

CITY OF EDEN, N.C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, September 15, 2020 at 6 p.m. in the Council Chambers, 308 E. Stadium Drive. Those present for the meeting were as follows:

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| Mayor: | Neville Hall |
| Council Members: | Darryl Carter Gerald Ellis (attended remotely) Jerry Epps Angela Hampton Phillip Hunnicutt Bernie Moore (attended remotely) Bruce Nooe |
| City Manager: | Jon Mendenhall |
| City Clerk: | Deanna Hunt |
| City Attorney: | Erin Gilley |
| News Media: | Roy Sawyers, Rockingham Update Mike Moore, Mike Moore Media |

MEETING CONVENED:

Mayor Hall called the regular meeting of the Eden City Council to order and welcomed those in attendance. Council Member Gerald Ellis gave an invocation followed by the Pledge of Allegiance led by Municipal Services Director Paul Dishmon.

PRESENTATIONS AND RECOGNITIONS:

- a. Swearing in for Eden Youth Council.

Mayor Hall stated the Eden Youth Council was started several years ago by former Mayor Wayne Tuggle and former Council Member Jim Burnette. It was an opportunity to get youth involved in the City and its operations. It had turned out to be an excellent organization where the youth have had an opportunity to volunteer and learn about the workings of the City. He thanked advisors Erin Gilley, Deanna Hunt and Blair Barker for their help with the program.

The following new Eden Youth Council members, attending remotely, were sworn in by Mayor Hall: Allison Wheeler, Colby Garrett, Elijah Cobb, Ellyn Blackstock, Emily Wheeler, Hunter Smith, Jared Thomas, Laura Deel, Paige Tuggle, Seth Sharpe and Warren Flynt.

- b. Proclamation: Constitution Week.

Mayor Hall read the proclamation which would be given to Ginny Jones, member of the Daughters of the American Revolution.

PROCLAMATION: Constitution Week 2020

WHEREAS: September 17, 2020 marks the two hundred and thirty-third anniversary of the drafting of the Constitution of the United States of America by the Constitutional Convention; and

WHEREAS: It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary; and to the patriotic celebrations which will commemorate the occasion; and

WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week,

NOW, THEREFORE I, Neville Hall, by virtue of the authority vested in me as Mayor of the City of Eden do hereby proclaim the week of September 17 through 23 as CONSTITUTION WEEK

AND ask our citizens to reaffirm the ideals the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties, remembering that lost rights may never be regained.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City of Eden to be affixed this 15th day of September of the year of our Lord two thousand twenty.

BY: Neville Hall, Mayor

ATTEST: Deanna Hunt, City Clerk

SET MEETING AGENDA:

Mayor Hall requested to remove item 10g (Consideration of a Memorandum of Understanding with the Draper Volunteer Fire Department for shared fire tax funding) due to sufficient documentation not yet being secured. Item 14 (Adjourn) was changed to Closed Session to discuss economic development pursuant to NCGS 143-318.11(a)(4) and personnel pursuant to NCGS 143-318.11(a)(6). Item 15 was added as Adjourn.

A motion was made by Council Member Epps to set the meeting agenda as amended. Council Member Hampton seconded the motion. All members voted in favor of the motion. The motion carried.

PUBLIC HEARINGS:

- a. Consideration to adopt an ordinance annexing the property at 197 and 199 E. Aiken Rd. pursuant to a request submitted by owner Millard Bryant.

Mayor Hall declared the public hearing open and called on Planning & Inspections Director Kelly Stultz.

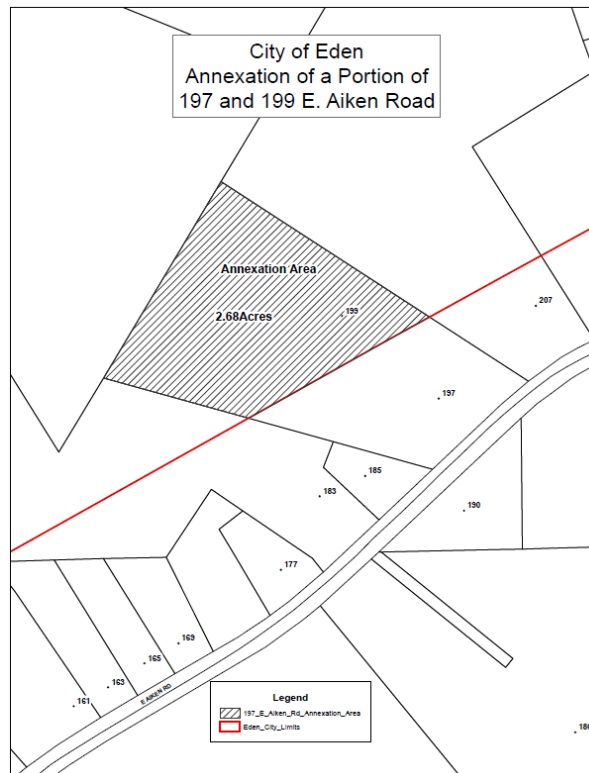
Ms. Stultz stated her department received an application to be annexed from the property owner of 197 and 199 E. Aiken Road after it was discovered that only a portion of the property was located inside the City limits.

Mr. Bryant said after it came to his attention several months before that part of his property was located in the County with most of it being located in the City, he met with the Planning & Inspections staff and was advised that he should make an appeal to be annexed or sewage could possibly be disconnected to one of the houses on the property. Therefore, he made an appeal to be annexed.

Ms. Stultz said Mr. Bryant would have to pay outside water and sewer rates if he were not annexed and after figuring up his taxes, it was determined he would save money if annexed.

As there was no further discussion, Mayor Hall declared the public hearing closed.

A motion was made by Council Member Hampton to adopt an ordinance annexing the property at 197 and 199 E. Aiken Road. Council Member Carter seconded the motion. All members voted in favor of the motion. The motion carried.



AN ORDINANCE TO EXTEND THE CORPORATE LIMITS OF THE CITY OF EDEN, NORTH CAROLINA

WHEREAS, the City Council of the City of Eden, North Carolina, has been petitioned under G. S. 160A-31 to annex the area described below; and

WHEREAS, the City Council of the City of Eden has by resolution directed the City Clerk to investigate the sufficiency of the petition; and

WHEREAS, the City Clerk has certified the sufficiency of the petition and a public hearing on the question of this annexation was held at the City Council Chamber, 308 East Stadium Drive at 6:00 o'clock p.m. on the 15th day of September, 2020, after due notice by publication on September 2, 2020; and

WHEREAS, the City Council of the City of Eden finds that the petition meets the requirements of G.S. 160A-31;

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

Section 1. By virtue of the authority granted by G.S. 160A-31, the following described territory is hereby annexed and made a part of the City of Eden as of December 31, 2020:

That portion of 197 and 199 E. Aiken Road identified by the Rockingham County Tax Department as PIN 7081-17-00-5994 and Parcel Number 177187Z1 and Parcel Number 177187Z2 which lies north of the Eden City Limits current boundary and the entire parcels being described as follows:

TRACT 1: Parcel A containing 3.081 acres as per Plat of Survey for Helena A. Bryant dated January 1, 2009, by C. E. Robertson & Associates, P.C. recorded in Map Book 65, Page 49, Rockingham County Registry.

TRACT 2: Parcel B containing 1.176 acres as per Plat of Survey for Helena A. Bryant dated January 1, 2009, by C. E. Robertson & Associates, P.C. recorded in Map Book 65, Page 49, Rockingham County Registry.

Section 2. Upon and after December 31, 2020, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force in the City of Eden, and shall be entitled to the same privileges and benefits as other parts of the City of Eden. Said territory shall be subject to municipal taxes according to G. S. 160A-58.10.

Section 3. The Mayor of the City of Eden shall cause to be recorded in the Office of the Register of Deeds of Rockingham, and in the Office of the Secretary of State in Raleigh, North Carolina, an accurate map of the annexed territories described in Section 1 above, together with a duly certified copy of this Ordinance. Such a map shall be delivered to the Rockingham Board of Elections, as required by G.S. 163-288.1.

Section 4. Notice of adoption of this Ordinance shall be published once, following the effective date of annexation, in a newspaper having general circulation in the City of Eden.

Adopted this 15th day of September, 2020.

CITY OF EDEN

BY: Neville Hall, Mayor

ATTEST: Deanna Hunt, City Clerk

- b. Consideration to apply for funding for the State’s Community Development Block Grant Coronavirus program in the amount of \$900,000 to prevent service disconnection and rent/mortgage payments to prevent eviction.

Mayor Hall declared the public hearing open and called on Ms. Stultz.

Ms. Stultz said a public meeting was held in June regarding a Community Development Block Grant application. After researching various options the City would be eligible for, the most promising of the choices was the possibility of the City obtaining up to \$900,000 for help on behalf of its citizens with their delinquent water bills, mortgages, rent and utility payments. The program was designed to assist citizens of low to moderate income with their utilities and avoid eviction. There were people in the community who were struggling and this was a good way for the City to help them.

Mayor Hall said he felt there were enough people who would qualify and apply.

Council Member Hunnicutt asked if there would be a methodology used to verify qualification.

Ms. Stultz answered yes. In order to receive any funding, the City was required to partner with a non-profit organization, which would be United Way. United Way would be responsible for the screening and determination of who was eligible for funding and the City would be handling the pass-through of the financing. Income levels would be verified in the same manner as the Draper Neighborhood Revitalization Project with applicants providing their bills and bank statements.

Council Member Hampton asked if the applicants needed to go through the City to apply.

Ms. Stultz answered no. If approved, the City would send all of the information to the citizens and in turn, they would be allowed to return their applications to the City, but the screening process would be handled through the consultant and United Way.

As there was no further discussion, Mayor Hall declared the public hearing closed.

A motion was made by Council Member Epps to adopt a resolution to apply for funding for the State’s Community Development Block Grant Coronavirus program. Council Member Ellis seconded the motion. All members voted in favor of the motion. The motion carried.

RESOLUTION FOR THE CITY OF EDEN APPLICATION FOR
COMMUNITY DEVELOPMENT BLOCK GRANT COVID-19 FUNDING FOR THE
EDEN SUBSISTANCE PAYMENT PROGRAM

WHEREAS, the City of Eden’s Council has previously indicated its desire to assist in community development efforts for housing and community development throughout the City; and,

WHEREAS, the City Council has held two public hearings concerning the proposed application for Community

Development Block Grant funding to provide emergency utility and rent/mortgage payments on behalf of low-moderate income individuals or families experiencing difficulties due to COVID-19 to prevent homelessness and eviction; and,

WHEREAS, the City Council wishes the City of Eden to pursue a formal application for Community Development Block Grant funding to benefit at least 51% low-moderate income individuals or families experiencing difficulties due to COVID-19 to prevent homelessness and eviction;

WHEREAS, the City Council certifies it will meet all federal regulatory and statutory requirements of the State of North Carolina Community Development Block Grant Program,

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Eden that the City of Eden is authorized to submit a formal application to the North Carolina Department of Commerce for approval of a Community Development Block Grant (CV) COVID-19 to benefit at least 51% low-moderate income individuals or families experiencing difficulties paying utilities/rent/mortgage payments due to COVID-19.

Adopted this the 15th day of September, 2020, in Eden, North Carolina.
CITY OF EDEN

BY: Neville Hall, Mayor
ATTEST: Deanna Hunt, City Clerk

REQUESTS AND PETITIONS OF CITIZENS:

There were none at this time.

UNFINISHED BUSINESS:

There was no unfinished business at this time.

NEW BUSINESS:

- a. Consideration to accept CARES Act Funding from Rockingham County to cover City public safety costs up to \$348,309.

Mayor Hall called on Finance and Personnel Director Tammie McMichael.

Ms. McMichael stated a letter was received from Rockingham County advising they would allocate 25 percent of the Coronavirus Aid Relief Economic Security (CARES) Act Funding they received from the State to the municipalities within the County. The County chose to use a per capita allocation method to determine how to disperse the funding, which was the same method used by the N.C. Department of Revenue when allocating sales tax revenue. The County offered an allocation of \$348,309 to the City that must be spent on eligible costs that were described in guidance provided by the U.S. Treasury Department and the N.C. Pandemic Recovery Office. The funds could cover public safety, including salaries and benefits.

Mayor Hall stated the funding was federal money sent to the states for coronavirus relief. Instead of being dispersed to each city, funds were sent to each county and left to them to decide how to separate it amongst their cities.

Council Member Hunnicutt questioned if the funding was only to be used for first responders, such as police and fire, since it stated for public safety costs.

Ms. McMichael stated information provided by the N.C. Pandemic Recovery Office declared that all public safety could be presumed substantially dedicated to the coronavirus relief as a matter of administrative convenience. After consulting with the County and other local governments, that method was deemed to be the best way to account for the funding.

Council Member Hunnicutt asked if the funding could be applied towards the water revenue loss that the City

had incurred.

Ms. McMichael answered no.

Council Member Hunnicutt asked for an example of where the funding would be applied.

Ms. McMichael stated it would be used for the patrolling officers’ salaries and benefits.

A motion was made by Council Member Epps to accept CARES Act Funding from Rockingham County to cover public safety costs up to \$348,309. Council Member Hampton seconded the motion. All members voted in favor of the motion. The motion carried.

- b. Consideration to adopt an ordinance for the demolition of a structure at 711 McConnell Ave. under the City’s Human Habitation Ordinance.

Mayor Hall called on Ms. Stultz.

Ms. Stultz said 711 McConnell Ave. was a property the City had struggled with for years as it had been a constant problem for its neighborhood and the church across the street. The property should have come up for demolition in February, but COVID-19 had caused the delay. Ms. Stultz showed pictures of the property from over the last year. Five bids were received from contractors with the lowest bidder being Kenny Frith. She recommended Council accept Mr. Frith’s bid and demolish the building.

A motion was made by Council Member Hampton to adopt an ordinance for the demolition of a structure at 711 McConnell Avenue under the City’s Human Habitation Ordinance and to award the bid to Kenny Frith. Council Member Moore seconded the motion. All members voted in favor of the motion. The motion carried.

| | Demolition | Asbestos Removal | Total |
|---------------------|------------|------------------|----------|
| Sam W. Smith, Inc. | \$ 8,000 | \$ 4,230 | \$12,230 |
| Kenny Frith | \$ 5,400 | \$ 3,000 | \$ 8,400 |
| Brad Fisher Hauling | \$ 5,900 | | |
| Loye Grading | \$12,750 | \$ 5,000 | \$17,750 |
| Rabco Inc of NC | \$ 8,490 | | |

All contractors were given the opportunity to amend their bid to include the removal of the asbestos siding.

AN ORDINANCE AND ORDER FOR THE DEMOLITION OF PROPERTY
AT 711 MCCONNELL AVENUE, EDEN, NORTH CAROLINA

THIS ORDINANCE is issued pursuant to the provisions of North Carolina General Statutes §160A-443 and Chapter 4, Article IV of the Eden City Code.

WHEREAS, on the 17th day of September, 2019, the Director of the Planning and Inspections Department examined the dwelling owned by Robert D. Carter and Billie Jo Carter at 711 McConnell Avenue, Eden, North Carolina and found it to be unfit for human habitation, that said property is more particularly described as follows:

BEGINNING at an iron pipe in the western line of McConnell Avenue (formerly Park Avenue), said iron being the corner between Lots 15 and 16; thence S. 88° 43' W. 128.25 feet with line of Lot 15 to an iron pipe; thence N. 8° 20' E. 77.05 feet with line of Lot 5 and 4 to an iron pipe; thence N. 88° 43' E. 116.95 feet with line of Lot 17 to an iron pipe in the western line of McConnell Avenue; thence S. 3° 9' W. 19 feet and S. 1° 17' E. 57 feet each to an iron pipe and with the western line of McConnell Avenue to the point of beginning and is all of Lot 16. Block 57. For further reference see Deed Book 791, page 15, Rockingham County Registry.

The above described property being more commonly known as 711 McConnell Avenue, Eden, North Carolina, and being further identified by the Rockingham County Tax Dept. as PIN 7979-10-26-9933-00 and Parcel No. 138199.

WHEREAS, on the 19th day of September, 2019, the Director caused to be issued a Complaint and Notice of Hearing for the 15th day of October, 2019, which was served on the property owners by first class mail and certified mail, return receipt requested; the certified mail was returned by the U. S. Postal Service marked “Unclaimed.”

WHEREAS, the hearing was held on the 15th day of October, 2019, and the Director issued an Order to repair, alter, improve or vacate and demolish the dwelling located on the property; and

WHEREAS, a copy of the Order was served on the property owners by posting a copy on the subject property on the 21st day of October, 2019, and by first class mail and certified mail, return receipt requested; that the certified mail was returned by the U. S. Postal Service marked “Unclaimed;” and

WHEREAS, the property owners did not appeal the Order and, pursuant to Chapter 4, Section 4-89(b) of the Eden City Code, a copy of the order has been mailed to any organization involved in providing or restoring dwellings for affordable housing that has filed a written request for such notice; and

WHEREAS, the Owners have had a reasonable opportunity to bring the property into conformity with Chapter 4, Article IV of the Eden City Code and they have failed to take any action to comply with the Director’s Order.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Eden that the Director is hereby ordered to proceed to effectuate the purpose of the Human Habitation Standards set out in Article IV of Chapter 4 of the Eden City Code with respect to the property described above by demolishing the structures located thereon.

IT IS FURTHER ORDERED that a certified copy of this Ordinance and Order shall be recorded in the Office of the Register of Deeds of Rockingham County, North Carolina, and indexed in the names of Robert D. Carter, Billie Jo Carter and Billie Jo Carter Manley in the Grantor and Grantee index.

IT IS FURTHER ORDERED that the amount of the cost of demolishing the dwelling by the Director shall be a lien against the real property upon which the cost was incurred, said lien shall be filed, have the same priority, and be collected as the lien for special assessment provided by North Carolina General Statutes Chapter 160A, Article 10.

APPROVED, ADOPTED AND EFFECTIVE, this 15th day of September, 2020.
CITY OF EDEN

BY: Neville Hall, Mayor
ATTEST: Deanna Hunt, City Clerk

- c. Consideration to adopt an ordinance for the demolition of a structure at 617 Spring St. under the City’s Human Habitation Ordinance.

Mayor Hall called on Ms. Stultz.

Ms. Stultz said the house located at 617 Spring St. had been a constant problem for several years. Pictures were shown that showcased the house being wide open with vines growing up it. The house had been in deplorable shape for several years. Five bids were received from contractors with the lowest bidder being Kenny Frith. She recommended Council accept Mr. Frith’s bid and demolish the building.

Robert Roscoe Hodge II spoke on behalf of partial property owner Tina Lynn Church Server. He stated the pictures shown were not taken on that same day because the house did not currently look the same as the pictures presented. Someone was in the process of gutting the house, jacking up the floors, conducting electrical work and having it cleaned up. He asked for more time to repair the property.

Ms. Stultz asked Mr. Hodge if the owners had obtained any permits to jack up the foundation of the house.

Mr. Hodge said no.

Ms. Stultz said the property owner would have to attain permits for the repairs.

Mr. Hodge said he would get the permits for the property owner.

Ms. Stultz pointed out the picture taken from that same day and stated the other pictures were previously taken.

Mr. Hodge said people were riding by the property and shooting out the windows and therefore, they were unable to leave supplies on the property due to the risk of them being stolen. The owner was in the process of repairing the house but needed a little more time. They had also experienced a hard time hiring people to help with the repairs because of COVID-19. He restated that he would acquire the permits for the property owner.

Council Member Hunnicutt said he did not desire to spend City money on property that someone was willing to restore. He asked Mr. Hodge how much more time would be needed if Council were to grant an extension.

Mr. Hodge said 45 days would allow them time to show great improvements to the property. He added the roof was in good shape but the chimney needed repair. People were gaining access to the house and stealing material from the property.

Council Member Hunnicutt asked if they had the money to do the repairs.

Mr. Hodge said yes. He was a truck driver and had lived on that street for 48 years and the property owner had lived on that street since she was born. He was willing to help her in any way that he could.

Council Member Carter asked how many actions had been taken against the house.

Ms. Stultz said her staff started action against the property in June 2019, giving the property owners until August 19, 2019 to make the necessary repairs. However, no repairs were made. None of the work performed thus far had been processed through the Planning Department in efforts to obtain permits. Staff already conducted an asbestos report on the house. The owners were aware the demolition request could be on the Council's agenda in February but while it was cleaner, repairs had not been made to bring it to a livable condition. She did not like spending the money either but the property was wide open and it was still her recommendation that it be demolished.

Council Member Epps asked Mr. Hodge if they would be able to secure the house up while doing the repairs in order to keep people from gaining access to the house and destroying it.

Mr. Hodge said yes. While the house was being gutted out, the kitchen floor jacked up, electrical work conducted and sheetrock installed, he would securely lock it up. He had reported the windows being shot out to the Police Department.

Council Member Epps asked Mr. Hodge if he was going to contact the Planning Department regarding the permits.

Ms. Stultz said Mr. Hodge would not be able to obtain the permits as the property owner would have to acquire them.

Council Member Ellis asked when someone last lived in the house.

Ms. Stultz replied that it was before June 2019. The City had numerous actions on the property in the past, but it had reached the point of a housing code action.

Council Member Hampton asked Mr. Hodge if he felt he would be able to repair the house in a manner that would be compliant with code in one month.

Mr. Hodge answered no. He said it was difficult to find anyone to do any type of repair work at the present time but felt he would be able to show improvements to the property within a month and a half.

Ms. Stultz said it was heir property and the owners were Tina Lynn Church, Timothy Hodges, Iris Jones Thompson and Otis Lee Jones, Jr.

Council Member Epps asked if the service on the building was a 100 amp or 200 amp box.

Ms. Stultz replied that the house did not have any service at the present time as it did not have power or heating and air.

Council Member Epps asked if the house would be required to have at minimum a 200 amp box.

Ms. Stultz said it would depend on the load it was going to require. The City did not encourage people to acquire less than a 200 amp service but stated it would depend on the plans that were presented. The problem was Ms. Server was not the only property owner.

Mr. Hodge stated that it was his understanding that Iris Jones, Ms. Server's aunt, had her name removed from the deed.

Council Member Hunnicutt said he did not see a compelling reason that the house needed to be demoed right then. He also did not see a reason not to postpone action by Council if there was someone willing to spend money to get the property in a livable condition.

A motion was made by Council Member Hunnicutt to postpone action for 60 days so that the owner could show meaningful effort with a caveat that permits must be obtained from the City for work within the next 30 days. Council Member Carter seconded the motion. All members voted in favor of the motion. The motion carried.

Mr. Hodge said he wanted to thank Council and Ms. Stultz for working with him. He said he would do the best he could to help Ms. Server.

- d. Consideration to adopt an ordinance for the demolition of a structure at 1503 E. Meadow Rd. under the City's Human Habitation Ordinance.

Mayor Hall called on Ms. Stultz.

Ms. Stultz said the property was located near the intersection of Main Street and Meadow Road and was inherited by the property owner. Pictures shown by Ms. Stultz confirmed the house was well over 50 percent damaged. The walls were bowing and everything was falling in, leaving no hope for repair. It would cost the City a considerable amount of money to demolish it and clean the site. Five bids were received from contractors with the lowest bidder being Kenny Frith. She recommended Council accept Mr. Frith's proposal and demolish the building.

Council Member Hunnicutt asked if the property had been presented in the past for demolition as he recognized the pictures shown.

Ms. Stultz said yes.

Mayor Hall said an extension of time was given in the past but the property was back for consideration of demolition. The property was located diagonal from Railroad Café. He received a lot of calls regarding the property.

A motion was made by Council Member Carter to adopt an ordinance for the demotion of a structure at 1503 E. Meadow Road Street under the City's Human Habitation Ordinance and to award the bid to Kenny Frith. Council Member Hampton seconded the motion. All members voted in favor of the motion. The motion carried.

| | |
|---------------------|-----------|
| Sam W. Smith, Inc. | \$ 15,000 |
| Kenny Frith | \$ 6,500 |
| Brad Fisher Hauling | \$ 8,500 |
| Loye Grading | \$ 12,975 |
| Rabco Inc of NC | \$ 10,650 |

AN ORDINANCE AND ORDER FOR THE DEMOLITION OF
PROPERTY AT 1503 E. MEADOW ROAD, EDEN, NORTH CAROLINA

THIS ORDINANCE is issued pursuant to the provisions of North Carolina General Statutes §160A-443 and Chapter 4, Article IV of the Eden City Code.

WHEREAS, on the 8th day of May, 2019, the Director of the Planning and Inspections Department examined the dwelling owned by Sara Morrison Dunovant at 1503 E. Meadow Road, Eden, North Carolina and found it to be unfit for human habitation, that said property is more particularly described as follows:

BEGINNING at an iron marking the northeast corner of the intersection of Meadow Road by Depot Street (Main Street) thence with the north edge of Meadow Road, North 85 deg. 0 min. E. 145.4 feet to an iron; thence continuing with the north edge of Meadow Road as it curves 48.74 feet (a total distance with the north edge of Meadow Road of 194.14 feet) to an iron marking the southwest corner of Lot No. 10, Section No. 2; thence with the west line of Lot No. 10, North 17 deg. 35 min. West and said west line extending said course 350.18 feet to an iron set on the south bank of Dry Creek; thence with the south bank of Dry Creek South 88 deg. 45 min. West 114.2 feet to an iron set at the intersection of the east line of Depot Street (Main Street) and the south bank of Dry Creek; thence with the east line of Depot Street (Main Street) South 4 deg. 21 min. East 352.01 feet to the POINT OF BEGINNING and containing 54,480 sq. ft. more or less, same being Lots 5, 6, 7, 8 and 9, Section 2, and acreage lying between said lots and Dry Creek as per map of North Draper and Meadow Road made by Clodfelder and Schisler on November 26, 1929, and supplementary survey by H. S. Pierce made January 16, 1936.

SAVE AND EXCEPT the following transfers, book 382, page 62, to Ezra Lewis Furches and wife, Anna Belle Furches, Book 419, Page 199, to Elmo Lemons and wife, Doris F. Lemons and book 480, page 114, to Ezra Lewis Furches and wife, Anno Belle Furches. Deed Reference: Book 706, page 580.

The above described property being more commonly known as 1503 E. Meadow Road, Eden, North Carolina, and being further identified by the Rockingham County Tax Dept. as PIN 7090-07-59-4232-00.

WHEREAS, on the 9th day of May, 2019, the Director caused to be issued a Complaint and Notice of Hearing for the 30th day of May, 2019, which was served on the property owner by first class mail and certified mail, return receipt requested, on the 11th day of May, 2019, and by posting on the subject property on the 13th day of May, 2019

WHEREAS, the hearing was held on the 30th day of May, 2019, and the Director subsequently issued an Order to repair, alter, improve or vacate and demolish the dwelling located on the property; and

WHEREAS, a copy of the Order was served on the property owner by posting a copy on the subject property on the 20th day of June, 2019, and by first class mail and certified mail, return receipt requested on the 21st day of June, 2019; and

WHEREAS, the Director caused a Notice of Lis Pendens to be filed in the Office of the Clerk of Superior Court for Rockingham County, North Carolina, on the 3rd day of July, 2019; and

WHEREAS, the property owner did not appeal the Order and, pursuant to Chapter 4, Section 4-89(b) of the Eden City Code, a copy of the order has been mailed to any organization involved in providing or restoring dwellings for affordable housing that has filed a written request for such notice; and

WHEREAS, the Owner has had a reasonable opportunity to bring the property into conformity with Chapter 4, Article IV of the Eden City Code and she has failed to take any action to comply with the Director's Order.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Eden that the Director is hereby ordered to proceed to effectuate the purpose of the Human Habitation Standards set out in Article IV of Chapter 4 of the Eden City Code with respect to the property described above by demolishing the structures located thereon.

IT IS FURTHER ORDERED that a certified copy of this Ordinance and Order shall be recorded in the Office of the Register of Deeds of Rockingham County, North Carolina, and indexed in the names of Edna F. Morrison and Sara Morrison Dunovant in the Grantor and Grantee index.

IT IS FURTHER ORDERED that the amount of the cost of demolishing the dwelling by the Director shall be a lien against the real property upon which the cost was incurred, said lien shall be filed, have the same priority, and be collected as the lien for special assessment provided by North Carolina General Statutes Chapter 160A, Article 10.

APPROVED, ADOPTED AND EFFECTIVE, this 15th day of September, 2020.

CITY OF EDEN

BY: Neville Hall, Mayor

ATTEST: Deanna Hunt, City Clerk

- e. Consideration to ask the City Clerk to investigate the sufficiency of an annexation petition for property at 106 Fireman Club Rd.

Mayor Hall called on Ms. Stultz.

Ms. Stultz said the property was that of the Eden Drive In. The property owner and manager of the Eden Drive In made a request to have the property annexed into the City. Staff asked for Council to have the City Clerk determine the sufficiency of the annexation petition.

A motion was made by Council Member Epps to adopt a resolution to direct the City Clerk to investigate the sufficiency of an annexation petition for property at 106 Fireman Club Road. Council Member Nooe seconded the motion. All members voted in favor of the motion. The motion carried.

RESOLUTION DIRECTING THE CLERK TO INVESTIGATE
A PETITION RECEIVED UNDER N.C.G.S. 160A-58.1

WHEREAS, a Petition requesting annexation of an area described in said Petition was received on August 28, 2020, by the City Council of the City of Eden; and

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

WHEREAS, the City Council of the City of Eden deems it advisable to proceed in response to these requests for annexation:

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

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

This the 15th day of September, 2020.

CITY OF EDEN

BY: Neville Hall, Mayor

ATTEST: Deanna Hunt, City Clerk

- f. Consideration to approve a Downtown Development Water Connection Fee Policy.

Mayor Hall called on City Attorney Erin Gilley.

Ms. Gilley stated she drafted a policy based on the need for economic development downtown. The policy proposed a water connection fee waiver for any project in the Municipal Service Districts that created or added at least eight new residential or commercial water accounts in one location. It would be applicable in the Municipal Service Districts due to a previous finding that determined the area was in need of improvement.

Connection fees would include the fees associated with meter and riser connections. The waiver would not encumber any restricted amount or existing City funds. The benefit to the City was that the fee waiver would encourage building renovation and development in the areas that were in need of revitalization, which would also encourage new water and sewer revenue that would offset the waiver of the fees. The intent of the policy was to make such type of action available to anyone who applied. The same type of waiving was awarded to a developer in May for a project located in downtown Leaksville. Therefore, the fee waiver needed to be granted by policy so that it would be available to anyone who had a similar type of investment.

Council Member Carter stated he had no problem with the policy as far as encouraging development downtown. However, some developers would be unable to secure a property capable of handling multiple meters. Therefore, in addition to the policy, he wanted to see some research conducted into a possible tier of waiver amounts based on the number of water accounts being created or added so that the smaller customer was not neglected.

Ms. Gilley asked Council Member Carter if he was referring to the water fees.

Council Member Carter replied the water fees for the meters.

Ms. Gilley stated the reason Council approved the same type of waiver earlier in the year was because of a large investment.

Council Member Carter said it was a great investment whenever a developer could afford eight water accounts, but he did not want to overlook the smaller customer who was trying to do the same thing but on a smaller scale.

Mayor Hall said there were not many downtown buildings that would accommodate occupancy of eight or more units.

Ms. Gilley said in respect to City revenue, a guarantee that the investment was large enough would need to be established to determine if it was something the City could afford to do. She said that Council Member Hampton had also expressed the same concern. Ms. Gilley and City Manager Jon Mendenhall had talked earlier in the week about looking into the blighted areas to help the business owners.

Council Member Hunnicutt stated the policy was specific to water connection fees and questioned if the buildings were already connected.

Mayor Hall answered that some buildings were already connected. If a developer purchased a dilapidated building that had not been occupied for an extended amount of time, it would be possible that a new tap would need to be made, depending on its condition. If units were added to a building, it would entail adding taps. Similar action had previously been taken by Council, but it needed to be established as an ordinance so that a policy would be in place for future occurrences as to avoid Council having to approve a project each time it involved creating or adding eight or more units. He expressed favor in exploring the idea of lowering the quantity of accounts stated in the policy to increase economic development in downtown. He supported having Mr. Mendenhall and the Economic Development team research what other municipalities offered. By waiving the water connection fees, the City would be establishing a customer who would not only significantly improve economic development in a blighted area, but would also spend money. He stated a motion could be made to revise the policy but he did not feel that there was enough verification at the present time to support a particular number of accounts Council would be willing to waive.

Ms. Gilley said she felt research needed to be conducted as to what affect the waiving of water connection fees for a smaller number of units would have on the City's budget. She also pointed out that if the policy were to be approved, it would go into effect immediately so that if any person met the requirements stated within the policy, the fees would be waived regardless of any other issues the developer may have.

Council Member Epps stated it was good to have the policy in place so that future qualifying projects would not have to come before Council for approval.

Council Member Hunnicutt asked Mr. Mendenhall to share his thoughts in regards to a performance agreement due to an approval that was made in the past that ended up having some movement made on it. He also asked for detail on what the developer would be obligated to do in order to stay within the plan.

Mr. Mendenhall said it was part of a thought process that would need to be deferred to Council in regards to how it should be structured. The commitments between the City and the developer would need to be clear so there was no confusion in regards to who was performing what, when, where and how. The City would need to establish a streamline method for handling such projects that would protect the City in regards to legal terms while also communicating with the developer in a way that was business-friendly, open for business, and able to serve them whatever scale they were.

A motion was made by Council Member Epps to approve the Downtown Development Water Connection Fee Policy. Council Member Ellis seconded the motion. All members voted in favor of the motion. The motion carried.



| | | | |
|---|-----------|---|------------|
| ADMINISTRATIVE POLICIES & PROCEDURES MANUAL | | Subject: Economic Development Water Connection Fees Waiver | |
| Number: ED-1 | Revision: | Effective Date: September 16, 2020 | Page: 1 |
| Supersedes: | | Neville Hall, Mayor | |

ED - 1 Authority:

This policy was approved by the Eden City Council on September 15, 2020.

ED - 1.1 Purpose:

The purpose of this policy is to promote economic development in underused and blighted downtown areas, specifically the Municipal Service Districts, that are in need of revitalization.

ED - 1.2 Policy:

Any project located in an established Municipal Service District in which at least 8 new water accounts (residential or commercial) are created in one location would be entitled to have all the water connection fees (fees for meter and riser connection) associated with the new water accounts waived.

- g. Consideration of a Memorandum of Understanding with the Draper Volunteer Fire Department for shared fire tax funding.

This item was pulled from the agenda.

REPORTS FROM STAFF:

- a. City Manager’s Report.

Mayor Hall called on Mr. Mendenhall.

Mr. Mendenhall said he wanted to make an observation in regards to things being done in response to COVID-19. An application was being submitted for CDBG funds to assist the City’s water and sewer customers and citizens who were in arrears on their utility accounts and rent. It was a considerable effort on behalf of City staff to help those in need with low to moderate income. In addition, CARES Act Funding would be received to help support public safety. Both funding projects were part of a comprehensive package to make sure the City was looking after its residents and being good stewards of the City’s funds. It was an ongoing effort that

Ms. Stultz and Ms. McMichael were working on.

Mr. Mendenhall asked for the City Manager’s report to be entered into the record.

City Manager’s Report
September 2020
City Manager Jon Mendenhall

ADMINISTRATION

Eden Youth Council

The new members of the Eden Youth Council will be sworn in at the City Council meeting on September 15. We are pleased to welcome 13 new members for this term, bringing our council to full capacity. We are very excited to provide our participants with service opportunities, development of leadership and professional skills, networking amongst civic leaders, coordinated opportunities for Eden youth, and a great experience to list on resumes and college applications.

ECONOMIC DEVELOPMENT

Industry

Gildan Yarns

Gildan is seeking machine electricians, spinning and carding technicians, spinning and carding operators, and can haulers. There are some day shift positions but the majority of these openings are on the night shift. Most positions are for 12-hour shifts on a 2-2-3 schedule. For more information, visit their 335 Summit Road facility.

Night Owl National Stoneworks

This company is a granite and quartz fabrication center located in the former K-Mart building on Meadow Road. They are hiring electricians, electricians’ helpers, granite polishers, CNC machine operators, forklift operators, finish carpenters, sheetrock workers and framers. Visit www.noncstoneworks.com/careers or call 888-283-6303 for more information.

Eden Venture Business Park

The former Eden Mall is now the Eden Venture Business Park. The building exterior has been painted and outside appearance improved dramatically. The new owner is seeking professional and light industrial tenants. They will build to suit your needs. Visit www.edenventurebusinesspark.com for more information and to apply.

Commercial

Divine Nutrition

This new business has opened at 403 W. Kings Highway, Suite B (next to Allstate Insurance). They offer healthy smoothies and energy drinks plus personal coaching. Hours are 6 a.m. until 6 p.m. Monday through Saturday. Call 336-512-9699 for more information or visit <http://Nutritionbychrissy.goherbalife.com>

Planet Fitness-Now Open!

This Kingsway Plaza business is now open after several months of being closed as a result of Executive Order No. 141. Planet Fitness will help you keep in shape after months of being idle. You can visit them at 220 W. Kings Highway or call 336-279-5603 for more information.

MJ’s Barbeque-New Downtown Draper Business

Local resident John Moore opened the former Jerry’s Restaurant, located at 121 N. Fieldcrest Road in the downtown Draper area, the week of August 17. They are open Tuesday through Saturday. Call 336-635-2575 for pick up or dine in.

Proper Pour Events

This company has 21 years of award-winning experience providing a unique, custom curated bartending service for any and all events. They cater to all of your beverage needs throughout N.C. and surrounding areas. They consult with their clients to cover every detail of weddings, birthdays, corporate events, engagements and parties. Choose from any one of their unique mobile bars to elevate your event. They customize their services to your event needs. There are several mobile bar options.

Owner Will Combs brought his Proper Pour Events to the recent Central Hotel unveiling. They did an excellent job supplying the event’s needs. This is a great way to add some class to your event. Visit www.properpourevents.com or call 336-456-4891 for more information.

The Blissful Palette Catering & Events

Owner Jarrett Nykamp offers a full catering menu and can help plan your event from start to finish. Great taste and a great experience is the name of the game and they are committed to stepping up to the plate to provide a memorable event with delicious and blissful options. All meals are prepared with fresh ingredients and an artistic flare. If you are looking for someone to provide food at your next event, they will cater both large and small events, including business lunches, weddings, cocktail receptions and more. Call Jarrett at 336-520-0121 or visit www.TheBlissfulPalette.com for more information.

COVID-19

Legal Protections

A recent webinar sponsored by the N.C. Economic Development Association was held concerning legal protections against COVID-19 related lawsuits provided to N.C. businesses under SB 704 and HB 118. If businesses are diligent in posting masking, social distancing and cleanliness procedures, as well as pick-up options for retailers and restaurants, they will not be exposed to lawsuits. Only those companies that are blatantly negligent are not covered by this legislation.

Main Street

634-638 Washington Street

Initial drawings for new retail spaces and apartments at 634-638 Washington Street have been proposed. The former Leaksville Hardware and Belk building could start construction as early as late fall.

624 Washington Street

Finishing work continues on the apartments located at 624 Washington Street as workers touch up exterior details, apply stucco and paint the building. Equipment has been ordered to outfit the downstairs restaurant, as well as large roll up glass doors for the front façade.

Central Hotel

The renovation of the Central Hotel located at 625 Washington Street is moving forward with the majority of interior demolition complete. The upper floor has been framed enabling plumbing and wiring to begin while multiple crews continue working on alternating floors.

Merrick's Collision and Restoration Service

Merrick's Collision and Restoration Service located at 259 The Boulevard is having extensive improvements made to their showroom and façade. New lighting, flooring and a lounge are being installed.

Historic Eden Merchant Association

The Historic Eden Merchant Association has begun to meet again. They are proposing adding new identifying information to be incorporated into existing logos that were created by the City's branding study. The partnership is part of the City's original Strategic Plan and follows its rollout timeline.

Tourism and Special Events

Otter Holt/Sculpture Celebration

What a great morning! It was very exciting to see so many folks come out. Thank you to Brian Williams, Tiffany Haworth and all of DRBA for their great partnership on the Otter Holt Project. Another huge thanks to Municipal Services, Street Department and Facilities & Grounds for all of their help with both projects and the morning of the event. These are two very cool projects that really make Eden unique.

Great River Race

There is still time to enter the great River Race on September 19. Call Jennifer at the Eden Chamber of Commerce and get registered: 336-623-3336.

We will launch at the Klyce Street Landing at 9 a.m. and finish 1.07 miles down the beautiful Dan River at the Leaksville Landing. Lots of fun!

Readers' Choice

Thanks to everyone who voted for our fun events and beautiful trails in Rockingham Now's Readers' Choice 2020 Best of Rockingham County. RiverFest, Oink & Ale, Grogan Park, Smith River Greenway Butterfly Trail and the Matrimony Creek Nature Trail were all winners!

Eden Trails & Tracks

Cooler temps are ahead that make for great walking and jogging weather! Check out all of Eden's beautiful trails and walking tracks located all over the City!

Our State Magazine Article

Eden's music heritage is part of an article in the September issue of Our State Magazine entitled '*Music at the Crossroads.*' Check it out!

ENGINEERING

FY 2020-21 Street Resurfacing Contract

Waugh Asphalt, Inc. completed the construction on the FY 2020-21 Street Resurfacing Contract on September 8. Sectors of the following streets were included in this year's resurfacing contract: Kemp Street, Oakwood Drive, Westwood Drive, Fagg Drive, Spruce Street, Greenwood Street, Morehead Street, James Street, John Street, Pine Lane, Panther Lane, Carpenter Road, Hairston Street, Ridge Avenue, Delaware Avenue, Maryland Avenue and South Avenue.

Kings Highway – NCDOT Road Resurfacing

The N.C. Department of Transportation has scheduled to resurface Kings Highway from Fagg Drive to Boone Road over the next several weeks. APAC-Atlantic, Inc. will be the primary contractor. The work is scheduled to be completed during daytime hours, so traffic delays should be expected.

INFORMATION TECHNOLOGY

Cybersecurity Awareness

It is no secret that Americans' online presence has grown exponentially over the past two decades. It's almost an expectation that every business you deal with will have an online presence. From banking, to shopping, to even exercise, our life is increasingly online. As a result, a billion-dollar criminal industry has grown up around us gaining access to online accounts and information. Identity theft, ransomware, phishing and a wide variety of other scams from fake tech support to advance fee scams make the internet feel like a minefield full of dangers.

The month of October was established as Cybersecurity Awareness Month. It was started by the Department of Homeland Security and the National Cyber Security Alliance in 2004 with the goal to help the nation's citizens to be safer online. Over the years, the month has had a series of themes. This year, the theme is "Do your part. #BeCyberSmart." Each week of October will focus on a different area of cyber security. StaySafeOnline.org breaks down the month's themes thusly:

Week of October 5 (Week 1): If You Connect It, Protect It

Week of October 12 (Week 2): Securing Devices at Home and Work

Week of October 19 (Week 3): Securing Internet-Connected Devices in Healthcare

Week of October 26 (Week 4): The Future of Connected Devices

Many organizations across the US participate in Cybersecurity Month each year and the City of Eden is no different. Our IT department will be providing our employees with training in line with this year's theme. Citizens can also do their part to #BeCyberSmart. Here are some online resources with tips and tricks to make your online life safer:

www.staysafeonline.org

www.cisa.gov/cyber-safety

www.eff.org/pages/tools

www.youtube.com/watch?v=Q7WDL7qZPwQ (From the SANS Institute, a trusted leader in security training)

This October, let's all do our part and #BeCyberSmart!

MUNICIPAL SERVICES

Matrimony Creek Nature Trail Repair Update

Eden's greenways and trails are typically built on sewer line outfalls that run along creeks and rivers. They have multiple uses, such as walking, jogging, biking and horseback riding, which make for a great environment to be out and enjoy the beautiful outdoors.

Municipal Services is currently looking at the cost to repair and open the first three-quarter mile of the Matrimony Creek Nature Trail for citizens to once again use and enjoy. The remaining one-quarter mile is awaiting plan approval from the Army Corps of Engineers, at which point the City will estimate costs and seek City Council approval to begin making the necessary repairs. Plans include measures to help control flooding and erosion of the trail. All work will be completed in house by City of Eden employees.

PARKS AND RECREATION

COVID-19 Updates-Phase 2.5

All Parks and Recreation facilities are open in a limited capacity due to Governor Roy Cooper's Phase 2.5 regarding

COVID-19. Please note, at all open indoor facilities, staff will have participants sign in and answer questions regarding symptoms of COVID-19 before they are allowed into the facility. Staff will also sanitize the facility before, during and at the end of each evening.

Bridge Street & Mill Avenue Recreation Centers

These two facilities will be open Monday through Friday from 2 p.m. until 7 p.m. to give children a place to go while school is being conducted remotely and to assist with homework. There will be a maximum of 25 participants allowed at any given time.

Citywide Playgrounds

All playgrounds are open.

Eden City Hall

City Hall is now open to individuals needing to conduct business within the Finance Department. In order to comply with social distancing guidelines, we ask that you wear a mask and remain six feet apart from others as there will be markings in the lobby appropriately spaced.

Staff from other departments within City Hall can meet with individuals in the lobby or in the front Conference Room if needed.

Facility Rentals

There will continue to be no facility rentals due to the limited number of individuals allowed in a facility only being 25.

Freedom Park

The park will continue to operate by maintaining social distancing during the use of the park by citizens. This includes the walking track, basketball courts, skateboard park, nature trail and dog park. The Splash Pad will continue to operate with a maximum of 25 users at a time through September or until the weather turns cool. However, there will continue to be no shelter rentals at this time.

The Freedom Park Softball Complex and Multi-Purpose Field will continue to operate as it did in Phase 2 with no weekend tournaments being held.

Garden of Eden Center

This facility is operating with a limited capacity of 25 participants at any given time and will be open to the public Monday through Friday from 8 a.m. until 5 p.m.

PLANNING & INSPECTIONS

GIS

Staff is continuing to work with ESRI representatives to train for the new services that are now available to the City. ESRI has provided Python scripts to help develop routes for the Solid Waste division to use with mobile devices for navigation directions.

Engineering staff, as well as a member of the Collections and Distribution department, are providing locations and data for sewer manholes, gravity main lines and water valves that will be added to the City's maps.

Unified Development Ordinance

A public meeting will be held in Grogan Park on Thursday, September 10 from 4 p.m. until 6 p.m. A public hearing will be held at the October regular meeting of the City Council to consider the text of the proposed ordinance. A public hearing on proposed zoning and other maps will be held at the November regular meeting of the City Council.

One of the new requirements of Chapter 160D is that all local governments are required to have a Technical Review Committee (TRC). The statutes require that all applications for development must be reviewed by the TRC before they are taken before any of the City of Eden's Boards and Commissions. This committee will consist of department heads with the meetings being considered public meetings. Applicants and their representatives will be allowed to be in attendance. City projects will be included.

Stadium Drive Sidewalk

The design phase of this project is nearing completion. NCDOT staff assures the City that the project's construction will begin in the spring of 2021. Previously, all such work was stopped, but now projects are beginning to move forward with improved NCDOT funding.

Draper CDBG

We plan to either meet with the committee in person or virtually. While the list has been ranked, staff needs to obtain further information from the proposed applicants regarding their financial information, including copies of actual records. To date, the ranking has been based upon the applications submitted and not hard data. Additionally, inspections of the homes will further determine eligibility and necessary repairs. Conformance with state and local codes will be required.

NC CDBG CV 2020 (COVID-19)

The State recently released data regarding the COVID-19 CDBG funding cycle. In July, they sent a recommendation of potential eligible activities for the expected funds, at which time the federal government narrowed the opportunities down. It was determined that it would be in the best interest of Eden citizens if the City proceeded with an application that would assist low and moderate income households within the corporate limits. This would include Eden utility bills, rent, mortgage payments, electric bills, gas bills and the like. The maximum amount the City is eligible for is \$900,000.

Boards and Commissions

Meetings remain suspended for all of our boards and commissions except those that receive requests that cannot be delayed, such as Planning Board, Board of Adjustment and the Strategic Planning Commission.

Board of Adjustment Special Use Permit

The Board of Adjustment is set to meet on September 17 in the Eden Room to discuss a special use permit application for a dog grooming business as a home occupation.

Eden Drive-In Annexation

We received an application for annexation of the Eden Drive-In. The City is working with the property owner regarding the outdoor theater and operating hours. The property is already connected to city water and sewer.

Business Remodel/Rehab/Construction Updates

The final sealed set of drawings for the 625 Washington Street project (Central Hotel) have been received and the plan review will be completed by September 11. The project at 624 Washington Street (624 Lofts) is nearing completion with four units already finished and occupied. The Wendy's remodel project should be completed by September 11. Zip's carwash has been issued a C.O. and the opening date is unknown at this time due to software issues. The Ample Storage project is in the final stages of construction; however, a completion date is unknown at this time. Burger King is closed due to the degraded original cast iron DWV system (drain, waste & vent) that must be completely replaced.

POLICE

Job Vacancies

The department currently has three vacancies for police officers. They will be conducting interviews on September 22.

PUBLIC UTILITIES

Construction of the new buildings and equipment is almost complete. The City is waiting on a flow meter that was part of a change order. Once that is delivered, the contractor will come back to install it, at which point the project will be considered complete.

Our NPDES permit expired April 30, 2018. The draft permit was received on August 28, giving the City 30 days to respond with any questions. Because the City performed so well over the last several years, they reduced the monitoring requirements, which will save the City a considerable amount of money for contract lab analysis.

- b. Update on the Matrimony Creek project.

Mayor Hall called on Public Utilities Director Terry Shelton.

Mr. Shelton said there had not been much progress made over the past 30 days on the Matrimony Creek project. The City was still in the process of submitting the information needed to the engineering firm in regards to what the City received from other agencies, such as the Corps of Engineers. Once everything was received, the engineering firm would evaluate what the City had to do if any endangered species were found in the creek. The work required of the City may be covered under a nationwide permit, which would enable a quicker proceeding. Mr. Shelton hoped to be able to move forward with the project by November or sooner once all of the permitting agencies were satisfied.

Council Member Hunnicutt asked if the City was waiting on Dewberry Engineering to do an environmental

assessment to determine if endangered species were in the creek.

Mr. Shelton said it was required by U.S. Fish and Wildlife Service. By assigning surveying of endangered species to whomever was doing work in creeks and rivers, they were able to have the areas surveyed at no cost to the agency. He recalled the pipeline project where the U.S. Fish and Wildlife Service determined that the endangered species of the blue coneflower was expected to be found alongside the road. The City paid for a survey that did not find anything and the information was entered into a database for future reference. Because the Roanoke logperch was known to be in certain parts of the Dan River, and Matrimony Creek ran into the Dan River, they wanted to ensure it was not disturbed in any way.

CONSENT AGENDA:

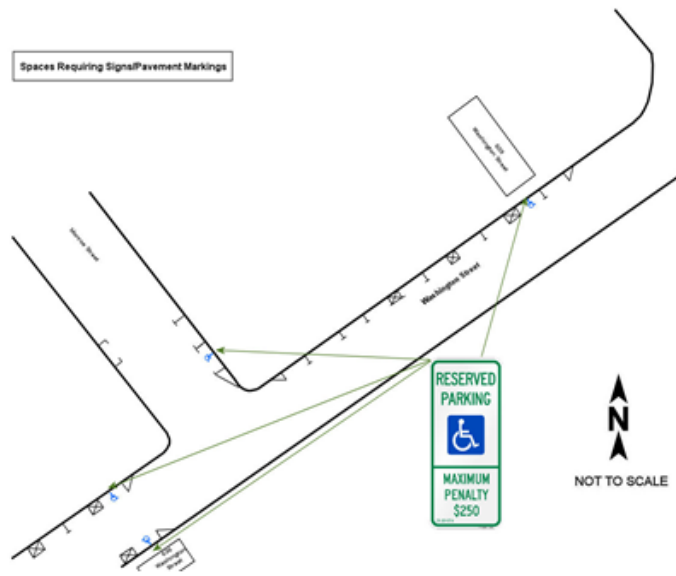
- a. Approval and adoption of the August 18, 2020 and the September 8, 2020 Minutes.
- b. Approval and adoption of an ordinance amending Chapter 9 – Motor Vehicles & Traffic of the City’s Code of Ordinances.

Sgt. Jim Robertson wrote in a memo that over the course of the past few months and in his prior position as Business District Officer, the concern of handicapped parking spaces was brought to his attention by downtown business owner Barry Carter and Main Street Manager Randy Hunt. Due to the passage of time and the changes brought about therewith, signs for the designated spaces on Washington Street had been removed and the designated space on Monroe Street had vanished altogether. Additionally, upon review of other designated spaces within the ordinance, he discovered several inaccuracies. In order to accommodate the growing downtown area and to correct the erroneous entries in Eden City Ordinances § 9-181 and § 9-182, it was the recommendation of the Police Department that the amendments to the ordinances of those sections be enacted as follows (the relevant changes have been italicized):

- § 9-181(A)(2) The parking space on the south side of Washington Street in front of *636* Washington Street;
- § 9-181(A)(3) The parking space on the south side of Washington Street in front of *712* Washington Street.
- § 9-181(A)(4) *The parking space on the north side of Washington Street in front of 609 Washington Street.*
- § 9-181(B) Monroe Street. The parking space on the *east* side of Monroe Street closest to Washington Street.
- § 9-181(D)(1) The parking space on the *east* side of Boulevard Street in front of *216* Boulevard Street;
- § 9-181(D)(2) The parking space on the east side of Boulevard Street in front of *258* Boulevard Street;
- § 9-181(D)(3) The *four (4)* parking spaces on the north side of Boulevard Street in front of *318, 320, and 322* Boulevard Street;
- § 9-181(D)(4) *Delete this entry. These spaces are no longer marked in any way nor relevant to Boulevard Street.*
- § 9-181(E) Henry Street. *The fourth parking space on the west side of Henry Street south of Jay Street.*
- § 9-181(H) Brame Street. The *three (3)* parking spaces on the north side of Brame Street, west of its intersection with Cedar Street, in front of Bethel Baptist Church.
- § 9-182 SIGNS. Sign *R7-8* as shown in the State Department of Transportation supplement to the manual on uniform traffic-control devices shall be erected or placed at each of the spaces designated in this division.

Additionally, some signs would need to be erected or placed in accordance with § 9-182 in the following locations to conform to the above changes and the current designated spaces in § 9-181:

1. The first parking space on the north side of Washington Street and west side of the intersection of Washington Street by Monroe Street.
2. The parking space on the south side of Washington Street in front of *636* Washington Street.
3. The parking space on the south side of Washington Street in front of *712* Washington Street.
4. The parking space on the north side of Washington Street in front of *609* Washington Street. (Will need to be marked on the pavement as well.)
5. The parking space on the east side of Monroe Street closest to Washington Street. (Will need to be marked on the pavement as well.)
6. The three parking spaces on the east side of Main Street that are south of and next to the existing handicap access to the United Methodist Church. (Will need to be marked on the pavement as well.)
7. The three parking spaces on the east side of Main Street, beginning with the first space north of the north end of the United Methodist Church. (Will need to be marked on the pavement as well.)



AN ORDINANCE AMENDING THE CITY CODE OF THE CITY OF EDEN

BE IT ORDAINED BY THE CITY COUNCIL of the City of Eden, North Carolina, that Article 181 of Chapter 9 of the Eden City Code is amended as follows:

DIVISION 7 PARKING FOR PERSONS WITH DISABILITIES

§ 9-181 PARKING SPACES DESIGNATED.

Parking spaces on the following streets and locations are hereby designated as parking spaces for persons with disabilities and the visually impaired:

(A) *Washington Street.*

- (1) The first parking space on the north side of Washington Street and west side of the intersection of Washington Street by Monroe Street;
- (2) The parking space on the south side of Washington Street in front of 636 Washington Street;
- (3) The parking space on the south side of Washington Street in front of 712 Washington Street.
- (4) The parking space on the north side of Washington Street in front of 609 Washington Street.

(B) *Monroe Street.* The parking space on the east side of Monroe Street closest to Washington Street.

(C) *North Fieldcrest Road.*

- (1) The parking space on the west side of North Fieldcrest Road in front of 151 North Fieldcrest Road.
- (2) The parking space on the east side of North Fieldcrest Road in between 130 and 124 North Fieldcrest Road identified as PIN #709900767284200.

(D) *Boulevard Street.*

- (1) The parking space on the east side of Boulevard Street in front of 216 Boulevard Street;
- (2) The parking space on the east side of Boulevard Street in front of 258 Boulevard Street;
- (3) The four (4) parking space on the north side of Boulevard Street in front of 318, 320, and 322 Boulevard Street;

(E) *Henry Street.* The fourth parking space on the west side of Henry Street south of Jay Street.

(F) *Main Street.*

- (1) The three parking spaces on the east side of Main Street that are south of and next to the existing handicap access to the United Methodist Church are hereby designated to be parking spaces for persons with disabilities and for the visually impaired.
- (2) The three parking spaces on the east side of Main Street, beginning with the first space north of the north end of the United Methodist Church, are hereby designated to be parking spaces for persons with disabilities and for the visually impaired.
- (3) The three parking spaces on the west side of Main Street that are opposite the three spaces described in division (F)(2) above are hereby designated to be parking spaces for persons with disabilities and for the visually impaired.

(G) *Cedar Street.* The two parking spaces on the west side of Cedar Street, north of its intersection with Brame Street, in front of Bethel Baptist Church.

(H) *Brame Street.* The three (3) parking spaces on the north side of Brame Street, west of its intersection with Cedar Street, in front of Bethel Baptist Church.

(I) *Jones Street.* One parking space on the south side of Jones Street, east of its intersection with Morgan Road, beside of Mitchell Drug.
(89 Code, § 9-181) (Ord. passed 6-21-88; Ord. passed 11-15-88; Ord. passed 2-21-89; Am. Ord. passed 12-15-98; Am.

Ord. passed 3-16-99; Am. Ord. passed 8-15-00; Am. Ord. passed 2-20-01; Am. Ord. passed 11-20-01; Am. Ord. passed 7-15-03; Am. Ord. passed 10-18-05; Am. Ord. passed 9-15-20)

§ 9-182 SIGNS.

Sign R7-8 as shown in the State Department of Transportation supplement to the manual on uniform traffic-control devices shall be erected or placed at each of the spaces designated in this division. ('89 Code, § 9-182) (Ord. passed 6-21-88; Am. Ord. passed 9-15-20)

APPROVED, ADOPTED AND EFFECTIVE, this 15th day of September, 2020.
CITY OF EDEN

BY: Neville Hall, Mayor

ATTEST: Deanna Hunt, City Clerk

Council Member Hampton made a motion to approve the consent agenda. Council Member Carter seconded the motion. All members voted in favor of the motion. The motion carried.

ANNOUNCEMENTS:

Mayor Hall stated there were some upcoming ribbon cuttings, which was a great sign as people were opening businesses: (1) MJ's Barbeque, 121 N. Fieldcrest Rd., on September 16 at 11 a.m.; (2) Sophisticated Rubbish, 633 Monroe St., on September 18 at 2 p.m. as part of their one-year anniversary celebration; (3) AK Emporium, 649 Washington St., on September 23 at 11 a.m.; (4) The V Suites Events and Design Center, 127 N. Fieldcrest Rd., on September 25 at 11 a.m.; and (5) Night Owl National Stoneworks, 201 E. Meadow Rd., Suite C, on October 1 at 11 a.m.

Council Member Ellis stated that school started back to in-person instruction on September 21 for increments of two days a week.

Mayor Hall said his son, Giles, had a foot operation and he hoped for a speedy recovery for him.

CLOSED SESSION:

- a. To discuss economic development pursuant to NCGS 143-318.11(a)(4).
- b. To discuss personnel pursuant to NCGS 143-318.11(a)(6).

A motion was made by Council Member Carter to go into closed session. Council Member Hampton seconded the motion. All members voted in favor of the motion. The motion carried.

A motion was made by Council Member Carter to return to open session. Council Member Hampton seconded the motion. All members voted in favor of the motion. The motion carried.

ADJOURNMENT:

As there was no further business to discuss, a motion was made by unanimous consent to adjourn.

Respectfully submitted,

Deanna Hunt
City Clerk

ATTEST:

Neville Hall
Mayor