appropriation
9920	Intra Governmental	\$3,324,500
7110	Water Resources	\$ 813,800
7120	Water Filtration	\$1,199,100
7125	Collection & Distribution	\$ 718,800
7130	Water Reclamation	\$1,870,500
9990	Contingency	<u>\$ 152,200</u>

Total Water & Sewer Fund \$8,078,900

Section 11: It is estimated that the following Water and Sewer Fund Revenues will be available during the fiscal year beginning July 1, 2000, and ending June 30, 2001, to meet the foregoing Water and Sewer Fund Appropriations:

Code	Revenue Source	Amount
3336-330	Special County Grant (ILA)	\$ -
3336-340	Special Sewer Color Treatment Charges	\$ 750,000
3336-350	Civil Penalties	\$ -
3362-512	Sale of Water	\$3,205,900
3362-535	Sewer Service Charge	\$3,358,800
3362-535	Leak Adjustments	\$ (13,300)
3363-539	One-time Pool Adj.	\$ 300
3711-58	Misc. Returned Checks	\$ 2,000
3713-53	Pre-Treatment Charges	\$ 6,000
3714-41	Other Department Rev: Damages	\$ 700
3714-52	Reconnection Charges (lack of payment)	\$ 9,800
3714-522	Water Taps	\$ 18,000
3714-523	Sewer Taps	\$ 19,600
3831-490	Interest Earned (combined)	\$ 177,000
3832-63175	Special Assessments Sara Lee Water	\$ 35,400
3832-63176	Special Assessments Sara Lee Sewer	\$ 35,400
3832-63275	Special Assessments Pluma Water	\$ -
3832-63276	Special Assessments Pluma Sewer	\$ -
3832-63375	Special Assessments Dan River Water	\$ 49,100
3834-86	Rent of Equipment	\$ 8,200
3835-81	Sales of Materials	\$ 700
3850-850	Insurance Proceeds	\$ -
3832-610	Sewer Assessments	\$ 8,100
3839-499	Cash Discount Earned	\$ 700
3839-830	Other Refunds	\$ -
3991-991	Fund Balance Appropriate	\$ 400,000
3839-89	Miscellaneous Revenues	<u>\$ 6,500</u>

Total Water & Sewer Fund \$8,078,900

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Section 12: That for said fiscal year it is hereby appropriated out of the Fleet Maintenance Fund the following:

Code	Department	Appropriation
4120	Fleet Maintenance	<u>\$ 645,400</u>
Total Fleet Maintenance		<u>\$ 645,400</u>

Section 13: It is estimated that the following Fleet Maintenance Fund Revenues will be during the fiscal year beginning July 1, 2000, and ending June 30, 2001, to meet the foregoing Fleet Maintenance Fund Appropriations:

Code	Revenue Source	
3839-499	Cash Discount Earned	\$ -
3351	Charges to other funds/agencies	<u>\$ 645,400</u>
Total Fleet Maintenance		<u>\$ 645,400</u>

Section 14: That for said fiscal year there is hereby appropriated out of the Capital Reserve Fund the following:

Code	Department	Appropriation
98100	Transfer to General Fund	<u>\$ 252,600</u>
		<u>\$ 252,600</u>

Section 15: It is estimated that the following Capital Reserve Fund Revenue will be available during the fiscal year beginning July 1, 2000, and ending June 30, 2001, to meet the foregoing Capital Reserve Fund Appropriations:

Code	Revenue Source	Amount
3491-842	City Park Contribution	\$ 125,000
3491-844	Economic Development	\$ 100,000
3831-491	Interest Earned	<u>\$ 27,600</u>
		<u>\$ 252,600</u>

Section 16: That for said fiscal year there is hereby appropriated out of the Water Construction Fund the following:

Code	Department	Appropriation
8120-0246	Maintenance & Construction of System	\$ 461,000
8120-0394	Tank Service Contract	<u>\$ 39,000</u>
Total Water Construction Fund		<u>\$ 500,000</u>

Section 17: It is estimated that the following Water Construction Fund Revenue will be available during the fiscal year beginning July 1, 2000, and ending June 30, 2001, to meet the foregoing Water Construction Fund Appropriations:

Code	Revenue Source	Amount
3831-491	Interest on Investments	\$ -
3986-980	Transfer from Water & Sewer Fund	\$ 400,000
3991-991	Fund Balance Appropriated	<u>\$ 100,000</u>
Total Water Construction Fund		<u>\$ 500,000</u>

Section 18: That for said fiscal year there is hereby appropriated out of the Sewer Construction Fund the following:

Code	Department	Appropriation
3828-0299	Maintenance & Construction of System	<u>\$ 470,000</u>

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Total Sewer Construction Fund \$ 470,000

Section 19: It is estimated that the following Sewer Construction Fund Revenues will be available during the fiscal year beginning July 1, 2000, and ending June 30, 2001, to meet the foregoing Sewer Construction Fund Appropriations:

Code	Revenue Source	Amount
3831-491	Interest on Investments	\$ -
3986-98	Transfers From Other Funds	\$ 400,000
3991-991	Fund Balance Appropriated	<u>\$ 70,000</u>

Total Sewer Construction Fund \$ 470,000

Section 20: That for said fiscal year there is hereby appropriated out of the Police Pension Fund the following:

Code	Department	Appropriation
4310-129	Separation of Payments	\$ 25,000
4310-0181	FICA	\$ 2,800
4310-0039	Pension Fund Reserve	<u>\$ 14,400</u>

Total Police Pension Fund \$ 42,200

Section 21: It is estimated that the following Police Pension Fund Revenues will be available during the fiscal year beginning July 1, 2000 and ending June 30, 2001, to meet the foregoing Police Pension Fund Appropriations:

Code	Revenue Source	
3831-49	Interest Earned	\$ 12,200
3981-98	Transfer from General Fund	<u>\$ 30,000</u>

Total Police Pension Fund \$ 42,200

Section 22: There is hereby levied for the fiscal year ending June 30, 2001, the following rate of taxes on each one hundred dollars (\$100) assessed valuation of taxable property as listed as of January 2000 for the purpose of revenue, and in order to finance foregoing appropriations:

A GENERAL FUND (for the general expense incident to the proper government of City of Eden, North Carolina) TAX RATE of \$0.570000 per hundred dollars (\$100) of assessed valuation.

Such rates are based on an estimated total appraised value of property for the purpose of taxation of \$618,393,800 with an assessment ratio of 100% of appraised value. Estimated collection rate of 96.25% is based on fiscal year 1998-99 and the national and local economic conditions.

Section 23: Copies of this Budget Ordinance shall be furnished to the finance officer and budget officer of the City of Eden, to be kept on file by them for their direction in the collection of revenues and expenditures of amounts appropriated.

Section 24: The City Manager, by authority of this ordinance, may transfer/reallocate between departments up to a maximum of ten percent (10%) of the moneys appropriated within any of the above stated funds, not including any transfers between funds. During the next regular meeting of the City Council the City Manager shall fully report any such moneys and the purpose of such transfer/reallocations.

Adopted this the 29th day of June 2000.

Philip K. Price
Philip K. Price
Mayor

ATTEST:
Kim Scott
Kim Scott
City Clerk

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A motion was made by Council Member Grogan seconded by Council Member Tudor to adopt the budget ordinance. Council Members Grogan, Tudor, Myott, Reynolds and Gover voted in favor of this motion. Council Members Rorrer and Janney voted in opposition. Motion carried.

(b) Adoption of an ordinance closing an unopened alley adjacent to the east side of The Boulevard. STREET CLOSING S-00-02.

A motion was made by Council Member Myott seconded by Council Member Tudor to adopt this request. All Council Members voted in favor of this motion. Motion carried.

(c) Adoption of an ordinance to develop a crosswalk, install a flashing yellow light, install signs indicating pedestrian crossing in front of Walnut Grove Complex. (*Traffic study previously approved*).

A motion was made by Council Member Grogan seconded by Council Member Gover to adopt this ordinance. All Council Members voted in favor of this motion. Motion carried.

(d) Adoption of an ordinance to change Walker Drive to Walker Hill. (*Previously approved*).

A motion was made by Council Member Tudor seconded by Council Member Gover to adopt this ordinance. All Council Members voted in favor of this motion. Motion carried.

(e) Adoption of an ordinance for 2 hour parking on Fieldcrest Road (Business section). (*Previously approved*).

A motion was made by Council Member Gover seconded by Council Member Tudor to adopt this ordinance. All Council Members voted in favor of this motion. Motion carried.

(f) Adoption of an ordinance establishing a No Parking Zone along the east and west curb lines of Fagg Drive, two hundred feet from Kings Highway. (*Previously approved*).

A motion was made by Council Member Grogan seconded by Council Member Tudor to adopt this ordinance. All Council Members voted in favor of this motion. Motion carried.

(g) Adoption of an ordinance to rezone DeHart property on Aiken Road.

Mr. Nooe reminded the Mayor that the Council had previously approved the rezoning for Mrs. DeHart (at an earlier meeting of Council), but it was not on the agenda. He noted that he had the ordinance prepared.

Mayor Price replied that he thought that a letter was sent to her and it was just an oversight.

A motion was made by Council Member Grogan seconded by Council Member Gover to adopt this ordinance amendment. Council Members Grogan, Gover, Myott, Reynolds, Rorrer and Janney voted in favor of this motion. Council Member Tudor voted in opposition. This motion carried.

(h) Adoption of an ordinance to place the official traffic maps back in the code of ordinances book.

Mr. Nooe explained that there was one other matter that he and the City Clerk discovered. He stated that the section in the map in the code book proving the traffic maps was omitted from the new code of ordinances book. He has asked the Council to adopt this ordinance to put the traffic map back in the code book.

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A motion was made by Council Member Gover seconded by Council Member Grogan to adopt this ordinance. All Council Member voted in favor of this motion. Motion carried.

COMMENTS FROM THE INTERIM CITY MANAGER:

Mr. Bine explained that he wanted to thank each of them for their hospitality for the last two weeks, as it had been very heartening. He stated that when he chatted with them back in June, they had all encouraged him not to come in and warm the chair. He stated that he got out his spoon and began to "stir the pot a little bit". He stated that he had a matter, which he thought deserved some discussion. He stated that when he came in June and stood at the podium, he sensed they were all hungry for information and they have a right to know. He stated that it had always been his policy as a manager to try to provide as much information as he could.

Mr. Bine suggested that the Council might benefit from a second regularly scheduled meeting. He explained that it would not be a regular meeting where votes were taken, but a meeting in an informal nature perhaps in the Conference Room at City Hall around the table. He stated there would be the availability of audio visual projection material and a board to stick things up on, and it would be essentially a work session. He stated that he had experienced work sessions with other jurisdictions, and generally they were somewhat informal. He noted that the Clerk would attend but would not take any notes on any overall conversation or discussion. He stated that if an item were generally felt by the majority of the Council that it should go forward for adoption by the Council then it would be set on the next or subsequent Council agenda for its adoption. If they felt the matter was not sufficiently thrashed out or discussed, then it would be set on the next work session agenda.

He stated that he did not see a venue there for he and the rest of the staff or the Manager, whoever he or she, and the rest of the staff to bring forward issues and items such as the item Mrs. Stultz brought up about the grass. He stated that was a classic item to be brought up at a work session as well as the presentation by the bridge engineer.

Mr. Bine explained that he was just laying it out on the table and the time frame he was thinking of was about two weeks before the regular meeting which would be the first Tuesday evening of the month. They would have a work session and two weeks later there would be a regular Council Meeting. He stated that everybody would know, staff, Council Members and community, that there was a work session the first Tuesday night. Agendas would be published, information materials sent out and the meeting would be held and it would be a less formal or more relaxed atmosphere.

Council Member Rorrer commented that he would be game to try anything to make it better.

Mr. Bine stated that he was not judging anything in the past and he was looking forward. He stated that his grandmother used to say, "if you always do what you've always done, you will always have what you've always had." He stated that if they want to change and it did not work out, that was fine and they may not want to have it every month.

Council Member Tudor commented that if it allowed them to better serve the people of this city and do a better job then as a Council they should give it a shot.

Mr. Bine stated that part of the Manager's responsibility, as he has learned it, was to make suggestions and recommendations that would improve the quality of government in the community. Council Members Gover and Reynolds agreed that it was a good idea and worth trying.

Mr. Bine suggested scheduling the first meeting in September because August was just around the corner.

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VOUCHERS:

No discussion on Vouchers.

ADJOURNMENT:

A motion was made by Council Member Tudor seconded by Council Member Gover to adjourn. All Council Members voted in favor of this motion.

Respectfully submitted,

Kim J. Scott
City Clerk

ATTEST:

Philip K. Price
Mayor