

CITY OF EDEN, N. C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, March 22, 2011 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
(absent)	Darryl Carter
	Jerry Epps
	Gene Hagood
	Jim Burnette
	Jerry Ellis
City Manager:	Brad Corcoran
City Clerk:	Sheralene Thompson
City Attorney:	Erin Gilley
Administrative Assistant:	Deanna Hunt

Representatives from Departments:
Representatives from News Media: Latala Payne, Eden News;

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:

Mayor Grogan gave the invocation followed by the Pledge of Allegiance led by Fire Chief Tommy Underwood.

RECOGNITION AND PROCLAMATION:

(a) Proclamation – Multiple Sclerosis Awareness Week

MULTIPLE SCLEROSIS AWARENESS WEEK

PROCLAMATION

WHEREAS, Multiple Sclerosis is a chronic and disabling disease of the central nervous system in which the progression, severity and specific symptoms cannot be foreseen; and

WHEREAS, every hour of every day someone new is diagnosed with MS, a disease that can erode a person's abilities and hopes, halt a career and unravel the fabric of families; and

March 22, 2011

City of Eden, N. C.

Minutes of the regular March 22, 2011 meeting of the City Council, City of Eden:

WHEREAS, the North Carolina Chapters of the National Multiple Sclerosis Society report that in our State more than 10,000 people are affected by this devastating disease, and multiple sclerosis generally strikes young adults aged 20 through 40, attacking them in the prime of their lives; and

WHEREAS, the North Carolina Chapters of the National Multiple Sclerosis Society have been committed throughout the years to heightening public knowledge and insight about this devastating and disabling disease, and have raised more than \$8 million to find the cure for MS and develop effective treatments for the disease, as well as provide a wide range of client programs; and

WHEREAS, research advances have brought us closer to finding the cure; however, much remains to be done, and services must continue to be provided to those who live with the disease; and

WHEREAS, finding the cause and developing a method of prevention for multiple sclerosis is an important task that all Americans and North Carolinians should support;

NOW, THEREFORE, I, JOHN E. GROGAN, Mayor of the City of Eden, North Carolina, do hereby proclaim March 14-21, 2011 as “**MULTIPLE SCLEROSIS AWARENESS WEEK**” in North Carolina and commend this observance to all our citizens.

(b) Proclamation – Women in Construction Week

**2011 WOMEN IN CONSTRUCTION WEEK
NATIONAL ASSOCIATION OF WOMEN IN CONSTRUCTION (NAWIC)**

WHEREAS, the Piedmont Chapter has for 45 years distinguished itself as the voice of women in construction in North Carolina; and

WHEREAS, the work done by the Piedmont Chapter has benefited Rockingham County through community development and educational programs; and

WHEREAS, the Piedmont Chapter has unceasingly promoted the employment and advancement of women in construction industry; and

WHEREAS, the construction community, represented by the Piedmont Chapter has been a driving force in fostering community development through renovation and beautification projects; promotion of skilled trades careers; and a positive vision of the future; and

WHEREAS, the Piedmont Chapter has sought to achieve successful results for Rockingham County and surrounding areas in a cooperative spirit with other organizations;

NOW, THEREFORE, BE IT PROCLAIMED, that I, John E. Grogan, Mayor of the City of Eden, do hereby recognize the Piedmont Chapter and its many dedicated volunteers for its steadfast work on behalf and support of women in construction, and do proudly proclaim the week of March 6-12, 2011 as “Women in Construction Week”, and encourage our citizens to congratulate the organization on its many accomplishments.

PROCLAIMED THIS 22nd day of March, 2011.

(c) Proclamation – Arbor Day

Mayor Grogan read the following 2011 Arbor Day Proclamation.

March 22, 2011

City of Eden, N. C.

Minutes of the regular March 22, 2011 meeting of the City Council, City of Eden:

2011 ARBOR DAY PROCLAMATION

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees, and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska, and

WHEREAS, Arbor Day is now observed throughout the nation and the world, and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate temperature, clean the air, produce life-giving oxygen, and provide habitat for wildlife, and

WHEREAS, trees are a renewable resource giving us paper, wood for our homes, fuel for our fires and countless other wood products, and

WHEREAS, trees in our city increase property values, enhance the economic vitality of business areas, and beautify our community, and

WHEREAS, the City of Eden has been named a Tree City USA community by the National Arbor Day Foundation for the 17th year, and

WHEREAS, the State of North Carolina and the North Carolina Division of Forest Resources will observe Friday, March 18, 2011 as Arbor Day in the State of North Carolina;

NOW, THEREFORE, I, John Grogan, Mayor of the City of Eden, do hereby proclaim **April 15, 2011 as Arbor Day in the City of Eden**, and I urge all citizens to celebrate Arbor Day and to support efforts to protect our trees and woodlands, and to plant trees to promote the well-being of this and future generations.

Dated this 22nd day of March, 2011.

SET MEETING AGENDA:

Mayor Grogan noted that Council Member Carter's wife had an accident and he would be unable to attend and also Council Member Ellis would be in later as he had to work late.

A motion was made by Council Member Tuggle seconded by Council Member Turner to set the meeting agenda. All Council Members present voted in favor of this motion.

PUBLIC HEARINGS:

- (a) Consideration of a public hearing to obtain the views and proposals of the citizens of Eden with regard to the determination of priorities for the community development and housing needs of the city.

A request for a public meeting was held to obtain the views and proposals of the citizens of Eden with regard to the determination of priorities for the community development and housing needs of the city.

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

Minutes of the regular March 22, 2011 meeting of the City Council, City of Eden:

Ms. Stultz explained that the request was a grant application that was going to be for housing for low income elderly. The infrastructure money will build sidewalks from the development over to the business area. There were many citizens that live in there, you can go across the street from Harris Point and there were two other developments there. This was the initial public hearing that they hold and with Council's permission they move on forward to having another public hearing next month that would be very specific about the individual project. She added that at no time would a Community Development Block Grant project, if they were to receive money, Council can still at the very end choose not to accept it.

Mayor Grogan asked if anyone wanted to speak in favor of this request.

After no one else came forward to speak in opposition he then declared the public hearing closed and asked the Council for a decision.

A motion was made by Epps seconded by Council Member Tuggle to hold a public hearing to obtain the views and proposals of the citizens of Eden with regard to the determination of priorities for the community development and housing needs of the city. All Council Members present voted in favor of this motion.

REQUESTS AND PETITIONS OF CITIZENS:

No one came forward to speak at this time.

UNFINISHED BUSINESS:

(a) 2011 Boards and Commissions Appointments.

The following seat remains unfilled for the City Boards and Commissions. We respectfully request that you try to fill this vacancy at the March meeting.

Mayor

Community Appearance Commission: Betty Turner – missed 6 out of 8 meetings (75% - 4 excused; 2 unexcused)

Mayor Grogan appointed Ms. Kim Pryor to the Community Appearance Commission.

(b) Consideration of a request and ordinance to grant a 10/70 watershed provision exemption for the property located at 527 Summit Road. Request submitted by BHH Engineering, PLLC, Agent for Rivera Real Estate. ZONING CASE Z-11-03.

The City has received a request to increase the impervious surface in the Smith River Water Shed/Protected Area for property located at 527 Summit Road. The request was submitted by BHH Engineering, PLLC, representative for Rivera Real Estate.

The Planning and Inspections Department recommends approval of the request with the condition that an engineer's certification of runoff control for the built-upon area is received. All other requirements of the City of Eden Land Use Regulations must be satisfied.

Minutes of the regular March 22, 2011 meeting of the City Council, City of Eden:

After consideration the Planning Board recommended that the request be approved based upon the stated conditions being met.

The public hearing for this exception was held at the February 15, 2011, regular council meeting. Since the vote was less than a 3/5 majority, it requires a second reading and vote at the March meeting.

A motion was made by Council Member Tuggle seconded by Council Member Burnette to approve the request with the condition that an engineer's certification of runoff control for the built-upon area is received. All other requirements of the City of Eden Land Use Regulations must be satisfied. Action on the motion was as follows: Council Members Epps, Turner, Tuggle and Burnette voted in favor. Council Member Hagood voted in opposition. (*Council Members Carter and Ellis were excused*). This motion carried.

(c) Consideration of Moving Forward with Plans to Conduct a Citizens Academy.

During the Council's Budget Retreat on February 26, 2011, information was provided to Council by the Mayor to see if there was an interest in creating a Leadership Academy for Citizens in Eden. At that meeting the City Council discussed the need for some criteria and guidelines for selecting applicants.

On February 28, 2011 the City Manager asked that I coordinate information gathered on developing a Citizens Academy in Eden. The main concerns were the need to develop guidelines of how people would be selected, who would be making the final decision, how it would be advertised, maximum number of people allowed, projected costs, people to be involved, responsibilities and an outline of the program.

I found that the UNC School of Government has compiled information on citizens academies from various communities throughout the State of North Carolina and a few other cities in other states. I contacted Mr. Rick Morse, Assistant Professor at the School of Government, UNC, who provided most of the information that was gathered. I also contacted several communities that included Cary, Wilson, Fayetteville, Holly Springs, Greenville, with each one providing positive results.

The City Manager had also asked that Mr. Mike Dougherty, Ms. Cindy Adams, Ms. Kelly Stultz, Ms. Debbie Galloway and Ms. Deanna Hunt provide input and assistance. The team got together last week and a copy of the minutes is included in this memo. I would also like to mention that Ms. Deanna Hunt provided the promotional flyer and graduation certificate.

Mayor Grogan noted that they had all received a packet from Ms. Thompson. This Citizens Academy that they were talking about was going on all over the country. They would advertise and let people know they could sign up for the academy. With the signing up they might probably have July as the sign up period with the first session being held in September. The whole object would be to try to help people who have concerns and questions about how the city operates, they can participate and they would then have a final graduation sometime in February and hand out certificates.

A motion was made by Council Member Burnette seconded by Council Member Tuggle to move forward with the academy.

Council Member Burnette commented that there was a number given for a maximum number but he also thought they should consider a minimum number. They should have at least 8 or 10 people to hold it so he would request that a minimum go in there as well.

Mayor Grogan asked what the Council would agree on, 10 or 12.

Minutes of the regular March 22, 2011 meeting of the City Council, City of Eden:

Council Member Epps replied that he would say 10.

Council Member Hagood asked if there were any basic requirements for attendance to which Council Member Tuggle agreed that was a good point as they could have 10 people and then have 4 or 5 at the end.

Mayor Grogan stated that he thought the whole thing there has been a couple of things mentioned that certainly add a lot of credence. He asked the Council to go back and read this again and they would look at it again next month and tune it and get it better.

A substitute motion was made by Council Member Hagood seconded by Council Member Tuggle to table this item until April. All Council present voted in favor.

NEW BUSINESS:

- (a) Request to adopt an ordinance for the demolition of a structure at 208 S. Byrd Street under the City of Eden Human Habitation Ordinance.

Attached you 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 copy of the Complaint and Notice of Hearing Before Housing Inspector Under Housing Code which sets out the violations. 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 \$3,300.00. Once the demolition is done at the City's expense, actions can be taken to recoup the funds in the same manner as the collection of special assessments.

Ms. Stultz presented a slide show of photographs of the structure at 208 S. Byrd Street. She noted that this structure was part of an estate and the young woman who had become the owner came into the office yesterday. She stated that as she understood it, she thought the property would be sold within a very short period of time. She stated that she would recommend that the Council go ahead and adopt the order for demolition and that they delay execution of that demolition for 30 days to give her the opportunity to have the property exchanged. That way if there was no movement they could go ahead and get it down.

Council Member Hagood questioned what this change in ownership would do.

Ms. Stultz replied that it does not do anything, it does not stop the case, it will still be available for demolition, even if she sells it and they do nothing.

Mayor Grogan added that if they sell it and the owner brings a plan to rehabilitate a piece of property that makes a difference.

Ms. Stultz agreed that it could if the Council told her that it did.

Council Member Hagood stated that if that was what they were doing then that was fine, but their intent was to do this and give it 30 days giving it a chance to change hands and someone rehabilitating it, if there was a chance and he would like to give it that chance.

Minutes of the regular March 22, 2011 meeting of the City Council, City of Eden:

Ms. Stultz agreed that she would too and she would also really like for the citizens of this community not to have to pay for the demolition.

A motion was made by Council Member Epps seconded by Council Member Burnette to allow the property owners 30 days to sell the property (if not sold the demolition of the structure will take place). All Council present voted in favor.

At this time Council Member Ellis arrived.

REPORTS FROM STAFF:

There were no reports at this time.

CONSENT AGENDA:

- (a) Approval and adoption of minutes: February 15 and 26, 2011.
- (b) Approval of Request for Temporary Sign from Cindy Adams, Coordinator of Tourism and Special Events. (Annual Rubber Duck Regatta).

The Planning Department has received a request for a temporary sign to be located in the public right-of-way at NC 14 and Arbor Lane (at BB&T). The request was submitted by Cindy Adams, Coordinator of Tourism and Special Events, for the Annual Rubber Duck Regatta to be held on April 16, 2011.

- (c) Approval of Request for Temporary Sign from Eden Chamber of Commerce (Annual Business Expo).

The Eden Chamber of commerce has requested permission to erect a temporary banner in the right-of-way of Van Buren Road and Arbor Lane. This sign will advertise and promote the upcoming ninth annual Business Expo.

The banner will be hung on April 4, 2011 and taken down no later than May 5, 2011.

The sign ordinance allows temporary signs in the street right-of-ways upon approval by the City Council.

The Planning and Inspections Department recommends approval of the request.

- (d) Approval and Adoption of Resolution Dissolving the Piedmont Triad Council of Governments and Providing for Distribution of Assets and Obligations and approval and adoption of Resolution Formation and Membership in the Piedmont Triad Regional Council.

**RESOLUTION
Dissolving the Piedmont Triad Council of Governments
and
Providing for Distribution of Assets and Obligations**

WHEREAS, the Piedmont Triad Council of Governments was organized in June 1968; and

WHEREAS, the Piedmont Triad Council of Governments, is a regional council of governments authorized by NCGS 160A, Article 20, Part 2 Regional Councils of Governments; and

Minutes of the regular March 22, 2011 meeting of the City Council, City of Eden:

WHEREAS, the Piedmont Triad Council of Governments is designated by the Secretary of the Department of Administration as the Lead Regional Organization for North Carolina multi-county planning Region G; and,

WHEREAS, as of today’s date the Piedmont Triad Council of Governments consists of forty-six member governments shown in Attachment A to this Resolution including the counties of Alamance, Caswell, Davidson, Guilford, Montgomery, Randolph and Rockingham and thirty-nine municipalities within those counties; and

WHEREAS, this association has proven the usefulness of regionalism as an efficient and effective platform for cooperative problem solving and program delivery; and,

WHEREAS, changes in the scope of political, economic, environmental, and transportation issues have led the membership of the Piedmont Triad Council of Governments to consider the opportunities offered by a broader coalition of like-minded local government partners across the twelve-county Piedmont Triad region of North Carolina.

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Eden hereby agrees to dissolve the voluntary association heretofore known as the Piedmont Triad Council of Governments at the end of fiscal year 2010-2011; and,

BE IT FURTHER RESOLVED, that such dissolution shall occur upon satisfaction of two conditions: (1) adoption of this Resolution by thirty-one member government units which is two-thirds of all member governmental units of the Council as required by Article IV, Section 2 the Charter and (2) formation of the successor council of governments pursuant to NCGS 160A, Article 20, Part 2 as provided for in the Formation and Membership Resolution for the Piedmont Triad Regional Council; and

BE IT FURTHER RESOLVED, that upon satisfaction of conditions one (1) and two (2) above, dissolution of the Piedmont Triad Council of Governments shall become effective June 30, 2011; and

BE IT FURTHER RESOLVED, that all assets and obligations of the Piedmont Triad Council of Governments, Multi-County Planning Region G, shall transfer to the successor regional council, the newly formed Piedmont Triad Regional Council.

IN WITNESS WHEREOF, this resolution is adopted this the 22nd day of March, 2011.

ATTEST :

JURISDICTION

BY: Sheralene Thompson, City Clerk

By: John E. Grogan, Mayor

RESOLUTION

Formation and Membership in the Piedmont Triad Regional Council

WHEREAS, the Piedmont Triad Council of Governments, multi-county planning Region G, serves the region encompassing Alamance, Caswell, Davidson, Guilford, Montgomery, Randolph and Rockingham counties and thirty-nine municipalities within those counties; and

WHEREAS, the Northwest Piedmont Council of Governments, multi-county planning region I, serves the region encompassing Davie, Forsyth, Stokes, Surry and Yadkin counties and twenty-two municipalities within those counties; and

WHEREAS, the two councils of governments have individually and jointly studied the benefits of merger to form a new Piedmont Triad Regional Council which would be the successor council of governments to the two existing entities and which, pursuant to this Resolution, would encompass the twelve-county Piedmont Triad region; and

WHEREAS, the benefits of merging the two regional councils include:

- Designation of one Lead Regional Organization for the Triad region consistent with state policy on regions since 1971;
- A larger and more unified voice for Triad local governments at the state and national levels;
- Broader scope of services to member governments, based on the strengths of each existing COG;
- Efficiency of shared overhead leading to reduced fees for contract services to members;
- Alignment of the region’s two local government organizations to reflect common economic, land, water, transportation and air quality conditions.

March 22, 2011

City of Eden, N. C.

Minutes of the regular March 22, 2011 meeting of the City Council, City of Eden:

NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Eden hereby joins with other local governments throughout the twelve-county region in adopting the Charter of the Piedmont Triad Regional Council (attached as Attachment A and incorporated herein); and

BE IT FURTHER RESOLVED, that establishment of the Piedmont Triad Regional Council shall require adoption of this Resolution by each board of county commissioners in the twelve-county region or adoption by the governing bodies of one or more municipalities whose combined populations represent at least 50% of the population of each county on or before _____; and

BE IT FURTHER RESOLVED, that upon sufficient votes by units of local government as required above, the Piedmont Triad Regional Council shall be established as the council of governments for the Piedmont Triad region effective July 1, 2011; and

BE IT FURTHER RESOLVED, that sufficient votes by units of local government as required above, will be deemed a petition and request to the Secretary of the North Carolina Department of Administration to re-draw regional boundaries, as authorized in G.S. G.S.143-341(6)(i), for a twelve-county Piedmont Triad region effective July 1, 2011.

IN WITNESS WHEREOF, this resolution was adopted this the 22nd day of March, 2011.

ATTEST :

JURISDICTION

BY: Sheralene Thompson, City Clerk

By: John E. Grogan, Mayor

(e) Approval and Adoption of Resolution supporting Save the Upper Piedmont Research Station and the Chinqua Penn Walking Trail.

RESOLUTION

WHEREAS the Chinqua Penn Walking Trail would be lost as a recreational benefit of the Upper Piedmont Research Station. The Trail has proved valuable not just for those who walk it for pleasure and exercise, but also for many citizens who walk it for therapy for a variety of medical problems. It is also used by school groups and civic organizations; and,

WHEREAS many agricultural research projects carried out at the station benefit North Carolina farmers by showing them how to produce food and other crops more cheaply and efficiently. These savings are passed on to consumers in the form of lower food prices; and,

WHEREAS agriculture is the biggest income producing industry in North Carolina. In these tough economic times, the state should support farmers with *more* research, not less. A lot of the state’s agricultural products go to other states and nations. Increasing farm income increases our state’s income; and,

WHEREAS the station accounts for about \$1,000,000 in cash flow in Rockingham County through wages and purchases. The jobs and economic benefits would be lost if the station were closed; and,

WHEREAS several of the station’s important research projects are priceless and cannot be shifted elsewhere. These include research to make beef production more efficient, using the prize-winning Angus herd maintained here for 65 years, and research in no-till farming, underway here for 25 years.

THEREFORE, We the Eden City Council resolve our support to “**Save the Upper Piedmont Research Station and the Chinqua Penn Walking Trail**”.

This the 22nd day of March, 2011.

CITY OF EDEN

BY: John E. Grogan, Mayor

ATTEST:

Sheralene Thompson, CMC
City Clerk

Minutes of the regular March 22, 2011 meeting of the City Council, City of Eden:

(f) **Approval and Adoption of Amendment to Criminal Background Check Ordinance.**

Pursuant to newly enacted legislation, N.C.G.S. 66-164, Dealers, buyers and sellers, of precious metals such as gold, silver, platinum and palladium will now be required to obtain a permit from local law enforcement. As a part of this permit, the applicants will be required to submit to a criminal background check. Criminal background checks are authorized under City Code § 2-250. In order to obtain proper authority to have these checks run by the Division of Criminal Information Network, our ordinance needs to be amended to include precious metal businesses. Attached is the existing text as well as the proposed text. Please consider this request at your March 22nd meeting and contact me if you should have any questions.

(g) **Approval of Adoption of Amendment to the Official Traffic Map of the City of Eden.**

While converting the official traffic map of the City to an online accessible GIS map, Debra Madison identified a traffic ordinance adopted in 2006 that incorrectly states the flow of traffic at the intersection of Park Avenue and Victor Street. In order to be able to enforce the ordinance and the stop sign that we placed at the intersection of Park and Victor, we will need Council to amend the ordinance as attached. I have attached the current amendment as adopted in November 2006 and the proposed amendment.

(h) **Approval of Adoption of Amendment to the Eden City Code Section 10-7.8 (A) (2). (Erin Gilley, City Attorney)**

An amendment change to the Personnel Ordinance in Vacation Request to include Holiday and Compensatory time was requested. The request will also include a reduction in the number of days from 45 to 30 days required to submit a leave request.

(i) **Approval of Traffic Study – South Avenue and Adoption of Ordinance Regulating Traffic on South Avenue and South Hundley Drive.**

I received a traffic study request from Council Member Ellis in reference to placing stop signs on South Avenue at the intersection of Hundley Drive.

South Avenue is located in a residential area and exists as two separate sections of roadway approximately one block from each other. One section is east of South Fieldcrest Road (NC 700). The other section is west of South Fieldcrest Road (NC 700). South Avenue intersects Hundley Drive near the westward end of the section west of South Fieldcrest Road (NC 700) (see attached).

Hill crests exist near the intersection of South Avenue and Hundley Drive that cause a vision obstruction for motorists approaching the intersection headed west on South Avenue and for motorists approaching the intersection headed north on Hundley Drive.

The Police Department's recommendation would be to create a 4-way stop at the intersection of South Avenue and Hundley Drive and to reduce the speed limit for the entire length of South Avenue west of South Fieldcrest Road (NC 700) to 25 MPH.

(j) **Request for Consideration of Approving a Resolution for a Technical Assistance Grant for the Tanyard Branch Outfall.**

We are seeking Council approval to submit a Technical Assistance Grant application to the Clean Water State Revolving Fund (CWSRF) on April 1. The application is to request funding to begin the sewer rehabilitation work on the Tanyard Branch Outfall as part of our continuing effort to improve our sewer collection system. This outfall is in need of rehabilitation and located in the Bridge Street Pump Station Basin.

Minutes of the regular March 22, 2011 meeting of the City Council, City of Eden:

The Technical Assistance Grant is for cleaning and inspection of 8000 feet of sewer line, survey work on the sewer line, and engineering evaluation work of this line. This is the preliminary work required prior to requesting funding from the State for loans and/or grants for large sewer rehab projects. This Technical Assistance Grant is for \$50,000 with no matching City funds required.

One obligation the City would have to accept this Technical Assistance Grant is to continue to keep water/sewer rates so that they are equal to one and one half times the median household income for City of Eden. This is defined as High Unit Cost (HUC) and our water rates must be above this calculation. Based on data available today, our water rates are just slightly above this threshold and no rate increase would be required to accept the requested loan assistance from the CWSRF.

We ask the Council to consider adopting this Resolution in order that we may apply for the Technical Assistance Grant for the Tanyard Branch Outfall. Please contact Terry Shelton if you any questions regarding this Resolution to apply for this Grant.

RESOLUTION BY GOVERNING BODY OF THE CITY OF EDEN, NC

WHEREAS, The Federal Clean Water Act Amendments of 1987 and the North Carolina the Water Infrastructure Act of 2005 (NCGS 159G) have authorized the making of loans and grants to aid eligible units of government in financing the cost of construction of (state whether a wastewater treatment works, wastewater collection system, stream restoration, stormwater treatment, drinking water treatment works, and/or drinking water distribution system or other green project), and

WHEREAS, The City of Eden has need for and intends to evaluate for renovation a portion of their collection system described as Tanyard Branch Outfall replacement / rehabilitation or a combination of the two, and

WHEREAS, The City of Eden intends to request state grant assistance for the project,

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

That City of Eden, the Applicant, will arrange financing for all remaining costs of the project, if approved for a State grant award. That the Applicant will adopt and place into effect on or before completion of the project a schedule of fees and charges and other available funds which will provide adequate funds for proper operation, maintenance, and administration of the system and the repayment of all principal and interest on the debt.

That the governing body of the Applicant agrees to include in the loan agreement a provision authorizing the State Treasurer, upon failure of the City of Eden to make scheduled repayment of the loan, to withhold from the City of Eden any State funds that would otherwise be distributed to the local government unit in an amount sufficient to pay all sums then due and payable to the State as a repayment of the loan.

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

That S. Brad Corcoran, City Manager, the Authorized Official, and successors so titled, is hereby authorized to execute and file an application on behalf of the Applicant with the State of North Carolina for a grant to aid in the construction of the project described above.

That John E. Grogan, Mayor and successors so titled, is hereby authorized and directed to furnish such information as the appropriate State agency 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.

March 22, 2011

City of Eden, N. C.

Minutes of the regular March 22, 2011 meeting of the City Council, City of Eden:

That the Applicant has substantially complied or will substantially comply with all Federal, State, and local laws, rules, regulations, and ordinances applicable to the project and to Federal and State grants and loans pertaining thereto.

Adopted this the 22nd day of March, 2011 at Council Chambers in City Hall of Eden, North Carolina.

John E. Grogan, Mayor (Signature of Chief Executive Officer)

ATTEST: Sheralene Thompson, City Clerk

(k) Request for Consideration of Approving a 2011 Lawncare Services Contractor.

The Environmental Services Department solicited bids for the Lawncare Services for the facilities in the Water Plant, Wastewater Treatment, and the Collection & Distribution Divisions. The bid was advertised in the newspaper and we directly contacted as many local contractors as we could find contact information for them.

Sealed Bids were received on March 9th in the City Clerk’s Office. The table below shows the results of the bids.

	Contractor	Bid
1	Dickson Lawn Care	\$17,920.00
2	C. S. Lawncare	\$20,762.00
3	Golden Triad Landscaping	\$21,504.00
4	State Line Landscaping	\$24,255.00
5	Harris Lawn & Landscaping	\$39,800.00

A sixth was received, but was disqualified for being non-responsive to the bid requirements.

The staff recommends to the Council that Dickson Lawn Care be awarded with our contract Lawncare Service for the 2011 season. Dickson Lawn Care is an Eden business. Dickson Lawn Care was praised by each of his references for the quality of service delivered.

A motion was made by Council Member Tuggle seconded by Council Member Burnette to approve all Consent Agenda items. All Council Members voted in favor of this motion.

ADJOURNMENT:

A motion was made by Council Member Tuggle seconded by Council Member Hagood to adjourn. All Council Members present voted in favor of this motion.

Respectfully submitted

Sheralene S. Thompson, CMC
City Clerk

ATTEST:

John E. Grogan, Mayor