

CITY OF EDEN, N.C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, June 18, 2002 at 7:30 p.m. in the City Council Chambers, 308 East 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
	Billy Vestal
	Christine H. Myott
	Jerry Epps
	C.H. Gover, Sr.
	Garry Tudor
City Manager:	S. Brad Corcoran
City Attorney:	Tom Medlin, Jr.
City Clerk:	Kim J. Scott
Deputy City Clerk:	Sheralene Thompson
Representatives from City Departments:	
Representatives from News Media:	Erica Kinnaird, <u>Eden Daily News</u>
	Leslie Brown, <u>Greensboro News &amp; Record</u> , Robbie Doss, Eden's Own.

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.

INVOCATION:

Mr. Mark Donovan, Pastor, Summit Road Church of God was present to give the invocation.

ADDITIONS AND DELETIONS TO AGENDA:

Water Conservation:

A motion was made by Council Member Grogan seconded by Council Member Gover to add to the agenda water conservation information received from Mr. Dennis Asbury, Treatment Plants Director. All Council Members voted in favor of this motion. The motion carried.

Closed Session:

A motion was made by Council Member Tudor seconded by Council Member Gover to add to the agenda a closed session for economic development in accordance with GS 143-318.11(a)(4). All Council Members voted in favor of this motion. The motion carried.

Public Hearings:

- (a) Public Hearing and Adoption of FY 2002-03 Budget Ordinance.

Mayor Price called the public hearing and asked Mr. Brad Corcoran, City Manager for a report. Mr. Corcoran presented the following budget ordinance for the Council's consideration:

CITY OF EDEN, NORTH CAROLINA  
2002-2003 BUDGET ORDINANCE

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

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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, 2002, and ending June 30, 2003, according to the following summary and schedules.

Summary (Funds)	Estimated Revenues	Total Budget Appropriation
General	\$10,349,200	\$10,349,200
Single Family Rehabilitation Project	\$500,000	\$500,000
Flint Hill Community Development Block Grant	\$700,000	\$700,000
Self Insured Insurance	\$1,180,600	\$1,180,600
Special Services	\$68,100	\$68,100
Water and Sewer	\$8,980,700	\$8,980,700
Emergency Communications	\$135,900	\$135,900
Capital Projects Municipal Park	\$457,800	\$457,800
Police Pension	<u>\$53,100</u>	<u>\$53,100</u>
	\$22,425,400	\$22,425,400
(Less inter-fund transfers)	<u>\$1,857,500</u>	<u>\$1,857,500</u>
<b>TOTAL</b>	<b><u>\$20,567,900</u></b>	<b><u>\$20,567,900</u></b>

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	\$33,000
10-4120	Administration	\$166,700
10-4125	Municipal Services	\$71,700
10-4130	Finance/Human Resources	\$211,300
10-4135	Business Development	\$75,200
10-4150	Legal	\$40,400
10-4310	Police	\$3,308,100
10-4340	Fire	\$1,258,800
10-4350	Engineering	\$52,600
10-4510	Streets	\$1,018,100
10-4515	Powell Bill	\$584,100
10-4710	Solid Waste	\$1,547,700
10-4910	Planning & Code Enforcement	\$430,800
10-6120	Recreation/Facility Maintenance	\$908,700
10-6920	Fleet Maintenance	\$192,900
10-9100	Special Appropriations	\$349,100
10-9990	Contingency	<u>\$100,000</u>
<b>TOTAL</b>		<b><u>\$10,349,200</u></b>

Section 3: It is estimated that the following General Fund Revenues will be available during the fiscal year beginning July 1, 2002, to meet the foregoing General Appropriations:

Code	Revenue Source	Amount
3189-11000	Ad Valorem: Prior Years	\$500
3189-11092	Ad Valorem: Prior Years – Rock Co.	\$50,000
3189-18000	Interest on Delinquent	\$14,400
3190-11000	Ad Valorem: Current Year	\$3,195,500
3190-12093	DMV-Vehicle Tax	\$502,000
3190-12094	Short Term Rental Vehicle Tax	\$2,800
3190-15000	Dog License	\$1,800
3190-18000	Interest on Current Taxes	\$6,000
3190-19097	Payment in Lieu of Annexation	\$917,100
3190-19098	Rockingham Co. DMV Collection Fee	\$(7,200)
3190-19099	Prepaid Tax Discounts	\$(11,600)
3326-31000	Homestead Exemptions Reimbursement	\$26,900
3326-31000	Manufactured Inventory Reimbursement	\$176,400
3327-31100	Inventory Tax Loss Reimbursement	\$23,700
3327-31200	Inventory Tax Reimbursement 80%	<u>\$59,900</u>
<b>Tax Revenue Total</b>		<b><u>\$4,958,200</u></b>
Code	Revenue Source	Amount
3260-11000	Privilege Licenses	\$28,500
3260-17000	Privilege License Penalties	\$100
3270-11000	Franchise Fees	\$110,000
3343-41000	Building Permits	\$25,000
3343-41100	Plumbing Permits	\$6,500

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3343-41300	Heating Permits	\$9,400
3343-41400	Sign Permits	\$500
3343-41500	Electrical Permits	\$13,300
3343-41600	State Fee: Building Permits	\$200
3434-48000	Fire Department Permits	\$600
3491-41100	Planning Department Permits	<u>\$200</u>

Licenses & Permits Total **\$194,300**

Code	Revenue Source	Amount
3413-58000	Misc/Returned Checks	\$100
3431-41800	Police Controlled Sub State Excise Tax	\$400
3434-49000	Fire on Behalf Payments	\$27,000
3431-84500	Donations: DARE Program	\$500
3612-48100	Bridge Street Center Concessions	\$4,600
3612-48200	East Eden Center Concessions	\$6,500
3612-48300	East Eden Pool Concessions	\$4,200
3612-86000	Pool Admissions	\$8,400
3612-86100	Building Use	\$12,000
3612-86200	Field Use & Lights	\$300
3831-49000	Interest: Checking	\$4,000
3831-49100	Interest: Temporary Investments	\$51,500
3831-49500	Interest: NC Cash Mgt. Trust	\$81,600
3831-49600	LLEBG: Interest	\$200
3831-49900	Eden PD/Forfeiture Interest	\$200
3831-49700	Interest: Powell Bill Funds	\$18,000
3836-82000	Sale of Fixed Assets	\$50,000
3839-89000	Miscellaneous Revenue	<u>\$1,000</u>

Use of Money & Property Total **\$270,500**

Code	Revenue Source	Amount
3220-31000	Intangibles Personal Property Taxes	\$125,000
3231-31000	Local Option Sales Taxes	\$676,100
3232-31000	½ Cent Sales Taxes	\$582,000
3233-31000	½ Cent Sales Taxes	\$577,200
3322-31000	Wine & Beer Taxes	\$66,900
3324-31000	Utilities Franchise Taxes	\$766,200
3325-33000	Powell Bill: State Street Aid	\$566,100
3328-31000	Sales Tax Reimbursement: Food Stamps	\$8,200
3335-32000	County Grants: Fire Department	\$2,400
3336-33000	County Grants: School Resource Officer	\$75,700
3451-36000	NCDOT Reimbursements	\$3,600
3837-89000	ABC Revenues	\$68,700
3837-89100	ABC Revenues: Law Enforcement	<u>\$3,200</u>

Other Agencies Revenues Total **\$3,521,300**

Code	Revenue Source	Amount
3412-41000	Other Departmental Revenues	\$1,000
3431-41000	Police Revenue: Dog Fines	\$100
3431-41100	Police Security Charges	\$35,000
3431-41200	Police Security Fringe Benefit Charges	\$5,000
3431-41300	Court Costs	\$10,500
3431-41400	Parking Violations	\$200
3431-41600	Police Department: Sale of Materials	\$100
3431-41700	Police Department Revenues	\$100
3431-84000	Police Department Restitution	\$400
3434-41000	Outside Fire Protection Charges	\$15,000
3435-82000	Engineering Testing Fees	\$4,500
3451-41100	Street Dept. Revenue: Driveways	\$2,000
3451-81000	Street Mowing	\$7,000
3491-40000	Planning Dept. Nuisance Fees	\$1,000
3491-41000	Planning Department Applications	\$1,000
3491-41600	Planning: Misc. Bldg. Fee	\$800
3491-81000	Planning Department Sale of Materials	\$100
3491-84400	Comm. Appearance Projects Revenue	\$1,500
3612-41000	Non-city User's Fees	\$4,000
3612-41100	League Entrance Fees	\$11,000
3612-41200	Recreation Dept. Revenue: Lesson	\$2,800
3612-86400	Recreation Dept. Miscellaneous	\$3,000
3612-87000	Fuel Purchases – County Agencies	\$7,200
3839-49900	Cash Discounts Earned	<u>\$200</u>

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Charges for Current Services **\$113,500**

Code	Revenue Source	Amount
3471-41100	Residential Fees – Solid Waste	\$840,000
3471-41101	Commercial Fees – Solid Waste	\$427,900
3471-81000	Sale of Material/Scrap – Solid Waste	\$1,600
3471-81100	Recycling Income – Solid Waste	\$9,900
3471-81200	Sale of Compost/Mulch–Solid Waste	\$12,000

Total Solid Waste Revenue **\$1,291,400**

General Fund Revenue Total **\$10,349,200**

Section 4: That for said fiscal year there is hereby appropriated out of the Single-Family Rehabilitation Project Fund the following:

Code	Department	Appropriation
4920-60280	Program Administration	\$36,000
4920-60290	Local Rehabilitation	\$464,000

SFR Project Fund Total **\$500,000**

Section 5: It is estimated that the following Single-Family Rehabilitation Project Fund Revenues will be available during the fiscal year beginning July 1, 2002 and ending June 30, 2003, to meet the foregoing Single-Family Rehabilitation Project Fund Appropriations:

Code	Revenue Source	Amount
3329-33200	SFR Grant	\$300,000
3329-33300	SFR Duke Energy Grant	\$125,000
3329-33400	SFR DRI/Urgent Repair Grant	\$75,000

SFR Project Fund Total **\$500,000**

Section 6: That for said fiscal year there is hereby appropriated out of the Flint Hill Community Development Block Grant Fund the following:

Code	Department	Appropriation
5510-41000	CDBG Acquisition	\$68,100
5510-42000	CDBG/Clearance	\$37,000
5510-43000	Relocation Assistance	\$162,000
5510-44000	CDBG Administration	\$104,800
5510-40290	Local Rehabilitation	\$328,100

Flint Hill CDBG Fund Total **\$700,000**

Section 7: It is estimated that the following Flint Hill Community Development Block Grant Fund Revenues will be available during the fiscal year beginning July 1, 2002 and ending June 30, 2003, to meet the foregoing Flint Hill Community Development Block Grant Fund Appropriations:

Code	Revenue Source	Amount
3329-33000	Flint Hill/CDBG City Contribution	\$105,000
3329-33200	Flint Hill/CDBG Community Grant	\$595,000

Flint Hill CDBG Fund Total **\$700,000**

Section 8: That for said fiscal year there is hereby appropriated out of the Self Insured Insurance Fund the following:

Code	Department	Appropriation
4145-18300	Group Insurance Fixed Cost	\$270,000
4145-30000	Claims	\$910,600

Self Insured Insurance Fund Total **\$1,180,600**

Section 9: It is estimated that the following Self Insured Insurance Fund Revenues will be available during the fiscal year beginning July 1, 2002 and ending June 30, 2003, to meet the foregoing Self Insured Insurance Fund Appropriations:

Code	Revenue Source	Amount
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3351-01000	Charges to other Funds/GF	\$925,500
3831-49100	Interest: Temp. Investments	\$300
3351-03000	Charges to Other Funds/W/S	\$250,000
3351-07700	Charges to Other Funds/Pension	<u>\$4,800</u>

Self Insured Insurance Fund Total \$1,180,600

Section 10: That for said fiscal year is hereby appropriated out of the Special Services Fund the following:

Code	Department	Appropriation
9100-29900	Historic Pres. Misc. Expenses	\$1,200
9100-31200	Runabout Travel Club	<u>\$66,900</u>

Special Services Fund Total \$68,100

Section 11: It is estimated that the following Special Services Fund Revenues will be available during the fiscal year beginning July 1, 2002 and ending June 30, 2003 to meet the foregoing Special Services Fund Appropriations:

Code	Revenue Source	Amount
3350-00100	Historic Pres/Book Sales	\$1,000
3612-84000	Runabout Travel Club Fees	\$66,900
3831-49000	Consolidated Interest	\$100
3831-49300	Historic Pres. Comm. Interest	<u>\$100</u>

Special Services Fund Total \$68,100

Section 12: That for said fiscal year there is hereby appropriated out of the Emergency Communications Fund the following:

Code	Department	Appropriation
4330-32100	Telephone M/R	\$29,700
4330-76000	Lease Payments	<u>\$106,200</u>

Emergency Comm. Fund Total \$135,900

Section 13: It is estimated that the following Emergency Communications Revenues will be available during the fiscal year beginning July 1, 2002 and ending June 30, 2003, to meet the foregoing Emergency Communications Fund Appropriations:

Code	Revenue Source	Amount
3255-32000	Wireless 911 Surcharge	\$60,000
3255-33000	Regular 911 Surcharge	\$75,600
3831-49000	Interest Checking	<u>\$300</u>

Emergency Comm. Fund Total \$135,900

Section 14: That for said fiscal year there is hereby appropriated out of the Water & Sewer Fund the following:

Code	Department	Appropriation
7110	Water Resources	\$693,200
7115	Billing & Collections	\$257,000
7120	Water Filtration	\$1,206,500
7125	Collection & Distribution	\$653,300
7130	Water Reclamation	\$1,828,500
8120	Water Construction	\$556,400
8130	Sewer Construction	\$1,175,000
9920	Special Appropriations	\$2,510,800
9990	Contingency	<u>\$100,000</u>

Water & Sewer Fund Total \$8,980,700

Section 15: It is estimated that the following Water & Sewer Fund Revenues will be available during the fiscal year beginning July 1, 2002 and ending June 30, 2003 to meet the foregoing Water & Sewer Fund Appropriations:

Code	Revenue Source	Amount
3336-33001	Rural Center Grant – Sewer	\$40,000
3336-34000	Special Sewer Color Treatment Charges	\$520,000
3362-51200	Sale of Water	\$3,891,100
3362-53000	Leak Adjustments/Water	<u>\$(7,700)</u>

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3363-51300	Sewer Service Charges	\$4,096,200
3363-53000	Leak Adjustments/Sewer	\$(12,000)
3363-53900	One-Time Pool Adj.	\$(300)
3711-58000	Miscellaneous Returned Checks	\$2,300
3713-53000	Pre-Treatment Charges	\$7,000
3714-52000	Reconnection Charges (lack of payment)	\$10,000
3714-52200	Water Taps	\$20,000
3714-52300	Sewer Taps	\$15,000
3831-49000	Interest: Checking	\$9,000
3831-49100	Interest: Temp. Investments	\$103,300
3832-63175	Spec. Assessments W-Nat. Textiles	\$112,000
3832-63176	Spec. Assessments S-Nat. Textiles	\$112,000
3832-63375	Spec. Assessments Dan River Water	\$42,000
3832-64000	Spec. Assessments S/Harris Place	\$2,000
3832-65000	Spec. Assessments S/Mebane Bridge	\$5,000
3834-86000	Rent of Equipment	\$11,900
3835-81000	Sales of Materials	\$1,000
3839-49900	Cash Discount Earned	\$200
3839-89000	Miscellaneous Revenues	<u>\$700</u>

Water & Sewer Fund Total **\$8,980,700**

Section 16: That for said fiscal year it is hereby appropriated out of the Capital Projects Municipal Park Fund the following:

Code	Department	Appropriation
6120-51000	Municipal Park Loan Payment	\$50,000
6120-52000	Municipal Park Land Improvements	<u>\$407,800</u>

Cap. Proj. Municipal Park Fund Total **\$457,800**

Section 17: It is estimated that the following Capital Projects Municipal Park Fund Revenues will be during the fiscal year beginning July 1, 2002 and ending June 30, 2003 to meet the foregoing Capital Projects Municipal Park Fund Appropriations:

Code	Revenue Source	Amount
3491-49000	Interest: Checking	\$500
3491-49100	Interest: Temporary Investments	\$500
3491-84210	Municipal Park Annual Contribution	\$50,000
3491-84220	Municipal Park Donations	\$6,800
3491-84225	Municipal Park Loan Proceeds	<u>\$400,000</u>

Cap. Proj. Municipal Park Fund Total **\$457,800**

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

Code	Department	Appropriation
4310-12900	Separation Payments	\$48,000
4310-18100	FICA	<u>\$5,100</u>

Police Pension Fund Total **\$53,100**

Section 19: It is estimated that the following Police Pension Fund Revenues will be available during the fiscal year beginning July 1, 2002 and ending June 30, 2003 to meet the foregoing Police Pension Fund Appropriations:

Code	Revenue Source	Amount
3831-49000	Interest: Checking	\$100
3831-49100	Interest: Temp. Investments	\$5,000
3981-98000	Transfer from General Fund	<u>\$48,000</u>

Police Pension Fund Total **\$53,100**

Section 20: There is hereby levied for the fiscal year ending June 30, 2003 the following rate of taxes on each one hundred dollars (\$100) assessed valuation of taxable property as listed as of January 2002 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.

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Such rates are based on an estimated total appraised value of property for the purpose of taxation of \$572,068,357 with an assessment ratio of 100% of appraised value. Estimated collection rate of 98%.

Section 21: Various fees related to Engineering Services, Street Department Services, Fire Department Services, Park & Recreation Department Services, Planning & Inspection Department Services, Solid Waste Department Services, Color Removal Services and Parking Infractions shall be raised pursuant to the proposed rates included and outlined in the FY 2002-03 budget document.

Section 22: Copies of this Budget Ordinance shall be furnished to the Director of Finance & Personnel and City Manager 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 23: The City Manager, by authority of this ordinance, may transfer/reallocate between & within 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.

Adopted this the 18<sup>th</sup> day of June 2002

s/Philip K. Price  
Philip K. Price  
Mayor

ATTEST:

s/Kim Scott  
Kim Scott  
City Clerk

Mayor Price asked if anyone would like to come forward to speak in favor or in opposition to the budget ordinance.

Dr. David Smith, Chairman of the Eden Park Committee was present and stated that on behalf of the City of Eden's Freedom Park Committee he would like to request that the Council amend its proposed budget for Fiscal Year 2002-2003.

He noted that each member of Council had received information concerning a proposal. In summarizing their recommendations, Dr. Smith explained that the Freedom Park Committee recognized the need for the City to be fiscally responsible with taxpayer money, yet at the same time provide the services and amenities that citizens demand. The Park Committee understood that this is a terribly difficult balancing act. The Committee felt that this recommendation demonstrated their desire and willingness to cut cost without compromising the intent of the park master plan. Their requests were (1) that the City Council authorize the City Manager to commit on behalf of the City a ten year loan of approximately \$400,000 with a debt service payment not to exceed \$50,000 per year. It is important to know that this is the annual outlay that the Council has previously pledged for park development. (2) That all funds raised by activities within the Freedom Park be utilized for the development of the remainder of the park until such time as the project has been completed. The funds from this loan would then be immediately available to construct a three ball field complex for both softball and baseball. Their plan and goal was the use of this facility to attract tournament play for boys and girls of many age groups. This influx of players and teams would have two very important effects: (1) the money raised from the tournaments can be used to facilitate the construction of the remainder of the park, and (2) outside tournament play brings players, coaches and families to Eden which can stimulate a much needed income into the loan economy. Dr. Smith explained that these plans are not to become a reality overnight. Other cities like Eden are reaping these economic rewards every weekend during summer months. Dr. Smith added that concerned parents of local baseball leagues such as the Eden Baseball, Inc. have secured a petition in support of this endeavor containing nearly 400 signatures and is on file in the office of the City Manager. These parents assure the park committee and city officials that their plan is sound and very much feasible. Finally, the Park Committee felt that with the securing of this loan, there is no additional burden being placed on Eden taxpayers. Dr. Smith added that hopefully

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this will spark a new source of economic activity that will benefit both the final development of the park and at the same time encourage the local economic environment.

In closing, Dr. Smith offered a thank you to the City Manager, Mr. Corcoran, and also the Parks and Recreation Director, Mr. Conner, for their efforts in the development of this proposal.

Council Member Grogan stated as he understood it, there was seven years remaining on the \$50,000 per year and Dr. Smith's request was for the City Council to approve an additional three years which would make a ten year commitment at \$50,000 per year that would complete three ball parks and a concession stand in the existing Freedom Park to which Dr Smith replied that was correct and his recommendation.

A motion was made by Council Member Grogan seconded by Council Member Gover to authorize the City Manager to pledge the City for a ten year loan (of approximately \$400,000) at an amount not to exceed an annual debt service of \$50,000 and all funds raised by activities within Freedom Park can be utilized for the development of Freedom Park until such time as the project has been completed. All Council Members voted in favor of this motion. The motion carried.

Mr. Corcoran then presented the City Council with a corrected budget ordinance with the above amendment.

Mayor Price then noted that the floor was still open for anyone wanting to make comments on the proposed budget. As there were none, Mayor Price called on Mr. Corcoran to explain the changes in the amended budget.

Mr. Corcoran referred the Council to page 1 of the budget ordinance. He noted in the initial budget ordinance under Capital Projects, Municipal Park, the total for estimated revenues and total budget appropriation was \$57,800. Note pursuant to the action just taken, the revised budget ordinance, that amount is now \$457,800 which reflects the \$400,000 loan. Mr. Corcoran also called attention to the other numbers there, in terms of the total after the inter-fund transfer has been adjusted. The only other changes were noted on page 5, Section 16, on the initial budget ordinance, Municipal Park Land Improvements at \$57,800 that being the \$50,000 contribution and the \$7,800 in anticipated donations and investment interest income. The new ordinance has a new line item called Municipal Park Loan Payment consistent with the action just taken in the amount of \$50,000 and the difference of the \$457,800 and that is now shown under Municipal Park Land Improvements for a total of \$457,800 which reflects the \$400,000. Mr. Corcoran noted that the final change was under Section 17, one line item was added at the end at 3491-84225, Municipal Park Proceeds in the amount of \$400,000. Mr. Corcoran explained that they were put in there because that was the highest amount they were told they may be eligible for, obviously if the rates have changed when it is time to borrow the money, they can only borrow \$390,000 or \$385,000 as that was the figure that would be there. He explained that by doing it like this, they would not put a lower figure and then have to come back if they are capable of borrowing \$400,000. Mr. Corcoran added those were the only changes in the revised budget ordinance as it compared to the initial budget ordinance.

Council Member Gover added that he hoped the same enthusiasm that went into this ball field would go into the city's water and sewer lines.

As there were not other comments, Mayor Price declared the public hearing closed.

A motion was made by Council Member Grogan seconded by Council Member Epps to approve the FY 2002-2003 budget and budget ordinance.

Council Member Grogan asked if the total \$20 million, when adding the \$10 million and the 8 million, did not come to the 20 million.



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Mr. Corcoran asked Council to focus at the top figure (of the budget ordinance), the General Fund next year will be \$10,349,200. There was a Single Family Rehabilitation Project Fund in the amount of \$500,000; a Flint Hill Community Development Fund in the amount of \$700,000; a Self-Insured Insurance Fund of \$1,180,600; Special Services in the amount of \$68,100; Water and Sewer Fund in the amount of \$8,980,700; Emergency Communications in the amount of \$135,900; Capital Projects Municipal Park Fund in the amount of \$457,800; and a Police Pension Fund in the amount of \$53,100 and those totaled \$22,425,400. Included in that, such as Self Insured Insurance Fund, there is \$1,857,500 in inter-fund transfers. Subtracting that away, the total is \$20,567,900. Mr. Corcoran noted there was a section dedicated to each fund throughout the budget ordinance.

Action on the motion to approve the FY 2002-2003 budget and budget ordinance was as follows: Those voting in favor of the motion were Council Members: Epps, Reynolds Grogan, Tudor, Myott and Vestal. Voting in opposition was Council Member Gover. The motion carried.

Mayor Price thanked the city manager, department heads and staff for their diligence.

- (b) Consideration of an appropriation from the City of Eden's General Fund in an amount not to exceed \$79,572 for building renovations to aid and encourage the expansion of Loparex located in Eden.

Mayor Price called for a public hearing and asked Mr. Don Moss, President, Rockingham County Partnership for Economic and Tourism Development, to come forward with a report.

Mr. Moss began with giving an overview of the project. Loparex was an existing industry that came to Eden approximately seven years ago. They purchased their shell building that was built in 1993-1994. They were presenting a proposed expansion which was a joint venture between Loparex and their sister company, Walki Wisa, a finish company. Loparex would add a printing line for value added packing materials. To encourage expansion, Loparex was asking to improve incentives of \$79,572 for building renovation reimbursements to aid and encourage the expansion. The incentive would be in four equal installments of \$19,893. In consideration for the incentive, Loparex would create 17 new jobs by the end of calendar year 2003, pay above the County's average wage of \$490.00 per week and make an investment in real and personal property of \$4.35 million. Loparex also agrees to maintain the employment and the investment for at least six years. All incentives would be made post performance.

Mr. Frank Flaherty, Operations Manager of Loparex, was present and stated that Loparex had enjoyed their time for the last seven years with the City of Eden. They started up as a Greenfield site, 45 employees and seven years later, they were 24 hours per day, seven days per week, employing over 100 personnel. He noted they were looking forward to the expansion. He added they were purchased last year by UPM which is a finish company. One of their sister companies, Walki Wisa, was trying to get a foothold in North America. They make ream wrap and roll wrap, which is the copying paper, the wrap that goes around the paper, multicolored. Mr. Flaherty explained that they were looking at putting in an eight color press, expanding the building, adding personnel, and if they get that foothold, they hope to expand even further and go into the ream wrap business. He stated they would like to proceed with this program and asked for questions from the Council.

Mayor Price asked if anyone would like to come forward to speak in favor or in opposition to this proposal. As no one came forward to speak, Mayor Price declared the public hearing closed.

A motion was made by Council Member Epps seconded by Council Member Gover to approve this request (Performance Agreement). All Council Members voted in favor of this motion. This motion carried.

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- (c) Consideration of a zoning text amendment request to amend Section 11.24(a)(2), the Residential-Suburban district of the City of Eden Zoning Ordinance to permit additional square footage in accessory structures in the Residential-Suburban district; and adoption of this ordinance. Request submitted by Iva L. Knapp. ZONING CASE Z-02-04.

Mayor Price called for a public hearing and asked Mrs. Kelly Stultz, Director of Planning & Inspections, to come forward with a report.

Mrs. Stultz explained that at their regular meeting in May, the Council scheduled this public hearing to hear comments regarding a zoning text amendment request filed by Iva L. Knapp. The request was to amend Section 11.24(a)(2), the Residential-Suburban district of the City of Eden Zoning Ordinance to permit additional square footage in accessory structures in the Residential-Suburban district.

The Planning and Inspections Department recommended approval of the text amendment request. At their May 28, 2002 regular meeting the Planning Board voted to recommend that the City Council approve this request.

She explained that the request was about allowing unlimited numbers of square footage of accessory buildings on acreage tracts in our jurisdiction that exceeds 40 acres. They have taken a look at accessory structures as it impacts Residential-Suburban zoning a couple of times in the last five or six years, and this is one that the board felt that the development pressure would prove would work. They have someone with that kind of acreage that has barns and horses and could have bonified agricultural operations, not simply keeping an animal or two as might be done in smaller ones. They had some discussion about whether it should be unlimited for all Residential-Suburban zoning areas and both her opinion and that of the Planning Board was that, that would let it go too far. Mrs. Stultz explained that they have some lots that are an acre in Residential-Suburban and if they let them have unlimited, they end up with more lot coverage than she thought they had intended with Residential-Surburban.

Council Member Vestal asked if there were any changes in ten acres to twenty acres to which Mrs. Stultz replied they had loosened that up three or four years ago. To this point, they had not had anyone in those acreages have any trouble in meeting the needs of the agribusiness that they may be operating on that size acreage. She stated at this point, she did not think that she or the Board was ready to recommend that the Council loosen that up any further.

Mayor Price asked if anyone would like to come forward to speak in favor or in opposition to this request.

Mrs. Iva Knapp, 161 Springwood Drive, was present and explained that she was the one that brought up this proposal. She stated when she moved here 3 ½ years ago, she had twelve horses and she currently had 15. She purchased 45 acres just off of Harrington Highway. Mrs. Knapp explained that the problem with the current ordinance was that it restricted her ability to provide adequate structure and housing for her horses. In addition, it limited her ability to store feed and hay and her farming equipment which was the reason she requested the ordinance change.

As no others came forward to speak in favor of in opposition, Mayor Price declared the public hearing closed.

A motion was made by Council Member Vestal seconded by Council Member Gover to approve this request and the ordinance. All Council Members voted in favor of this motion. This motion carried.

- (d) Consideration of a zoning map amendment request to rezone property on Arbor Lane from Residential-20 to Office & Institutional. Request submitted by Peter F. Osborne of Osborne Investments, LLC; and adoption of ordinance. ZONING CASE Z-02-05.

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Mayor Price called for a public hearing and asked Mrs. Kelly Stultz, Director of Planning & Inspections, to come forward with a report.

Mrs. Stultz explained that at their regular meeting in February, the Council scheduled this public hearing to hear comments regarding a zoning map amendment request filed by Peter F. Osborne of Osborne Investments, LLC. The request was to rezone property on Arbor Lane from Residential-20 to Office & Institutional.

The Planning and Inspections Department recommended approval of the map amendment request. At their May 28, 2002 regular meeting, the Planning Board voted to recommend that the City Council approve this request.

She explained that the request was to rezone approximately 100 acres from Residential-20 to Office & Institutional. The Residential-20 district is a large lot single family residential district. The large parcel to the north of the subject tract is slated to be a church. The Office & Institutional district is designed primarily for office and institutional uses which have only limited contact with the general public and which have no offensive noises, odors, smoke, fumes, or other objectionable conditions. The Office & Institutional district also allows residential uses.

The subject parcel is located to the south of the planned church property. The acreage owned by the church will remain Residential-20 and will serve as a buffer between the established residential neighborhood to the north and potential development on this site.

Based upon the character of the area and the business and medium density residential uses to the south, staff recommended in favor of the request.

Mayor Price asked if anyone would like to come forward to speak in favor or in opposition to this request.

Mr. Peter Osborne, S. Kennedy Avenue, stated he was present to answer any questions. He stated that he and Mrs. Sultz had discussed this and decided that under the existing ordinance, this was probably the best way to go at the moment.

Council Member Vestal asked, regarding the extension on the map provided to the Council, Southwood, if he was going to put the street in. Mr. Osborne replied that he had been working with the church and he thought they did intend to extend that street and others.

Council Member Tudor asked if Arbor Lane would be improved and paved, and if that would be the main entrance into the proposed church to which Mr. Osborne replied at this time, that was the plan. He added that a lot of that had not been finalized, they had been in discussions with the environmental people and back and forth with some issues, all of which are now resolved; however, they do not have a 100% final set of drawings because of discussions they have had with them.

Mr. Osborne stated that had they been able to choose the zoning they wanted, it would have been better for everyone involved if they could have gone with some kind of business-PUD, but since they did not have that in Eden, O & I was fine and was probably fine for most of the uses except over on the western side, closer to the shopping center. He explained that if he were back in a year wanting to change part of it, he did not want the Council to say that he changed his mind because that was a big piece of land and things will change. He added that he felt sure he would be back as it would probably not be the last time they would be dealing with this.

Mrs. Stultz stated it was in the Planning Board's work program for this next fiscal year to prepare a district as Mr. Osborne mentioned.

As no others came forward to speak in favor or in opposition to this request, Mayor Price declared the public hearing closed.

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A motion was made by Council Member Gover seconded by Council Member Grogan to approve this request and the ordinance. All Council Members voted in favor of this motion. This motion carried.

Monthly Financial Report:

(a) Financial Report.

Financial Statements for May 31, 2002.

A motion was made by Council Member Grogan seconded by Council Member Epps to accept the monthly financial report. All Council Members voted in favor of this motion. This motion carried.

Request and Petitions of Citizens:

Unfinished Business:

New Business:

(a) Consideration of trucks on Residential Streets.

The information provided to the Council explained that there have been numerous discussions over the past several years concerning trucks in residential neighborhoods. At the request of the City Manager, the Planning Board looked into this issue at their May regular meeting and formulated a recommendation for an amendment to the Eden City Code.

Chapter 9, Article VI of the Eden City Code addresses truck traffic in the city. Section 9-191 makes it an infraction to operate any vehicle with more than two axles or a gross weight of more than six tons, except for the purpose of making a delivery or picking up a load, on any street in the city where truck traffic is prohibited by ordinance. The problem arises in that the only two streets that such trucks are prohibited from using are John Street and Country Club Drive. Section 9-193 sets out a separate set of restrictions for Washington Street.

The Planning Board was of the opinion that it had two basic interests to consider. First, protecting the residential character of the city's neighborhoods and second, not advocating regulations that would prevent a resident's ability to remain employed. They recommended that Section 9-191 of the Eden City Code be amended.

Mrs. Stultz noted that at the Council's last meeting, a gentleman from John Street came asking for consideration. John Street was one of the streets whereby one could not drive such trucks on. Currently, Article 9 Chapter 6 of the Eden City Code addressed truck traffic in the city. Section 9-191 makes it an infraction to operate any vehicle with more than two axles or gross weight of more than six tons except for the purposes of making a delivery and the like. Right now the problem arises that the only two streets the city has an ordinance on to prevent that sort of thing are John Street and Country Club Drive. Section 9-193 sets out some separate restrictions for Washington Street.

Mrs. Stultz explained that the Planning Board had two basic issues to consider, first protecting the residential character of the city's neighborhoods and (2) not advocating regulations that would prevent a resident's ability to remain employed. They recommended the following:

Mrs. Stultz explained that it shall be an infraction to operate or drive such a truck on any street in the city, not identified as a truck route except as follows: (1) Single operators of such vehicles shall be permitted to drive their vehicles to their principle residence provided that the driver and vehicle are registered with the City of Eden and the vehicle displays a valid sticker as issued by the City of Eden. (2) That only one such vehicle shall be permitted at any given address. (3) The vehicle must be parked on the subject property and entirely off of any public right-of-way or sidewalk and it must not present any site visibility problems for adjoining property. (4) Only the truck is permitted, no tandem trailers. It would also ask that Subsections C, D, and E be repealed.

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Mrs. Stultz added that the Planning Board recommended that the stickers and registration of the vehicles be at no charge to the resident.

In response to a question from Council Member Grogan as to it only applying to County Club Drive and John Street, Mrs. Stultz replied that was correct in the city's code book. She added that this would change that to make it apply citywide.

Mayor Price asked if the adjoining neighbors had any recourse to complain about looking at the vehicles. Mrs. Stultz replied not as what the Planning Board recommended. The Board debated it for awhile and no one could come up with what would be a perfect solution. They did agree that this was the best they could recommend to handle it. She added she thought that if the Council passed this as is, the neighbors would have the ability to complain if some of the issues were not addressed such as if they were not all of the way on their property, making sight visibility problems, etc. they could report it.

Mayor Price asked if there was a planned recourse for the neighbors, nothing that would enjoin their neighbors from bringing the vehicles on the property to which Mrs. Stultz replied she thought if the Council chose, they could preclude them everywhere and that would prevent anyone having to look at one; however, the Planning Board, while concerned about the residential character of the neighborhoods, was reluctant to tell someone whose sole source of income was their truck that they could not bring it home.

Mayor Price then questioned the areas with deed restrictions to which Mrs. Stultz replied that was between the residents and their own legal counsel as she was not in the position to enforce deed restrictions. She added that she could think of two neighborhoods where their neighborhood covenants do not allow little storage barns in the back yard. She added that if someone from one of those neighborhoods were to come in, they would be issued a permit, but if their neighbors want to fight that, they can, as that would be between the neighbors and them.

In response to a question by Council Member Myott as to if this was talking about a transfer truck, Mrs. Stultz replied just the truck and not the trailer.

Council Member Epps added that at some time later, they may want to have some type of edge or something if a neighbor did complain. . . a buffer.

Mayor Price explained that he had asked that this be on the agenda because in his estimation, they were having some abuse throughout the community. He added that there was not a person in the city that would not bend over backward to accommodate business activity, particularly those that this is their sole way of making a living. He stated that personally he viewed that as, yes, that's right, but it was also a business activity that should be done in a business environment, ie, a space rented from an area that was legally zoned for vehicles such as this. He added that personally, it was not fair to have this technically that could be part of the community and part of it could not. He added that he thought everyone on the Boards felt like their homes were the most important thing, along with their families, in this community. He stated it seemed to him that it desecrated their home to have what was obviously a business activity in a residential area. He explained in view of that, he would ask the Council to not pass this tonight.

Council Member Tudor explained that the City of Eden has a large number of very small narrow streets. They were saying that anyone who lives on any particular street in the City of Eden, if Council approved this, would be able to take a large tractor home and essentially park it in the front yard as long as they are so far away from the street, if the house sets back far enough, it can be sitting in the front yard, it can be brought home every night, it could be there every weekend.

Mrs. Stultz replied unless someone had to go through John Street to get home or Country Club Drive to get home, they could do that now with no restrictions. It could be parked anywhere they want as there is no control on it and there was really no way to tell who

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was coming and going. The Planning Board felt like at least this would make the regulations uniform citywide.

Council Member Epps asked if it would be feasible, if this were approved, that they could attach to this, that the people would have to approach Mrs. Stultz to get stickers, and that she would take it on a one to one individual basis whether it would be an eyesore, small street, etc.

Mrs. Stultz replied that the City Attorney would have to address that question as she did not know how it could be done with that much discretion on the part of the staff.

Mayor Price added that the Council did have the capability as a group to forbid those trucks being parked in residential areas.

Mrs. Stultz noted that the Planning Board discussed that one of their members drives a vehicle that probably weighs to as much as what they were talking about even though it was not considered that kind of truck. It was his personal business and he drove it home every day. If they start limiting that kind of truck then they have people who have all types of little small businesses, with legitimate home occupations, and the vehicle is how they get in and out. They have business type vehicles parked in residential yards all over the community.

Mayor Price noted that they were talking about transfer trucks, the kinds that pull 60,000 pounds. Council Member Gover stated what Mrs. Stultz was explaining was that these business people already have the weight limits on them and it is illegal for them to go home with their vehicle if this were pushed.

Council Member Epps stated they were talking about the number of axles to which Council Member Gover added they were also talking about the weight.

Mayor Price stated they could say for those over eight feet. He added they were trying to be fair and reasonable in what they were doing. He stated that was what they were saying when he brought this up as he did not think it was right for the residential neighborhoods to have tractors, they should be parked in a business environment, an area zoned for that type of thing.

Council Member Epps stated he was at the Planning Board and pointed out that those trucks destroy the streets and they also drop a lot of diesel oil which damages the asphalt.

Council Member Tudor asked Mrs. Stultz if this were approved, anyone living on any little narrow street in the city could get a sticker and park that truck every evening on that street, but if there denied, anyone can do it anyway now without having to get a sticker.

Mrs. Stultz replied that was correct except if the individual has to travel John and Country Club.

Council Member Tudor asked if the only way they could prevent that was for the Council to construct an ordinance that says people cannot take tractors that pull tandem trailers into, and park them in residential neighborhoods.

Mrs. Stultz, replied, yes sir, but they would probably want to make an exception for those making a delivery or a moving truck.

A motion was made by Council Member Tudor seconded by Council Member Epps to not allow tractors that pull tandem trailers into residential neighborhoods to be parked in residential neighborhoods unless they are making a delivery.

Mr. Medlin suggested they pick up the language in the information provided to Council and add "except for the purpose of making delivery or picking up a load." Mr. Medlin added that if the street were identified as a truck route, then it was allowed.

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A substitute motion was made by Council Member Gover seconded by Council Member Myott to table this item for further discussion and information.

Council Member Myott explained that she did not want to deprive the gentleman that appeared before the Council without fully understanding what this would do to the city.

Council Member Tudor added when the large trucks go on those small streets in the City of Eden, they were endangering every child that might be riding a bike up the shoulder of the road or walking up the shoulder of the road. When those trucks are parked, his experience is that they are normally backed into the driveway or the yard and they normally block the street, they often block the views on the narrow streets, houses are built very close to the street and they have a number of houses in the older sections of town that are built on 60 foot lots, and they are going to put on that lot a big tractor beside of the house, on a 60 foot lot. He stated he just did not think they (Council) would want that.

Council Member Gover explained that they already have it as it was all over the city. He stated that now they were coming up with another ordinance to enforce when they were just labeling the few they already have.

Action on the substitute motion (to table this request for further discussion and information) were as follows: Gover, Myott, Grogan, Reynolds, and Vestal. Voting in opposition were Council Members Tudor and Epps. The motion carried.

(b) Consideration of CDBG - Program Initiation/Policies Required for Grant/Flint Hill.

The memorandum provided to Council explained that as with the other grants associated with federal funding that the City of Eden has received, there were policies that were required to be adopted by the city before grant funds were released.

A motion was made by Council Member Grogan seconded by Council Member Gover for approval. All Council Members voted in favor of this motion. This motion carried.

(c) Request for Legal Action for Bob Wilson.

The memorandum provided to Council explained that the city has been involved in an enforcement action involving the property owned by Robert Wilson located at 132 Gilley Road for several years. Mr. Wilson has made several promises to abate the violation and the city has been working with his attorney. None of those efforts have proven to make any progress toward a solution of the problem.

There were more than 100 junk vehicles on the property, the fencing does not meet the requirements, there were numerous parts and discarded tires on the property and the setback requirements were being violated.

The Director of Planning & Inspections requested that the City Council authorize legal action to enforce the violation.

A motion was made by Council Member Vestal seconded by Council Member Gover for approval of this request. All Council Members voted in favor of this motion. This motion carried.

(d) Consideration of Annual Contract for the Grinding of Woodwaste.

The memorandum provided to Council explained that the City of Eden was currently under a three (3) year agreement with Charles Blythe Equipment Company to provide annual wood waste grinding services. This agreement has two (2) years remaining including the FY 2002/2003.

The projected cost for 2002/2003 wood grinding operation is as follows:

Grinding of 12,793 cubic yards of wood waste: (1.75 per cubic yd)	\$22,387.75
On site trucking of processed material: (\$62.10 per hour) x 2 trucks	4,595.40
Total	\$26,983.15

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Funds are included in the 2002-2003 Budget for the grinding of Eden's stockpiled wood waste material.

A motion was made by Council Member Grogan seconded by Council Member Myott for approval to award the wood grinding contract to Charles Blythe Equipment Company. All Council Members voted in favor of this motion. This motion carried.

(e) Consideration of renewal of Bulk Transport Agreement.

The memorandum provided to Council explained that the City of Eden currently has a Bulk Transport Agreement with First Piedmont of Chatham, VA, who purchased Hopkins Brothers Company in February of 2001. First Piedmont Corporation was awarded the transport agreement with the City of Eden for the 2001/2002 FY with the option to renew for the 2002/2003 FY. First Piedmont has provided excellent service for transport of Eden's Bulk Waste since their purchase of Hopkins Brothers.

First Piedmont has submitted a request to renew the current agreement for another year with a 1.5% CPI adjustment on the current haul rate of \$76.97 that would increase to \$78.12 per load with the option to renew in one year.

The rental rate for two 40 cubic yard open containers would remain at \$85.00 per month and a 30 cubic yard would be provided for demolition waste at no rental charge.

The bulk transport service rate remains very competitive with other service vendors in this locality according to information received.

The projected cost for this contracted service is \$33,600 for the 2002/2003 FY based upon the 2001/2002 bulk transport operation. Transport and container rental cost is included in the projected cost. Funds have been included in contracted services for the fiscal year.

It was recommended that the city renew the current agreement with First Piedmont Corporation for one (1) year with a 1.5% CPI adjustment for the haul rate only and with the option to renew at the end of the year.

A motion was made by Council Member Myott seconded by Council Member Tudor for approval to award this agreement to First Piedmont Corporation (for one (1) year with a 1.5% CPI adjustment for the haul rate only and with the option to renew at the end of the year). All Council Members voted in favor of this motion. This motion carried.

(f) Consideration of Poolroom Application.

Mayor Price asked the Planning Department if the applicant decided to have an ABC Permit if that would require another inspection to which Mrs. Stultz replied in the affirmative.

Council Member Vestal stated according to the ordinance 7-385, the entire poolroom has to be seen from the street and according to Mr. Bolden, Chief Building Inspector, he could see in with some difficulty. He asked for an explanation to which Mrs. Stultz replied from her understanding the glass was a little tinted.

A motion was made by Council Member Grogan seconded by Council Member Gover to approve this request. Action on the motion was as follows: Those voting in favor were Council Members Reynolds, Grogan, Gover, and Vestal. Voting in opposition were Council Members Tudor, Myott and Epps. The motion carried.

(g) Consideration of Resolution of Closing Funds.

The memorandum provided to Council explained that this resolution closes city funds that have exhausted their purposes during the 2001-02 budget year. Those funds will be closed June 30, 2002 after they have been audited.

This resolution was presented to the Finance Committee on June 4, 2002 and has their support.

RESOLUTION TO CLOSE CITY FUNDS  
WHOSE PURPOSES WERE COMPLETED DURING THE  
2001-2002 FISCAL YEAR

WHEREAS, The City Council of the City of Eden, North Carolina has determined that the funds set forth below have satisfactorily completed the purposes for which they were established.



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

Single Family Rehab (Fund 11)  
Flood Mitigation (Fund 12)  
Debt Service (Fund 20)  
Garage (Fund 31)  
Capital Reserve (Fund 70)  
Water Construction (Fund 71)  
Sewer Construction (Fund 72)  
Capital Projects – City Hall (Fund 75)

Be closed as of June 30, 2002 pursuant to an accounting and review by the city's auditors and any overage be returned to the fund of origin, which is defined for this purpose as the City's General Fund (Fund 10) or the City's Water and Sewer Fund (Fund 30).

APPROVED, ADOPTED AND EFFECTIVE this the 18<sup>th</sup> day of June, 2002.

CITY OF EDEN

By: s/Philip K. Price  
Philip K. Price, Mayor

ATTEST:

s/Kim Scott  
Kim Scott, Clerk

A motion was made by Council Member Grogan seconded by Council Member Vestal for approval of this request and the resolution. All Council Members voted in favor of this motion. This motion carried.

(h) Consideration of Debt Write-Off Preparing for 2002 Audit.

The memorandum provided to Council explained that a list of recommendation has been developed after meeting with the city's auditors on May 16, 2002. While most of the items on this list will be accomplished by procedures in place in the Finance Department, one item probably needs Council approval. This item was dealing with old debt that was on the city's books. Most of the extremely old debts were written off as part of the system conversion contracted by a previous Finance official. The Finance Department has worked to try and collect the remaining back debts, but in many cases there was no documentation to even indicate what the debt was related to, thus making collection even more difficult.

It was recommended by the Finance Department and the auditors that the city write-off any existing bad debt prior to July 1, 2001, which was less than \$1,000 and any existing debt that was less than \$5.00. The exception to the rule will be any debt that was currently in bankruptcy for which the city may have a claim.

It was also recommended that any debt that was more than 90 days old and substantial in nature be turned over to the City Attorney for possible legal action. The Cash Management Policy adopted by Council in April should help to control collection problems.

This item was presented to the Finance Committee on June 4, 2002 and has their support.

Mayor Price noted that some of the debts could not be collected without the background information and he had been assured by Mrs. Ford that the new procedure put in effect in April did include the information that would identify these debts in the future so that they could be collected in a court of law.

A motion was made by Council Member Vestal seconded by Council Member Gover to approve this request.

Council Member Tudor asked Mr. Medlin if he agreed there was no way those debts could be collected to which Mr. Medlin replied from what he was reading from the information provided, there was no documentation as to what it was related to and there was no documentation to substantiate the debt then they would not be able to prove a case.

Action on the motion (to approve the request) was as follows: All Council Members voted in favor of this motion. This motion carried.

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(i) Consideration of 2002 Street Contract - Request to Award Contract.

The memorandum provided to Council explained that the Council received a copy of the Certified Bid Tabulation for the 2002 Street Contract. The bids were received on May 14, 2002 at 2:00 p.m. A total of four (4) responsive bids were received on the project.

The low bidder for the project was Thompson, Inc., of Danville. The low bid amounts for Bid Section A – Resurfacing and Bid Section B – New Construction (Millner St.) were \$324,867.60 and \$17,330.65, respectively. The Engineering Department recommended the award of both Bid Sections to Thompson, Inc. of Danville for the total amount of \$342,198.25. Based on this, the Engineering Department requested that Council approve the 2002 Street Contract and award it to Thompson, Inc., of Danville.

A motion was made by Council Member Gover seconded by Council Member Epps to approve the request (award of both Bid Sections to Thompson, Inc. of Danville for the total amount of \$342,198.25). All

Council Members voted in favor of this motion. This motion carried.

(j) Consideration of Robert A. Harris WTP Concrete Rehabilitation Project. Request to award contract with all three bid additives.

The memorandum provided to Council explained that the Council received a copy of the Recommendation of Award Letter, along with the Certified Bid Tabulation for the above referenced project from Dewberry & Davis, the consulting engineer that has been handling this project for the city. A total of seven (7) responsive bids were received on May 29, 2002 at 2:00 p.m. The Engineering Department concurs with Dewberry & Davis in awarding the contract to Strickland Waterproofing Company, Inc., of Charlotte, NC.

This year’s budget allocates \$66,000 for the construction of this project. The Base Bid amount for the project from Strickland Waterproofing Company, Inc., was \$41,220. Bid Additive #1, #2, & #3 amounts from Strickland were \$2,100, \$4,800, and \$28,080, respectively. The total bid amount including the three bid additives was \$76,200, which exceeds the project budget. But, based on money that was available that can be transferred within the Water Construction Fund this fiscal year, the entire project including all three (3) bid additives can be awarded in this construction contract. Based on this, the Engineering Department requested Council’s approval to reallocate the available money for this project so that the Base Bid plus all three Bid Additives can be awarded.

A motion was made by Council Member Gover seconded by Council Member Vestal for approval to award the contract (including all three bid additives). All Council Members voted in favor of this motion. This motion carried.

(k) Consideration of Budget Amendment #28.

The memorandum provided to Council explained that Budget Amendment #28 was to allocate funds for the Sediment Basin Repair Project. This money should cover the cost of the project in addition to the add-ons recommended by the Engineering Department. Monies have been relocated from other line items in order to cover the cost associated with this project. There is no bottom line effect of this budget amendment.

This amendment was presented to the Finance Committee on June 4, 2002 and has their support.

This is the Twenty-eighth Budget Amendment for the year:

Budget Amendment #28	Account	From	To	Amount
<b>Water Construction Fund</b>				
<b>Expenditures</b>				
Water Plant Sedim Basin Repair	71-8120-24602	\$ 66,000.00	\$84,000.00	\$ (18,000.00)
W/C Tank Service Contract	71-8120-39400	\$ 75,000.00	\$57,000.00	\$ (18,000.00)
				\$ -

Budget Amendment #28 is to fund the Sediment Basin Repair Project.

Adopted and effective this 28<sup>th</sup> day of June, 2002.

ATTEST:

s/Kim J. Scott  
Kim J. Scott, City Clerk

s/Philip K. Price  
Philip K. Price, Mayor

June 18, 2002

CITY OF EDEN, N. C.

Minutes of the June 18, 2002 meeting of the City Council, City of Eden, N. C.

A motion was made by Council Member Tudor seconded by Council Member Grogan to approve Budget Amendment #28. All Council Members voted in favor of this motion. This motion carried.

(l) Consideration of Budget Amendment #29.

The memorandum explained that Budget Amendment #29 was to allocate funds for the Hamilton Street Bridge Waterline Relocation Project. Council approved this project in a previous meeting. Monies have been relocated from other line items in order to cover the cost associated with this project. There is no bottom line effect of this budget amendment.

This amendment was presented to the Finance Committee on June 4, 2002 and has their support.

This is the Twenty-ninth Budget Amendment for the year.

Budget Amendment #29	Account	From	To	Amount
<b>Water Construction Fund</b>				
<b>Expenditures</b>				
W/C Professional Services	71-8120-19500	\$23,200.00	\$13,200.00	\$( 10,000.00)
W/C Tank Service Contract	71-8120-39400	\$57,000.00	\$39,000.00	\$ ( 18,000.00)
Hamilton St. Bridge W/L Relocation	71-8120-52110	\$ -	\$28,000.00	\$ 28,000.00
				\$ -

Budget Amendment #29 was to fund the Hamilton Street Bridge Waterline Relocation previously approved.

Adopted and effective this 18<sup>th</sup> day of June, 2002.

ATTEST:

s/Kim J. Scott  
Kim J. Scott, City Clerk

s/Philip K. Price  
Philip K. Price, Mayor

A motion was made by Council Member Grogan seconded by Council Member Gover to approve Budget Amendment #29. All Council Members voted in favor of this motion. This motion carried.

(m) Consideration of Budget Amendment #30.

The memorandum provided to Council explained that Budget Amendment #30 was to recognize the Firemen’s Pension contribution received from the State. The city budgeted to receive the revenue but the expense was not included in the department-submitted budget. This was a bookkeeping entry the city’s auditor usually makes and thus usually results in a “write-up” in the city’s audit letter. By doing this entry the “write-up” will be avoided.

This amendment was presented to the Finance Committee on June 4, 2002 and has their support.

This is the Thirtieth Budget Amendment for the year.

Budget Amendment #30	Account	From	To	Amount
<b>General Fund</b>				
<b>Expenditures</b>				
Fire & Rescue Pension Fund	10-4340-13200	\$ -	\$ 34,000.00	\$ 34,000.00
Contingency	10-9990-99100	\$203,957.40	\$169,957.40	\$ (34,000.00)
				\$ -

Budget Amendment #30 was to fund the Fireman’s Pension Fund mandated by the State.

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Adopted and effective this 18<sup>th</sup> day of June, 2002.

ATTEST:

s/Kim J. Scott  
Kim J. Scott, City Clerk

s/Philip K. Price  
Philip K. Price, Mayor

A motion was made by Council Member Vestal seconded by Council Member Grogan to approve Budget Amendment #30. All Council Members voted in favor of this motion. This motion carried.

(n) Consideration of Budget Amendment #31.

The memorandum provided to Council explained that Budget Amendment #31 was to recognize the lease proceeds on the Garbage Truck purchased by the city last July. This is an amendment that brings the total cost of the truck into the city's budget for the purposes of recording the truck as a fixed asset. This is a bookkeeping entry the city's auditor usually makes and thus usually results in a "write-up" in the city's audit letter. By doing this entry the "write-up" will be avoided. This item has no bottom line effect on the city's budget.

This amendment was presented to the Finance Committee on June 4, 2002 and has their support.

This is the Thirty-first Budget Amendment for the year.

Budget Amendment #31	Account	From	To	Amount
<b>General Fund</b>				
<b>Revenues</b>				
Proceeds - Capital Lease	10-3840-91000	\$ -	\$141,891.00	\$141,891.00
				<u>\$141,891.00</u>
<b>Expenditures</b>				
Solid Waste – Capital Outlay Vehicles	10-4710-5500	\$ -	\$141,891.00	\$141,891.00
				<u>\$141,891.00</u>

Budget Amendment #31 was to recognize the lease proceeds form the purchase of the new city garbage vehicle.

Adopted and effective this 18<sup>th</sup> day of June, 2002.

ATTEST:

s/Kim J. Scott  
Kim J. Scott, City Clerk

s/Philip K. Price  
Philip K. Price, Mayor

A motion was made by Council Member Gover seconded by Council Member Epps to approve Budget Amendment #31. All Council Members voted in favor of this motion. This motion carried.

(o) Consideration of Budget Amendment #32.

The memorandum presented to Council explained that Budget Amendment #32 was to reallocate monies within the Collection and Distribution budget to the Water Construction budget. This money was budgeted to pay for the waterline relocation project on the Hamilton Street Bridge. This moves all monies associated with the project to one line item. The total amount budgeted for the project is \$36,200. Council approved this project at a previous meeting.

This amendment was presented to the Finance Committee on June 4, 2002 and has their support.

This is the Thirty-second Budget Amendment for the year:

Budget Amendment #32	Account	From	To	Amount
<b>Water and Sewer Fund</b>				

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**Expenditures**

W/S Main Spec. Proj. W. Meter	30-7125-76200	\$ 8,200.00	\$ -	\$ (8,200.00)
W/S Contribution/Water Const.	30-9920-98400	\$297,025.00	\$305,255.00	\$ 8,200.00
				\$ -

**Water Construction Fund**

**Revenues**

W/C Transferred from W/S Fund	71-3986-98000	\$297,025.00	\$305,225.00	\$ 8,200.00
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**Expenditures**

Hamilton St. Bridge W/L Relocation	71-8120-52110	\$ 28,000.00	\$ 36,200.00	\$ 8,200.00
				\$ -

Budget Amendment #32 was to allocate from C&D water meter project to the Hamilton St. Waterline relocation project.

Adopted and effective this 18<sup>th</sup> day of June, 2002.

ATTEST:

s/Kim J. Scott  
Kim J. Scott, City Clerk

s/Philip K. Price  
Philip K. Price, Mayor

A motion was made by Council Member Vestal seconded by Council Member Tudor to approve Budget Amendment #32. All Council Members voted in favor of this motion. This motion carried.

(p) Consideration of Budget Amendment #33.

The memorandum explained that at the Budget Amendment #33 was to reallocate monies within the Debt Service Fund. The city's principal payment was about \$35,000 more and the city's interest payment was less. This budget amendment is a "housekeeping" item and allocates no more funding to the existing debt service budget.

This amendment was presented to the Finance Committee on June 4, 2002 and has their support.

This is the Thirty-third Budget Amendment for the year:

Budget Amendment #33	Account	From	To	Amount
<b>Debt Service Fund</b>				
<b>Expenditures</b>				
D/S Principal Bonds	20-9100-71000	\$1,225,000.00	\$1,260,000.00	\$ 35,000.00
D/S Interest Bonds	20-9100-72000	\$ 643,100.00	\$ 608,100.00	\$ (35,000.00)
				\$ -

Budget Amendment #33 was to reallocate funds to correct category for bond payment.

Adopted and effective this 18<sup>th</sup> day of June, 2002.

ATTEST:

s/Kim J. Scott  
Kim J. Scott, City Clerk

s/Philip K. Price  
Philip K. Price, Mayor

A motion was made by Council Member Grogan seconded by Council Member Tudor to approve Budget Amendment #33. All Council Members voted in favor of this motion. This motion carried.

(q) Consideration of Amending Utilities Ordinance.

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The memorandum presented to Council explained that the ordinance amends Section 16-237 Discontinuance of Service Upon Failure to Pay Charges, Paragraph C, which incorrectly states the city's turn-on charge as \$10.00. This ordinance will refer questions regarding connection fees, late charges, etc., to the city's Reconnect Policy approved by Council in April 2002.

A motion was made by Council Member Grogan seconded by Council Member Tudor for approval.

Council Member told Mr. Corcoran that they were going to talk about the possibilities of splitting water bills, citizens could pay half one month and half the second month and asked if Mr. Corcoran had anything on that.

Mr. Corcoran stated that the Finance Committee at their June 4<sup>th</sup> meeting discussed the fact that they were in the process of looking at implementing monthly billing which may be a better solution. He explained that the Director of Finance and Personnel was due to have a report to him by the end of this month.

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

(r) Consideration of activating Stage II Water Conservation Measures:

Mr. Dennis Asbury, Treatment Plants Director explained that this would be the first time this has been done. Of the charts provided to the Council, the first graphic showed the North Carolina Drought Council's assessment of the drought conditions in various regions of the state. He noted that in the section where Eden was, the area was considered to be in extreme drought. He also noted that the USGS graphic showed the flow in river was less than 200 cubic feet per second. He noted that currently the water plant was treating about 20 cubic feet per second. So they were pulling out about 12 percent of the river flow and getting down to the point where they have concerns, we are not about to run out of water today, but it was time to make people aware and to start volunteer conservation of water.

Mr. Asbury further added that the conditions they were seeing in the river now, are the same conditions they saw about a month later last year. Things were a little ahead of the normal summer schedule.

In response to a question by Council Member Tudor as to the date the picture of the drinking water intake was taken, Mr. Asbury replied 2:30 today. Mr. Asbury added that the screen (pictured) was designed to operate when it was submerged by eighteen inches of water and the picture showed eighteen inches of screen out so the water was about three feet below the level where the screen was designed to operate.

Council Member Epps asked who would be enforcing the ordinance to which Mr. Asbury replied the way the ordinance was written was that it called for the City Manager to enforce; however, his guess was that the manager would probably delegate that.

A motion was made by Council Member Epps seconded by Council Member Tudor to accept this recommendation (approval to activate Stage II Voluntary Water Conservation measures) All Council Members voted in favor of this motion. The motion carried.

Consent Agenda:

(a) Approval and adoption of minutes – May 6 and May 21, 2002.

(b) Consideration of Amendment to Section 3-73 of the Eden City Code.

(c) Consideration of a resolution in support of the present system of alcoholic beverage control.

A RESOLUTION  
IN SUPPORT OF THE PRESENT SYSTEM OF  
ALCOHOLIC BEVERAGE CONTROL

June 18, 2002

CITY OF EDEN, N. C.

Minutes of the June 18, 2002 meeting of the City Council, City of Eden, N. C.

WHEREAS, the people of the City of Eden voted to permit the sale of spirituous liquor through the establishment of the EDEN ABC BOARD, which is a part of the State’s control system for the sale of spirituous liquors; and

WHEREAS, the EDEN ABC BOARD makes spirituous liquor available to consumers through local ABC stores while curtailing the intemperate use of alcohol through control over the distribution, sale and advertisement of spirits; and

WHEREAS, the State’s ABC system is self-sufficient in that consumers of spirits pay for the costs of operating the State ABC Commission and for the distribution and sale of spirits; and

WHEREAS, the EDEN ABC BOARD generates substantial revenue for the general fund for CITY OF EDEN and contributes substantial funds for alcohol education and rehabilitation, and alcohol law enforcement; and

WHEREAS, the North Carolina General Assembly recently created the Legislative Alcoholic Beverage Control Study Commission (ratified Senate Bill 166) which is required to study and address, among other things, the benefits of a “control” system and a “license” system for spirituous liquor, including privatization of alcoholic beverage sales.

NOW THEREFORE BE IT RESOLVED THAT:

EDEN CITY COUNCIL supports the present control system for the sale and distribution of spirituous liquor and desires to retain the EDEN ABC BOARD.

CITY OF EDEN

By: s/John E. Grogan  
John E. Grogan, Mayor Pro Tem

ATTEST:

s/Kim Scott  
Kim Scott, Clerk

Date: 05/22/02

A motion was made by Council Member Tudor seconded by Council Member Epps to approve the Consent Agenda items a, b, and c. All Council Members voted in favor of this motion. This motion carried.

VOUCHERS:

CLOSED SESSION:

A motion was made by Council Member Tudor seconded by Council Member Gover for a closed session for the discussion of economic development according to GS 143-318.11(a)(4). All Council Members voted in favor of this motion. The motion carried.

OPEN SESSION:

A motion was made by Council Member Grogan seconded by Council Member Tudor to return to open session. All Council Members voted in favor of this motion. The motion carried.

ADJOURNMENT:

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

Respectfully submitted,

\_\_\_\_\_  
Kim J. Scott, City Clerk

ATTEST:

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Philip K. Price, Mayor