

CITY OF EDEN, N.C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, May 21, 2002 at 7:30 p.m. in the City Council Chambers, 308 East Stadium Drive. Those present for the meeting were as follows:

Mayor:	(absent)	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 & Record</u>

MEETING CONVENED:

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

INVOCATION:

Mr. Jerry Epps, Pastor and Council Member, First Church of Living God, gave the invocation.

RECOGNITION OF MRS. NATION'S FOURTH GRADE CLASS:

Mayor Pro Tem Grogan recognized Mrs. Nation's Fourth Grade Class from Leaksville-Spray Elementary School and welcomed their attendance.

ADDITIONS AND DELETIONS TO AGENDA:

A motion was made by Council Member Gover seconded by Council Member Epps to add to Unfinished Business to Agreements for Payments in Lieu of Annexation. All Council Members voted in favor of this motion. This motion carried.

Public Hearings:

(a) Consideration of a zoning text amendment request to amend Section 11.31 – Signs of the City of Eden Zoning Ordinance. Request submitted by Eden City Council. ZONING CASE Z-02-03.

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

Mrs. Stultz explained that this was a text amendment to their zoning ordinance that was initiated by Council and voted upon unanimously by the planning board to declare a moratorium on signs of a certain size which would be 100 square feet or larger, for a period of 120 days, beginning that evening.

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Mayor Pro Tem Grogan 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 Pro Tem Grogan declared the public hearing closed.

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

Monthly Financial Report:

(a) Financial Report.

Financial Statements for April 30, 2002.

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

Request and Petitions of Citizens:

Ms. Lisa Edwards speaks on behalf of Scooter's Auto Repair:

Ms. Lisa Edwards, explained that she was present to represent Scooter's Auto Repair, 107A Fieldcrest Road, concerning fencing. She explained that they were currently in the process of putting up a fence and she had spoken with Mrs. Stultz several weeks ago, who informed her that if they did not have it in good progress, there would be a lien against the property and \$150 a day in fines and she needed to find out if what they were currently doing was satisfactory with the Council.

Mayor Pro Tem Grogan asked Mrs. Stultz for a response.

Mrs. Stultz explained to Council that this was in reference to Scooter's Auto Repair. It was an issue that was previously discussed about the type of fencing that was put up for their temporary towing and storage of automobiles. She acknowledged that she did send a zoning violation notice and she had discussed with Ms. Edwards who informed her that they were going to install a fence that met the requirements. She noted that she had not done a site inspection as she had assumed that they would be letting her know when they were ready for that to be done. She added that she would be glad to have someone do it tomorrow.

Mayor Pro Tem Grogan asked Ms. Edwards if that was what she was looking for to which Ms. Edwards replied that it was not complete but it was in progress.

Mrs. Stultz stated that they could certainly make sure that it was going to meet the requirements.

Mayor Pro Tem Grogan stated that if she was looking to work out some type of schedule to eliminate the \$150 a day penalty then Mrs. Stultz and the City Manager could work something out.

Council Member Gover noted that they were indeed working on the fence and Council Member Reynolds stated that if that was the case then they should eliminate this fine to which Mrs. Stultz explained that none of that would happen until it came before the Council for legal action. They were just giving her time to do that.

Mr. Daniel Vercellino, 403 Evergreen Court, explained that he was present in relation to truck traffic on John Street. He stated that he was told last week that there was a law that prevented trucks on John Street. He explained that he worked for Alliance Imaging and he drove his tractor to work and back on a daily

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basis. He could not take his tractor to his house and it had presented a hardship for him. He had to find a place to park it. He explained that he did not like to leave it for fear of someone breaking into it. He noted that he had secured temporary parking in Stoneville, but it took extra time to drive back and forth, as he lived in Eden. He asked if the law could be amended or if he could receive special permission to park his truck.

Mayor Pro Tem Grogan asked Mr. Vercellino if he would contact the City Manager to set up an appointment in the hopes that he, the City Manager and Mrs. Stultz could find some solution or bring some recommendation to the Council if a change was needed.

No one else came forward to speak to Council.

Unfinished Business:

Agreements In Lieu of Annexation:

Mayor Pro Tem Grogan explained that this item was added to the agenda earlier in the meeting.

A motion was made by Council Member Grogan seconded by Council Member Gover to accept and approve the agreement for payments in lieu of annexation for Miller Brewing Company, without reading the agreement. All Council Members voted in favor of this motion. This motion carried.

A motion was made by Council Member Grogan seconded by Council Member Epps to accept and approve the agreement for payments in lieu of annexation for Duke Power Company, without reading the agreement. All Council Members voted in favor of this motion. This motion carried.

New Business:

(a) Consideration of Budget Amendment No. 22.

The information provided to the Council explained that Budget Amendment #22 covers the NPC waterline project approved by Council in October of this year. Council indicated that monies already included in this fiscal year's budget be redirected to cover this project. It was recommended that Council approve the budget amendment.

The item has been presented to the members in attendance of the May 6, 2002 Finance Committee and has their support.

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

<u>Budget Amendment #22</u>	<u>Account</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Water Construction Fund				
Expenses				
W/C Professional Services (12,000.00)	71-8120-19500	\$ 35,200.00	\$23,200.00	\$
Water Intake Upgrade (13,000.00)	71-8120-24601	\$ 13,000.00	\$ -	\$
NPC Water Line 25,000.00	71-8120-52130	\$ -	\$25,000.00	\$
				<u>\$ -</u>

Budget Amendment #22 is to record the NPC waterline project.
Adopted and effective this 21st day of May, 2002.

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ATTEST:

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

s/
Philip K. Price, Mayor
(John E. Grogan, Mayor
Pro Tem signed
document)

Mayor Pro Tem asked Mrs. Dala Stanley, Accounting Coordinator, to come forward to answer questions from Council.

Council Member Gover asked if that was the extent that the city would play, in that waterline to which the answer was in the affirmative.

A motion was made by Council Member Gover seconded by Council Member Vestal to approve Budget Amendment #22. All Council Members voted in favor of this motion. This motion carried.

(b) Consideration of Capital Project Ordinance for Sewer Outfall Rehabilitation Budget Amendment #23.

The memorandum provided to Council contained the Capital Project Ordinance and related budget amendment for the Meadow Green, Merriman, and Long Street Sewer Outfall Rehabilitation. Council approved this project at the April 16, 2002 meeting. This amendment represents the total administrative and construction expense for the three outfall areas.

It was recommended that Council adopt the ordinance and approve the budget amendment.

The item has been presented to the members in attendance of the May 6, 2002 Finance Committee and has their support.

AN ORDINANCE ESTABLISHING THE
SEWER OUTFALL REHABILITATION PROJECT FUND

BE IT ORDAINED BY THE CITY COUNCIL of the City of Eden, North Carolina, that, PURSUANT TO Section 13.2 of Chapter 159 of the General Statutes of North Carolina, the following capital project ordinance is adopted.

Section 1. The project authorized is the improvement and construction of the Meadow Green, Merriman, and Long Street sewer outfalls to be financed by contributions from the Water and Sewer Fund and the Sewer Construction Fund.

Section 2. The officers of this unit are hereby directed to proceed with the capital project within the terms of the budget contained herein.

Section 3. The following amount are appropriated for the project:

Meadow Green Sewer Outfall	\$458,000
Merriman St. Sewer Outfall	\$243,300
Long St. Sewer Outfall	<u>\$154,600</u>
	\$855,900

Section 4. The following revenues are available to complete this project:

Transfer from Water/Sewer Fund	\$ 85,000
Transfer from Sewer Construction	<u>\$770,900</u>
	\$855,900

Section 5. The Director of Finance and Personnel is hereby directed to maintain the Capital Project Fund sufficient specific detailed accounting records to satisfy all state regulations.

Section 6. The Finance Officer is directed to issue a report, on a monthly basis, hereby referred to as the "Monthly Financial Statement" to insure that the terms of the appropriations of the Capital Project are maintained within the guidelines prescribed by Section 3.

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Outfall

\$ - _____

Adopted and effective this 21st May, 2002.

ATTEST:

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

s/ _____
Philip K. Price, Mayor
(John E. Grogan, Mayor
Pro Tem signed
document)

A motion was made by Council Member Gover seconded by Council Member Reynolds to approve Budget Amendment #23. All Council Members voted in favor of this motion. This motion carried.

(c) Consideration of Budget Amendment #24.

The memorandum explained that Budget Amendment #24 was done at the request of the Director of Public Utilities. It was necessary to cover the emergency repairs to the subject pump.

The item has been presented to the members in attendance of the May 6, 2002 Finance Committee and has their support.

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

Budget Amendment #24	Account	From	To	Amount
Water and Sewer Fund				
Expenses				
Water Filter Salaries	30-7120-12100	\$182,200.00	\$152,200.00	\$(30,000.00)
M/R Equipment	30-7120-25700	\$ 60,000.00	\$ 90,000.00	\$ 30,000.00
				<u>\$ -</u>

Budget Amendment #24 was to cover emergency repairs to the subject pump at the city's Treatment Facilities.

Adopted and effective this 21st May, 2002.

ATTEST:

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

s/ _____
Philip K. Price, Mayor
John E. Grogan, Mayor
Pro Tem signed
document)

A motion was made by Council Member Epps seconded by Council Member Gover to approve Budget Amendment #24. All Council Members voted in favor of this motion. This motion carried.

(d) Consideration of Budget Amendment #25.

The memorandum provided to Council explained that Budget Amendment #25 was to cover additional revenues and charges associated with the Police providing security to local industry and citizens. These revenue and expenses have already been incurred so this amendment serves as "housekeeping" in order to prepare the city for it's annual audit.

The item has been presented to the members in attendance of the May 6, 2002 Finance Committee and has their support.

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

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<u>Budget Amendment #25</u>	<u>Account</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
General Fund				
Revenues				
Police Security Charges	10-3431-41100	\$ 18,100.00	\$ 34,900.00	\$ 16,800.00
Police Security:	10-3431-41200	\$ 3,700.00	\$ 6,500.00	\$ 2,800.00
Fringe Benefits				
				\$ 19,600.00
Expenditures				
Police Security Charges	10-4310-12500	\$ 30,365.00	\$ 49,965.00	\$ 19,600.00
				\$ 19,600.00

Budget Amendment #25 was to cover emergency repairs to the subject pump at the city's Treatment Facilities.

Adopted and effective this 21st May, 2002.

ATTEST:

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

s/
Philip K. Price, Mayor
(John E. Grogan, Mayor
Pro Tem, signed
document)

A motion was made by Council Member Epps seconded by Council Member Grogan to approve Budget Amendment #25. All Council Members voted in favor of this motion. This motion carried.

(e) Consideration of Replacement of Leaf Machine and Budget Amendment #26.

The memorandum provided to Council explained that five of the city's six leaf machines were currently not operational. One particular machine (28S) was in need of substantial repair. Tommy Carter, Fleet Maintenance Supervisor, indicated that it would take approximately \$10,500 worth of parts and 50 hours or more of labor to bring the equipment back into service.

The machine currently has a bad engine, broken clutch, and needs screen repairs. Mr. Carter further indicated that the manufacturer of 28S was no longer making this type of equipment so parts were hard to locate and were costly even when they could be located.

The cost of a new leaf machine was estimated to be approximately \$25,000. The cost of parts to repair the machine (\$10,500) and the cost of the labor (estimated to be about 50 hours) represented approximately 45% of the cost of the new machine.

Since this would only bring the machine back into service and makes no guarantee about future operation, it was asked that Council approve the purchase of a new machine to replace 28S out of contingency funds this year. The Street Department would still need one additional leaf machine, which they have requested in the next fiscal budget.

Once those two machines have been replaced, the Street Department would have 2 new machines, one machine that was currently operating, and the two repaired machines (67S & 71S) which should allow them to effectively operate their leaf removal system.

The item has been presented to the members in attendance of the May 6, 2002 Finance Committee and has their support.

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

<u>Budget Amendment #26</u>	<u>Account</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
General Fund				
Expenditures				

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C/O Off Road Equipment -10-4510-56000	\$ 42,800.00	\$ 67,800.00	\$ 25,000.00
Deprecia			
Contingency	10-9990-99100	\$228,957.40	\$203,957.40
			\$ (25,000.00)
			<u>\$ -</u>

Budget Amendment #26 was to allocate funds to purchase a new leaf machine for the Street Department.

Adopted and effective this 21st May, 2002.

ATTEST:

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

s/
Philip K. Price, Mayor
(John E. Grogan, Mayor
Pro Tem, signed
document)

A motion was made by Council Member Gover seconded by Council Member Reynolds to approve Budget Amendment #26. All Council Members voted in favor of this motion. This motion carried.

(f) Consideration of Budget Amendment #27.

The memorandum presented to Council explained that Budget Amendment #27 was to recognize part of the proceeds from the bond refinancing in order for the city to pay its financial advisor, bond counsel, and rating agencies. It also covers expenses involving the Local Government Commission's help with the bond refinancing. The net savings of the bond refinancing were \$200,000 to \$225,000 and the sale will be finalized on June 7, 2002.

The revenues and expenses will offset; thus this amendment has no bottom line effect on the water and sewer budget.

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

<u>Budget Amendment #27</u>	<u>Account</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Water and Sewer Fund				
Revenues				
W/S Bond Proceeds	30-3850-85001	\$ -	\$ 60,183.03	\$ 60,183.03
				<u>\$ -</u>
Expenditures				
W/S – Bond Issue Cost	30-9920-98100	\$ -	\$ 60,183.03	\$ 60,183.03
				<u>\$ 60,183.03</u>

Budget Amendment #27 was to allocate part of the proceeds from the bond refinancing to pay for bond counsel, financial assistance, state treasurer and rating agency expenses.

Adopted and effective this 21st day of May, 2002.

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

s/
Philip K. Price, Mayor
(John E. Grogan, Mayor
Pro Tem, signed
document)

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A motion was made by Council Member Tudor seconded by Council Member Gover to approve Budget Amendment #27. All Council Members voted in favor of this motion. This motion carried.

(g) Consideration of Privilege License Fees and Ordinance Amendment.

The memorandum explained that at the request of the City Manager, the Finance Department conducted a comparative rate analysis for the upcoming budget process. During the collections of data for this report, it became clear that the City of Eden had not adjusted fees associated with privilege licenses on an annual basis. The North Carolina General Statutes provide the municipalities with a listing of the fees that municipalities can charge for a license. The City of Eden is behind in several categories.

At the direction of the City Manager, Mr. Tom Medlin, City Attorney, was asked to develop an ordinance that would allow the Finance Department to adjust these rates annually as the General Statute allows. Council was asked to adopt this ordinance in May, so that the license fees can be adjusted, if necessary, prior to their billing, which usually occurs in June. This item has been presented to the Finance Committee and has their support.

A motion was made by Council Member Epps seconded by Council Member Myott to approve this request. All Council Members voted in favor of this motion. This motion carried.

(h) Consideration of using \$5,000 in Police (LLEBG) Grant money for the purchase of a surveillance system at Holmes Middle School.

Council Member Tudor explained that he had talked with Chief Benthin and Mr. Don Atkins, the Principal of Holmes Middle School. He explained that the middle school was in the process of putting up surveillance cameras with television monitors to be able to keep up with activity in hallways and stairwells. He noted that the Police Department had recently received some grant money and the Police Chief had agreed that it could be used for this project. He then asked Chief Benthin to come forward to explain the process.

Chief Benthin explained that this was money from one of the Local Law Enforcement Block Grants. He stated that he strongly supported it as it would allow the Police Department and the school system to be able to monitor what goes inside the school. He noted that the High School already had a similar system, although the Police Department did not monitor it.

Council Member Tudor stated that this would have an upgrade with a computer chip that would allow the local police department to be able to pull up pictures from the school.

Council Member Gover asked if the maintenance would be normal in the school to which Chief Benthin replied that the maintenance would be taken care of by the school.

Mayor Pro Tem Grogan asked if it was a one-time thing for the city, at the present time, to which Chief Benthin replied yes.

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

Mayor Pro Tem Grogan asked Mr. Atkins if he would like to make comments.

Mr. Atkins explained that in this day and age, with what has happened around the country in various schools and places, they felt that it was important to have those cameras. There would be a 21" monitor in the main office, but as Chief Benthin said, with this new technology, they have the capability of being able to pull it up

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on any computer that was on the Internet, with a certain password. Of course, Chief Benthin would have the password and he could monitor anything that was going on in their school.

He explained that they needed it for basically three (3) reasons. One, they have over a thousand kids and they could monitor every hall. This was a digital system so it only runs when there was movement, so at nights and weekends, it would not be running. Also, unlike the old VHS system, they did not have to rewind or fast forward hours of tape. They only had to punch in and go immediately to a timeframe that they wanted to monitor and see what happened at a certain time. Also, a few months ago they had a break-in in the middle of the night. This camera would also pick that up. It has the resolution to pick up images in darkness. It also allows them the ability to track any unwanted people in the building, and Chief Benthin and his staff could also track them at the same time.

(i) Consideration of a traffic study for Moore Street.

The memorandum explained that this was a four-way intersection controlled by stop signs on the east and west sides of the intersection. The west side of the intersection was a primary residential area and the east side was an institutional/business zone. Along Moore Street on the east was located Holmes Middle School, where approximately 1,000 students attend. In talking with school officials, it was felt that in all probability about 50% of the student body were bus riders. As traffic control officer at the intersection of Moore Street and Pierce Street in the morning hours, most of the feeder traffic to Holmes Middle School returns back to this intersection to exit the school zone.

Sgt. Griffin explained in the memorandum that the traffic problem at this intersection was based on certain times of the day and was limited to the times that school was in session. In 1999 and 2000 they had three traffic accidents and in 2001 two at this site. Therefore, he suggested that the intersection remain as is, since this was a low volume traffic accident location.

A motion was made by Council Member Vestal seconded by Council Member Tudor to approve the recommendation of Sgt. Griffin. All Council Members voted in favor of this motion. This motion carried.

(j) Consideration of a traffic study for the intersection of Hamilton, Jay, and Seymour Court.

The memorandum explained that this was a four-way intersection controlled by a stop and go traffic signal. It has been a low accident location in years past and continues to do so. In addition, the traffic volume has changed in recent years, due to many area business changes in the downtown area, but continues to be a main corridor between Washington Street and Bridge Street.

In 1999 they had two traffic accidents and in 2001 there was four traffic accidents at this site. Since there has been no major changes to justify engineering or physical alterations, Sgt. Griffin suggested that they allow the intersection to remain as it was controlled by the stop and go signal. He would also place this request on roll call for officers working that particular zone to monitor for traffic violations at this site periodically.

A motion was made by Council Member Reynolds seconded by Council Member Gover to approve the recommendation of Sgt. Griffin. All Council Members voted in favor of this motion. This motion carried.

(k) Consideration of Sanitary Sewer Master Plan Grant, Rural Center Capacity.

The memorandum contained the Sanitary Sewer Master Plan Grant, Rural Center Capacity Building Grant authorizing Resolution by Governing Body of the Applicant.

The Rural Center has awarded the City of Eden \$40,000 for the Sanitary Sewer Master Plan. This was the maximum allowable amount for this type of grant assistance. In return the City of Eden was providing a commitment of \$20,000 in matching money for the Sanitary Sewer Master Plan.

AUTHORIZING RESOLUTION BY GOVERNING BODY OF THE APPLICANT
Capacity Building Grants Program

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WHEREAS, The 1998 Critical Needs Bond Act has authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of wastewater treatment works, wastewater collection systems, and water supply systems, water conservation projects; and

WHEREAS, The City of Eden has need for and intends to construct or rehabilitate a publicly-owned treatment works or an alternate wastewater system, for wastewater collection systems or for water supply and distribution systems, project described as City of Eden Sanitary Sewer Collection and Pump Station Master Plan; and

WHEREAS, The City of Eden intends to request grant assistance from the Capacity Building Grants Program for the project;

NOW THEREFORE BE IT RESOLVED, BY THE COUNCIL OF CITY OF EDEN:

That the City of Eden will arrange financing for all remaining costs of the project, if approved for a grant.

That City of Eden will provide for efficient operation and maintenance of the project on completion of construction thereof.

That Brad Corcoran, City Manager, and successors so titled, is hereby authorized to execute and file an application on behalf of City of Eden with the NCREDC (Rural Center) for a grant to assist in the construction of the project described above.

That Brad Corcoran, City Manager, and successors so titled, is hereby authorized and directed to furnish such information as the Rural Center may request in connection with such application or the project; to make the assurances as contained above; and to execute such other documents as may be required in connection with the application.

The City of Eden has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to the grants pertaining thereto.

Adopted this the 21st day of May, 2002, at City Hall, Eden, North Carolina.

s/Brad Corcorn
Brad Corcoran

ATTEST: City Manager

s/Kim Scott
Kim Scott, Clerk

Mr. Joe Stanley, City Engineer, explained that this was just a requirement by the Rural Center for a resolution to be adopted by the governing agency.

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

(l) Consideration of Color Removal Polymer – Bid results and recommendation.

The memorandum explained that five pre-qualified vendors submitted formal bids for supplying the city’s color removal polymer needs. They were as follows:

CIBA Special Chemicals	\$0.270 pound
Polydyne, Inc.	\$0.306 pound
Stockhausen, Inc.	\$0.350 pound
Joy’s Pollution Solutions	\$0.372 pound
Cytec Industries, Inc.	\$0.410 pound

It was recommended that the city accept the low bid of CIBA Specialty Chemicals at \$0.27 per pound.

A motion was made by Council Member Tudor seconded by Council Member Epps to approve this request (accept the low bid of CIBA Specialty Chemicals at \$0.27 per pound). All Council Members voted in favor of this motion. This motion carried.

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(m) Consideration of Financial Management Policies for SFR and CDBG for Flint Hill.

The memorandum that the Council received contained three (3) policies relating to the financial management of the Flint Hill Revitalization program. The Wooten Company prepared those forms based on State and Federal requirements for the programs.

Mrs. Stultz explained that these were simply the financial management policies required for them to adopt for the Single Family Rehab, Duke Energy and URI Health Funds. These were very similar to policies adopted in the past.

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

(n) Consideration of two replacements for the Safety Committee.

Council Member Gover explained that the following people were replacements on the Safety Committee: Sammy Farmer and Kevin Nelson.

A motion was made by Council Member Gover seconded by Council Member Grogan to approve the recommendation of adding Sammy Farmer and Kevin Nelson to the Safety Committee. All Council Members voted in favor of this motion. This motion carried.

Consent Agenda:

- (a) Approval and adoption of minutes – April 16 and May 6, 2002.
- (b) Approval and adoption of a motion to hold a public hearing on June 18, 2002 for the 2002-2003 City of Eden Budget.
- (c) Approval and adoption to hold a public hearing and to consider an ordinance for a zoning text amendment request to amend Section 11.24 (a)(2) concerning the requirements for accessory structures in the Residential-Suburban zoning district of the City of Eden Zoning Ordinance. ZONING CASE Z-02-04.
- (d) Approval to hold a public hearing and to consider an ordinance for a zoning map amendment request for property on Arbor Lane from Residential-20 to Office & Institutional. ZONING CASE Z-02-05.

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

13. ORDINANCES AND RESOLUTIONS:

- (a) Adoption of a Resolution Authorizing Membership in The Piedmont Triad Rural Transportation Planning Organization.

RESOLUTION AUTHORIZING MEMBERSHIP IN THE PIEDMONT TRIAD RURAL
TRANSPORTATION PLANNING ORGANIZATION

WHEREAS, Section 135 of Title 23, United States code, declares that it is in the national interest to encourage and promote the development of transportation systems embracing various modes of transportation in a manner that will serve all areas of the State efficiently and effectively; and

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WHEREAS, North Carolina General Statutes 136-211 enacted July 6, 2000, provides for the establishment of Rural Transportation Planning Organizations (RPOS) similar in concept to Metropolitan Planning Organizations (MPOS) for transportation planning in North Carolina's urban areas; and

WHEREAS, the establishment of a Rural Transportation Planning Organization (RPO), similar in concept to the Urban Metropolitan Transportation Planning Organizations (NMOS), would provide rural areas the opportunity to work in partnership with the North Carolina Department of Transportation toward development of sound, short and long-range transportation planning for rural areas; and

WHEREAS, the establishment of a Rural Transportation Planning Organization for five rural counties in the Piedmont Triad region would assist the North Carolina Department of Transportation in complying with the provisions of the Transportation Equity Act for the 21st Century (TEA 21), enacted June 9, 1998, relative to the participation of local officials and the public in the transportation planning process; and

WHEREAS, it is the desire of these local governments and agencies to establish a Continuing, comprehensive, Cooperative Transportation Planning process with the establishment of a rural Transportation Planning Organization in the Piedmont Triad region; and

WHEREAS, Rockingham County has entered into a Memorandum of Understanding with the N.C. Department of Transportation and the Piedmont Triad Council of Governments to participate in a regional Rural Transportation Planning Organization (memorandum incorporated by reference herein); and

WHEREAS, the governing body of the City of Eden hereby determines that it is in the best interest of the citizens of Eden to participate as a member in the Piedmont Triad Rural Transportation Planning Organization along with Caswell, Davidson, Montgomery, Randolph and Rockingham counties and eligible municipalities within these counties.

NOW THEREFORE, be it resolved by the Governing body of the City of Eden that:

1. The Mayor is authorized to execute any and all documents necessary to carry out the purposes aforesaid and the Clerk is authorized to attest to same and affix the official seal thereto.
2. That when it is the City of Eden's turn to have a member of its governing board representing the municipalities of Rockingham County on the Rural Transportation Advisory Committee (RTAC), the governing board shall vote on that nominated elected municipal official and that vote shall represent the vote for the City of Eden.
3. That the manager, or his designee, and planning director (if applicable) shall represent the City of Eden on the Rural Technical Coordinating Committee (RTCC) of the Rural Transportation Planning Organization.
4. That as a participating member, we will assist in the transportation planning process by providing data, inventories and other information in accordance with the approved prospectus of the Rural Transportation Planning Organization.

ADOPTED: This the 21st day of May, 2002.

s/ _____
The Honorable Philip K. Price, Mayor
City of Eden
(John E. Grogan, Mayor Pro Tem, signed document)

Attest

May 21, 2002

CITY OF EDEN, NC

Minutes of the May 21, 2002 regular meeting of the City Council, City of Eden, N. C.:

s/Kim J. Scott
Town Clerk

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

(b) Adoption of an ordinance amending Section 11.31 – Signs – of the City of Eden Zoning Ordinance. ZONING CASE Z-02-03.

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

(c) Adoption of a Resolution Requesting that Municipal Revenue Sources Be Made Secure.

A RESOLUTION REQUESTING THAT MUNICIPAL REVENUE SOURCES BE MADE SECURE

WHEREAS, the City of Eden is required by North Carolina law to operate and maintain a balanced budget and comply with the provisions of the Local Government Budget and Fiscal Control Act; and

WHEREAS, the City of Eden is required to maintain a sufficient fund balance to operate in a fiscally sound manner and to have adequate reserves in case of emergencies; and

WHEREAS, the municipal officials of the City of Eden have a responsibility to provide for the health, safety and well being of the citizens of this community by providing necessary services; and

WHEREAS, the ability of municipal governments to borrow for capital infrastructure needs is dependent on reliable revenue sources for repayment; and

WHEREAS, adequate municipal revenue sources are required to carry out the above mentioned responsibilities;

NOW, THEREFORE, BE IT RESOLVED, THAT the Eden City Council respectfully requests that General Assembly enact legislation that will secure the municipal revenue sources and ensure that these revenues are distributed to local governments on a timely basis as set forth by the state's General Statutes.

This the 21st day of May, 2002

s/John E. Grogan
John E. Grogan
Mayor Pro Tem

ATTEST:

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

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

May 21, 2002

CITY OF EDEN, N. C.

Minutes of the May 21, 2002 meeting of the City Council, City of Eden, N. C.

VOUCHERS:

No discussion on vouchers.

CLOSED SESSION:

Closed Session for discussion of economic development in accordance with GS 143-318.11(a)(4).

A motion was made by Council Member Gover seconded by Council Member Tudor to go into Closed Session for discussion of economic development in accordance with GS 143-318.11(a)(4). All Council Members voted in favor of this motion. This motion carried.

OPEN SESSION:

A motion was made by Council Member Gover seconded by Council Member Reynolds to return to Open Session. All Council Members voted in favor of this motion. This motion carried.

A motion was made by Council Member Epps seconded by Council Member Gover to call for a public hearing to be held at the June 18, 2002 meeting for industrial development incentives. All Council Members voted in favor of this motion. This motion carried.

ADJOURNMENT:

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

Respectfully submitted,

Kim J. Scott
City Clerk

ATTEST:

John E. Grogan
Mayor Pro Tem