

CITY OF EDEN, N. C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, January 17, 2006 at 7:30 p.m. in the Council Chambers, 308 E. Stadium Drive. Those present for the meeting were as follows:

Mayor:	John E. Grogan
Mayor Pro Tem:	Wayne Tuggle, Sr.
Council Members:	Donna Turner
	Darryl Carter
	Jerry Epps
	C.H. Gover, Sr.
	Bruce Nooe
	Christine Myott
	Wayne Tuggle, Sr.
City Manager:	Brad Corcoran
City Clerk:	Kim J. Scott
Deputy City Clerk:	Sheralene Thompson
City Attorney:	Tom Medlin
Representatives from Departments:	
Representatives from News Media:	Brian Ewing, <u>Eden Daily News</u> ; Lisa Doss, <u>Eden's Own</u> ; Mike Moore, <u>WLOE</u> .

MEETING CONVENED:

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

INVOCATION:

Mr. Robert Johnson, Pastor, Draper Christian Church was present to give the invocation.

ADDITIONS AND DELETIONS OF AGENDA:

It was noted that Ms. Ginger Waynick withdrew her item under Requests and Petitions of Citizens. There were no additions or deletions of the agenda.

PUBLIC HEARINGS:

(a) Consideration of Adoption of countywide Hazard Mitigation Plan

The memorandum explained that the Federal Government adopted regulations in 2000 and 2001 mandating that local governments have Hazard Mitigation Plans in order to receive Federal assistance and the State of North Carolina adopted similar regulations for State assistance.

These regulations require that each local government plan include Flood Damage Prevention regulations, which the City has had since the 1970's, along with other requirements of the plan. Steve Hale, Rockingham County Director

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of Emergency Services, has been the person responsible for the process of county-wide adoption of the plan. Several years and a great deal of work have gone into preparing a plan for the County that has been approved by both the State and Federal Agencies.

The regulations permit the City of Eden and all other local governments in our County to adopt the County's Plan. The County and all the other Cities in our county have adopted the plan. The adoption resolution retains authority and responsibility for disasters in Eden with the City.

Attached you will find copies of the Statues and pertinent portions of the plan. If you would like a disk containing a complete copy we will be happy to provide you with such a copy. If you have any questions, please let us know.

**Rockingham County Hazard Mitigation Plan
Resolution of Adoption by
The Mayor and City Council of Eden, North Carolina**

WHEREAS, the citizens and property within Rockingham County are subject to the effects of natural hazards and man-made hazard events that pose threats to lives and cause damages to property, and with the knowledge and experience that certain areas, i.e., flood hazard areas, are particularly susceptible to flood hazard events; and

WHEREAS, the County desires to seek ways to mitigate situations that may aggravate such circumstances; and

WHEREAS, the Legislature of the State of North Carolina has in Part 6, Article 21 of Chapter 143; Parts 3, 5, and 8 of Article 19 of Chapter 160A; and Article 8 of Chapter 160A of the North Carolina General Statutes, delegated to local governmental units the responsibility to adopt regulations designed to promote the public health, safety, and general welfare of its citizenry; and

WHEREAS, the Legislature of the State of North Carolina has in Section 1 Part 166A of the North Carolina General Statutes (adopted in Session Law 2001-214-Senate Bill 300 effective July 1, 2001), states in Item (a) (2) "For a state of disaster proclaimed pursuant to G.S. 166A6(a) after November 1, 2004, the eligible entity shall have a hazard mitigation plan approved pursuant to the Stafford Act"; and

WHEREAS, Section 322 of the Federal Disaster Mitigation Act of 2000 states that local governments must develop an All-Hazards Mitigation Plan in order to receive future Hazard Mitigation Grant Program Funds, and

WHEREAS, it is the intent of the Board of Commissioners of Rockingham County and the Mayor and City Council of Eden, North Carolina to fulfill this obligation in order that the County and City will be eligible for state assistance in the event that a state of disaster is declared for a hazard event affecting the County and City;

NOW, therefore, be it resolved, that the Mayor and City Council of Eden, North Carolina hereby:

1. Adopts the Rockingham County Hazard Mitigation Plan; and
2. Vests the City Manager with the responsibility, authority, and the means to:
 - (a) Inform all concerned parties of this action.
 - (b) Cooperate with Federal, State and local agencies and private firms which undertake to study, survey, map, and identify floodplain or flood-related erosion areas, and cooperate with neighboring communities with respect to management of adjoining floodplain and/or flood-related erosion areas in order to prevent aggravation of existing hazards.
 - (c) Accept the adjustment of the boundaries of County and municipal planning jurisdictions whenever a municipal annexation or extraterritorial jurisdiction revision results in a change whereby a municipality assumes or relinquishes the authority to adopt and enforce floodplain management regulations for a particular area in order that all Flood Hazard Boundary Maps (FHBMs) and Flood Insurance Rate Maps (FIRMs) accurately represent the

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planning jurisdiction boundaries. Provide notification of boundary revisions along with a map suitable for reproduction, clearly delineating municipal corporate limits and extraterritorial jurisdiction boundaries to all concerned parties.

3. Accepts the appointment of the County Emergency Management Coordinator to assure that the Hazard Mitigation Plan is reviewed annually and in greater detail at least once every five years to assure that the Plan is in compliance with all State and Federal regulations and that any needed revisions or amendments to the Plan are developed and presented to the Rockingham County Board of Commissioners and Reidsville Mayor and City Council for consideration.

4. Agrees to take such other official action as may be reasonably necessary to carry out the objectives of the Hazard Mitigation Plan.

ADOPTED this the 17th day of January, 2006 by the City Council of the City of Eden, North Carolina.

s/John E. Grogan
JOHN E. GROGAN, Mayor of the City of Eden

Attest:

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

SEAL

Mayor Grogan called for a public hearing and asked Fire Chief, Doug Cline and Mrs. Kelly Stultz, Director of Planning and Inspections, to come forward with a report.

Mrs. Stultz explained that there were regulations adopted in 2000 and 2001 mandating local governments to have Hazard Mitigation Plans. She explained that one of the things that happened during that time was that they changed the regulations 3 or 4 times and the County Fire Marshal, Steve Hale spent a lot of time making sure that the Federal and State governments were satisfied with the plan he presented. She noted that they had provided the Council with portions of it and some statutes so that they could see what the enabling legislation was and what the requirements were. She explained that this would have the City of Eden, like every other city in the county had done, agree to adopt the plan that the county proposed and then the city would be eligible for Federal aid. She added that it still left responsibility for disaster declarations in the hands of the city and the City Manager would still be in control of what goes on here along with Chief Cline. This basically meets a Federal and State requirement and what they were asking the Council to do was to adopt the resolution joining in with the plan so that Mr. Hale could forward it on to the State.

Mayor Grogan declared a public hearing and asked if anyone was in favor or in opposition of this request. As no one came forward he then declared the public hearing closed.

A motion was made by Council Member Tuggle seconded by Council Member Gover to approve and adopt this resolution. This motion carried.

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MONTHLY FINANCIAL REPORT:

A motion was made by Council Member Tuggle seconded by Council Member Carter to accept the financial statement. All Council Members voted in favor of this motion.

REQUESTS AND PETITIONS OF CITIZENS:

(a) Presentation: Rockingham County Citizen's Academy.

This item was removed from the agenda.

Mr. William Osborne addressed the Council:

Mr. Osborne explained that most communities have two mechanisms for receiving broadband internet access with one being through the local cable television service and the other being through the local telecomm. In their case they have limited DSL service in Eden and despite repeated requests of Sprint he had been unable to obtain DSL services here in his residential section.

He explained that to put this in some type of historical perspective, DSL was developed when George Bush, Sr., took office in 1988. He noted that probably for over the first half of the decade of the 1990s DSL went through its normal development and began to expand broadly. Sprint apparently does not see the need to provide this local service on a wide spread distribution capability to Eden or areas lying outside the Eden jurisdiction. He noted that if they look at the services provided by Bell South as a contrast, they provide DSL services to their customers who are living out on farms with cows running around in the front yard, but Sprint cannot provide the services here in town on a wide spread basis. Again, they do have pockets of DSL services but yet not everyone can take advantage of that. He stated that he had been told by some people who work for Sprint that part of the reason was that Sprint has cannibalized the revenues from their local operations to help fund the wireless services, which was a business decision he was sure. He added that he realized the City Council's jurisdiction over Sprint was limited, but he assured them that their stick was bigger than the one he had.

He explained that it seemed rational from an economic standpoint to say that if Bell South could provide these services in Reidsville and areas lying outside of Reidsville, Sprint could do the same thing here however they choose not to. He stated that he had requested DSL services in 1999 at which time he was told they have to put a box with electronic equipment outside of the County school building. From 2000-2005 he was told they needed a box outside of the Rockingham County School systems building on the "Loop Road".

Mr. Osborne stated that if they look in other cities they would see and this was for the benefit of all citizens in Eden, when they have competitive forces operating between the local telecomm and the cable television systems it drives down the cost of high speed internet services for everybody. He stated that he thought both companies were probably content with the status quo because they were keeping their rates at artificially high levels relative to what other municipalities had to pay for the same services. He added that he did not know whether they had

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the authority to do something to inspire Sprint to perform their responsibilities to local citizens or not or whether they could inspire the State Utilities Commission to maybe influence Sprint, but it was time Sprint started acting like a telecomm company.

He recalled that if they go back and look historically at the time when they used rotary dial, they waited years after other systems had developed a touch tone system. They waited years after every other telecomm had services like call waiting, caller ID, or teleconferencing. He pointed out that Eden had consistently been the red-headed stepchild of the Central and Sprint system and he thought this Board needed to tell Sprint to get its act together or step aside and let a company that can manage the business here do it.

Mayor Grogan commented that the City Manager had been making notes. He applauded Mr. Osborne's comments because he could not think of anything more truly than their service that they were receiving here from the local telephone company. [He suggested] a letter to the Utility Commission and certainly a call to the Sprint regional people and possibly inviting them to come up and chat with them at a City Council meeting or certainly with the Council about the services that they were providing now and what they see in the future. But, talk was cheap and that was all they received for many years so hopefully they would certainly look into it. He thanked Mr. Osborne for bringing it to their attention again.

UNFINISHED BUSINESS:

(a) Consideration of Amendment to Personnel Ordinance

The memorandum explained that over the course of the past two years I have discussed the need for the City Manager to have some flexibility in making minor salary adjustments in an effort to deal with various equity issues that arise from time to time and to make sure various job classifications and individuals remain competitive in terms of compensation when compared with comparable positions in similarly sized communities.

The City of Eden implemented an updated pay plan in November, 2000 based on information that was gathered in 1999 (nearly seven years ago) in an effort to pay our employees a wage commensurate with similar positions in similarly sized communities within the same geographic area. In order for a pay plan to remain competitive it must be updated on a regular basis. As a component of both the FY 2004-05 and FY 2005-06 budget processes I went to the North Carolina League of Municipalities and assembled detailed compensation information in an effort to conduct our own comprehensive salary survey involving several similar sized communities. The results indicated that in numerous instances we have indeed fallen behind the market average in terms of compensation. After discussing the matter with the members of the (previous) City Council's Personnel Committee (Turner, Myott & Tuggle) it was agreed to include a lump sum amount in the FY 2005-06 budget so that additional compensation could be awarded after a mechanism to accomplish that task had been developed and approved by the City Council.

As each of you are aware, the current FY 2005-05 budget includes a total of \$ 150,000 within the General Fund and \$ 60,000 in the Water and Sewer Fund for this purpose. According to excerpts from the City Council minutes from June 9, 2005 "*a motion was made by Council Member Vestal, seconded by Council Member Gover to leave this amount of money in the General Fund and the Water and Sewer Fund with the stipulation that none of that money would be used until a recommendation was submitted by the City Manager and voted upon by the City Council. Council Members Vestal, Gover, Tuggle, Myott, Nooe and Epps voted in favor of this motion. Council Member Turner voted in opposition. The motion carried.*"

The enclosed proposed ordinance amending Section 10-3.2 Administration and Maintenance of the Personnel Ordinance is being submitted in response to the requirement that was established with the vote on June 9, 2005. Specifically, this amendment will give the City Manager the needed flexibility to make minor salary adjustments to

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various job classifications and individuals based upon comparable data for similar positions in similarly sized communities subject to the appropriation and availability of funds for this purpose in the annual operating budget. In no instance, shall any adjustment exceed more than eight (8) percent without the prior approval of the City Council.

As noted above, the ordinance as submitted gives the City Manager the flexibility to maintain an equitable and competitive pay plan for all job descriptions and individuals while making it clear that this right is subject to the appropriation and availability of funds for this purpose in the annual operating budget and that any adjustments are limited to a maximum of eight (8) percent without the prior approval of the City Council. This is consistent with what I have previously advocated and I feel this amendment is definitely needed and would recommend its adoption as presented.

Please feel free to let me know if you have any questions concerning this matter.

Mayor Grogan asked the City Manager for his report.

Mr. Corcoran explained that over the course of the past couple of years they have discussed the need to have some flexibility in making minor salary adjustments in an effort to deal with various equity issues that arise from time to time and to make sure various job classifications and individuals remain competitive in terms of compensation when compared with comparable positions in similarly sized communities.

As each of them were aware, Eden implemented an updated pay plan in November, 2000 based on information that was gathered in 1999 (nearly seven years ago) in an effort to pay their employees a wage commensurate with similar positions in similarly sized communities within the same geographic area.

As a component of both the FY 2004-05 and FY 2005-06 budget processes he went to the North Carolina League of Municipalities and assembled detailed compensation information in an effort to conduct their own comprehensive salary survey involving several similar sized communities. The results indicated that in various instances they have indeed fallen behind the market average in terms of compensation.

As a component of the current budget that was adopted by the City Council a lump sum amount of \$150,000 was included in the General Fund and \$60,000 was included in the Water and Sewer Fund for this purpose.

According to excerpts from the City Council minutes from June 9, 2005 they would note that there was a motion made that this money was included in the budget with the stipulation that none of that money be used until a recommendation was submitted by the City Manager and voted upon by the City Council.

The enclosed proposed ordinance amending Section 10-3.2 Administration and Maintenance of the Personnel Ordinance would give the City Manager the needed flexibility to make minor salary adjustments to various job classifications and individuals based upon comparable data for similar positions in similarly sized communities. This would be subject to the appropriation and availability of funds for this purpose in the annual operating budget. The proposed ordinance states that in no instance, shall any adjustment exceed more than eight (8) percent without the prior approval of the City Council.

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Mayor Grogan commented that several Council people had asked him about this. The question was, would it be from the bottom up and for the hourly employees and the way he understood it was, yes, that was where those monies were going to be looked at. He added that he thought there would probably be some initiatives for employees with department heads getting together with the City Manager and talking about the people who do better than average jobs, but everyone [would] be given consideration.

A motion was made by Council Member Gover seconded by Council Member Turner to approve the amended ordinance as presented.

Council Member Carter stated that he would like to be sure that they would be looking at the bottom salaries also.

Mr. Corcoran replied yes, all the positions. He explained that last year in the budget they did a survey of everybody from the very bottom to the very top. That was what they would do again; they would go back to the League because some of that data was about 10 months old. They would update the data and again this was not individual based, it was job classification based. They were looking at job classifications, what were police officers, firefighters, laborers, equipment operators, or administrative secretarial staff earning in other places and what needs to be done to make those positions competitive.

Council Member Tuggle asked why the number eight percent and how did he come up with that.

Mr. Corcoran explained that if they would recall, last year when it was presented that number was presented at that time and at one of the budget work sessions there did not seem to be any opposition with that number, again it was just take it back, come up with a plan, when you have something specific bring it to us, so since that number had been discussed before that was the number he had picked out.

Council Member Tuggle asked if he felt that he could work with a budget that he had. He questioned how much he could get done with 8% and was it a two, three or four year process.

Mr. Corcoran replied that it was probably a step or a journey. He thought the Council took the first step when it allocated the funds. It has taken the second step this evening if it was approved and once he received the updated study he would be able to give them a report exactly of what totally was needed, what this was able to do and what still remained to be done. He thought the other thing [was], as they would note the way it was written, it was only possible for this to happen if money was appropriated or re-appropriated each year, so in the event you get to a year when it was a tight budget and there were no funds appropriated for this purpose then there obviously would not be any of those type adjustments made during that year.

Council Member Tuggle stated that it had been a long time coming.

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

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(b) Consideration of Smith River Sanitary Sewer Evaluation Study.

Mayor Grogan introduced Mr. Mark Fisher of W.K. Dickson, Engineering.

Mr. Fisher explained that he was the Project Manager for the Sanitary Sewer Evaluation Study. He provided the Council with a presentation of Summary of Key Findings and Recommendations and also a by product that has been developed from this study. He thanked the City Manager and the Department Heads and the Rural Economic Development Center for a \$40,000 rural grant from their Water and Sewer Capacity Building Grant Program.

He explained that they would be given a brief review of the project approach, summary of key findings, recommendations, and an ArcIMS introduction and demonstration, that was a unique platform that they would find user friendly and would allow them to begin viewing the city's infrastructure and some of the defects that were determined from this study.

He then presented a project area map and stated that it maybe did not reflect some of the street names but it was done in what they were calling the Kuder Street Pump Station Wastewater Collection Subsystem or also known as the Smith River Drainage Basin so it was a fairly extensive basin bordered by Bryant Street and Hamilton on the west and Meadow Road on the south and to the extremities of Eden's service area to the north and all of this area drains to the Kuder Street Pump Station.

The project approach just included meeting with the city staff and determining the areas within that basin that were the highest priority areas to first inspect and study and involved mapping and reconnaissance and debriefing with the Collection and Distribution Department as well as the Engineering Department.

A field inspection involves several typical methods in sanitary sewer evaluation study, above ground manhole physical inspections, smoke testing, dye testing, determining where that was required, any cross connections or indirect connections with the storm drain system and flow isolation, a static evaluation of night time flows on key interceptors and collectors.

For the main findings they determined about 189 defects that were allowing estimated 900,000 gallons per day of inflow and inflow. They also determined there were about 30,000 feet of 8-inch to 16-inch sewer mains that were contributing excessive infiltration and would need to be cleaned and internally inspected through close circuit television equipment. Also, a problematic outfall adjacent to the Smith River between West Aiken Road and West Caleb Avenue. It was an isolated section of line and many parts of it were extremely close to the top of the bank of the Smith River and subject to potential collapse.

He noted a more detailed review of the findings, many of these were general problems that they would find in dated, older sewer collection system. Broken cleanouts, abandoned service lines, manhole frames and rams that were loose, low lying areas, they did find some that were perhaps were possible indirect connections with the storm drain system and a roof drain system in the Mill area that was connected to the adjacent sanitary sewer main, again 30,000 feet of potentially

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problematic main and several manholes that were near a mill that have no top, basically left open for direct entry of rainwater.

For recommendations, again many of the problems do occur on private property and that was always a difficult thing dealing with those types of problems or who was responsible for those, so some support and guidance was needed to the city staff as far as how to handle those problems that occur on private property. Complete all the basic repairs either in-house or perhaps use a find or fix it strategy and that would be outsourcing that work to the most responsive contractor. Estimated cost of repairs and the close circuit television inspection has been approximated to be about \$200,000. He added that he thought it was important to note that the Collection and Distribution Department were beginning to work with some of these basic repairs as time permits.

The next stage would be to complete the Kuder Street Subsystem, the Smith River Drainage Basin. That involved more smoke testing, more flow isolation and analysis on some problematic sewer mains and lastly, just kind of a rough order magnitude of what the city could be potentially facing with repairs or improvements to some of the problematic mains, rough order magnitude of cost of about \$1.5 million. Certainly that cost can be further defined as the results of close circuit television inspection come available. Mr. Fisher then turned the presentation over to Mr. Tony Mason.

Mr. Mason explained that basically the ArcIMS was an internet framework for distributing data. Basically it generates maps on the fly that all of them would be able to log onto and actually interact with. The most important advantage would be that it would allow them to communicate geographically with one another. It would also allow them to browse this data without purchasing any GIS software. It also makes it possible for GIS to be integrated with other technologies.

He then addressed security and explained that they, by default, all traffic, their IT Department monitors who logs on regularly. The website was also password protected as well.

He then presented the actual website and provided a demonstration on how to use the website and also provided a demonstration as to how the website works.

Council Member Gover stated that he understood that each leg that they complete they would note on there or either make a hard copy to show the progress they have made as they go along to which Mr. Fisher replied yes.

Mayor Grogan thanked the city staff for all of the work on this as well as the Water & Sewer Committee.

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

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(c) Consideration of Dunn Street Pressure Zone Study.

Mr. David Hamilton of Arcadis Engineering provided a presentation of the Dunn Street Pressure Zone Study. He expressed his thanks to Dennis Asbury, Terry Shelton, Charles Van Zandt, Bill Harvey and Bev O'Dell for their information and feedback.

He explained that this study was basically focused on the Dunn Street Pressure Zone area where there currently was a boost of water pressure up above roughly the 770' hydraulic elevation of most of their tanks in the system. This Dunn Street Pressure Zone boosts water up approximately 30 PSI above the normal pressure where the rest of the tanks reside. So the folks in that area that were at a higher ground elevation get some assistance there from the booster pump station to improve their pressures.

The existing concerns there were essentially low pressure in several areas; the Ellett and Green Street areas have both low pressures and fire protection deficiency. There were no hydrants on those streets because the lines were not large enough to support hydrants. The Oakland Avenue area also has low pressure and also the area east of Hamilton Street. He noted that this was all in the northwest corner of their entire water system. Then, finally the Cedar Street area, they wanted to investigate that to see if they could add fire hydrants that would again operate to protect the Dunn Street Pressure Zone as well.

He then pointed out the boundary that included Hamilton, Cedar, Oakland and then 1st, 2nd, 5th Street and so forth, so the boundary as it exists now for the pressure zone that was elevated above all the other tank elevations started there going clockwise around and kind of zigzagging to the west of Hamilton Avenue. That whole area there gets roughly about 820' water surface elevation. If there were a tank there for example that was the height that the water would be in that tank, 820' whereas the rest of your system was around 770' where the water resides.

Our recommended improvements include a recommendation that Ellett Street gets connected to Grogan Street with at least a 2" pipe and if possible it should be a 6" pipe. This one step alone immediately adds about 10 psi to the pressures on Ellett and Green.

The second recommendation was to replace the Ellett and Green Street lines with 6" lines which can support fire hydrants and that would supply about a 500 gallon permit fire flow at any location along those two streets.

Thirdly, adding fire hydrants to Cedar Street will allow them to support up to about 1500 gallons per minute along that road for the Dunn Street Pressure Zone area.

Mr. Hamilton stated that the next item that they recommended was to expand the Dunn Street pressure boundary. It extends the boundary to the east of Hamilton and it would raise the pressures for a good number of folks over there by about 30 psi above what they currently experience. He added that to do this, an expansion of the booster pumping station would be necessary. They would have to go from its current capacity of about 160 gallons per minute up to about 250 gallons per minute.

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Then, also the Oakland Avenue area needed some pressure enhancement mostly due to small line sizes.

He pointed out on the map the area east of Hamilton Street. He noted that was roughly a 50% expansion of that booster pumping station. To do that, that was very straight forward and a lot of valves would be closed and a few valves would be opened that exist on their system already and one connection to give some redundancy to the supply in that new area.

He stated that in their opinion the cost of these improvements could be about \$25,000 for the booster pump station and the water main improvements outlined on Green and Ellett and some of the other connections that need to be made would roughly be \$145,000 which included construction and technical services.

Council Member Gover questioned the percentage of 2" waterlines in that area to which Mr. Hamilton replied that he could not tell him exactly but it was pretty close to a good 20 to 40%.

Council Member Gover questioned the percentage they were thinking about replacing the 2" line. He clarified that he knew they were going to upgrade the pump, put a booster pump in there, but if they did not upgrade those 2" lines they may as well throw that pump away.

Mr. Hamilton replied that they get a couple of things though from upgrading the line size. They not only get the enhanced pressure but also the possibility to have fire protection along those streets which they could not do with a two inch line. So that was one consideration. Also there was an extreme amount of energy loss when water travels through a small pipe and if there was a fair demand at the end of that pipe it was like trying to push it through a straw so it was difficult for a pump to even improve the pressures without improving some line sizes. He added that he believed the city was taking on a fairly progressive program to try to replace 2" lines throughout this section particularly, because they knew that it was a challenge over here. He explained that what he had done here though did not include the cost of all of the individual 2" lines being replaced by larger pipes. That would be a separate effort.

Council Member Tuggle asked that if this was put in place, would there be any dead zones in there where they would find some people who would still have low pressure. He noted that they spend a tremendous amount of money putting water and sewer in and it has been a continuous problem for people for years and years. What he did not want to do was spend a bunch of money on it and [then] they could not get some kind of assurance or at least an idea that everybody that lives in that area they have high water pressure. Nobody could give anybody a hundred percent but he was curious as to the past times that they have done these type things, he was sure there were some people that would still have the same problems and how do they correct that.

Mr. Hamilton replied that was a good comment. He guessed one consideration was there may be other energy losses that produce a low pressure that he could not identify with the model that he had. He explained that he could only see to the point where the service goes to the meter. He was not looking at pressures beyond that and the house itself. There were some difference between what he could predict with their modeling effort and what was actual happening within

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the household itself. He added that he could say that they feel very confident that by adding these improvements they would be able to improve the streets that he named, Ellett and Green and east of Hamilton, some of them between 20 and 30 psi and most of them at least 30 psi. There were always anomalies within the system so it was difficult to say that they would get every single spot.

Council Member Tuggle stated that he was still curious if the point comes and they have completed the project and there were still several people who still had the same situation, could they identify those people and was there some way to work the problem out to make sure that they have gotten 100%.

Mr. Hamilton replied yes, he thought that was and that was something they would have to discuss with the staff that routinely maintain lines and routinely work with those customers but they could give some assistance with the model.

Mr. Asbury added that they would hear from the folks who did not get the pressure that they hope to give to them and in a lot of those cases they would go to that location and pull their meter and do a pressure check at the meter and a flow check to see if the water was actually coming through there at a certain gallon per minute rate that was deemed acceptable and if the pressures did not meet the minimum requirement of the State then at that point they could determine if the problem lies in the city's line or the customers lines.

Mayor Grogan stated that he mentioned a model. Their firm did a model and all of this stuff about 10 years ago in the same area. He stated that he had listened to the same thing that [over] the past 10-12 years because they spent a lot of money and still wound up with a lot of people without water pressure, so hopefully, certainly this would make improvements.

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

(d) Consideration of Water Pressure Stabilization Study.

Mr. Hamilton also presented a related study of the city's water pressure stabilization. He noted some of the considerations and results from that study that were identified were pressure fluctuations. He explained that essentially when two things happen, one was when a pump goes off at the water plant and again when the pump comes back on, the low pressure was experienced when the pump goes off and the pressure would drop to nearly 70 psi in the system because it did not have the influence of that pump any longer it was just now riding on the flow that comes out of the tanks. When the pump comes back on it was a very high pressure because it was trying to move that water out into the system. So that was one experience that was occurring that would show a very low pressure and a very high pressure depending upon what was happening at the pumps and you could see a pretty significant swing at 50 psi there.

He noted also the north central part of the system had a good many recordings done using pressure recorders placed on fire hydrants. They recorded between 35 and 70 psi pressure differences in those areas and again that was the north central part of the system. Elevation was

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a little higher there as well so that makes those low pressures not so tolerable. What they discovered and believe was happening there was that there were some influences on the way that the industries use their water and how their demand goes on and off and that tends to affect the entire system and sort of makes the pressure jump up and down throughout the day.

They were also were aware that the Karastan tank was to only be dedicated to industry use in the next couple of years. Right now it was a tank that was available to supply the city's system as well as Karastan. If that tank was removed then they have lost storage and elevation of water out there that keeps the pressure up and fairly constant in that area which was sort of the central part of the city and even far to the east of the central part.

Also low pressures at the suction side of Dunn Street Pump Station, which he mentioned in the previous study and low Dunn Street tank levels, were occurring. He stated that they believe that was from hydraulic bottlenecks or a lot of water trying to get into that area through very small lines.

He stated that he felt there were some solutions here that can be implemented. Specifically for the pressure variation they felt that variable frequency or variable speed drives on the high surface pumps at the water plant will stabilize the pressure, essentially this allowed them to run the pump to meet the demand in the system and the speed changes in adjustment to the demand that was required. So they were not necessarily turning the pumps on and off all the time they were just modulating them in between a flow range and a pressure range that was more tolerable.

He stated that they felt they could do that by modifying the drives on the two existing 12 million gallon a day pumps and not having to do anything at all to the existing 9 million gallon a day pump. Also those pumps and the control valves for those pumps will need to be enclosed in a building because they need an environment that was temperature and humidity regulated.

Secondly he believed the pressure variation can be solved by replacing a tank out in the system when the Karastan tank was removed and also some associated 12" line that would have to feed that tank. They were proposing it should go near the industrial park area which was very close to the existing Karastan tank and would supplement that very well. Coincidentally that area has a pretty large demand from there to the east, it was about a million gallons a day of just residential and other non industrial demands, so about a million gallon tank was recommended for that area.

He noted that also the existing Byrd Street tank which was a lower, smaller tank and water has to be pumped out of it right now for it to turn over at all. They recommended abandoning that completely and of course doing so at the time they install this tank was good timing.

He noted that solutions to low pressures, if they looked at a map of the system and just look at large diameter mains, anything above 12" or above, they would see two places that have gaps in the system so there was not a continuous good strong loop of trunk water mains around the system. Those two places were over near Weaver and Pierce where they would recommend adding a 16" and also along Bridge Street where they recommend adding a 16" and those two mains together would allow water to move more quickly and in larger volumes over to the Dunn Street area and areas in the higher elevation to the northwest.

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Also it did allow them to move water to the other direction to over where the industries were so if a pump was off for example they could use the tanks that they have in the western part of the system to supply water to the industries in the east.

He added that they would also recommend adding larger water mains along Oakland Avenue and this was the item that he had mentioned earlier in the Dunn Street study that they discovered during this study that they could solve that problem by adding parallel mains where currently there exists 2" lines, a few 6's and an 8 here and there, but replacing those with all 8's, 10's and 12's along Oakland would allow them to provide fire protection and the level of service that was needed for the average and peak flows in that region.

Finally between Hamilton and Cedar they would recommend a short 8" main there to allow flow to move a little better out of that tank to supply the area. Currently that tank did not have a lot of turnover due to some minor restrictions.

He then pointed out on the map the pressure stabilization improvements could be handled by putting some variable frequency drives at the water plant on the high service pumps and then also adding a million gallons storage out here to replace the Karastan tank. Low pressures can be improved by the Bridge Street main or an alternative route that could go up along Smith River, there was an existing utility easement there that may be used. In either case, water needs to roughly get through the plant area without any restrictions. He then noted a small length of 16" near Pierce that would complete a very strong loop of large diameter mains to move water back and forth.

He stated that their opinion of the cost of these improvements at the high service pump stations, this was the vfd's and the structures that would have to keep them environmentally stabilized was about \$1.2 million and the water distribution system improvements, they felt mains, tanks and such would be about \$4.2 million.

He added to this the implementation schedule because whenever they were talking about interrupting service from the water plant they have to think about the industries schedules. So they have laid out a plan where they could take advantage of the industry holidays to shut down pumping from the water treatment plant to make the variable frequency drive improvements that were needed at those pumps.

If they started in the next month or so they could complete the design in June and award a construction contract in August, do the shut down over the Thanksgiving and Christmas holidays and construction would be complete in the summer of 2007.

Council Member Gover questioned how many of those variable speed frequency drives were they talking about for the whole city.

Mr. Hamilton replied that there would be two on the two largest pumps at the water plant that supply water into the distribution system.

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Council Member Gover asked if they had any close vicinity where they were using these variable pumps.

Mr. Hamilton replied yes he thought most cities, including Reidsville, were using them, definitely in Greensboro. He added that it was becoming a technology that was well developed now. Ten years ago there were concerns about keeping them running but now they were used so frequently that the technology has caught up with the demand and it was more reliable. It did not take that much more to be trained to operate it.

Council Member Gover asked if they had in-house people who could operate and maintain it.

Mr. Hamilton replied that he would say they did right now or with a little training.

Council Member Gover questioned the horsepower.

Mr. Hamilton replied that he was thinking 700. It gives them the advantage to control the speed at the pump to meet the demands and reduce that low and high pressure to a narrower band of pressure while keeping it elevated and it gives some ability to turn the pumps down to a much lower flow than they currently have the ability to supply.

Mayor Grogan asked what the optimum psi average was for a subdivision, for the town.

Mr. Hamilton replied that he would suggest 40 as a minimum during average day demand type conditions but as demands increase to peak hour demands that they could tolerate maybe 30 psi, but they would want to design a system that will at least be 30-40 during the highest conditions. Other than that during an average day it could go up to as high as 100 psi and still was tolerable for plumbing systems without leaks and so forth. So a window from somewhere between 50 and 60 was probably ideal, maybe 70.

Council Member Gover questioned that since they were limited on horsepower at the water treatment facility, could they handle that in that station.

Mr. Hamilton replied that was what they were now, the horsepower would not change, they were just controlling the motors in a different way. It was a retrofit of their existing equipment.

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

NEW BUSINESS:

(a) Consideration of Planning Organization Appointments and Reappointments.

The memorandum explained that attached you will find lists of the lists of Board and Commission members, along with their terms of appointment and attendance records. Members whose terms have expired are boxed. These persons must be re-appointed, or new appointments made to fill these positions. In addition, a list of absences is included. Members who miss three (3) consecutive meetings or more than 30% of the total meetings are subject to replacement. Please note that although many of these absences are excused (for good reason), members who miss

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numerous meetings can hamper the workings of the Boards and Commissions and should consider whether they have time to devote to them.

Please review this list and check with your appointees to see if they wish to continue to serve, or you may appoint new members. You should be prepared to make your new appointments or re-appointments at the January Council meeting, if possible, in order to start the new year with a full slate of members. Please do not hesitate to call if you have questions.

2005 Boards and Commissions
Absences and Term Expirations

Board of Adjustment

<u>Name</u>	<u>Term Expires</u>	<u># Absences/ # Meetings</u>	<u>Unexcused Absences</u>	<u>% Unexcused</u>	<u>Ward</u>
Roger Brown	2005	1/1	1	100%	Mayor
Cleveland Ellison	2005	0/1			6
Charles Martin-Chair	2005	0/1			ETJ
Diana Biggs	2006	0/1			7
Giles Hunnings	2006	0/1			3
Kenneth White	2006	0/1			1
Frances Craddock	2007	0/1			4
Franklin Galloway	2007	0/1			2
Samuel Gilbert	2007	0/1			ETJ
Charles Johnson	2007	0/1			5

Community Appearance Commission

<u>Name</u>	<u>Term Expires</u>	<u># Absences/ # Meetings</u>	<u>Unexcused Absences</u>	<u>% Unexcused</u>	<u>Ward</u>
Jennifer Clark	2005	2/7	2	28%	Mayor
Dorrie Coleman	2005	0/7			7
Mary Collins	2006	3/7			2
June Adams	2007	2/7	1	14%	4
Marie Dean	2007	1/7	1	14%	5
*Ann Hoerter Smith	2007	0/7			6
Becky Smothers	2007	1/7	1	14%	1
Betty Turner-Chair	2007	1/7			3

*Moved out of jurisdiction

Historic Preservation Commission

<u>Name</u>	<u>Term Expires</u>	<u># Absences/ # Meetings</u>	<u>Unexcused Absences</u>	<u>% Unexcused</u>	<u>Ward</u>
Marianne Aiken-Chair	2005	0/8			5
Louise Price	2005	0/8			4
Beth Pulliam	2005	3/8	3	37%	3
Shirley Allen	2006	4/8			6
Laurie Wilson	2006	0/8			7
Rachel Wright	2006	1/8	1	12%	Mayor
Jean Harrington	2007	2/8	1	12%	2
Bud Stickels	2007	0/8			1

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Planning Board

<u>Name</u>	<u>Term Expires</u>	<u># Absences/ # Meetings</u>	<u>Unexcused Absences</u>	<u>% Unexcused</u>	<u>Ward</u>
Dr. Charles Kinney	2005	3/3	3	100%	2
Kenny Kirkman	2005	0/3			4
Becky Shomali	2005	0/3			ETJ
Eric Barker – Chair	2006	2/3	2	66%	ETJ
Carol Helms	2006	1/3	1	33%	Mayor
Margaret Reece	2006	0/3			6
Eddie Barker	2007	1/3	1	33%	1
Angela Hampton	2007	1/3	1	33%	3
Pat Roland	2007	0/3			5
Linda Wyatt	2007	1/3	1	33%	7

Tree Board

<u>Name</u>	<u>Term Expires</u>	<u># Absences/ # Meetings</u>	<u>Unexcused Absences</u>	<u>% Unexcused</u>	<u>Ward</u>
Bill Mike – Chair	2005	1/8	1	12%	1
Mickey Overby	2005	1/8	1	12%	2
Paul Dishmon	2006	1/8	1	12%	4
Mary Ruth Martin	2006	3/8			3
Jeanette Bowling	2007	1/8	1	12%	7
Max Kirks	2007	1/8	1	12%	5
Jane Lloyd	2007	4/8	1	12%	Mayor
Larry Turner	2007	2/8	2	25%	6

Board of Adjustment:

Mayor Grogan began with the Board of Adjustment. He stated that he would like to re-appoint Mr. Roger Brown to serve another term. Council Member Tuggle passed until the next month. The recommendation for the ETJ was to re-appoint Mr. Charles Martin.

A motion was made by Council Member Gover seconded by Council Member Epps to re-appoint Mr. Roger Brown and Mr. Charles Martin to the Board of Adjustment. All Council Members voted in favor of this motion. This motion carried.

Community Appearance Commission:

Mayor Grogan stated that he would like to re-appoint Ms. Jennifer Clark to Community Appearance and Council Member Gover asked to re-appoint Ms. Dorie Coleman.

Mrs. Stultz noted that Ms. Hoerter-Smith had moved out of the jurisdiction so she would have to be replaced to which Council Member Tuggle replied that he had someone in mind but he would have to pass at this time.

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A motion was made by Council Member Turner seconded by Council Member Gover to re-appoint Ms. Jennifer Clark and Ms. Dorie Coleman to the Community Appearance Commission. All Council Members voted in favor of this motion. This motion carried.

Historic Preservation Commission:

Council Member Carter stated that he would like to re-appoint Mrs. Marianne Aiken, Council Member Epps stated that he would like to re-appoint Mrs. Louise Price and Council Member Myott stated that she would like to re-appoint Ms. Beth Pulliam to the Historic Preservation Commission.

A motion was made by Council Member Myott seconded by Council Member Tuggle to re-appoint Mrs. Marianne Aiken, Mrs. Louise Price and Ms. Beth Pulliam to the Historic Preservation Commission. All Council Members voted in favor of this motion. This motion carried.

Planning Board:

Council Member Nooe passed on his appointment and Council Member Epps stated that he would like to re-appoint Mr. Kenny Kirkman. For the ETJ Mayor Grogan mentioned the re-appointment of Ms. Becky Shomali.

A motion was made by Council Member Epps seconded by Council Member Myott to approve the re-appointment of Mr. Kenny Kirkman and Ms. Becky Shomali to the Planning Board. All Council Members voted in favor of this motion. This motion carried.

Mrs. Stultz pointed out that Mr. Eric Barker was the Chair of this Committee and his attendance was not what it normally was. He would either need to be reappointed or replaced.

A motion was made by Council Member Tuggle seconded by Council Member Turner to re-appoint Mr. Eric Barker as the Chair of the Planning Board. All Council Members voted in favor of this motion. This motion carried.

Tree Board:

Council Member Turner stated that she would like to re-appoint Mr. Bill Mike and Council Member Nooe stated that he would like to re-appoint Mr. Mickey Overby to the Tree Board.

A motion was made by Council Member Turner seconded by Council Member Nooe to re-appoint Mr. Bill Mike and Mr. Mickey Overby to the Tree Board. All Council Members voted in favor of this motion. This motion carried.

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(b) Consideration of Mayor Appointments.

Mayor Grogan stated that he would like to appoint Council Member Gover to the Rockingham County Solid Waste Committee and Council Member Nooe to the Piedmont Triad Council of Government. He also asked that he be appointed to the County's Economic Development Partnership.

Mayor Grogan stated that he also had to step down from the ABC Board which created a need for his replacement.

A motion was made by Council Member Turner seconded by Council Member Carter to appoint Mr. Neville Hall to the ABC Board. All Council Members voted in favor of this motion. This motion carried.

A motion was made by Council Member Turner seconded by Council Member Tuggle to appoint Council Member Gover to the County's Solid Waste Committee, Council Member Nooe to the PTCOG and Mayor Grogan to the Rockingham County Partnership. All Council Members voted in favor of this motion. This motion carried.

(c) Adoption of an ordinance for the demolition of a building located at 1422 Ridge Avenue.

The memorandum explained that attached the Council will find a section of the Human Habitation Standards Ordinance relating to the steps to be taken when an owner fails to comply with an order to repair or demolish and a report from staff on the subject action. The City of Eden Human Habitation Standards Ordinance and the enabling legislation permit the City Council upon adoption of an ordinance to order the repair or demolition of the structure. An estimate for the demolition of the structure on this property is \$4,200. Once the demolition is done at the City expense, actions can be taken to recoup the funds in the same manner as the collection of special assessments.

Mayor Grogan asked Mrs. Stultz for her report.

Mrs. Stultz explained that this structure had been involved in a fire some time ago and they had to chase heirs and insurance companies. Last year before Christmas holidays one of the heirs came in and suggested that maybe they would like to sign the petition and pay the \$500 and have it torn down and she suggested to the heir that the city would accept that at any point but that they were going to go ahead with the order and keep the time running. She stressed that she would sincerely ask that the Council adopt the ordinance for demolition on this particular piece of property as it had been a real nuisance to the neighborhood.

A motion was made by Council Member Gover seconded by Council Member Epps to adopt the ordinance for demolition of a building located at 1422 Ridge Avenue.

Council Member Gover expressed thanks for Mr. Vincent (Codes Inspector) for all of this work on this project.

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

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(d) Consideration of a Resolution of Intent to close portions of E. Harris Place and Hidden Valley Drive. SC-05-02.

The memorandum explained that the city has received a request from D. R. Development Corporation and Eden Elderly Housing, Ltd. to close portions of E. Harris Place and Hidden Valley Drive. Attached you will find the resolution and maps showing the proposed closings. A motion to adopt a resolution and to call a public hearing is in order.

Mrs. Stultz explained that if the Council would remember last summer they did some changes to East Harris Place and the entrance to Hidden Valley Drive and in October of last year she had brought them a Resolution of Intent to close this particular street, however there was a signature missing and thus the Planning Board could not have the hearing on the date it was called. She explained that because the Street Closing Statutes were so specific and the resolution has to be specific, she simply needed them to adopt the same motion again and to call the public hearing for their February meeting and the Planning Board would hear it next week.

A motion was made by Council Member Turner seconded by Council Member Myott to approve and adopt the resolution of intent to close portions of E. Harris and Hidden Valley Drive and to call for a Public Hearing in February. All Council Members voted in favor of this motion. This motion carried.

**RESOLUTION OF INTENT TO CLOSE
PORTIONS OF E. HARRIS PLACE AND HIDDEN VALLEY DRIVE**

BE IT HEREBY RESOLVED by the City Council of the City of Eden, North Carolina, that

Pursuant to the provisions of Chapter 13, Article III, Division 3 and Section 13-88 of the Eden City Code and Section 160A-299 of the North Carolina General Statutes, the City Council of the City of Eden, North Carolina, does hereby declare its intention to close the following described unopened Streets.

Original East Harris Place Right of Way Removal From Dedication

Beginning at an iron pipe in the northern right of way of East Harris Place; said point being the southeast corner of the property of the Greensboro News and Record as recorded in Deed Book 854, Page 1063 at the Rockingham County Register of Deeds; running thence from said point of Beginning along a curve to the right having a radius of 386.94 feet with a chord bearing and distance of South 55°-13'-13" East, 293.96 feet to a point; thence crossing East Harris Place to the southern right of way, South 57°-06'-16" West, 50.00 feet to a point; thence along a curve to the left having a radius of 336.94 feet with a chord bearing and distance of North 54°-13'-31" West, 245.11 feet to a point; thence North 00°-39'-52" West, 51.55 feet to the point and place of Beginning. This property being a portion of the right of way described in Map Book 28, Page 289 and being the portion of the right of way to be removed from dedication in Map Book 54, Page 45 at the Rockingham County Register of Deeds.

Additional East Harris Place Right of Way Removal From Dedication

Beginning at a point in the southern right of way of the new alignment of East Harris Place as recorded in Map Book 54, Page 45 in the Rockingham County Register of Deeds; said point being located North 88°-30'-04" East, 140.66 feet from the beginning of the new right of way dedication for said realignment of East Harris Place as recorded in Map Book 54, Page 45; running thence from said point of Beginning along a curve to the right having a radius of 20 feet with a chord bearing and distance of South 49°-18'-23" East, 27.95 feet to a point; thence South 04°-58'-53" East,

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20.32 feet to a point; thence along a curve to the left having a radius of 225 feet with a chord bearing and distance of South 18°-56'-19" East, 108.54 feet to a point; thence along a curve to the right having a radius of 336.94 feet with a chord bearing and distance of South 19°-47'40" East, 152.75 feet to a point; thence crossing said right of way North 83°-18'-23" East, 50.00 feet to a point in the eastern right of way; thence along a curve to the left having a radius of 386.94 feet with a chord bearing and distance of North 19°-47'-40" West, 175.41 feet to a point; thence along a curve to the right having a radius of 175 feet with a chord bearing and distance of North 18°-56'-19" West, 84.42 feet to a point; thence North 04°-58'-53" West 20.32 feet to a point; thence along a curve to the right having a radius of 20 feet with a chord bearing and distance of North 39°-20'-37" East, 27.95 feet to a point in the Southern right of way of the new East/West alignment of East Harris Place; thence with the southern right of way of East Harris Place along a curve to the right having a radius of 1890 feet with a chord bearing and distance of South 84°-09'45" West 32.59 feet to a point; thence continuing with the southern right of way of the new East Harris Place along a curve to the right having a radius of 1890 feet with a chord bearing and distance of South 85°-30'-45" West 56.47 feet to the point and place and Beginning. This property being all of the southern stub of right of way tying the new East/West alignment of East Harris Place to the remaining old alignment of East Harris Place along the Eden Elderly Housing Ltd. property as shown of Map Book 54, Page 45 and a portion of the right of way along the property of Eden Elderly Housing Ltd. as recorded in Map Book 28, Page 289 at the Rockingham County Register of Deeds.

Right of Way Dedication for New Hidden Valley Drive Connection

Beginning at a point in the southern right of way of the new East/West alignment of East Hams Place; said point being located the following courses from the southeast corner of the Greensboro News and Record Property as recorded in Deed Book 854, Page 1063 at the Rockingham County Register of Deeds: South 00°-39' -52" East, 57.39 feet to a point in the southern right of way of East Harris Place; thence along the southern right of way, North 88°-30'-04" East, 140.66 feet; thence North 85°-30'-45" East, 56.47 feet to the point of Beginning. Thence from said point of Beginning along a curve to the right having a radius of 20 feet with a chord bearing and distance of South 51°-01'-07" East, 27.95 feet to a point; thence South 06°-41'-37" East, 273.55 feet to a point in the western right of way of the original alignment of East Harris Place as recorded in Map Book 28, Page 289; thence crossing said right of way North 83°-18'-23" East, 50.00 feet to a point; thence North 06°-41'-37" West, 273.55 feet to a point; thence along a curve to the right having a radius of 20 feet with a chord bearing and distance of North 37°-37'-53" East, 27.95 feet to a point in the new East/West alignment of East Hams Place per Map Book 54, Page 45; thence along the new southern right of way of East Harris Place along a curve to the right and having a radius of 1890 feet with a chord bearing and distance of South 82°-48'-45" West, 56.47 feet to a point; thence continuing along the same curve to the right having a radius of 1890 feet with a chord bearing and distance of South 84°-09' 45" West, 32.59 feet to the point and place of Beginning.

BE IT FURTHER RESOLVED that the City Council does hereby call for a public hearing on the said closing to be held on the 21st day of February, 2006 at 7:30 P.M.

BE IT FURTHER RESOLVED, that this Resolution will be published once week for four successive weeks prior to the said hearing, a copy of said Resolution be sent registered or certified mail to all owners of property adjoining said streets as shown on the Rockingham County Tax Records, and prominently posted in at least two (2) places along said streets.

BE IT FURTHER RESOLVED, that the Planning Board is hereby requested to submit its recommendation on the proposed closing of said streets for consideration of the City Council at the time of said public hearing.

APPROVED, ADOPTED AND EFFECTIVE, this 17th day of January, 2006.

CITY OF EDEN
By: s/John E. Grogan
John E. Grogan, Mayor

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

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(e) Consideration of Highway #14 Tree Removal Policy.

The memorandum explained that attached are proposed guidelines for removal and protection of the trees along Highway 14. A policy has been in place since the trees were originally planted in the early 1990's, but the Tree Board felt that the guidelines needed to be updated due to continued development pressure along the Highway 14 corridor, as well as damage caused to some of the trees due to vehicle accidents or other reasons. These trees are a valuable asset to the community and represent a substantial investment by the City. The Tree Board proposes this new policy as a way to protect the trees and to help recover any financial losses incurred by the City for removal, replacement or unscheduled maintenance of the trees. Since the trees are along a state highway, and were originally funded by an NCDOT grant, the guidelines were forward to the North Carolina Department of Transportation for their comments, but none have been received. The Tree Board voted unanimously to approve the new policy.

The Tree Board respectfully requests that you review the proposed policy for approval at the January Council meeting. Please do not hesitate to call if you have questions.

Mrs. Stultz explained that in the early 1990s the City of Eden was able to get what was called "Iced Tea" money, through the State of North Carolina and the Federal Government to do the plantings along Highway 14 up and including the Meadow Road interchange. Over the intervening years these trees have become more substantial and thus more expensive and as they grow they are starting have more and more issues with businesses and driveway cuts and all of those kinds of things. The State of North Carolina, Department of Transportation, required that at the time they were done that the City Council thus the city, through the Tree Board, accepts the responsibility for maintaining a policy to govern those trees and how it works.

The Tree Board and Ms. Galloway spent a lot of hours on this to try to come up with a good policy. This has a little more clear explanation than the one that she did 11 years ago. They have learned a lot in that intervening time and in order to protect the city and the State's investment we would like to ask that you all approve this policy. It was approved and adopted by the Tree Board and they would remain the regulatory authority and any appeals would come to the Council.

Council Member Tuggle asked out of curiosity if she had any concerns about business people who have marquees and trees and of course as the trees get bigger of course the marquees disappear.

Mrs. Stultz explained that the DOT designed those particular plantings so that the trees were not going to get as tall as many of the signs and they were actually on the right of way. The problem that they have had so far, were people wanting to do driveway cuts and they seemed to want to choose where there was a tree and with DOT's help, they try to deal with that. Then, they also have a few instances where they have been damaged. Those things happen so they just needed to be able to deal with that.

A motion was made by Council Member Tuggle seconded by Council Member Gover to adopt the policy. All Council Members voted in favor of this motion. This motion carried.

(f) Consideration of adding Cook Block to Main Street Program.

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The memorandum explained that a recommendation was attached to include the Cook Block in the Eden Main Street Downtown Revitalization Program effective July 1, 2006 unless the City Council determined that funding was available for it to be included immediately.

Mr. Mike Dougherty, Business Development Director, explained that the Cook Block was the historical area for the North Spray part of Eden for many of the residents there. In fact in the book, *A Tale of Three Cities*, it actually mentions that Spray had three areas that were considered the downtown, the Cook Block, Church Street and The Boulevard.

He explained that when he initially researched the Main Street Program he had talked to one person in this area and there did not seem to be a lot of interest. In retrospect he stated that he should have done a lot more research. Over the last year he had been contacted by merchants and property owners and on November 7th of last year he met with Mr. David Cook and Mr. Benny Sexton and talked about the area and they really did have an interest in trying to improve the streetscape. They discussed all the consistent businesses that have been there and they have been very stable over the years. He noted that as he had placed in his letter it was always better to encourage folks who want to improve the downtown.

He stated that he had talked to Rodney Swink, the Main Street Director, who said it was not really a problem to add an area, however, a couple of things would be a little different. Design assistance would not be afforded for various reasons but there was a local designer as well as a designer from Salisbury who was willing to do this at a nominal cost. It was strongly recommended that a merchant's association be established there and was told that was in the process now. He noted that last week the Main Street Advisory Board voted that they would like to have a representative on the board from the Cook Block and Mr. Sexton stated that he would assume that role.

As far as costs to the city, he just estimated based upon the number of businesses there if you allocated \$1500 from the Façade Grant Program and then talking to the landscape design firm, they estimated to give a streetscape plan that would cost about \$3900. So they were looking at an initial cost of about \$5400. Based upon just ongoing allocations to the Main Street Program, the streetscape, there was \$50,000 allocated this year. When you divide that by three that was about \$16,000 per area. The Cook Block was considerably smaller than the other areas so just dividing that in half you are estimating about \$8000 that was just what the city would put into this.

Mr. Dougherty noted that they were going for a larger T21 grant this year and they hoped that will defray any cost to the taxpayers. So they were actually looking between the Façade Grant and money allocated to the Streetscape about \$9500 per year. He added that anytime they could get grants to help defray some of these cost they certainly will do this.

He explained that there were a lot of misconceptions about this as it was a self help program. He pointed out that the areas will only do as well as the property owners and merchants that want to participate in this. He noted that they have seen the \$500 that they have had on the Façade Grant on many merchants that was part of maybe \$2500 that they were putting into awnings and upgrading their façade so it leads to other investments so whatever the city invests in this it actually puts more into the downtown areas but it really was up to the individual property owners. Mr. Dougherty closed by recommending that they be accepted into the program.

Minutes of the regular January 17, 2006, meeting of the City Council, City of Eden:

Council Member Tuggle commented that he thought that was a concern with a lot of people in that area when the presentation was first made that they were left out. He stated that he was really glad to see there were enough people there who have enough interest in it.

Council Member Epps added that he was glad to see this is happening and he thought this was a very heavily traveled area and it would bring prosperity to the city if they could be added to this grant.

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

(g) Consideration of Water and Sewer Extension Application – Pierce and Southwood.

The memorandum explained that the City Council would consider Mr. Peter F. Osborne's application for Participation in Water and Sewer Improvements for Pierce Street and Southwood Drive at their regular meeting.

Mrs. Stultz explained that in the early 1990's the City Council adopted a policy to encourage good quality development in their community and as a way to offer a small incentive for that, what they have before them was an application from The Osborne Company and it was about the new shopping center that was going in on the other side of the Goodwill Store.

She stated that at this point what they have been able to glean was accurate. She explained that the first year that the shopping center was 100% completed, that would establish the real face value, and they would know then after checking and if at that point if it did not qualify of course they would not receive any money. Subsequent to that if it has qualified, they would check the revenues every year, and if for some reason the revenues fall or the taxes were not paid, they certainly would not make a payment.

She also explained that what they were asking for this evening was to keep them abreast particularly at budget time as to how they were doing, and each January with the payments that they were making.

Council Member Tuggle questioned if this would disturb any of the neighborhoods.

Mrs. Stultz replied that they have to put the application in before they could put it in the ground. They have been digging. It was not going to go out into the neighborhoods or anything. What was being dug up and a mess made was right around where the shopping center and imaging center was being constructed.

A motion was made by Council Member Epps seconded by Council Member Tuggle to approve this request with the emphasis upon inspection at future dates. All Council Members voted in favor of this motion. This motion carried.

Minutes of the regular January 17, 2006, meeting of the City Council, City of Eden:

CONSENT AGENDA:

(a) Approval and adoption of minutes – December 20, 2005.

(b) Approval and adoption of Budget Amendments 9 and 10.

<u>Budget Amendment #9</u>	<u>Account #</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
General Fund Revenue				
Bulletproof Vest Program	10-3431-86000	\$ -	\$ 2,470.00	\$ 2,470.00
Police Revenue	10-3431-41700	\$ 622.00	\$ 1,197.00	\$ 575.00
FD Grant	10-3434-42000	\$1,250.00	\$ 1,825.00	\$ 575.00
 General Fund Expenditures				
Police Safety Equipment	10-4310-21300	\$27,500.00	\$29,970.00	\$ 2,470.00
Police Departmental Supplies	10-4310-29100	\$20,000.00	\$20,575.00	\$ 575.00
FD Training	10-4340-39500	\$ 4,250.00	\$ 4,825.00	<u>\$ 575.00</u>
				<u>\$ 3,620.00</u>

Reimbursement for the purchase of bulletproof vests.
Wal-Mart Foundation Police Department grant.
Wal-Mart Foundation Fire Department grant.

Adopted and effective this 17th day of January, 2006.

Attest:

s/Kim J. Scott s/John E. Grogan
Kim J. Scott, City Clerk John E. Grogan, Mayor

<u>Budget Amendment #10</u>	<u>Account #</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
General Fund Special Appropriations				
Contingency Appropriation	10-9990-99100	\$129,600.00	\$111,100.00	\$ (18,500.00)
 General Fund Expenditures				
Finance C/O Equip Depreciated	10-4130-57000	\$ -	\$ 18,500.00	<u>\$ 18,500.00</u>
				\$ -

To move money to cover the cost of a new server and its installation as requested in the city manager’s weekly report.

Adopted and effective this 17th day of January, 2006.

Attest:

s/Kim J. Scott s/John E. Grogan
Kim J. Scott, City Clerk John E. Grogan, Mayor

Minutes of the regular January 17, 2006, meeting of the City Council, City of Eden:

(c) Approval to hold a public hearing and to consider an ordinance for a zoning text amendment to amend Section 11.24(f)(2), the Business-Central section of the city of Eden Zoning Ordinance to modify a section dealing with textile manufacturing as a conditional use. ZONING CASE Z-06-01.

The Planning Board at their regular meeting on January 24, 2006 will consider a request initiated by the board to amend the zoning ordinance. The request is to amend Section 11.24(f)(2), the Business-Central section of the City of Eden Zoning Ordinance to modify a section dealing with textile manufacturing as a conditional use.

(d) Approval to Initiate and call a public hearing for amendments to the zoning subdivision and planning organization ordinance regarding changes to statutes made by the General Assembly.

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

VOUCHERS:

A motion was made by Council Member Turner seconded by Council Member Tuggle to accept the vouchers. All Council Members voted in favor of this motion. This motion carried.

CLOSED SESSION:

Closed Session according to G.S. 143-318.11(a)(6) for discussion of Personnel.

A motion was made by Council Member Tuggle seconded by Council Member Myott for Closed Session according to G.S. 143-318.11(a)(6) for discussion of Personnel. All Council Members voted in favor of this motion. This motion carried.

OPEN SESSION:

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

ORDINANCE AMENDMENT:

A motion was made by Council Member Turner seconded by Council Member Tuggle to modify section 10-6.15 of the City Code (transfer of sick leave as set out in proposed ordinance). Council Members Epps, Tuggle, Myott, Turner, Carter and Nooe voted in favor of this motion. Council Member Gover was in opposition. This motion carried.

January 17, 2006

City of Eden, N. C.

Minutes of the regular January 17, 2006, meeting of the City Council, City of Eden:

ADJOURNMENT:

A motion was made by Council Member Gover seconded by Council Member Tuggle 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