

CITY OF EDEN, N. C.

The regular meeting of the City Council, City of Eden, was held on Tuesday, May 17, 2016 at 7:30 p.m. in the Council Chambers, 308 E. Stadium Drive. Those present for the meeting were as follows:

Mayor:	Wayne Tuggle, Sr.
Council Members:	Bernie Moore
	Jim Burnette
	Angela Hampton
	Jerry Epps
	Darryl Carter
	Neville Hall
	Jerry Ellis
City Manager:	Brad Corcoran
City Clerk:	Sheralene Thompson
City Attorney:	Erin Gilley
Deputy City Clerk:	Deanna Hunt
Representatives from Departments:	
News Media:	Dallas Britt, Eden News

MEETING CONVENED:

Mayor Tuggle 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. Darryl Law, Pastor of Eden Baptist Church, gave the invocation followed by the Pledge of Allegiance.

PROCLAMATIONS:

- a. National Public Works Week

Mayor Tuggle read the following proclamation in recognition of National Public Works Week.

**PROCLAMATION  
RECOGNIZING NATIONAL PUBLIC WORKS WEEK  
MAY 15-21, 2016**

**WHEREAS**, Public Works infrastructure, facilities and services are of vital importance to the health, safety and well-being of the people of Eden, North Carolina; and

**WHEREAS**, such facilities and services could not be provided without the dedicated efforts of public works professionals, engineers, supervisors and the operations and maintenance staff who are responsible for and must plan, design, build, operate and maintain the transportation, public buildings, and other structures and facilities essential to serve our citizens; and

**WHEREAS**, it is in the public interest for the citizens and civic leaders of the City of Eden to gain knowledge of and to maintain progressive interest in the public works needs and programs of their prospective communities.

**WHEREAS**, we join American Public Works Association, the Governor's Office of the State of North Carolina and other interested agencies and organizations in recognizing the contributions of public works professionals to the health, safety and welfare of the City of Eden , the State of North Carolina and our nation;

**NOW THEREFORE**, I, Mayor Wayne Tuggle, Sr., do hereby proclaim May 15-21, 2016 as:

**“NATIONAL PUBLIC WORKS WEEK”**

This the 17<sup>th</sup> day of May 2016.

Wayne R. Tuggle, Sr., Mayor

**ATTEST:**

Sheralene Thompson, City Clerk

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b. National Police Week Proclamation.

Mayor Tuggle read the following proclamation in recognition of National Police Week.

**NATIONAL POLICE WEEK PROCLAMATION**

**Whereas**, The Congress and President of the United States have designated May 15 as Peace Officers' Memorial Day, and the week in which May 15 falls as National Police Week; and

**Whereas**, the members of the law enforcement agency of the City of Eden play an essential role in safeguarding the rights and freedoms of the City of Eden; and

**Whereas**, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property and by protecting them against violence and disorder; and

**Whereas**, the men and women of the law enforcement agency of the City of Eden unceasingly provide vital public service.

**Now Therefore, I, Wayne R. Tuggle, Sr.**, Mayor of the City of Eden, North Carolina, call upon all citizens of the City of Eden to observe the week of May 15 through 21, 2016 as

**National Police Week**

**Be It Further Resolved**, I do hereby proclaim May 15, 2016 as

**Peace Officers' Memorial Day**

in the City of Eden and call upon all citizens of the City of Eden to observe these events with appropriate ceremonies and activities.

Dated this 17<sup>th</sup> Day of May, 2016.

Wayne R. Tuggle, Sr., Mayor

**SET MEETING AGENDA:**

A motion was made by Council Member Ellis seconded by Council Member Hall to set the meeting agenda. All Council Members voted in favor of this motion. This motion carried.

**PUBLIC HEARINGS:**

- a. Consideration and adoption of the FY 2016-2017 Budget Ordinance.

Mayor Tuggle declared the Public Hearing open and asked the City Manager, Mr. Brad Corcoran, for comments.

Mr. Corcoran explained that the City Council held a budget work session on April 19<sup>th</sup>. He pointed out that the combined budgets this year equaled \$31,620,800 which was a decrease of \$2,945,300 or approximately 8.52% when you compare to the current budget of \$34,566,100. He closed by stating he would be happy to address any questions anyone may have.

As there were no questions Mayor Tuggle asked if there was anyone in favor or in opposition of the FY 2016-2017 Budget Ordinance. As no one came to speak in favor or in opposition, he then declared the Public Hearing closed.

A motion was made by Council Member Epps seconded by Council Member Carter to approve and adopt the 2016-2017 Budget Ordinance. All Council Members voted in favor of this motion.

**CITY OF EDEN, NORTH CAROLINA  
2016-2017 BUDGET ORDINANCE**

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

Section 1: The following amounts are hereby appropriated for the operation of the City of Eden government and its activities for the fiscal year beginning July 1, 2016, and ending June 30, 2017, according to the following summary and schedules.

Summary (Funds)	Estimated Revenues	Total Budget Appropriation
General	\$14,784,200	\$14,784,200
Self Insured Insurance	\$2,800,600	\$2,800,600
Water and Sewer	\$13,678,800	\$13,678,800
Police Pension	\$108,800	\$108,800
Runabout Travel	\$15,000	\$15,000
Municipal Service Tax District	\$9,200	\$9,200
 (Less inter-fund transfers)	 <u>\$2,433,100</u>	 <u>\$2,433,100</u>
 (Less Appropriated Fund Balances)	 <u>\$555,900</u>	 <u>\$555,900</u>
 (Less Grants/Principal Forgiveness Loans)	 <u>\$557,800</u>	 <u>\$557,800</u>
 (Less Loans)	 <u>\$2,740,000</u>	 <u>\$2,740,000</u>
 (Less Pass Thru Funds – Ex. Runabout Travel)	 <u>\$663,400</u>	 <u>\$663,400</u>
 TOTAL	 <u>\$24,446,400</u>	 <u>\$24,446,400</u>

Section 2: That for said fiscal year there is hereby appropriated out of the General Fund the following:

<u>Code</u>	<u>Department</u>	<u>Appropriation</u>
10-4110	City Council	\$45,600
10-4120	Administrative & Legal Services	\$200,400
10-4130	Finance/Human Resources	\$262,800
10-4135	Economic & Tourism Development	\$320,300
10-4145	Information Technology	\$288,600
10-4190	Facilities & Grounds	\$726,800
10-4310	Police	\$4,491,600
10-4340	Fire	\$1,520,500
10-4350	Engineering	\$27,000
10-4510	Streets	\$1,521,500
10-4515	Powell Bill	\$622,000
10-4710	Solid Waste	\$1,970,700
10-4910	Planning & Code Enforcement	\$553,500
10-6120	Recreation/Facility Maintenance	\$974,900
10-6920	Fleet Maintenance	\$324,600
10-9100	Special Appropriations	\$566,800
10-9990	Contingency	<u>\$366,600</u>
 TOTAL		 <u>\$14,784,200</u>

Section 3: It is estimated that the following General Fund Revenues will be available during the fiscal year beginning July 1, 2016, to meet the foregoing General Appropriations:

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3189-11092	Ad Valorem: Prior Years – Rock Co.	\$97,000
3189-18000	Interest on Delinquent	\$26,000
3190-11000	Ad Valorem: Current Year	\$4,989,000
3190-12093	DMV-Vehicle Tax – Current Year	\$555,300
3190-12093	DMV-Vehicle Tax – Prior Year	\$6,500
3190-12094	Short Term Rental Vehicle Tax	\$15,500
3190-12095	Municipal Vehicle Tax	\$45,000
3190-15000	Dog License	\$1,300
3190-18000	Interest on Current Taxes	\$11,000
3190-18100	Interest on Current Taxes – DMV	\$3,400
3190-19097	Payment in Lieu of Annexation	\$703,000
3190-19098	DMV Collection Fees	(\$16,700)
3190-19100	Occupancy Tax	<u>\$70,000</u>

Tax Revenue Total \$6,506,300

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3260-11000	Privilege License	\$1,000
3260-18000	Business Registration Fees	\$12,400
3270-12000	Franchise Fees – State	\$133,000
3343-41000	Building Permits	\$32,800
3343-41100	Plumbing Permits	\$7,100
3343-41300	Mechanical Permits	\$14,200
3343-41400	Sign Permits	\$400
3343-41500	Electrical Permits	\$21,500
3434-48000	Fire Department Permits	\$2,100
3491-41100	Planning Zoning Permits	<u>\$300</u>

Licenses & Permits Total \$224,800

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3350-00200	Donations & Fees – Pottery Festival	\$5,500
3431-41800	Police Controlled Sub State Excise Tax	\$300
3434-49000	Fire on Behalf Payments	\$22,000
3434-50000	Fire Dept Rental – Draper Rural	\$1,200
3612-48000	Freedom Park Concessions	\$27,000
3612-48100	Bridge Street Center Concessions	\$900
3612-48200	East Eden Center Concessions	\$1,600
3612-48300	East Eden Pool Concessions	\$5,800
3612-86000	Pool Admissions	\$13,800
3612-86100	Building Use	\$17,000
3612-86200	Field Use & Lights	\$7,200
3711-58000	G/F Return Check Fee	\$100
3831-49000	Interest: Checking	\$4,400
3831-49100	Interest: Temporary Investments	\$34,600
3831-49500	Interest: NC Cash Mgt. Trust	\$1,000
3831-49700	Interest: Powell Bill Funds	\$400
3831-49900	Eden PD/Forfeiture Interest	\$100
3836-82000	Sale of Fixed Assets	\$15,000
3839-89000	Miscellaneous Revenue	\$3,700
3850-85000	Insurance Proceeds	\$20,000
3991-99100	Fund Balance Appropriated	\$500,000
3991-99600	Fund Balance Appropriated–Bouvier-Kelly	\$35,900
3991-99500	Fund Balance Appropriated–Duke Energy Funds	\$10,000
3991-99500	Fund Balance Appropriated–Duke Energy Grant	<u>\$100,000</u>

Use of Money & Property Total \$827,500

Code Revenue Source Appropriation

3231-31000	Local Option Sales Taxes	\$1,047,100
3232-31000	½ Cent Sales Taxes	\$768,000
3233-31000	½ Cent Sales Taxes	\$500,000
3234-31001	State Hold Harmless Payment	\$807,100
3234-31002	Solid Waste Disposal Tax Distribution	\$9,800
3322-31000	Wine & Beer Taxes	\$73,500
3324-31000	Utilities Franchise Taxes	\$980,500
3325-33000	Powell Bill: State Street Aid	\$486,500
3335-32000	County Grants: Fire Department	\$2,400
3336-33000	County Grants: School Resource Officer	\$150,100
3350-00920	RCATS Transportation Grant	\$127,800
3431-73000	Project Safe Rockingham County	\$19,200
3612-48400	Recreation Grant-Sr. Center	\$4,000
3837-89000	ABC Revenues	\$107,400
3837-89100	ABC Revenues: Law Enforcement	<u>\$3,100</u>

Other Agencies Revenues Total \$5,086,500

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3350-00100	Historic Preservation Book Sales	\$500
3412-41000	Other Departmental Revenues	\$4,000
3431-41000	Police Revenue: Dog Fines	\$1,700
3431-41100	Police Security Charges	\$127,800
3431-41200	Police Security Fringe Benefit Charges	\$26,000
3431-41300	Court Costs	\$4,200
3431-41400	Parking Violations	\$600
3431-41500	Police Fingerprinting Supplies	\$1,000
3431-41600	Police Department: Sale of Materials	\$100
3431-41700	Police Revenue	\$6,300
3431-84000	Police Department Restitution	\$2,400
3434-41000	Outside Fire Protection Charges	\$4,900
3435-82000	Engineering Testing Fees	\$6,800
3451-41100	Street Dept. Revenue: Driveways	\$4,800
3451-81000	Street Mowing	\$10,700
3491-40000	Planning Dept. Nuisance Fees	\$17,700
3491-41000	Planning Department Applications	\$1,200
3491-41600	Planning: Code Compliance Ins.	\$600
3491-81000	Planning Department Sale of Materials	\$200
3491-84400	Comm. Appearance Projects Revenue	\$100
3612-41000	Non-city User's Fees	\$4,500
3612-41100	League Entrance Fees	\$10,000
3612-41200	Recreation Dept. Revenue: Lesson	\$500
3612-86400	Recreation Dept. Miscellaneous	\$20,000
3612-87000	Fuel Purchases – County Agencies	\$16,100
3839-49900	Cash Discounts Earned	<u>\$100</u>

Charges for Current Services \$272,800

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3471-41100	Residential Fees – Solid Waste	\$1,360,000
3471-41101	Commercial Fees – Solid Waste	\$484,000
3471-81100	Recycling Income – Solid Waste	\$15,000
3471-81200	Sale of Compost/Mulch–Solid Waste	\$2,000
3471-81400	Demolition – Abatement	\$2,500
3714-52000	Dumpster Late Fee	<u>\$2,800</u>

Total Solid Waste Revenue \$1,866,300

General Fund Revenue Total \$14,784,200

Section 4: That for said fiscal year there is hereby appropriated out of the Self Insured Insurance Fund the following:

<u>Code</u>	<u>Department</u>	<u>Appropriation</u>
4145-18300	Group Insurance Fixed Cost	\$476,400
4145-30000	Claims	<u>\$2,324,200</u>
Self Insured Insurance Fund Total		<u>\$2,800,600</u>

Section 5: It is estimated that the following Self Insured Insurance Fund Revenues will be available during the fiscal year beginning July 1, 2016 and ending June 30, 2017, to meet the foregoing Self Insured Insurance Fund Appropriations:

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3351-01000	Charges to other Funds/GF	\$2,130,100
3351-03000	Charges to Other Funds/W/S	\$625,800
3351-07700	Charges to Other Funds/Pension	\$16,500
3839-83000	Refunds	<u>\$28,200</u>
Self Insured Insurance Fund Total		<u>\$2,800,600</u>

Sections 4 and 5 of this Budget Ordinance hereby authorize City payment of individual premiums in excess of that set forth in City Code § 10-6.3 for said fiscal year only. This authorization in no way creates any benefit or right in property whatsoever of any individual employee or retiree to City payment of premiums for any future year above that prescribed in City Code § 10-6.3.

Section 6: That for said fiscal year there is hereby appropriated out of the Water & Sewer Fund the following:

<u>Code</u>	<u>Department</u>	<u>Appropriation</u>
7110	Water Resources	\$381,500
7115	Billing & Collections	\$389,400
7120	Water Filtration	\$1,440,600
7125	Collection & Distribution	\$2,142,200
7130	Water Reclamation	\$1,459,700
8120	Water Construction	\$378,000
8130	Sewer Construction	\$3,373,600
9920	Special Appropriations	\$3,613,800
9990	Contingency	<u>\$500,000</u>
Water & Sewer Fund Total		<u>\$13,678,800</u>

Section 7: It is estimated that the following Water & Sewer Fund Revenues will be available during the fiscal year beginning July 1, 2016 and ending June 30, 2017 to meet the foregoing Water & Sewer Fund Appropriations:

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3362-51200	Sale of Water	\$4,726,000
3362-53000	Leak Adjustments/Water	(\$56,800)
3363-51300	Sewer Service Charges	\$5,724,300
3363-53000	Leak Adjustments/Sewer	(\$133,000)
3363-53900	One-Time Pool Adj.	(\$2,000)
3711-58000	Miscellaneous Returned Checks	\$3,300
3713-53000	Pre-Treatment Charges	\$32,000

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3714-42000	Water Service Application Fees	\$19,500
3714-51000	W/S Meter Tampering Fees	\$100
3714-52000	Reconnection Charges	\$197,300
3714-52200	Water Taps	\$5,200
3714-52300	Sewer Taps	\$3,500
3831-49000	Interest: Checking	\$500
3831-49100	Interest: Temp. Investments	\$42,300
3831-49440	CWSRF Junction/Bridge St Pump Station Loan	\$2,740,000
3831-49450	HUC Grant – Covenant Branch/Meadow Greens	\$34,000
3831-49460	Spec Legislative Grant–Cov Branch/Meadow	\$296,000
3834-86000	Rent of Equipment	\$44,000
3835-81000	Sales of Materials	\$1,500
3839-49900	Cash Discount Earned	\$100
3839-89000	Miscellaneous Revenues	<u>\$1,000</u>
Water & Sewer Fund Total		<u>\$13,678,800</u>

Section 8: That for said fiscal year it is hereby appropriated out of the Police Pension Fund the following:

<u>Code</u>	<u>Department</u>	<u>Appropriation</u>
4310-12900	Separation Payments	\$100,200
4310-18100	FICA	\$8,100
4310-19300	Professional Services	<u>\$500</u>

Police Pension Fund Total \$108,800

Section 9: It is estimated that the following Police Pension Fund Revenues will be available during the fiscal year beginning July 1, 2016 and ending June 30, 2017 to meet the foregoing Police Pension Fund Appropriations:

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3831-49000	Pension Fund Interest Earned	\$100
3981-98000	Pension Fund – Contribution from G/F	\$98,700
3981-99000	Pension Fund – Fund Balance Appropriated	<u>\$10,000</u>

Police Pension Fund Total \$108,800

Section 10: That for said fiscal year there is hereby appropriated out of the Runabout Travel Fund the following:

<u>Code</u>	<u>Department</u>	<u>Appropriation</u>
9100-31200	Runabout Travel Expense	<u>\$15,000</u>

Runabout Travel Fund Total \$15,000

Section 11: It is estimated that the following Runabout Travel Fund Revenues will be available during the fiscal year beginning July 1, 2016 and ending June 30, 2017 to meet the foregoing appropriations:

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3612-84000	Runabout Travel Fees	<u>\$15,000</u>

Runabout Travel Fund Total \$15,000



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Section 12: That for said fiscal year there is hereby appropriated out of the Municipal Services Tax District Fund the following:

<u>Code</u>	<u>Department</u>	<u>Appropriation</u>
4135-29900	MSD Tax – Leaksville	\$7,600
4135-29901	MSD Tax – Draper	\$1,600
Municipal Service Tax District Fund Total		<u>\$9,200</u>

Section 13: It is estimated that the following Municipal Services Tax District Fund Revenues will be available during the fiscal year beginning July 1, 2016 and ending June 30, 2017 to meet the foregoing appropriations:

<u>Code</u>	<u>Revenue Source</u>	<u>Appropriation</u>
3190-19200	MSD Tax – Leaksville	\$7,600
3190-19300	MSD Tax – Draper	\$1,600
Municipal Service Tax District Fund Total		<u>\$9,200</u>

Section 14: There is hereby levied for the fiscal year ending June 30, 2017 the following rate of taxes on each one hundred dollars (\$100) assessed valuation of taxable property as listed as of January 2016 for the purpose of revenue, and in order to finance foregoing appropriations:

A GENERAL FUND (for the general expense incident to the proper government of City of Eden, North Carolina) TAX RATE of \$0.609 per hundred dollars (\$100) of assessed valuation.

Such rates are based on an estimated total appraised value of property for the purpose of taxation of approximately \$833,548,800 with an assessment ratio of 100% of appraised value. Estimated collection rate of 98.28%.

Section 15: The Tax and Service Rates section of the FY 2016-2017 budget sets forth the applicable fees for the fiscal year beginning July 1, 2016 and ending June 30, 2017.

Section 16: The Personnel section of the FY 2016-2017 budget sets forth the grade and positions classification plan for the fiscal year beginning July 1, 2016 and ending June 30, 2017.

Section 17: Copies of this Budget Ordinance shall be furnished to the Director of Finance & Personnel and City Manager of the City of Eden, to be kept on file by them for their direction in the collection of revenues and expenditures of amounts appropriated.

Section 18: The City Manager, by authority of this ordinance, may transfer/reallocate between & within departments up to a maximum of ten percent (10%) of the moneys appropriated within any of the above stated funds, including transfers/reallocations between funds.

Section 19: The Water and Sewer service charge increases approved by the City Council on November 17, 2015 that had an effective date of September 1, 2016 shall be postponed until January 1, 2018 at which time they will become effective.

Adopted this the 17<sup>th</sup> day of May, 2016.

Wayne Tuggle, Mayor

ATTEST:

Sheralene Thompson, CMC, MMC, NCCMC

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City Clerk

REQUESTS AND PETITIONS OF CITIZENS:

Mr. Leroy Valentine, 225 Woodland Drive, addressed Council.

Mr. Valentine explained that he was the spokesman for the neighborhood. They were concerned citizens from the Grand Oaks area and most of them have lived there for 20-30 years. There were 75 homes in the area and many have called the city and have been face to face with workers and supervisors and cannot get results, and some were given a flat no.

His points were as follows:

1. The roads were terrible, they have one way in and one way out.
2. At Hillcrest Drive they propose an egress from Haywood Street for a back way out to get out of the area in the event of an emergency.
3. They would like to ask for curbs as the front part of Grand Oaks had curbs.
4. The water leaks constantly and they have high bills, they were unable to drink the water.
5. They would like "No Littering" signs on the streets.
6. They would like speed bumps in the area.
7. They would like a location for a fallout shelter.
8. They would like a neighborhood watch.

He explained that they did have petitions available with 140+ signatures with more being signed. He was proud to know a bond referendum was approved and they asked them to hear their plea. He also presented some photographs of the streets in the area and how they look now.

He added that they did have word that Woodland Drive was going to be possibly paved in July but they were asking for all their streets to help get their community up to date. He noted that their children ride bicycles, motor bikes, skateboards, and it was very dangerous and unsafe for them with the potholes and dips.

Mayor Tuggle stated that he would love to sit down and have a conversation with him. If he could meet with him right after the meeting he would schedule a time to meet with him to address his concerns and he would discuss them with the City Manager to see what could or could not be done. He also pointed out that regarding the bond issue, the bond issue addressed infrastructure, not roads or anything like that.

Council Member Carter also added that the water rate increase was scheduled to take effect on September 1<sup>st</sup> and they were able to delay it for two years due to the bond issue.

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Mr. Bobbie Garland, 209 Lenoir Drive, addressed Council.

Mr. Garland explained that he was a concerned citizen of the Grand Oaks area. He explained that Pastor Valentine had already addressed most of the things he was concerned about.

He stated that they needed egress and ingress and he thought it was a law that they have a right to be able to go in and out. He pointed out that during a storm that the trees fell and hit the line and he had an appointment in Durham for a heart catheterization. He explained that it had taken him 4 months to get that appointment and he was going to get out.

He also pointed out that from Fieldcrest back, none of the streets have any curbing. Water washes out their lots and gardens. He did not know if it was neglect on the part of the city or what he looked at things like taxation without representation was no good. He knew they paid taxes and he also looked at the water bills. They were paying more for water and many of his constituents did not even drink the water.

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Ms. Sherry Miles, 1011 Haywood Street, addressed Council.

Ms. Miles explained that her concern was also about the water. Her job consists of going around Rockingham County taking care of the sick and elderly and a lot of them complain about high water bills. They have to make a choice between buying food, medications and water. They were saying the bills were too high and they could not afford it. They sometimes have to half their medication, they never get a full bottle because they have to put money back to pay their water bills.

She felt that the water was expensive, especially for the elderly and they were in an aging community. Young people were not staying here, they were moving out but they had a lot of elderly people here on fixed incomes.

She also agreed about the condition of the roads. There were dips and sometimes they had water seeping out. She would call to ask them to come fix it and it would take days before they came out.

Mayor Tuggle stated that he wanted to point out that the City of Eden was under an Administrative Order from the EPA of the United States. They had originally said that the city had to come up with \$48 million to fix all the water and mostly sewer issues. The city was given five (5) years to do this. The city has already spent \$12 million. If the city was not in compliance they will fine the city \$37,500 a day. So, as far as water and sewer rates the city has had absolutely no choice.

Ms. Miles questioned the construction that they did in the Spray section and there at the library. Maybe they received a grant to do that, she did not know but why could they not

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have fixed their pipes. Why did they not do the pipework instead of doing the beautification?

Mayor Tuggle explained that it was money that was specifically for that.

The City Attorney, Ms. Erin Gilley, added that legally the way the State of North Carolina views things, the revenue from the water and sewer, must go towards the repair of water and sewer lines. There was actually two (2) separate pots and she knew that it did not make a lot of sense but that was what the law says. So, when you look at other projects that are done on the General Fund side, it does not include water and sewer that was a different pot of money. So, the money that was actually received from the water and sewer revenue has to be used to repair the pipe.

Mayor Tuggle referred to the bond issue and if they get that money, that has to be put specifically into infrastructure and they do not have a choice in spending it on anything else. Just as Ms. Gilley said, there is specific money given for that particular reason and you cannot use it for anything else.

Ms. Miles asked them to just consider the elderly in this community because right now they were really facing some serious issues.

Mayor Tuggle stated that they tell the EPA all the time that Rockingham County was a poor county, no question about it, but they do not care.

Council Carter added that it did not mean that if they had a water leak the city would not fix it. He promised her that if there was a leak, the city would fix it.

Council Member Ellis asked if they did not drink the water in her neighborhood.

Ms. Miles explained that she waited a couple of days and turned her kitchen sink faucets on and she had expected air to come out of it. Instead of that she had a lot of black stuff to come out of it. She only had the water off for about 2 days. She will bathe with the water and sometimes even if you boil the water you see a film over the top of it. So, no she did not drink it, she continued to buy her drinking water.

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Ms. Lizzie Garland, 209 Lenoir Drive, addressed Council.

Ms. Garland explained that her concern was the streetlights in the area. When she first moved there, they had bright lights. Now, the few lights they do have were dim. Most of the people on her street were elderly, like herself. So, she could not see when she got out of her car at night unless her porch light was on. So she would appreciate it if they could look into it.

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Mr. Antonio Hampton, 203 Lenoir Drive, addressed Council.

Mr. Hampton explained that his concern was regarding roads and patches in the road. Within a matter of days when he called action was taken and he was pleased with that. As for the results some of the work was held up temporarily, and some of the work has sunk below grade level. Some patches were not filled enough to compensate a smooth ride and that was his issue with the roads.

He explained that his next issue was trash and he realized that was maybe an uncontrollable topic. He did get out in the neighborhood with his lawnmower and trailer and he actually went out and cleaned up trash throughout his neighborhood.

Mayor Tuggle asked if this was trash that people had thrown out.

Mr. Hampton replied that it was just trash that had been there for a while and over in the gutters and they also do get litter from other people. He liked to just try to encourage people to take care of their areas as he would. He asked if they could try to get one or two Do Not Litter signs. They also had a lot of children in the area who did like to play in the streets and he tried to get them to watch out for speeding vehicles. He asked if there could be some type of speed zone. They also have a lot of stray dogs and cats in the area.

He stated that besides that, they did have a lot of empty homes throughout the neighborhood that have been vacant for quite some time and the property has not been kept up and the grass is high and the house is not fit for somebody to move into.

Mayor Tuggle asked that if Pastor Valentine was the spokesperson for the group, they should give all of their concerns to him and then the city could lay out a plan and try to address them. He had covered several different departments here and they could try to address as many of them as they can.

UNFINISHED BUSINESS:

a. Consideration of Proposed Rental Policies and Fees for Grogan Park.

Attached, please find a copy of the proposed rental Policies and fees for the John E. Grogan Park. I met with Cindy Adams and Mike Dougherty on December 2, 2015 and discussed what their ideas were considering policies and fees for the Park and, I have drafted a proposal that is similar to that of the Center City Park in Greensboro. They both liked what was on the application and the policies and fees set for this site. We may want to re-look at the fees, due to the John E. Grogan Park not having the same type of amenities as the Center City Park.

Included in the Rental Policies and Fees for Grogan park is the allowance of alcohol by users of the facility. The renter would get be responsible for obtaining the permit and would assume all liability associated with the use of alcohol at the event. Parks and Recreation Staff has included the provision in the Rental Policies and Procedures that an off-duty police office or other security personnel is required when alcohol is allowed. If the Mayor City Council approves the allowance of alcohol at Grogan Park, then staff would need to be

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directed to change the City Ordinance concerning alcohol in City Parks and Recreation facilities, and allow alcohol at Grogan Park.

I have spoken to Tammy McMichael, Finance Director, concerning the use of alcohol at functions in Grogan Park, and according to the North Carolina League of Municipalities, as long as the organizations or individuals renting the Park obtained the ABC permits, then there would be no increase in the City's General Liability Insurance for this.

I have also spoken to Erin Gilley, City Attorney, and for alcohol to be allowed in the John E. Grogan Park or any Parks and Recreation Facility, the City Council would have to change City Ordinance 13-191.

Staff is seeking the Mayor and City Council to provide feedback concerning the Rental Policies and Fees for Grogan Park, and if there are none, to allow staff to present these for approval and to amend City Ordinance 13-191 to allow alcohol at Grogan Park. Staff will bring this back for a vote at the June 2016 City Council meeting.

Mayor Tuggle asked Mr. Johnny Farmer, Director of Parks & Recreation to come forward for his presentation.

Mr. Farmer explained that he had a PowerPoint presentation (*a copy is located in the Administrative Office*). He explained that he was asked to come up with some policies and procedures for Grogan Park. What they were trying to do was to make the park a wedding type venue and they really did not have a facility like that currently. He wanted to point out that the fee schedule was one thing he wanted to talk about.

He explained that they would rent out the park in sections, the plaza area, the gazebo area and the rates was very comparable to the City Center in Greensboro but the price was a little bit lower as they did not have some of their amenities. They could rent those areas out for a 4 hour block for \$200 and \$350 for 6 hours. A 10 hour block was \$600 and each additional hour would be \$100 each. There may be groups that would want to rent out the entire park and the price would be anywhere from \$200 for 4 hours to \$1,000 for 10 hours.

He explained that currently they felt that to help attract the wedding type events they would need to add alcohol at city parks and recreation facilities and most places if they were doing wedding type venues they did allow alcohol such as champagne for wedding receptions.

He pointed out that they contacted the folks who provide the city's liability insurance and since the city would not be pulling any type of alcohol permit the insurance rates would not go up. If they were allowed to have alcohol then the city would need to amend the city ordinance to allow alcohol at Grogan Park and this would be the only facility that they would allow it at.

He added that one thing they would ensure if they decide to go this route would be to set up in a beer garden type of thing where there would be a designated area where folks would have to stay and consume the alcohol and the permit would have to be pulled by the person renting the facility or the caterer they chose to do that. They would be required to

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hire an off duty police officer or security there for the entire event. City staff would also be included to help negotiate and making sure things were set up.

Other things in there were basic housekeeping and making sure proper signage was put out and tent stakes were put up. Discuss the types of equipment that would be allowed and maintenance and cleanup.

Mr. Farmer explained that he wanted to get a clear direction from the City Council as to whether or not they wanted to allow alcohol. Then, he would bring the item back to the next meeting to adopt the policy.

Mayor Tuggle clarified that if alcohol was served that it would be in a beer garden, enclosed area and people would not be able to walk around all over the campus and there would be a police officer there as well as a staff member.

Mr. Farmer replied that was correct.

Council Member Burnette stated that he mentioned this would be for weddings. He asked if it would be the same for any event.

Mr. Farmer replied that it would be for any event because once the policy was approved, they could not pick and choose who they would utilize the facility. So, if they do alcohol, they wanted to have as much control over it as possible.

Council Member Moore commented that he just wanted to tell them how he felt about it and it was everybody's personal opinion as to whether they wanted to have alcohol. He just thought that personally, they would be setting a bad example if alcohol was served on City Hall property. As he had said, they could not pick and choose who they would rent it out to. He pointed out that something was not right if you had to have a police officer at a wedding.

Mr. Farmer explained that he checked with other municipalities who do these types of events and they always have a designated area with a security officer present. He added that it would probably be an off duty police officer, not in uniform.

Council Member Moore explained that was just his personal opinion. He did appreciate him looking into it and he knew it took a lot of time.

Mr. Farmer added that they tried to be as thorough as they could.

Council Member Ellis asked if drinking was allowed at Freedom Park or at any of the pools.

Mr. Farmer replied no and added that there was a city ordinance and no alcohol was allowed at any city facility.

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Council Member Epps suggested that they remove the alcohol.

Council Member Ellis stated that he had said they could not pick and choose their events.

Mr. Farmer explained that if someone comes in and paid the fees and were willing to follow the policies then they have to be treated the same, they could not turn anyone away.

Council Member Burnette stated that he certainly respected the opinions and he understood, however he would voice an opposition. He explained that they were looking at making this a venue where great events could take place. If they look at the availability of places like this there were very few in the City of Eden. Some of those that were available, do not want alcohol served. He did understand the concern and there was an ordinance that said they do not and that was why they would have to change that.

He thought that as great a place as this was he would like to see them do it with the alcohol, at least in the beginning to try and see if it worked. He thought it could be done well.

Mr. Farmer agreed and he added that if they did not allow alcohol, he did not think they would be able to attract the wedding and receptions and things like that.

Council Member Burnette agreed and he added that there was one place of business that opened, they did a lot of work but they did not allow alcohol and he thought they were no longer in business.

Mr. Farmer asked that they just give him some direction.

Mayor Tuggle suggested that each Council Member contact Mr. Farmer to express their opinion so he would know how to develop the policy.

Mr. Farmer added that he would just leave it in or remove it.

Council Member Epps asked where he had the weddings at now to which Mr. Farmer replied that they have had one or two in the last ten years. There was one at the amphitheater at Freedom Park and there have been weddings at the Boone Road Community Center but they were not allowed to have alcohol. The city really did not have a really nice venue. Grogan Park has those type of amenities where folks can come and take photos and they have the plaza area where folks could come and dance. He thought that it could be a very positive thing for the city.

Council Member Burnette asked what the rationale was behind 4 hours for the plaza and 4 hours for the full park.

Mr. Farmer explained that he based the scale with what they did at the City Center. Doing the whole park as opposed to the plaza and gazebo, it would really not be a lot more



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different for staff and they wanted to try to keep it affordable. He added that he felt that most people would use the plaza and gazebo as opposed to the whole park.

Council Member Burnette asked if they had thought about the concerns with noise.

Mr. Farmer replied that there was a noise ordinance and they would stay within the decimals to which Ms. Kelly Stultz, Director of Planning & Zoning, stated that there were no decimals in the city's noise ordinance.

Council Member Burnette expressed some concern about neighbors and Chief Pyrtle agreed that would be his concern about anything after 11:00 p.m., because of the proximity of the residences right across the street.

Council Member Burnette pointed out that he had in there that it was supposed to end by 10:00 p.m. They have an after 11:00 p.m. penalty as well.

Mr. Farmer added that would be mainly for cleanup.

Mayor Tuggle stated that the good thing about an ordinance was that they could change it next week if they want to. So, whether it was alcohol or noise or whatever, if it becomes a problem then they can have a Council Meeting and change it.

Council Member Carter commented that people would just want to come and enjoy the park for free.

Mr. Farmer replied that was correct and it was still going to be open to the general public but if someone wants to come in and rent it for a wedding or special event it would be just like Freedom Park. When they rent out the shelter, if someone wants to reserve that then they reserve that component of the park but if it was not being used or reserved then it could be enjoyed by anyone at no cost.

Council Member Ellis asked if he had thought about parking.

Mr. Farmer explained that they would have to be very careful to make sure there was nothing going on in the Eden Room or any other event going on here at Grogan Park.

Council Member Ellis questioned city vehicles.

Mr. Farmer replied they would do like they did when they did the grand opening.

Council Member Hall asked if the committee who had helped raise the funds for the Grogan Park been involved with the rental policy.

Mr. Farmer replied that they had not really.

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Council Member Hall explained that he just did not want it to be in contrast to the theme of the park. Private money was raised and the park was built with private money and then turned over to the city to maintain and now the city would hopefully make money with it. He just wanted to make sure that the intent of the original group was okay with that.

Mr. Farmer replied that he felt they were because one of the things they wanted to do was to provide a top notch facility for the city to provide these type of events. The city did not really have the ability to do those type of events until now.

Council Member Hall replied that he would come by to see him. He was also concerned about the fees.

Council Member Epps questioned the food for these events and if it would be catered in or grilled.

Mr. Farmer replied that if somebody wanted to do a grill they could but for most of the weddings they would bring in a caterer.

b. 2016 Boards and Commissions Appointments

A motion was made by Council Member Ellis seconded by Council Member Hampton to approve the appointment by Council Member Hall of Charles Yarborough to Historic Preservation Commission (ETJ). All Council Members voted in favor of this motion.

NEW BUSINESS:

*There was no New Business at this time.*

REPORTS FROM STAFF:

Ms. Cindy Adams, Tourism & Events Coordinator stated that she thought they needed to serious refining when talking about the alcohol issue. She agreed with Council Member Moore that they would never book a wedding if they had to have a police officer. In 13 years of Apple Festival and 15 years of Riverfest they have never had an incident. They have had alcohol up and down Monroe Street at Oink & Ale for 2 years outside of a beer garden and never had an issue. She thought it needed to be looked at seriously so she would ask that they took some time on it. She then gave a brief update on the Oink & Ale Festival.

Police Chief Reece Pyrtle gave a brief update on Project Safe Rockingham County who was in their 10<sup>th</sup> year.

CONSENT AGENDA:

- a) Consideration and Approval of Minutes for April 19, 2016.

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b) Approval and Adoption of Budget Amendment 12.

The City along with the Aging, Disability and Transit Service (ADTS) of Rockingham County received a grant from the NC Department of Transportation to enhance the mobility for seniors and individuals with disabilities. The attached amendment increases the General Fund revenue for the grant amount and increases the RCATS Transportation line item in Special Appropriations.

Subject: Budget Amendment # 12

	Account #	From	To	Amount
<b>General Fund Revenues</b>				
RCATS Transportation Grant	10-3350-00920	\$ 34,500.00	\$ 118,100.00	<u>\$ 83,600.00</u>
<b>General Fund Expenditures</b>				
RCATS Transportation	10-9920-69850	\$ 47,700.00	\$ 131,300.00	<u>\$ 83,600.00</u>

Appropriates grant funds for the RCATS Transportation System.

Adopted and effective this 17th day of May, 2016.

Attest:

Sheralene Thompson, City Clerk

Wayne Tuggle, Mayor

c) Approval and Adoption of Budget Amendment 13.

The attached budget amendment transfers money from the drug forfeiture account to the General Fund to cover expenditures in the drug forfeiture line items. Below is a breakdown of each line item and the specific expenditures.

Training & Travel \$ 4,500

Subject: Budget Amendment # 13

	Account #	From	To	Amount
<b>General Fund Revenues</b>				
Police Fed/State Drug Forfeiture	10-3431-41900	\$ 22,500.00	\$ 27,000.00	<u>\$ 4,500.00</u>

**General Fund**

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**Expenditures**

Police Training/Travel Drug Forfeiture	10-4310-39501	\$	900.00	\$	5,400.00	\$	<u>4,500.00</u>
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Transferring money from the Federal Forfeiture bank account to the General Fund.

Adopted and effective this 17th day of May, 2016.

Attest:

Sheralene Thompson, City Clerk

Wayne Tuggle, Mayor

d) Approval and Adoption of Budget Amendment 14.

The attached budget amendment allocates funds raised by the Youth Council for their 5K Charity Run. This amendment increases the Youth Council expenditure line item and the proceeds will be donated to Camp Carefree.

Subject: Budget Amendment # 14

	Account #	From	To	Amount
<b>General Fund</b>				
<b>Revenues</b>				
Youth Council Charity Run	10-3350-00910	\$ -	\$ 2,500.00	<u>\$ 2,500.00</u>
<b>General Fund</b>				
<b>Expenditures</b>				
Governing Board Youth Council	10-4110-29600	\$ 4,000.00	\$ 6,500.00	<u>\$ 2,500.00</u>

Appropriates fund collected for the Youth Council Charity Run.

Adopted and effective this 17th day of May, 2016.

Attest:

Sheralene Thompson, City Clerk

Wayne Tuggle, Mayor

e) Approval and Adoption of Budget Amendment 15.

When the City purchases vehicles with installment purchases, it is required to show the loan proceeds as revenue and the payment to the vendor as an expenditure in the financial statements. The attached amendment increases the General Fund revenue line item "loan proceeds" and also increases the Facilities & Grounds Capital Outlay – Vehicles for the purchase of a new service van.

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Subject: Budget Amendment # 15

	Account #	From	To	Amount
<b>General Fund Revenues</b>				
Loan Proceeds	10-3850-86000	\$ 490,400.00	\$ 526,000.00	<u>\$ 35,600.00</u>
<b>General Fund Expenditures</b>				
Facilities & Grounds C/O Vehicles	10-4190-55000	\$ -	\$ 35,600.00	<u>\$ 35,600.00</u>

Appropriates loan proceeds for Facilities & Grounds service van.

Adopted and effective this 17th day of May, 2016.

Attest:

Sheralene Thompson, City Clerk

Wayne Tuggle, Mayor

f) Approval and Adoption of Budget Amendment 16.

The Runabout Travel fund accounts for money collected and expensed for trips organized by the Recreation Department for the Senior Center. During fiscal year 2015-2016, this group went on a cruise. Since this was a much more expensive trip than they normally participate in, the revenues and expenditures are much greater than the amount budgeted. The attached budget amendment increases the Runabout Travel revenues and expenditures for this difference.

Subject: Budget Amendment # 16

	Account #	From	To	Amount
<b>Runabout Travel Revenues</b>				
Runabout Travel Fees	25-3612-84000	\$ 15,000.00	\$ 49,000.00	<u>\$ 34,000.00</u>
<b>Runabout Travel Expenditures</b>				
Runabout Travel Expense	25-9100-31200	\$ 15,000.00	\$ 49,000.00	<u>\$ 34,000.00</u>

Appropriates fees collected for the Runabout Travel Club.

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Adopted and effective this 17th day of May, 2016.

Attest:

Sheralene Thompson, City Clerk

Wayne Tuggle, Mayor

g) Approval and Adoption of Water & Sewer Capital Projects Financing BB&T Resolution Approving Financing Terms.

Council approved a new loan in its FY 2015-2016 budget of up to \$1,500,000 within the Water & Sewer Fund. The City needs to proceed with private placement financing for the Water Construction Projects: Automatic Flushing Device Installations, Caleb Street W/L Upgrade, W. Harris Place WL Replacement, Victor Street WL Replacement, Front & Burgess Street WL Replacement, Sewer Construction Projects: Covenant Branch, Condition Assessment, and Tanyard Branch Sewer Outfall Project. Please find attached the Resolution Approving Financing Terms required by BB&T Governmental Finance.

h) Consideration of Uncollectable W&S and Miscellaneous Billing.

After review of the attached accounts, it is evident that these are legally uncollectible. Based upon this and upon recommendation of our accountant Judy Rouse, we request that the following amounts be written off so they will no longer show as delinquent accounts receivable. Continuing to include such amounts in the financial records of the City could result in a distorted aged trial balance:

The attached list includes \$27,049.78 Miscellaneous Billing, and W&S Accounts older than 10 Years, no Social Security Numbers or less than \$50.00 for a total of \$4,424.62. These accounts do not have sufficient evidence for filing a legal claim. If we have social security numbers on accounts and the amount owed is \$50.00 or more, we submit the delinquent debt to the North Carolina Local Government Debt Setoff Clearinghouse. It is staff's recommendation that the removal of these accounts will more accurately reflect the amounts that are actually due and collectible by the City of Eden.

Please note there are still delinquent accounts on the books that are 10 years old or less that staff feels that there is a possibility of collecting from Bankruptcy Courts or from individuals coming in to sign up for new services. We will continue to monitor these accounts on an annual basis and make annual recommendations to remove accounts that are uncollectable.

i) Consideration and Approval of Contract for City of Eden Strategic Community Vision with J.M. Teague Engineering & Planning.

A motion was made by unanimous consent to approve the Consent Agenda. This motion was approved.

ANNOUNCEMENTS:

*No announcements were made at this time.*

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ADJOURNMENT:

A motion was made by unanimous consent to adjourn. All Council Members present voted in favor of this motion.

Respectfully submitted,

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Sheralene S. Thompson,  
CMC, MMC, NCCMC  
City Clerk

ATTEST:

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Wayne R. Tuggle, Sr., Mayor